Official Proceedings Pontiac City Council 94th 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, June 20, 2023, at 6:01 p.m. by Council President Mike McGuinness.

Invocation - Pastor Cassandra Berry

Pledge of Allegiance to the Flag of the United States

Moment of Silence

Roll Call

Members Present – Kathalee James, Mike McGuinness, Brett Nicholson, William Parker, Jr., and Melanie Rutherford

Mayor Greimel was present. A quorum was announced.

Excuse Councilmembers

Motion to excuse President Pro-Tem William Carrington for personal reasons. Moved by Councilperson Rutherford and second by Councilperson Nicholson.

Ayes: James, McGuinness, Nicholson, Parker, and Rutherford No: None

Motion Carried

Amendments to and Approval of the Agenda

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

Councilman Mikal Goodman arrived at 6:08 p.m.

Motion to amend the agenda to add a Resolution requiring road closure for Bloomfield, Highland, and Harvey streets in District #1 as the new item #7. Moved by Councilperson Rutherford and second by Councilperson James.

Ayes: James, McGuinness, Nicholson, Parker, Rutherford, and Goodman No: None

Motion Carried

Motion to amend the agenda to add a discussion regarding the Phoenix Center as the new item #11. Moved by Councilperson James and second by Councilperson Rutherford.

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

No: None

Motion Carried

Motion to amend the agenda to add a discussion regarding the Phoenix Center Apartments living conditions as the new item #12. Moved by Councilperson Rutherford and second by Councilperson Goodman.

Ayes: Nicholson, Parker, Rutherford, Goodman, James, and McGuinness No: None

Motion Carried

The vote was taken to approve the agenda as amended.

Ayes: Goodman, James, McGuinness, Nicholson, Parker, and Rutherford No: None

Motion Carried

Consent Agenda

23-237 (A-C) Resolution to approve the consent agenda for June 20, 2023. Moved by Councilperson Rutherford and second by Councilperson Nicholson.

Whereas, the City Council has reviewed the consent agenda for June 20, 2023.

NOW, THEREFORE, BE IT RESOLVED that the City Council approves the consent agenda for June 20, 2023, including June 13, 2023, City Council Meeting Minutes, Resolution approving CBRE Real Estate Services Contract Extension, and Resolution approving \$179,070 Workers Compensation Commercial Insurance with the Huttenlocher Group Annual Renewal.

23-237 (B) **Resolution approving CBRE Real Estate Services Contract Extension**. Moved by Councilperson Rutherford and second by Councilperson Nicholson.

WHEREAS, The Purchasing Division has completed its due diligence by conducting the competitive bid process for Real Estate Broker Services in accordance with the City's municipal code, Division II. Purchasing, Section 2-519;

WHEREAS, The Purchasing Manager is requesting that Council executes an amendment with CBRE, Inc. to amend CBRE's services;

NOW, THEREFORE, BE IT RESOLVED, The Pontiac City Council approves the contract extension for CBRE, Inc. and authorizes the Mayor to execute the extension.

23-237 (C) Resolution approving \$179,070 Workers Compensation Commercial Insurance with The Huttenlocher Group Annual Renewal. Moved by Councilperson Rutherford and second by Councilperson Nicholson.

WHEREAS, the City of Pontiac is required and has determined it needs to maintain certain types of insurance coverages; and

WHEREAS, the City has policies that provide Workers Compensation insurance, and this coverage will expire on June 30, 2023, the Administration has lined up policies for the next fiscal year; and WHEREAS, the Huttenlocher Group, the City's Insurance agent has presented the City with a renewal proposal for Workers Compensation Insurance for coverage beginning July 1, 2023; NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby approves the workers compensation proposal from the Accident Fund of Michigan for a premium of \$179, 070 to cover the fiscal year beginning July1, 2023 through June 30, 2024.

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

No: None

Resolution Passed

Recognition of Elected Officials

- 1. Beatrice Wright, Pontiac Precinct Delegate
- 2. Julia Ruffin, Oakland County Water Resources Commissioner Jim Nash's Office

Agenda Address

- 1. Darlene Clark addressed item #1.
- 2. Deirdre Waterman addressed items #2 & #10.

Agenda Items

Ordinance

Motion to amend Zoning Text Amendment to Amend Table 2 to require an unlicensed residential facility and/home as a special exception approval in the Multi-Family Dwelling Unit Zoning District (R-3), amend sections 2.502, 2.506, and 2.507 to state that the buffer distance between new state-licensed residential facilities and homes, unlicensed residential facilities and boarding houses to 1500', amend Section 2.507 to state that an unlicensed Residential Facility and/Home shall be considered a Nonconforming Use of Land as defined herein if the proprietor of said facility and/or home registers that facility and or home as a transient housing facility and/or home in accordance with Ordinance 26-1337 within 120 days of the adoption of Ordinance 26-1337. Failure to register in accordance with Ordinance 26-1337 shall result in a presumption that the facility and/or home was not a lawful use at the effective date of the amendment of the instant Ordinance. Remove any and all amendments to section 3.203 as the same are no longer necessary due to the changes above. Moved by Councilperson James and second by Councilperson Parker.

Ayes: Goodman, James, McGuinness, Nicholson, and Parker No: Rutherford

Motion Carried

Adoption of an amended Zoning Ordinance Text Amendment to Amend Article 2, Chapter 5, Section 2.502, to Amend Article 2 Chapter 5, Section 2.506, Add Article 2, Chapter 5, Section 2.507, Amend Article 3, Chapter 2, Section 3.203, Amend Article 4, Chapter 2, Section 4.206 (a0 (3), and Amend Article 7, Chapter 2, Section 7.201 – Residential Ordinance. (Second Reading Postponed from June 6, 2023, City Council Meeting) Moved by Councilperson Nicholson and second by Councilperson Goodman.

Ayes: Goodman, James, McGuinness, Nicholson, Parker, and Rutherford No: None
Ordinance Adopted

See Ordinance #2415 as Exhibit A after the minutes

Adoption of a Municipal Code Ordinance Text Amendment for Article XXV, Chapter 26 (transient Housing) to Clarify Article XXV Transient Housing Facilities. (Second Reding Postponed from June 6, 2023, City Council Meeting) Moved by Councilperson Nicholson and second by Councilperson Parker.

Ayes: Goodman, James, McGuinness, Nicholson, Parker, and Rutherford No: None
Ordinance Adopted

See Ordinance #2416 as Exhibit B after the minutes

Resolutions

Finance

23-238 Resolution to approve the proposed budget amendment for the Budget Year 2022-2023. Reduce the budget appropriations in Fund 202 -Major Streets and Fund 203 - Local Streets. Moved by Councilperson Nicholson and second by Councilperson Parker.

WHEREAS, the DPW department has been working without adequate Engineering and other staff for the last two fiscal years. Further, due to COVID pandemic, external professional engineering services were also in short supply; and,

WHEREAS the DPW department will not be able to complete all the Major Street (Fund 202) and Local Streets (Funds 203) projects by June 30 of the current fiscal year (2023) for which funds City Council appropriated funds; and,

WHEREAS DPW director is planning to complete these projects in the upcoming budget year and the budget request for the FY 2023-24 includes the necessary funding for these incomplete projects. NOW THEREFORE, BE RESOLVED, that the City Council approves this budget amendment that reduces the appropriations in the Fund 202 and Fund 203 as given below:

Fund 202 - Major Streets

| Dept 463 - Routine Mai | ntenance Roads | |
|--------------------------|--|-------------|
| 202-463-777.005 | STREET LIGHT PARTS & SUPPLIES SURFACE MAINTENANCE - | (40,000) |
| 202-463-779.003 | ASHPHALT | (40,000) |
| 202-463-779.008 | Pavement Markings | (130,000) |
| 202-463-779.009 | Other Road Maintenance Supplies | (4,000) |
| 202-463-806.000 | Engineering Services | (910,000) |
| 202-463-806.001 | STORMWATER SERVICES | (100,000) |
| 202-463-816.000 | Services - Contracted Construction | (400,000) |
| 202-463-818.000 | Other Professional Services | (2,000) |
| 202-463-818.006 | Contractual Mowing Services | (15,100) |
| 202-463-818.236 | PROF. SERVICE - TREE SERVICES | (20,000) |
| 202-463-818.257 | PROF SERV - GUARDRAILS OTHER PROF. SERV STREET | (20,000) |
| 202-463-818.260 | PATCHING | (80,000) |
| 202-463-931.002 | Services - Ground Maintenance | (15,000) |
| 202-463-942.000 | Services - Equipment Rent Non-City | (37,000) |
| 202-463-977.002 | VEHICLES | (370,000) |
| Dept 478 - Winter Maint | enance | |
| 202-478-749.001 | Motor Fuel, Oil & Lubricants | (18,500) |
| 202-478-779.004 | SNOW REMOV SUPPLIES | (15,000) |
| 202-478-779.009 | Other Road Maintenance Supplies | (5,000) |
| Dept 485 - TRAFFIC CO | ONTROL | |
| 202-485-777.001 | Traffic Signals | (55,000) |
| Net Reduction in Fund 2 | 02 Appropriations | (2,276,600) |
| Fund 203 - Local Streets | | |
| Dept 443 - NONMOTOR | | |
| 203-443-816.000 | Services - Contracted Construction | (30,000) |
| Dept 463 - Routine Main | tenance Roads | |

| 203-463-779.006 | Surface Mount Permanent Asphalt | (20,000) |
|--------------------------|---|-----------|
| 203-463-806.001 | STORMWATER SERVICES | (300,000) |
| 203-463-806.002 | ASSET MANAGEMENT | (64,000) |
| 203-463-816.000 | Services - Contracted Construction | (150,000) |
| 203-463-818.000 | Other Professional Services | (15,000) |
| 203-463-818.230 | PROF. SERV - STREETLIGHT REPAIR OTHER PROF. SERV STREET | (10,000) |
| 203-463-818.260 | PATCHING | (50,000) |
| 203-463-942.000 | Services - Equipment Rental Non-City | (25,000) |
| 203-463-974.074 | ROAD CONSTRUCTION | (245,847) |
| Dept 478 - Winter Mainte | nance | |
| 203-478-719.000 | Workers Compensation Insurance | (18,000) |
| 203-478-779.004 | SNOW REMOV SUPPLIES | (30,000) |
| 203-478-818.245 | PROF. SERV - SNOW REMOVAL | (25,000) |
| Net Reduction in Fund 20 | 3 Appropriations | (982,847) |

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

No: None

Resolution Passed

Resolution to approve the proposed budget amendment for the Budget Year 2022-2023. Increase budget appropriation in the following GL accounts: 101-202-818.061 – Prof. Serv. Innovative Software Serv. - \$65,000, Decrease the budget appropriation in the following GL account: 101-202-702.000 – Salaries & Wages - (\$65,000). Moved by Councilperson Nicholson and second by Councilperson Goodman.

WHEREAS the City Council appropriated \$300,000 in the current fiscal year (FY 2023) for Professional Services (Innovative Software Service) under the Income Tax Administration division in the General Fund; and,

WHEREAS more funding (\$65,000) is necessary to pay the bills through June; and,

WHEREAS the cost increase is due to a greater number of returns processed in the current year; and, WHEREAS the Deputy Income Tax Administrator position is vacant, the City Council can decrease the appropriations in the Salaries & Wages account by the same amount; and,

WHEREAS this budget amendment moves the appropriation within the General Fund.

NOW THEREFORE, BE RESOLVED, that the City Council hereby approves the proposed budget amendment for Fiscal Year 2022-23 as requested by the Administration as given below:

Increase budget appropriation in the following GL accounts:

101-202-818.061 – Prof. Serv. Innovative Software Serv.

\$65,000

Decrease the budget appropriation in the following GL account:

101-202-702.000 – Salaries & Wages (\$65,000)

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

No: None

Resolution Passed

23-240 Resolution to approve the proposed budget amendment for the Budget Year 2022-2023. Increase the budget appropriation in the following GL accounts: 208-756-779.020 – Programming \$10,000, Decrease the budget appropriation in the following GL account: 208-756-

922.000 – Utilities Water & Sewer (\$10,000). (Youth Recreation) Move by Councilperson Rutherford and second by Councilperson Goodman.

WHEREAS the City Council appropriated \$62,500 in the current fiscal year (FY 2023) for Programming in the Youth Recreation Fund; and,

WHEREAS more funding (\$10,000) is necessary to pay the bills through June; and,

WHEREAS the cost increase is due to additional programming activity in the current year; and,

WHEREAS since, there is no building for the Youth Recreation fund, the City Council can remove the appropriations from the Utilities Water & Sewer account; and,

WHEREAS this budget amendment moves the appropriation within the Youth Recreation Fund. NOW THEREFORE, BE RESOLVED, that the City Council hereby approves the proposed budget amendment for Fiscal Year 2022-23 as requested by the Administration as given below:

Increase budget appropriation in the following GL accounts:

208-756-779.020 - Programming

\$10,000

Decrease the budget appropriation in the following GL account:

208-756-922.00 - Utilities Water & Sewer

(\$10,000)

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

No: None

Resolution Passed

Mayor's Office

23-241 Amended Resolution for approval of M1 Cars Under the Stars Fireworks Display on June 25, 2023. Moved by Councilperson Rutherford and second by Councilperson Parker.

WHEREAS, the City has received an application for a permit for Cars Under the Stars Fireworks Spectacular fireworks display to be held at M1 Concourse-1 Concourse Drive, Pontiac, MI, 48341 on June 25, 2023; and

WHEREAS, the Michigan Fireworks Safety Act (Public Act 256 of 2011) requires the legislative body of the City to authorize the permit application; and

WHEREAS, pursuant to MCL 28.466 of the Michigan Fireworks Safety Act, the City "may grant a permit for" a fireworks display; and

WHEREAS, Gen-X Pyrotechnics of White Lake, Michigan has agreed to provide pyrotechnics for the event, and has furnished proof of insurance in an amount necessary and approved by the City's insurance agent of record; and

WHEREAS, the application has been reviewed by Fire Department personnel and a determination has been made that the pyrotechnic operator and location meet the department's requirements for a fireworks display; and

WHEREAS, the City anticipates this fireworks display event will require the deployment of additional law enforcement to help effectively manage safety concerns and increased traffic due to event participants.

THEREFORE, BE IT RESOLVED, that the City Council does hereby approve the application for a fireworks display at M1 Concourse-1 Concourse Drive, Pontiac, MI, 48341 on June 25, 2023 and authorizes the City Clerk to execute the application on behalf of the City, on the condition that Gen-X Pyrotechnics, as the applicant, and/or M1 Concourse, as the event host, agrees to enter into a contract with the City for the reimbursement of the reasonable costs associated with the deployment of additional law enforcement required for the safety and traffic management of this event prior to June 23, 2023.

Ayes: Parker, Rutherford, Goodman, James, McGuinness, and Nicholson No: None

Resolution Passed

City Council

23-242 Resolution requiring Road Closure in District #1 during the M1 Concourse Fireworks Display. (Agenda add-on) Moved by Councilperson Rutherford and second by Councilperson Nicholson.

Therefore, Be It Resolved, that the Pontiac City Council requires Road Closure on Bloomfield, Highland, and Harvey Street, starting at South Boulevard East to Luther Street leading up to and during events for the M1 Concourse Fireworks Displays in District #1 in the City of Pontiac on June 25, 2023.

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

No: None

Resolution Passed

Finance Continues

23-243 Resolution for approval of the Fireworks Display held on July 1, 2023, in the parking lot of City Hall operated by Antonio Paramo. Moved by Councilperson Rutherford and second by Councilperson James. Discussion.

Motion to add language after the last paragraph of the Resolution approval of the Fireworks Display held on July 1, 2023. Moved by Councilperson Rutherford and second by Councilperson Parker.

Therefore, Be It Resolved, that the City Council does hereby approve the application for a fireworks display operated by Antonio Paramo held in the parking lot of City Hall on July 1, 2023, and authorizes the City Clerk to execute the application on behalf of the City "consequently upon contingent submission of required documentation and proof of required insurance prior to the display".

Ayes: Goodman, James, McGuinness, Nicholson, Parker, and Rutherford No: None

Motion Carried

Motion to strike the language "prior to display" and add the date of June 30, 2023, at the end of last paragraph of the Resolution approval of the Fireworks Display held on July 1, 2023. Moved by Councilperson Rutherford and second by Councilperson Parker.

Therefore, Be It Resolved, that the City Council does hereby approve the application for a fireworks display operated by Antonio Paramo held in the parking lot of City Hall on July 1, 2023, and authorizes the City Clerk to execute the application on behalf of the City "consequently upon contingent submission of required documentation and proof of required insurance prior to the display by June 30, 2023".

Ayes: James, McGuinness, Nicholson, Parker, Rutherford, and Goodman No: None

Motion Carried

Motion to strike the language "has furnished" and change "to furnished" in the third paragraph of the Resolution approval of the Fireworks Display held on July 1, 2023. Moved by Councilperson Nicholson and second by Councilperson James.

Whereas, Antonio Paramo, operator of Pontiac, Michigan has agreed to provide pyrotechnics for the event, and has furnished to furnished proof of insurance in an amount necessary and approved by the City's insurance agent of record.

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

No: None

Motion Carried

23-243 Amended Resolution for approval of the Fireworks Display held on July 1, 2023, in the parking lot of City Hall operated by Antonio Paramo. Moved by Councilperson Rutherford and second by Councilperson James.

WHEREAS, the City has received an application for a permit for Antonio Paramo, operator, of fireworks display held in the parking lot of City Hall on July 1, 2023; and

WHEREAS, the Michigan Fireworks Safety Act (Public Act 256 of 2011) requires the legislative body of the City to authorize the permit application; and

WHEREAS, Antonio Paramo, operator of Pontiac, Michigan has agreed to provide pyrotechnics for the event, and to furnished proof of insurance in an amount necessary and approved by the City's insurance agent of record; and

WHEREAS, the application has been reviewed by Fire Department personnel and a determination has been made that the pyrotechnic operator and location meet the department's requirements for a fireworks display.

THEREFORE, BE IT RESOLVED that the City Council does hereby approve the application for a fireworks display operated by Antonio Paramo held in the parking lot of City Hall on July 1, 2023, and authorizes the City Clerk to execute the application on behalf of the City consequently upon contingent submission of required documentation and proof of required insurance by June 30, 2023.

Ayes: Goodman, James, McGuinness, Nicholson, Parker, and Rutherford No: None

Resolution Passed

Purchasing

Resolution for approval to award the bid and execute a contract with G&A Cleaning, Inc. for the City's Janitorial Services at Robert Bowens Senior Center, Ruth Peterson Senior Center, 50th District Courthouse, and Oakland County Sheriff Substation not to exceed \$158,304 plus the purchase of cleaning supplies. Moved by Councilperson Rutherford and second by Councilperson Nicholson.

WHEREAS, The Purchasing Manager has ensured that the purchase is following the City's municipal code, Division II. Purchasing, Section 2-517, 2-518, and 2-519 pertaining to major purchases. WHEREAS, the Purchasing Manager is requesting approval to execute a City contract with G&A Cleaning, Inc.

NOW, THEREFORE, The Pontiac City Council approves the Mayor or Mayor Designee to execute a City contract with G&A Cleaning, Inc. as stated herein.

Ayes: Nicholson, Parker, Rutherford, Goodman, James, and McGuinness No: None

Resolution Passed

Public Comment

- 1. Dr. Deirdre Waterman
- 2. Carlton Jones
- 3. Pastor Kathy Dessureau
- 4. Beatrice Wright
- 5. Darlene Clark
- 6. Chuck Johnson
- 7. Andrea Manns

Ordinance Continued

Adoption of an Ordinance to appropriate the sums of money necessary to meet the expenditures set forth in the budget recommended for the operation of the City of Pontiac, Michigan: to defray the debts, expenditures, and liabilities of said City for the fiscal year beginning the first day of July 2023. (Second Reading) Moved by Councilperson Nicholson and second by Councilperson Carrington. Discussion.

Motion to amend the Budget Ordinance to add \$100,000 to account 208-756-779.020 for Recreation - Programming Services: Tutoring for a total of \$325,000. Moved by Councilperson Rutherford and second by Councilperson Nicholson. Discussion. Councilperson Rutherford withdrew her motion and Councilperson Nicholson withdrew his second.

Motion to amend the Budget Ordinance to increase \$100,000 under account 208-756-779.020 Unassigned Funds - Recreation - Programming Services for the purpose of: Academic Enrichment, Tutoring Support, Test Preparation, and Financial Assistance Rap Around Services. Moved by Councilperson Rutherford and second by Councilperson Goodman.

Ayes: Rutherford, Goodman, James, McGuinness, Nicholson, and Parker No: None

Motion Carried

Motion to amend the Budget Ordinance to adjust the maximum pay under DPW Operations – DPW Director salary from \$118,500 to \$106,832.63. Moved by Councilperson James and second by Councilperson Nicholson.

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

No: None

Motion Carried

Motion to amend the Budget Ordinance to increase \$50,000 to account 101-227-977.002 – Communications – Vehicle, decrease \$50,000 from Unallocated General Fund. Moved by Councilperson Rutherford and second by Councilperson Goodman.

Ayes: Goodman, James, McGuinness, Nicholson, Parker, and Rutherford No: None

Motion Carried

Motion to amend the Budget Ordinance to add \$70,000 to account 249-371-702.000 for Code Enforcement – Personnel. Moved by Councilperson Parker and second by Councilperson Rutherford.

Ayes: James, McGuinness, Nicholson, Parker, Rutherford, and Goodman No: None

Motion Carried

Adoption of an Ordinance to appropriate the sums of money necessary to meet the expenditures set forth in the budget recommended for the operation of the City of Pontiac, Michigan: to defray the debts, expenditures, and liabilities of said City for the fiscal year beginning the first day of July 2023. (Second Reading) Moved by Councilperson Nicholson and second by Councilperson Carrington.

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

No: None

Ordinance Adopted

See Ordinance #2417 as Exhibit C after the minutes

Councilman Nicholson left the meeting at 9:10 p.m.

Discussions

Phoenix Center Update (Agenda Add-on)

Phoenix Center Apartment Living Condition Issues (Agenda Add-on)

Councilman Goodman left the meeting at 9:23 p.m.

Communications

City Council and Mayor's Office

Mayor, Clerk and Council Closing Comments

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

Adjournment

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

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

No: None

Motion Carried

Council President Mike McGuinness adjourn the meeting at 9:50 p.m.

Sheila R. Grandison Deputy City Clerk

CITY OF PONTIAC

ORDINANCE No. 2415

AN ORDINANCE TO AMEND THE CITY OF PONTIAC ZONING ORDINANCE TO INCLUDE LIMITATION OF ANIMALS PER HOUSEHOLD AND ADD PERMISSIBLE REQUIREMENTS TO ALLOW CHICKENS AND HENS, MODIFY THE DISTANCE BETWEEN STATE LICENSED RESIDENTIAL FACILITIES, AND TO AMEND THE GENERAL DEFINITIONS AS FOLLOWS:

ARTICLE 2, CHAPTER 2, SECTION 2.204, TABLE 2

ARTICLE 2, CHAPTER 5, SECTION 2.502

ARTICLE 2, CHAPTER 5, SECTION 2.506

ARTICLE 2, CHAPTER 5, SECTION 2.507ARTICLE 7, CHAPTER 2, SECTION 7.201

The City of Pontiac Ordains:

Amend Article 2, Chapter 2, Section 2.204, Table 2 to add unlicensed residential facilities as a special exception use in District R-3;

Amend Article 2, Chapter 5, Section 2.502 - Boarding or Lodging Houses;

Amend Article 2, Chapter 5, Section 2.506 – State Licensed Residential Facilities is amended to modify the distance between state licensed facilities;

Add Article 2, Chapter 5, Section 2.507 - Unlicensed Residential Facilities;

Amend Article 7, Chapter 2, Section 7.201 – Residential Uses is amended to clarify definitions.

| Key: | ■ Principal Permitted Use * Special Exception Permit Outside the Medical Marihua Districts | t Uses | • | • | Not Permitted s In the Medical Districts |
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| | ENUSE SERVICE | IRE REPO | | [M- WE UF- | STVATNO/ATAD |
| | | Residential | | | |
| Mixed Use B | ullding – residential with non- | 10 | 0 = = | | Section <u>2.501</u> |
| Boarding or I | Lodging House | .0. | o 2 | | Section <u>2.502</u> |
| Multiple Fam | nily Manor House (3-4 units) | 0 | 0 | | Section <u>2.503</u> |
| Multiple Fam | nily Apartment Building (3+ units) | | O = | | Section <u>2,504</u> |

Key: ■ Principal Permitted Use

o Special Exception Use

[blank] Use Not Permitted

* Special Exception Permit Uses
Outside the Medical Marihuana Overlay
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| State Licensed Residential Facility and/or | | | 温が高温 | _ | | | | | | | Section <u>2.506</u> |
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| Unlicensed Residential Facility and/or Home | | | O | | | | | | | | Section 2.507 |
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| Two Family Dwelling Unit | | = | | | | | | | Ň | T at | Section <u>2.505</u> |
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| Automobile Service (Commercial) | | | | | 0 | | O, | 0 | | | Section <u>2.509</u> |
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| Bank or Financial Institution | | | 0, | | | Ħ | | | | | |
| Bar, Tavern, or Alcohol Service | | | | | | _ | | | | | |
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| Business Service Establishment | | | | | | × | | | | | |
| Child Care Center or Day Care Center | 医 | 0 | 0 | 0 | | 0 | | | | | Section <u>2.511</u> |
| Funeral Home or Mortuary | | | A William | · : | | × | | | | | |
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Key: ■ Principal Permitted Use

o Special Exception Use

[blank] Use Not Permitted

* Special Exception Permit Uses
Outside the Medical Marihuana Overlay
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| Medical Marihuana Processor (D) | | | | | | | | • | • | • | Section <u>2.546</u> |
| Medical Marihuana Provisioning Centers (D) | | N. P. | | | • | •1) | * | • | • | | Section <u>2.547</u> |
| Medical Marihuana Safety Compliance | | | | | | | * | | ** | | Section <u>2.548</u> |
| Facility (D) | | | | | • | | | | _ | | |
| Medical Marihuana Secure Transporter (D) | | | | | • | | * | | •* | | Section <u>2.549</u> |
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Key:

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* Special Exception Permit Uses
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* Special Exception Permit Uses
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| Community Gardens | | Ħ | | Į. | | į | | in the second | | | | Section <u>2.529</u> |
| Greenhouse or Nursery | | | | | 0 | | | 1 | | × | | Section <u>2.530</u> |
| Kennels | | | | | | | | 1 | | | | Section <u>2.531</u> |
| Veterinary Hospital or Clinic | | | | | | | | | | H | | Section <u>2.533</u> |
| Accesso | rv. Te | mı | oorar | y, aı | nd O | the | r Use | s. | | | | |
| Accessory Building or Structure | | | | = | | | | I | | X | | Section 2,205.C |
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| Drive-Through Facility (accessory to any | | | | | O | 0 | | | | | | Section <u>2.535</u> |
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| Mobile Food Vehicle Vendor | O | 0 | 0 | | | × | | × | | = | | Section <u>2.544</u> |
| Outdoor Retail Sales (accessory to a | | | | | | • | | | | - | | Section <u>2.537</u> |
| permitted use) | | | | | | U | | | | | | |
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Key: ■ Principal Permitted Use o Special Exception Use [blank] Use Not Permitted

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Principal Permitted Uses in the Medical
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| Small Wind Energy System | | | | Ħ | | × | | H | | Ħ | | Section <u>2,541</u> |
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| Temporary Construction Facilities | | | | | | H | | × | | | | مياليدية. والميا |
| Wireless Telecommunication Facilities | .0 | 0 | (O) | 0 | 0 | 0 | 0 | 0 | | H | | Section <u>2.543</u> 1 |

2.502 Boarding or Lodging House.

- A. Location. Such uses may only be located along an A or B street.
- B. Separation of Facilities. New Boarding and/or Lodging Houses shall be located a minimum of 1,500 feet from any other Boarding and/or Lodging House, State Licensed Residential Facility, or Unlicensed Residential Facility, as measured between the nearest points on the property lines of the lots in question. The Planning Commission may permit a smaller separation between such facilities upon determining that such action will not result in an excessive concentration of such facilities in a single neighborhood or in the City overall.
- C. Other Applicable Regulations. Such uses shall comply with the requirements of Sections <u>26-1311</u> through <u>26-1343</u> of the Code of Ordinances.

2.506 State Licensed Residential Facilities and Homes.

State licensed residential facilities and/or homes, as defined by this Ordinance and as licensed by the State of Michigan, shall comply with the following requirements.¹

- A. Licensing. In accordance with applicable state laws, all State Licensed Residential Facilities and/or Homes shall be registered with or licensed by the State of Michigan and shall comply with applicable standards for such facilities.
- B. Compatibility with Neighborhood. Any State Licensed Residential Facility and/or Home and the property included therewith shall be maintained in a manner consistent with the visible characteristics of the neighborhood in which it is located.
- C. Separation of Facilities. New State Licensed Residential Facilities and/or Homes shall be located a minimum of 1,500 feet from any other State Licensed Residential Facility and/or Home, Boarding and/or Lodging house, or Unlicensed Residential Facility and/or Home, as measured between the nearest points on the property lines of the lots in question. The Planning Commission may permit a smaller separation between such facilities upon determining that such action will not result in an excessive concentration of such facilities in a single neighborhood or in the City overall.
- D. Group Child Day Care Homes. In addition to the preceding subsection, the following regulations shall apply to all group child day care homes (with more than 6 but fewer than 12 residents), as defined in this Ordinance.
 - Pick-Up and Drop-Off. Adequate areas shall be provided for employee and resident parking, and pick-up and drop-off of children or adults, in a manner that minimizes pedestrian-vehicle conflicts and allows maneuvers without affecting traffic flow on the public street.
 - 2. Hours of Operation. Group child day care homes shall not operate more than 16 hours per day.
- E. Adult Foster Care Congregate Facilities and Adult Foster Care Large Group

 Homes may only be located on sites that have at least 80 feet of frontage on an A or B street.
- F. Zoning Compliance Permit Required. A change in use of property from any other use to a state licensed residential facility shall be considered a change of use for which a zoning compliance permit shall be required as provided in Section 6.701 of this ordinance. The building official shall inspect the premises where the proposed use is to be located and shall issue a zoning compliance permit only if the premises meet the requirements of this ordinance and all other Codes and Ordinances of the city as applied to the proposed use.

Thereafter, such premises shall be inspected by the building official annually, and if any violations of this ordinance or any other Code or Ordinance of the city are found to exist that

are not corrected within reasonable time after notice thereof to the licensee of the facility, the zoning compliance permit shall be terminated, and the building official shall report such violations to the state licensing agency for the facility, and may take any other enforcement measures permitted by law. A fee shall be charged for the inspections provided for herein, the amount of which shall be as set from time to time by resolution of the City Council.

2.507 Unlicensed Residential Facility and/or Home.

Unlicensed Residential Facilities and/or Home as defined by this Ordinance shall comply with the following requirements.

- A. Compatibility with Neighborhood. Any Unlicensed Residential Facility and/or Home and the property included therewith shall be maintained in a manner consistent with the visible characteristics of the neighborhood in which it is located.
- B. Separation of Facilities. New Unlicensed Residential Facilities and/or Home shall be located a minimum of 1,500 feet from any other Unlicensed Residential Facility and/or Home, State Licensed Residential Facility and/or Home or Boarding and/or Lodging House, as measured between the nearest points on the property lines of the lots in question. The Planning Commission may permit a smaller separation between such facilities/homes upon determining that such action will not result in an excessive concentration of such facilities/homes in a single neighborhood or in the City overall.
- C. Zoning Compliance Permit Required. A change in use of property from any other use to a Unlicensed Residential Facility and/or Home shall be considered a change of use for which a zoning compliance permit shall be required as provided in Section 6.701 of this ordinance. The building official shall inspect the premises where the proposed use is to be located and shall issue a zoning compliance permit only if the premises meet the requirements of this ordinance and all other Codes and Ordinances of the city as applied to the proposed use.

Thereafter, such premises shall be inspected by the building official annually, and if any violations of this ordinance or any other Code or Ordinance of the city are found to exist that are not corrected within reasonable time after notice thereof to the licensee of the facility and/or home, the zoning compliance permit shall be terminated, and the building official shall report such violations to the state licensing agency for the facility, and may take any other enforcement measures permitted by law. A fee shall be charged for the inspections provided for herein, the amount of which shall be as set from time to time by resolution of the City Council.

D. Nonconforming Use of Land. An Unlicensed Residential Facility and/or Home shall be considered a Nonconforming Use of Land as defined herein if the proprietor of said facility and/or home registers that facility and or home as a transient housing facility and/or home in accordance with Ordinance 26-1337 within 120 days of the adoption of Ordinance 26-1337. Failure to register in accordance with Ordinance 26-1337 shall result in a presumption that the facility and/or home was not a lawful use at the effective date of the amendment of the instant Ordinance.

7.201 Residential Uses. SHARE

The following is a description of the uses listed in Section 2.203.

- A. Boarding or Lodging House. A dwelling having one kitchen and used for the purpose of providing meals or lodging a period of 2 or more weeks for pay or compensation of any kind to more than two persons other than members of the family occupying the dwelling.
- B. **Dwelling Unit.** A single unit of residence other than a Boarding or Lodging House as defined above which occupied by a family. Examples of dwelling units include: a single-family home; an apartment unit within an apartment building; and in other types of dwellings in which sleeping accommodations are provided but toileting or cooking facilities are shared by a family.
- C. Mixed Use Building. A building containing a mixture of residential and non-residential uses.
- D. Multiple Family Manor House (3-4 units). A building containing 3 or 4 dwelling units that has a size, scale, and outward appearance consistent with that of a one family house.
- E. Multiple Family Apartment Building (3+ units). A building used exclusively for residential purposes containing five or more residential dwelling units. A multiple-family structure where units are available for lease or rent for periods of less than one month shall be considered a lodging use.
- F. One Family Dwelling Unit. A building designed exclusively for residential occupancy by not more than family.
- G. Unlicensed Residential Facility and/or Home. Any structure used for multi-family residential purposes which is used, operated, or financed in a manner similar to a State Licensed Residential Facility and/or Home as defined below, but which is not licensed by the State of Michigan. Such unlicensed residential facilities and/or homes, to the extent permitted by law, are permitted only in District R-4 by special exemption permit.

H. State Licensed Residential Facility and/or Home. Any structure constructed for residential purposes that is licensed by the State of Michigan pursuant to Michigan Public Act 116 of 1973 (the Child Care Licensing Act) or Michigan Public Act 218 of 1979 (the Adult Foster Care Facility Licensing Act). This definition includes adult foster care facilities, foster family homes, foster family group homes, family day care homes, and group day care homes.

Note that wherever the term "private home" is used in the state licensed residential facilities and/or homes definitions, it shall mean a private residence in which the licensee or registrant permanently resides as a member of the household, which residency is not contingent upon caring for children or employment by a licensed or approved child placing agency.

- 1. Foster care means the provision of supervision, personal care, or and protection in addition to room and board, for 24 hours a day, five or more days a week, and for two or more consecutive weeks for compensation.
- 2. Adult foster care facility means a residential structure that is licensed to provide foster care, but not continuous nursing care, for unrelated adults over the age of 17. Adult foster care facilities are subject to all applicable provisions, definitions, and regulations of Michigan Public Act 218 of 1979, as amended (MCL 400.701 et seq.).
 - a. The following types of adult foster care facilities are provided for by this Ordinance:
 - b. Adult foster care family home means a private home with the approved capacity to receive not more than six adults to be provided with foster care. The adult foster care family home licensee shall be a member of the household and an occupant of the residence.
 - c. Adult foster care small group home means an adult foster care facility with the approved capacity to receive not more than 12 adults to be provided with foster care. Facilities with the approved capacity for seven or more adults are subject to conditional use approval.
 - d. Adult foster care large group home means an adult foster care facility with the approved capacity to receive at least 13 but not more than 20 adults to be provided with foster care. Facilities are subject to conditional use approval.
 - e. Adult foster care facility does not include any of the following:

- f. A licensed child caring institution, children's camp, foster family home, or foster family group home, subject to the limitations contained in section 3(4f) of Michigan Public Act 218 of 1979, as amended (MCL 400.703)
- g. A licensed foster family home that has a person who is 18 years of age or older placed in the foster family home under section 5(7) of Michigan Public Act 116 of 1973, as amended (MCL 722.115).
- h. An establishment commonly described as an alcohol or a substance abuse rehabilitation center; a residential facility for persons released from or assigned to adult correctional institutions; a maternity home; or a hotel or rooming house that does not provide or offer to provide foster care.
- i. A veterans' facility created by 1885 PA 152, MCL 36.1 to 36.12.
- 3. Adult foster care congregate facility means an adult foster care facility with the approved capacity to receive more than 20 adults to be provided with foster care. Facilities are subject to conditional use approval.
- 4. Family day care home means a private home in which one but fewer than seven minor children are received for care and supervision for periods of less than 24 hours a day, unattended by a parent or legal guardian, except children related to an adult member of the family by blood, marriage, or adoption. Family day care home includes a home in which care is given to an unrelated minor child for more than four weeks during a calendar year.
- 5. Foster family home means a private home in which one but not more than four minor children, who are not related to an adult member of the household by blood or marriage, or who are not placed in the household under the Michigan adoption code, are given care and supervision for 24 hours a day, for four or more days a week, for two or more consecutive weeks, unattended by a parent or legal guardian.
- 6. Foster family group home means a private home in which more than four but fewer than seven minor children, who are not related to an adult member of the household by blood or marriage, or who are not placed in the household under the Michigan adoption code, are given care and supervision for 24 hours a day, for four or more days a week, for two or more consecutive weeks, unattended by a parent or legal guardian.

7. Group child day care home means a private home in which more than 6 but not more than 12 minor children are given care and supervision for periods of less than 24 hours a day unattended by a parent or legal guardian, except children related to an adult member of the family by blood, marriage, or adoption. Group child day care home includes a home in which care is given to an unrelated minor child for more than 4 weeks during a calendar year.

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| Foster Family Group Home | 1 4 6 | Yes |
| Persons age 18 | and Over | |
| Adult Foster Care Family Home | 146 | Yes |
| Adult Foster Care Small Group Home | - 102 | Yes |
| Adult Foster Care Large Group Home | 13-20 | No |
| Adult Foster Care Congregate Facility | 20 or more | No |
| Nursing Home | 2 or more | No |

I. Townhouse (3+ units). A building containing three or more dwelling units where each dwelling unit is divided by a party wall extending the full height of the building with no visible separation between walls or roof, and where dwelling units have a horizontal separation but not a vertical separation. Each townhouse dwelling is capable of individual use and maintenance without trespassing on adjoining dwellings and access, and utilities and service facilities are independent for each dwelling. Each dwelling unit has a first-floor entrance into the unit directly from the exterior of the building.

J. Two Family Dwelling Unit. A building designed exclusively for residential occupancy by two families with the character of a single-family structure, and with separate kitchen, sleeping, and sanitary facilities for each family.

CITY OF PONTIAC ORDINANCE No. 2416

AN ORDINANCE TO AMEND THE CITY OF PONTIAC MUNICIPAL CODE TO CLARIFY ARTICLE XXV TRANSIENT HOUSING:

The City of Pontiac Ordains:

Amend Article XXV, Chapter 26- Transient Housing is amended to clarify obligations of owners of transient housing facilities.

Chapter 26 BUSINESSES¹

ARTICLE XXV. TRANSIENT HOUSING1

DIVISION 1. IN GENERAL

26-1311 Scope of article. SHARE

The provisions of this article shall apply to all structures utilized exclusively or in part for transient housing. Every portion of a building or premises used or intended to be used for transient housing purposes, shall comply with the provisions of this article, irrespective of when such building was constructed, altered or repaired, except as provided in this article.

(Ord. No. 2080, § 1, 7-23-98)

26-1312 Purpose of article. SHARE

The existence of fire hazards, inadequate equipment or maintenance, inadequate provision for light and air, lack of proper heating, unsanitary conditions and overcrowding of transient housing facilities, constitute a menace to the safety, health or welfare of their occupants and/or the general public. The existence of such conditions, factors or characteristics adversely affect public safety, health and welfare and lead to the continuation, extension and aggravation of urban blight. Adequate protection of the public, therefore, requires the establishment and enforcement of minimum transient housing standards by:

- (1) Establishing minimum standards for basic equipment and facilities for light, ventilation, space heating, sanitation and safety from fire; space, use and location; safe and sanitary maintenance; and cooking equipment in all transient housing facilities located in the city;
- (2) Fixing the responsibilities of owners, operators, and occupants of transient housing facilities located in the city;
- (3) Requiring all transient housing facilities included in this ordinance to register with the City's Planning Department;
- (4) Requiring all transient housing facilities included in this ordinance to obtain a certificate of compliance; and
- (5) Providing for administration, enforcement and penalties.

(Ord. No. 2080, § 1, 7-23-98)

26-1313 Rules of construction SHARE

- (a) Where terms are not defined in the Transient Housing Code, they shall have the meanings prescribed to them as in the Housing or Building Code or Zoning Ordinance as adopted and amended by the City.
- (b) Where terms are not defined under the provisions of this article or under the provisions of the Housing or Building Code or Zoning Ordinance, they shall have prescribed to them their ordinarily accepted meanings as their context in this article may imply.
- (c) Terms used in this article shall be construed as though they were followed by the words "or any part thereof."

(Ord. No. 2080, § 1, 7-23-98)

26-1314 Enforcement. SHARE

The provisions of this article shall be enforced by the administrator of the building and safety engineering division and his duly authorized representatives. They shall be authorized to enter, during normal business hours, for purposes of enforcement of this article, any building or premises for which registration is required or for which a certificate of compliance has been

applied. A certificate of compliance can be denied, revoked or suspended if entry to the building where registration is required or the certificate of compliance will be in effect, is refused during normal business hours.

(Ord. No. 2080, § 1, 7-23-98)

26-1315 Emergency order; vacation; compliance. S SHARE ✓

- (a) Whenever the administrator of the building and safety engineering division finds that an emergency exists where a violation of this article creates an imminent peril to the health or safety of the occupants of any transient housing facility, he shall proceed immediately to issue an order reciting the existence of the emergency and order such remedial action as necessary to meet the emergency.
- (b) If necessary, to protect the health and/or safety of the residents, the administrator of the building and safety engineering division shall order that the premises be vacated immediately and that such premises shall not be reoccupied until the emergency order is complied with or executed.
- (c) Notwithstanding any other provisions of this article, an emergency or remedial order shall be effective immediately and complied with in the time and manner prescribed in such order.

(Ord. No. 2080, § 1, 7-23-98)

26-1316 Provision complementary and supplemental SHARE

The provisions of this article, together with other relevant provisions of any other chapter or section of this Code, or the provisions authorized or required by state law, and any and all provisions thereof relative to the licenses, permits, registrations, businesses, trades, occupations, premises or anything connected therewith shall be construed to be complementary and supplemental to each other so far as relevant, and unless otherwise prescribed or inconsistent herewith, shall constitute a part of the regulations and conditions applicable generally to any particular certificate of compliance in the same manner as though these provisions were fully written into each separate article, division or section.

(Ord. No. 2080, § 1, 7-23-98)

(a) For the purpose of this ordinance the following terms, phrases, words, and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

Adult foster care facility (AFC), as described by Public Act 218 of 1979, as amended, means a governmental or nongovernmental establishment licensed by the state to provide foster care to adults. Subject to section 26a (1), adult foster care facility includes facilities and foster care family homes for adults who are aged, mentally ill, developmentally disabled, or physically handicapped who required supervision on an ongoing basis but who do not require continuous nursing care.

Adult foster care family home means a private residence with the approved capacity to receive six or fewer adults to be provided with foster care for five or more days a week and for two or more consecutive weeks. The AFC family home licensee shall be a member of the household, and an occupant of the residence.

Adult foster care small group home means an AFC facility other than a AFC family home, with approved capacity to receive six or fewer adults to be provided foster care.

Boarding or rooming house, means dormitory, lodging house or tourist house means any building occupied in such a manner that certain rooms are occupied by three or more persons for sleeping and living purposes, and with or without exclusive bathroom facilities, but without exclusive cooking or kitchen accommodations.

Certificate of compliance means a certificate issued by the city's building and safety engineering division, indicating that transient or rental housing is in compliance with all of the applicable provisions of this Code and with other codes and ordinances of the city.

Convalescence home or nursing home means a temporary or permanent dwelling unit or building for gradual return to health after illness or impairment; a private hospital for the care of the aged or chronically ill; a home for the care of children or the aged or infirm, or place of rest for those suffering bodily disorders, wherein two or more persons are cared for. Said home shall conform and qualify for license under state law, as well as with all applicable provisions of the codes and ordinances of the city, as amended.

Dormitory. See "boarding house."

Family means an individual or two or more persons related by blood, marriage or adoption, together with not more than two other persons, or group of not more than five persons who need not be related by blood or marriage, living together in one house under one head, whose relationship is of a permanent and distinct domestic character, as a single housekeeping unit.

Halfway house means a state funded and/or licensed facility where people who have left an institution, such as a hospital or correctional institution are helped to readjust to the outside world, prior to their full release from supervision.

Housing Code means chapter 22, article VI, sections 22-411 through section 22-850 of this Code.

Independent living facility means a facility for persons preparing to end their stay in a supervised living arrangement, such as three-quarter or halfway housing facility.

Landlord means an owner, lessor, or sublessor of the rental dwelling unit or transient housing facility, or the property of which it is a part and, in addition, means a person authorized to exercise any aspect of the management of the premises, including a person who, directly or indirectly, acts as a rental agent, receives rent or any part thereof, other than a bona fide purchaser, and who has no obligation to deliver the whole of such receipts to another person, as defined in the Landlord and Tenant Relationships Act 348 of 1972, as amended.

Nursing home. See "convalescence home or nursing home."

Occupant means any person, including owner or operator, living and/or sleeping in the transient housing facility or dwelling unit.

Operator means any person who has charge, care or control of a multiple-family dwelling or transient housing facility in which dwelling units or rooming units are let or offered for occupancy.

Owner means the person owning the premises or lesser estate therein, a mortgage or vendee in possession, assignee or rents, receiver, executor, trusfee, lessee or other person or entity in control of a building or their duly authorized agents; the last person listed on the latest local tax assessor's roll.

Rehabilitation center mean a temporary, transitional or permanent dwelling unit or transient housing facility with a program to restore a handicapped person (for example) to useful life through education and therapy.

Rooming house. See "boarding house."

Rooming unit means any room or group of rooms used or intended to be used for living and sleeping purposes, and with or without exclusive bathroom facilities, but without exclusive cooking or kitchen accommodations.

Single room occupancy (SRO) means a unit for occupancy by a single individual capable of independent living, which contains food preparation and sanitary facilities. For purposes of this ordinance, in any SRO situation the landlord provides a key to the room so that the resident can come and go as they please. While not a transient housing facility by definition, a certificate of compliance is required for rental dwellings, including SROs, by the Housing Code at section 22-764 for multiple family housing configurations and section 22-806 for one or two family housing configurations.

Sleeping unit. See "rooming unit."

State Licensed Residential Facility means any structure constructed for residential purposes that is licensed by the State of Michigan pursuant to Michigan Public Act 116 of 1973 (the Child Care Licensing Act) or Michigan Public Act 218 of 1979 (the Adult Foster Care Facility Licensing Act). This definition includes adult foster care facilities, foster family homes, foster family day care homes, and group day care homes.

Note that wherever the term "private home" is used in the state licensed residential facilities definitions, it shall mean a private residence in which the licensee or registrant permanently resides as a member of the household, which residency is not contingent upon caring for children or employment by a licensed or approved child placing agency.

Three-quarter house means a facility not funded or licensed by the state, where people who may have left an institution such as a hospital or correctional institution, are helped to readjust to the outside world.

Transient housing means any building or structure kept, used or maintained as, or held out to the public to be an inn, hotel, motel, bed and breakfast, dormitory, convalescence or nursing home,

boarding or rooming house, rooming unit, lodging or tourist house, or the various forms of transitional housing, where rooms are occupied by persons for sleeping and living purposes, and with or without exclusive bathroom facilities, but without exclusive cooking or kitchen facilities.

Transitional housing is a type of transient housing such as adult foster care facility, child foster care, group home, halfway house, three-quarter house, unlicensed residential facility, state licensed residential facility, residential substance abuse facility, residential correctional facility, independent living facility both subsidized and non-subsidized or place regardless of designation where a person may enter into a contract for living arrangements, whether or not through a referral agency. Residents may or may not have an individual room, or may or may not have keys to the facility. Residents may participate in the chores or other activities as a condition of their living in the facility. Daily activities, chores, appointments, medications, meals and such may be coordinated by staff for residents. In many cases there is a staff person present in the facility, although their presence may not be on a 24 hour basis.

Unlicensed Residential Facility means any structure used for multi-family residential purposes which is used, operated, or financed in a manner similar to a State Licensed Residential Facility as defined below, but which is not licensed by the State of Michigan.

(Ord. No. 2080, § 1, 7-23-98)

DIVISION 2. REQUIREMENTS

26-1318 Application of existing codes and ordinances. S SHARE

All transient housing facilities shall comply in all respects to the applicable provisions of the Building Codes, Housing Code and Zoning Ordinance as adopted and amended by the City.

(Ord. No. 2080, § 1, 7-23-98)

26-1319 Application of zoning ordinance. SHARE

Transient housing facilities, other than hotels, motels, convalescent or nursing homes are permitted by the zoning ordinance as boarding or rooming houses, which may be located within a R-3, R-4, C-0, C-1, C-2, C-3, M-1 or M-2 district only if granted a special exception permit and site plan approval by the planning commission; and in most cases, a regulated use waiver by city council (see section 9.7 of the Zoning ordinance). An exception is adult foster care facilities,

duly licensed by the state as a family home or small group home, with maximum client capacities of six or less persons, pursuant to state law which are to be permitted whenever residential uses are otherwise permitted without need of said special exception permit.

(Ord. No. 2080, § 1, 7-23-98)

26-1320 Annual inspections. SHARE

Every transient housing facility operated or maintained in the city shall be inspected by the city at least once every year. Such inspections shall cover all matters pertaining to the sanitary conditions of the bathrooms, rooms, beds and bedding, including the ventilation of all rooms, and also all rooms occupied by the employees, to ascertain the condition of such rooms with respect to light, heat, ventilation and general sanitation. The investigation shall be sufficiently accurate and complete to ascertain that the building, premises and parts thereof comply in all respects with this Code, the ordinances of the city and the laws of the state.

(Ord. No. 2080, § 1, 7-23-98)

26-1321 Cleanliness of premises; owner's responsibility. SHARE

- (a) Every transient housing facility in the city and every part thereof shall be clean and free from any accumulation of dirt, filth, garbage or other matter, in or on such facility, or in the yard, court, passage area or alley connected with or belonging to such facility.
- (b) The owner or keeper of a transient housing facility or part thereof shall thoroughly cleanse all the rooms, passages, stairs, floors, windows, doors, walls, ceilings, bathrooms, privies, cesspools and drains to the satisfaction of the city and as often as shall be required by or in accordance with any regulation or order of this Code, or applicable law or ordinance, and as often as may be necessary to keep and maintain each and every portion of such facility in a sanitary and healthful condition.

(Ord. No. 2080, § 1, 7-23-98)

26-1322 Repair and maintenance required. SHARE

Every transient housing facility and every part thereof shall be kept in good repair, as determined solely by the administrator of the building and safety engineering division and his/her duly authorized representatives.

26-1323 Fire extinguishers. SHARE

There shall be provided at least one approved five-pound or larger dry chemical fire extinguisher rated at least 2A, 20B, C, with travel distance to any extinguisher not to exceed 75 feet, and at least one extinguisher for every 2,500 square feet or less of floor area on each floor. Fire extinguishers shall be placed in convenient locations in a public hallway and shall always be in condition for use. Other fire extinguishers may be required by other ordinances of the city and shall be provided and maintained by the owner and approved by the fire department.

(Ord. No. 2080, § 1, 7-23-98)

26-1324 Garbage and refuse receptacles. SHARE

Every transient housing facility shall have proper and suitable conveniences and/or receptacles for receiving garbage and other refuse matter.

(Ord. No. 2080, § 1, 7-23-98)

26-1325 Bedding and linens. SHARE

All beds for the accommodation of guests in any transient housing facility shall be provided with a sufficient supply of clean bedding and with clean sheets. Each sheet shall be at least 81 inches wide and 99 inches long. All beds shall be provided with clean sheets as often as the beds are assigned to different persons, and at least semi-weekly.

(Ord. No. 2080, § 1, 7-23-98)

26-1326 Towels required. SHARE

Each transient housing facility having a public washroom shall keep at all times a sufficient supply of individual clean towels in a place in sight of, and easily accessible to, its guests. At least two clean towels shall be supplied daily to each guestroom and at least one clean towel shall be supplied daily to each guest.

(Ord. No. 2080, § 1, 7-23-98)

26-1327 Water closets; disinfection. SHARE

All water closets and urinals in, or used in connection with, any transient housing facility shall be disinfected as often as may be necessary to keep them in a sanitary condition.

(Ord. No. 2080, § 1, 7-23-98)

26-1328 Compliance, development and operating requirements. Share

To qualify for and to maintain Registration in good standing, each transient housing facility shall be developed, equipped, managed and operated as follows:

- (1) The layout, development and facilities shall conform to the standards and requirements of this Code, and all other valid ordinances of the city and laws of the state.
- (2) The facility shall be in the charge of a local resident agent who shall be available and responsible at all times for maintaining the grounds, buildings and facilities in a sanitary, safe, healthful, orderly and usable condition.
- (3) There shall be an office or room for the manager where incoming occupants will be documented and where the documentation shall be maintained in approved form and kept available at all times for inspection by representatives of the city and law enforcement officers.
- (4) No person known to be suffering from a reportable disease as defined by the state health department shall be given accommodation at any transient housing facility. The manager shall immediately notify the county health department of any illness in the facility which is believed to be reportable.
- (5) Hot and cold running water shall be available at all times at lavatory, bath and shower fixtures.
- (6) Water supply and sewage disposal facilities shall be maintained and operated so as to perform their function.
- (7) Each sleeping unit shall be furnished with beds and bedding which shall be in good condition, clean and adequate to maintain body comfort.
- (8) Each occupant of a sleeping unit shall be furnished with soap and at least one clean, freshly laundered bath towel daily.

- (9) A comfortable temperature shall be maintained in sleeping units, which shall be furnished with safe, convenient and adequate heating facilities for use by occupants as necessary.
- (10) During hours of darkness, adequate lighting shall be maintained at all buildings and on the site.
- (11) Fire extinguishers shall be maintained in a filled and workable condition.
- (12) Parking facilities, as required by code, shall be installed and maintained.
- (13) The manager shall comply with such other health and sanitation rules and regulations that have been adopted under the powers granted the state, county or city regarding such occupancy.
- (14) The Registered premises and its use shall at all times comply with all applicable federal, state, county and city laws and regulations.

(Ord. No. 2080, § 1, 7-23-98)

26-1329 Directory required. ☐ SHARE >

All such establishments subject to Registration under this article shall keep a directory in which there shall be set forth in ink the name and last permanent address and signature of each occupant, the number of the room to be occupied by each occupant, and the name and address of any persons to be notified in case of emergency. Registration under a false name is prohibited. The directory shall be available at all times to city officials, law enforcement officers and health officers.

(Ord. No. 2080, § 1, 7-23-98)

26-1330 Overcrowding prohibited. SHARE

Occupancy in any sleeping unit of a transient housing facility in excess of the maximum capacity of beds therein, according to their design, is prohibited.

(Ord. No. 2080, § 1, 7-23-98)

26-1331 Sanitary conditions and general maintenance. SHARE

- (a) Bathroom or bathrooms, which afford privacy to a person inside such room, containing a bathtub or shower washbasin or flush water closet and complying with such other requirements as are set forth elsewhere in this Code, shall be supplied for each six persons or less residing within a transient housing facility, except that in an establishment where rooms are let only to males, flush urinals may be substituted for not more than one-half the required number of water closets.
- (b) All bathrooms in a transient housing facility shall be so located within the structure as to be directly accessible from a common hall or passageway which is either on the same floor as, or is one floor above or below, all rooming units they are designed to service, and which hallway is directly accessible to the occupants of all such rooming units without passing through any part of any other rooming unit or dwelling unit.
- (c) All bathrooms and water closet compartments in a transient housing facility shall be provided with an inside lock.
- (d) All furniture and furnishings in a transient housing facility shall be maintained in safe and sound condition, in good repair, and upholstery and coverings shall be kept clean and free of rips and tears. Windows shall be provided, where necessary, with blinds, draw drapes, curtains or shades to provide occupants with privacy.

(Ord. No. 2080, § 1, 7-23-98)

26-1332 Exit lights and night lights. SHARE

All exits in the transient housing facility shall be clearly identified as exits with internally illuminated exit signs having the word "exit" in plainly legible letters not less than six inches high with the principal strokes of the letters not less than three-quarter inch wide. Night lights shall be provided in all common areaways and hallways.

(Ord. No. 2080, § 1, 7-23-98)

26-1333 Use of basement or attic as sleeping room; conditions. SHARE

(a) No room in a basement or attic or third floor of a wooden building used as a transient housing facility shall be occupied or converted for occupancy as a sleeping room without a special written permit from the city.

- (b) No permit shall be issued under subsection (a) of this section unless the following conditions are complied with:
 - (1) Such room shall be at least seven feet high in every part from the floor to the ceiling.
 - (2) The ceiling of such room shall be in every part at least three feet six inches above the surface of the street or ground outside of or adjoining such room.
 - (3) There shall be appurtenant to such room the use of a water closet.
 - (4) At least one of the rooms of the apartment of which such room is an integral part shall have a window opening directly to the street or yard, of at least 12 square feet in size clear of the sash frame, and which shall open readily for purposes of ventilation.
 - (5) The lowest floor shall be waterproof and dampproof.
 - (6) Such room shall have sufficient light and ventilation, shall be well drained and dry, and shall be fit for human habitation.
- (c) Attic rooms or the third floor of a wooden building used as a transient housing facility shall comply with the following:
 - (1) No less than two independent means of egress shall be provided, one of which shall be an interior stairway and the other may be a fire escape or another interior stairway.
 - (2) Both means of egress shall be directly accessible to all occupants of the floor without going through a private room or apartment.
 - (3) All interior stairs shall be enclosed at the third floor to prevent the spread of smoke, and shall be provided with self-closing doors. These doors shall swing in the direction of egress and have a latch or other fastening device which includes a knob, handle, panic bar, or other simple type of releasing device, the method of operation of which is obvious, even in darkness.
 - (4) All provisions of the state housing law shall be complied with as to window area, ceiling height and room size.
 - (5) Such floor shall not be converted for or occupied by more than six sleeping rooms.

26-1334 Walls and ceilings. SHARE

The walls and ceilings of every building registered as a transient housing facility shall be thoroughly cleaned and/or redecorated at least once every year.

(Ord. No. 2080, § 1, 7-23-98)

26-1335 Illegal acts on premises. SHARE SHARE

No owner or local agent of any transient housing facility or rooming unit under this article shall knowingly permit any illegal act to be carried on upon the premises for which such license has been issued. Any illegal act occurring on the premises which comes to the knowledge of the owner or local agent of any transient housing facility or rooming unit shall be immediately reported by the owner or local agent to the police department.

(Ord. No. 2080, § 1, 7-23-98)

26-1336 Lodger's responsibilities. SHARE

- (a) The lodger of every establishment registered under the terms of this article shall be responsible for the cleanliness of any part of the building under his exclusive control and shall maintain such premises as well as personal belongings in a sanitary and orderly condition at all times.
- (b) No tenant of any establishment registered under this article shall sublet the room he rents or house additional persons not listed as an occupant in the owner's Directory without the consent of the owner or local agent and execution of the owner or local agent's Directory.
- (c) No tenant or any occupant of an establishment registered under this article shall create a nuisance in such establishment by becoming intoxicated or by the creation of undue noise or by the destruction or defacing of property, or by creating or maintaining an insanitary condition upon or about the premises, or by carrying on any unlawful business or pursuit upon such premises.
- (d) Violation of any of the provisions of this article shall be deemed sufficient causes for the summary eviction of the tenant by the enforcing official, if after proper notice such tenant fails to comply with the provisions of this article.

DIVISION 3. REGISTRATION

26-1337 Registration required.

The owner of any transient housing facility shall register each facility, and all rooming units contained within the facility, with the City, and shall designate a person as the responsible local agent who shall be legally responsible for the operation of the registered transient housing facility, and who shall also be responsible for providing access to such premises for making the inspections necessary to insure compliance with the terms of this article as well as the Building Code, the Housing Code, and the City of Pontiac's Zoning Ordinance. A Certificate of Compliance shall not be issued if the registration provisions of this article are not complied with.

26-1338 Registration forms and fees.

Applications for registration shall be made on such forms and in accordance with such instructions as may be provided by the Planning Department and shall include at least the following information:

- (a) The name, address and telephone number of the applicant.
- (b) The names, addresses and telephone numbers of all owners of the transient housing facility.
- (c) The name, local address and telephone number of the responsible local agent.
- (d) The address of, and number of rooming units in, each transient housing facility.
- (e) An authorization appointing a responsible local agent, signed by both the owner and the responsible local agent.
- (f) The driver's license number or Social Security number of the applicant, owner or local agent who is completing the registration form.

An initial registration fee for each transient housing facility shall be paid at the time of registration. The City Council shall, by resolution, set the registration fee and the inspection fee applicable to a certificate of compliance. No post office boxes will be accepted as legal

addresses. Upon registration, the Planning Department shall inform applicants of certificate of compliance requirements.

26-1339 Registration Term and Renewals.

- (a) Registration of all transient housing facilities and rooming units, including existing facilities, shall be made prior to the use or occupancy of any transient housing facilities and rooming units. Any new owner shall register in accordance with this chapter and shall apply for a certificate of compliance for each rental unit or rental dwelling. Registration will be valid for a one-year period commencing on the registration application date and expiring one year from date of issue.
- (b) A renewal fee shall be established by resolution of the City Council, which shall be paid at the time of the registration of the transient housing facility and rooming unit, the transfer of ownership, or registration renewal, which fee shall also include the transfer of the certificate of compliance, if applicable.
- (c) Failure to register or renew a transient housing facility and rooming unit within 30 days, or any other violation of this section, shall be a municipal civil infraction. The requirements of this section are in addition to, and not in lieu of, all other city ordinances, rules, and regulations. The offense shall be subject to a one hundred dollar (\$100.00) fine for each day the transient housing facility and/or rooming unit remains unregistered or that the registration is expired and subject to any other costs authorized by the court pursuant to MCL 600.8727, MCL 600.8375, or state law. As authorized by MCL 600.8731, in the event such fines and costs are not paid within thirty days, then they may become a lien on the property and be placed on the tax roll, or result in a suit for collection of judgment.
- (d) Any person, entity or owner who fails for a period of six consecutive months to register or renew a rental dwelling or rental unit shall be guilty of a misdemeanor punishable by ninety days imprisonment and/or a fine not to exceed five hundred dollars (\$500.00).

26-1340 Responsible Local Agent.

The responsible local agent shall be a person, including a representative of a corporation, partnership, firm, joint venture, trust association, organization or other entity, having his or her place of residence in the County of Oakland or within a fifty-mile radius of the City of Pontiac,

and shall be designated by the owner as responsible for operating such premises in compliance with all provisions of the City of Pontiac codes and ordinances. The owner may act as the responsible local agent, provided that he or she resides in the County of Oakland or within a fifty-mile radius of the City of Pontiac. All official notices of the City may be issued to the responsible local agent, and any notice so issued shall be deemed to have been issued upon the owner of record.

DIVISION 4. CERTIFICATE OF COMPLIANCE

26-1341 Certificate of compliance required for transient housing. SHARE.

No person shall, directly or indirectly, operate, or cause to be operated, conduct, maintain or manage, within the city, any transient housing facility, without first having obtained a certificate of compliance, as described in this article, from the city's department of community development.

(Ord. No. 2080, § 1, 7-23-98)

26-1342 State or other license; no exemption. SHARE

The fact that a license has been granted to any person by the state, county or other agency to engage in the operation, conduct, maintenance or management of any housing facility shall not exempt such person from procuring a certificate of compliance from the city, if such certificate of compliance is required by this article, or any other provision of this Code.

(Ord. No. 2080, § 1, 7-23-98)

26-1343 Compliance prerequisite to issuance. SHARE

No certificate of compliance, required by this article, shall be issued to any person who is required to procure a license, permit or other form of approval from the state or the county, until such person shall submit evidence that the required state or county license or permit has been issued and that all fees pertaining thereto have been paid. Furthermore, no certificate of compliance required by this article shall be issued to any person until the requirements of this article are fulfilled.

(Ord. No. 2080, § 1, 7-23-98)

Fees for application for a certificate of compliance and related inspections, as required by this article, shall be established by the city council by resolution upon adoption of the annual budget and may be amended from time to time. Fees shall be payable at the time of application.

(Ord. No. 2080, § 1, 7-23-98; Ord. No. 2259, § 1, 4-25-12)

26-1345 Expiration date. SHARE

- (a) The certificate of compliance year shall terminate at midnight, three years from the date of issuance.
- (b) The expiration date of each license shall be indicated on the face thereof.

(Ord. No. 2080, § 1, 7-23-98; Ord. No. 2259, § 1, 4-25-12)

26-1346 Right to appeal; procedure. SHARE

- (a) When litigation is not pending before any court of competent jurisdiction on the subject matter, any owner or person who is aggrieved with the ruling or decision of the administrator of the building and safety engineering division in any matter relative to the interpretation of the provisions of this article may appeal to the Board of Appeals upon paying the appropriate fee.
- (b) The appeal provided for under subsection (a) shall be filed with the administrator of the building and safety engineering division, in writing, within 30 days of the date of the rendition of the decision of interpretation.
- (c) Appeals shall be heard and decided by the Board of Appeals under this article. A hearing shall be held at a reasonable time as determined by the Board of Appeals, not more than 30 days after the appeal is filed, and may be adjourned from time to time at the discretion of the Board of Appeals.
- (d) The appellant shall have right to appear in person or by agent or attorney and present any relevant, oral or documentary evidence. The administrator of the building and safety engineering division shall also have the right to present oral or documentary evidence.
- (e) The city clerk or his/her duly authorized agent shall serve as secretary to the Board of Appeals under this article.

(f) At the conclusion of the hearing, a decision shall be rendered in accordance with the majority vote of the Board of Appeals present and voting.

(Ord. No. 2080, § 1, 7-23-98; Ord. No. 2259, § 1, 4-25-12)

26-1347 Penalties. SHARE

Violations of any provisions of this article herein adopted shall be deemed a municipal civil infraction, punishable by a fine of not less than \$100.00, plus any costs, damages, expenses, and other sanctions. This article is further subject to the repeat offender provisions of this Code. This provision states that increased civil fines may be imposed for repeated violations by a person of any requirement or provision of this article. As used in this article, "repeat offense" means a second (or any subsequent) municipal civil infraction violation of the same requirement or provision (i) committed by a person and (ii) for which the person admits responsibility or is determined to be responsible. The increased fine for a repeat offense under this article shall be as follows:

- (1) The fine for any offense which is a first repeat offense shall be no less than \$300.00, plus costs.
- (2) The fine for any offense which is a second repeat offense or any subsequent repeat offense shall be no less than \$500.00, plus costs.

Further, each day on which any violation of this article continues constitutes a separate offense and shall be subject to penalties or sanctions as a separate offense. In addition to any other remedies available at law, the city may bring in the local district court an injunction or other process against a person or company to restrain, prevent, or abate any violation of this article.

(Ord. No. 2080, § 1, 7-23-98)

26-1348—26-1365 Reserved.

Budget Ordinance

Ordinance No. 2417

An Ordinance to appropriate the sums of money necessary to meet the expenditures set forth in the budget recommended for the operation of the City of Pontiac, Michigan; to defray the debts, expenditures, and liabilities of said City for the fiscal year beginning the first day of July 2023.

Whereas, the proposed General Appropriations Act is required to be effective July 1, 2023, so the City can legally operate.

The City of Pontiac Ordains:

Section 1. Title.

This ordinance shall be known as the City of Pontiac 2023-2024 General Appropriations Act.

Section 2. Public Hearing on the Budget.

Pursuant to MCLA 141.412 and .413, notice of a public hearing on the proposed budget was published in the Oakland Press, a newspaper of general circulation on May 16, 2023, and a public hearing on the proposed budget was held on May 30, 2023.

Section 3. Millage Levy, Administration Fee, and Penalties.

The City Council for the City of Pontiac shall authorize the following millages to be levied and collected on the general property tax of all real and personal property within the City upon the current tax roll an allocated millage of 10.9132 operating; 1.4519 youth center; 1.3639 capital improvement; 2.7281 sanitation; 0.4839 senior services and additional voted operating millage of 1.0868. The City Treasurer is hereby authorized to impose a one percent (1%) property tax administration fee for all property taxes due, a three (3%) late penalty charge when applicable and a one percent (1%) monthly interest charge when applicable in conformance with Section 44 of Public Act 206 of 1893.

Section 4. Adoption of budget by Function.

The City Council of the City of Pontiac received a recommended budget on May 1, 2023, from Mayor Tim Greimel. The administration has requested changes through City Council requests during various public presentations by the departments. The City Council of the City of Pontiac adopts the 2023-2024 fiscal year budgets for the various funds by department. City officials responsible for the expenditures authorized in the budget may expend City funds up to, but not to exceed, the total appropriation authorized for each department.

Section 5. Payment of Bills.

Pursuant to the Local Financial Stability and Choice Act and the Accounting Procedures Manual for Local Governments in Michigan, all claims (bills) against the City shall be, approved by the Finance Director of the City of Pontiac prior to being paid.

<u>Section 6: Budgeted Revenues and Expenditures</u>.-Estimated total revenues and expenditures, including transfers in and out and other sources, for the various funds of the City of Pontiac beginning July 1, 2023, are \$98,987,242 in revenues and \$107,961,407 in expenditures.

Section 7. Specific Appropriations.

There are no specific appropriations contained in the budget.

Section 8. Periodic Financial Reports.

The Finance Director shall provide the Mayor and City Council financial reports on a monthly basis.

Section 9. Budget Monitoring and Amending.

Whenever it appears to the Finance Director that the actual and probable revenues in any fund will be less than the estimated revenues upon which appropriations from such fund were based, and when it appears that expenditures will exceed an appropriation upon which appropriations from such fund were based, the Finance Director shall present to the Mayor recommendations to prevent expenditures from exceeding available revenues or appropriations for the fiscal year. Such recommendations shall include proposals for reducing appropriations, increasing revenues or both. The Finance Director is hereby authorized to amend a department that does not exceed ten thousand dollars (\$10,000) within a fiscal year. Any budget amendments to a department that exceeds ten thousand dollars (\$10,000) within a fiscal year must be approved by the City council prior to amendment. For all transfers in and transfer out between appropriation departments exceeding ten thousand dollars (\$10,000) must be approved by City Council prior to such transfer.

Section 10. Severability.

If any section, clause, or provision of this Ordinance shall be declared to be unconstitutional, vold, Illegal, or ineffective by any Court of competent jurisdiction, such section, clause, or provision declared to be unconstitutional, vold, 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 11. Repealer.

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 12. Publication.

The Clerk shall publish this Ordinance in a newspaper of general circulation.

Section 13. Effective Date.

This Ordinance was passed on June 20, 2023, to allow the City to legally spend money after July 1, 2023, and shall be effective 10 days upon the adoption.

With revenue and expenditures categorized by fund as herein provided:

| Fund | | | | |
|---------------|---------------------------------|----------|------------|-------------------|
| <u>Number</u> | <u>Fund</u> | | Revenues | Expenditures |
| 101 | General | \$ | 51,443,316 | \$ 54,862,300 |
| 202 | Major Streets | \$ | 7,053,756 | \$ 9,681,225 |
| 203 | Local Streets | \$ | 2,138,868 | \$ 2,632,204 |
| 208 | Youth Recreation Millage | \$ | 2,157,857 | \$ 1,861,753 |
| 209 | Cemetery Care Fund | \$ | 616,803 | \$ 742,449 |
| 212 | Senior Activities Millage | \$ | 490,141 | \$ 795,694 |
| 226 | Sanitaton Fund | \$ \$ | 5,808,591 | \$ 5,691,941 |
| 231 | Cable Fund | \$ | 134,844 | \$ 358,658 |
| 232 | VEBA Retiree Healthcare Opt Out | \$ | - | \$ 500,000 |
| 239 | TIFA District 2 | \$ | 319,488 | \$ 474,531 |
| 240 | TIFA District 3 | \$ | 2,144,210 | \$ 2,195,774 |
| 243 | Brownfield Redeveloping Auth | \$ | - | \$ - |
| 249 | Building Department | \$ | 2,670,816 | \$ 4,139,244 |
| 263 | Home Buyers Assistance Fund | \$ | - | \$ - |
| 265 | Drug Enforcement | \$ | 42,488 | \$ 42,353 |
| 276 | District Court | \$ | 4,471,816 | \$ 4,471,816 |
| 277 | MIDC Fund | \$ | 2,428,356 | \$ 2,428,356 |
| 284 | Opiod Settlement | \$ | - | \$ - |
| 285 | ARPA | \$ | 5,816,199 | \$ 5,816,199 |
| 445 | Capital Improvement | \$ | 1,831,524 | \$ 3,327,095 |
| 585 | Parking | \$ | - | \$ - |
| 629 | Employees Sick & Vacation Pay | \$ | | \$ - |
| 659 | Insurance | \$ | 8,939,162 | \$ 7,460,808 |
| 677 | Self-Insurance Wk Comp | \$ | 479,007 | \$ 479,007 |
| | | \$ | 98,987,242 | \$ 107,961,407 |

| General Fund - 101 | |
|---------------------------------------|----------------|
| ESTIMATED REVENUES | E4 442 24C |
| General Revenues | 51,443,316 |
| Tranfers In | 51,443,316 |
| TOTAL ESTIMATED REVENUES | 51,445,510 |
| APPROPRIATIONS | |
| City Council | 887,103 |
| Charter Comission | 122,383 |
| Mayor | 1,016,690 |
| Elections | 428,687 |
| Accounting | 200,000 |
| Income Tax Administration | 777,621 |
| Finance Administration | 652,745 |
| City Clerk | 373,704 |
| Communications | 658,893 |
| Information Technology | 534,480 |
| Purchasing | 203,247 |
| Treasurer | 459,300 |
| Marihuana Regulations | 432,200 |
| Assessor | 453,000 |
| Building Maintenance | 556,59 |
| Attorney | 1,373,66 |
| Personnel Services | 696,543 |
| Sheriff | 17,384,88 |
| Dispatch | 414,130 |
| Fire | 9,334,16 |
| Drains | 516,67 |
| Engineering | 1,669,42 |
| Street Lighting | 1,000,00 |
| Public Works | 1,150,31 |
| Winter Maintenance | 34,40 |
| Redevelopment and Housing | 737,52 |
| Grant Management and Philanthropy | 1,544,51 |
| Planning | 636,36 |
| Code Enforcement | 170,00 |
| Parks Grounds Maintenance | 1,608,83 |
| Retiree Fringes | 4,000,00 |
| Unemployement Compensation | 50,00 |
| Debt Service | 978,47 |
| Transfers Out and Other Uses | 3,805,73 |
| TOTAL APPROPRIATIONS | 54,862,30 |
| General Fund | |
| NET OF REVENUES/APPROPRIATIONS | (3,418,98 |
| Estimated Beginning Fund Balance | 28,712,64 |
| Estimated Ending Fund Balance | 25,293,66 |

| Major Street Fund - 202 | | | |
|----------------------------------|-------------|--|--|
| ESTIMATED REVENUES | | | |
| General Revenues | 7,053,756 | | |
| Tranfers In | - | | |
| TOTAL ESTIMATED REVENUES | 7,053,756 | | |
| APPROPRIATIONS | | | |
| Nonmotorized | 50,000 | | |
| Public Works | 801,399 | | |
| Routine Maintenance Roads | 7,920,795 | | |
| Winter Maintenance | 589,031 | | |
| Traffic Control | 320,000 | | |
| TOTAL APPROPRIATIONS | 9,681,225 | | |
| Major Street Fund | | | |
| NET OF REVENUES/APPROPRIATIONS | (2,627,469) | | |
| Estimated Beginning Fund Balance | 4,183,794 | | |
| Estimated Ending Fund Balance | 1,556,325 | | |

| Local Street Fund - 203 | |
|----------------------------------|-----------|
| ESTIMATED REVENUES | |
| General Revenues | 2,138,868 |
| Tranfers In | 100 |
| TOTAL ESTIMATED REVENUES | 2,138,868 |
| APPROPRIATIONS | · |
| Nonmotorized | 150,000 |
| Public Works | 248,878 |
| Routine Maintenance Roads | 1,662,795 |
| Winter Maintenance | 420,531 |
| Traffic Control | 150,000 |
| TOTAL APPROPRIATIONS | 2,632,204 |
| Local Street Fund | |
| NET OF REVENUES/APPROPRIATIONS | (493,336) |
| Estimated Beginning Fund Balance | 1,553,240 |
| Estimated Ending Fund Balance | 1,059,904 |

| Youth Recreation Millage Fund - 208 | | |
|-------------------------------------|-----------|--|
| ESTIMATED REVENUES | | |
| General Revenues | 2,157,857 | |
| Tranfers In | - | |
| TOTAL ESTIMATED REVENUES | 2,157,857 | |
| APPROPRIATIONS | | |
| Recreation Facility | 1,861,753 | |
| City Events | 0 | |
| Youth Sports | 0 | |
| TOTAL APPROPRIATIONS | 1,861,753 | |
| Recreation Millage Fund | | |
| NET OF REVENUES/APPROPRIATIONS | 296,104 | |
| Estimated Beginning Fund Balance | 1,241,767 | |
| Estimated Ending Fund Balance | 1,537,871 | |

| Cemetery Care Fund - 209 | |
|----------------------------------|-----------|
| ESTIMATED REVENUES | |
| General Revenues | - |
| Tranfers In | 616,803 |
| TOTAL ESTIMATED REVENUES | 616,803 |
| APPROPRIATIONS | |
| Cemetery Ottawa Park | 434,874 |
| Cemetery Oak Hill | 307,575 |
| TOTAL APPROPRIATIONS | 742,449 |
| Cemetery Care Fund | |
| NET OF REVENUES/APPROPRIATIONS | (125,646) |
| Estimated Beginning Fund Balance | (847,448) |
| Estimated Ending Fund Balance | (973,094) |

| Senior Activities - 212 | |
|-------------------------------------|-----------|
| ESTIMATED REVENUES | |
| General Revenues | 490,141 |
| Tranfers In | • |
| TOTAL ESTIMATED REVENUES | 490,141 |
| APPROPRIATIONS | |
| Ruth Peterson Senior Citizen Center | 0 |
| Bowen Senior Citizen Center | 0 |
| Senior Citizen Programs (Combined) | 795,694 |
| TOTAL APPROPRIATIONS | 795,694 |
| Senior Activities | |
| NET OF REVENUES/APPROPRIATIONS | (305,553) |
| Estimated Beginning Fund Balance | 674,340 |
| Estimated Ending Fund Balance | 368,787 |

| Sanitation Fund - 226 | |
|----------------------------------|-----------|
| ESTIMATED REVENUES | |
| General Revenues | 5,808,591 |
| Tranfers In | ~ |
| TOTAL ESTIMATED REVENUES | 5,808,591 |
| APPROPRIATIONS | |
| Sanitation Collection | 5,691,941 |
| TOTAL APPROPRIATIONS | 5,691,941 |
| Sanitation Fund | |
| NET OF REVENUES/APPROPRIATIONS | 116,650 |
| Estimated Beginning Fund Balance | 6,779,075 |
| Estimated Ending Fund Balance | 6,895,725 |

| Cable Revenue - 23 | 1 | |
|----------------------------------|--------------------------|-----------|
| ESTIMATED REVENUE | S S | |
| General Re | evenues | 134,844 |
| Tranfers In | | - |
| • | TOTAL ESTIMATED REVENUES | 134,844 |
| APPROPRIATIONS | | |
| Cable | | 358,658 |
| | TOTAL APPROPRIATIONS | 358,658 |
| Cable Revenue | | |
| NET OF REV | /ENUES/APPROPRIATIONS | (223,814) |
| Estimated Beginning Fund Balance | | 709,226 |
| Estimated I | Ending Fund Balance | 485,412 |

| VEBA Retiree Healthcare Opt Out Revenue - 232 | | |
|---|-------------------------|-----------|
| ESTIMATED REVENUES | | |
| General Rev | enues | - |
| Tranfers In | | P4 |
| TO | DTAL ESTIMATED REVENUES | - |
| APPROPRIATIONS | | : |
| Cable | | 500,000 |
| | TOTAL APPROPRIATIONS | 500,000 |
| Cable Revenue | | |
| NET OF REVE | NUES/APPROPRIATIONS | (500,000) |
| Estimated Be | ginning Fund Balance | 3,500,000 |
| Estimated En | ding Fund Balance | 3,000,000 |

| Tax Increment Finance Authority District 2 - 239 | |
|--|-------------|
| ESTIMATED REVENUES | |
| General Revenues | 164,445 |
| Tranfers In | 155,043 |
| TOTAL ESTIMATED REVENUES | 319,488 |
| APPROPRIATIONS | |
| Debt Service & Financial Guarantee | 474,531 |
| TOTAL APPROPRIATIONS | 474,531 |
| Tax Increment Finance Authority District 2 | |
| NET OF REVENUES/APPROPRIATIONS | (155,043) |
| Estimated Beginning Fund Balance | (3,653,007) |
| Estimated Ending Fund Balance | (3,808,050) |

| Tax Increment Finance Authority District 3 - 240 | | | |
|--|-----------|--|--|
| ESTIMATED REVENUES | | | |
| General Revenues | 1,948,399 | | |
| Tranfers In | 195,811 | | |
| TOTAL ESTIMATED REVENUES | 2,144,210 | | |
| APPROPRIATIONS | | | |
| Financial Guarantee | 195,811 | | |
| Debt Service | 1,999,963 | | |
| TOTAL APPROPRIATIONS | 2,195,774 | | |
| Tax Increment Finance Authority District 3 | | | |
| NET OF REVENUES/APPROPRIATIONS | (51,564) | | |
| Estimated Beginning Fund Balance | (537,136) | | |
| Estimated Ending Fund Balance | (588,700) | | |

| Brownfield Redevelopment Authority - 243 | |
|--|---------|
| ESTIMATED REVENUES | |
| General Revenues | - |
| Tranfers In | |
| TOTAL ESTIMATED REVENUES | - |
| APPROPRIATIONS | |
| BRA Administration | = |
| TOTAL APPROPRIATIONS | - |
| Brownfield Redevelopment Authority | |
| NET OF REVENUES/APPROPRIATIONS | |
| Estimated Beginning Fund Balance | 328,232 |
| Estimated Ending Fund Balance | 328,232 |

| Building Department Fund - 249 | |
|----------------------------------|-------------|
| ESTIMATED REVENUES | |
| General Revenues | 2,670,816 |
| Tranfers In | - |
| TOTAL ESTIMATED REVENUES | 2,670,816 |
| APPROPRIATIONS | |
| Building Inspections | 4,139,244 |
| TOTAL APPROPRIATIONS | 4,139,244 |
| Building Department Fund | |
| NET OF REVENUES/APPROPRIATIONS | (1,468,428) |
| Estimated Beginning Fund Balance | 3,804,460 |
| Estimated Ending Fund Balance | 2,336,032 |

| Home Buyers Assistance Fund - 263 | |
|-----------------------------------|--------|
| ESTIMATED REVENUES | |
| General Revenues | - |
| Tranfers In | - |
| TOTAL ESTIMATED REVENUES | - |
| APPROPRIATIONS | |
| Community Development | - |
| TOTAL APPROPRIATIONS | - |
| Home Buyers Assistance Fund | |
| NET OF REVENUES/APPROPRIATIONS | • |
| Estimated Beginning Fund Balance | 23,638 |
| Estimated Ending Fund Balance | 23,638 |

| Drug Enforcement Fund - 265 | |
|----------------------------------|---------|
| ESTIMATED REVENUES | |
| General Revenues | 42,488 |
| Tranfers In | • |
| TOTAL ESTIMATED REVENUES | 42,488 |
| APPROPRIATIONS | |
| Public Safety | 42,353 |
| TOTAL APPROPRIATIONS | 42,353 |
| Drug Enforcement Fund | |
| NET OF REVENUES/APPROPRIATIONS | 135 |
| Estimated Beginning Fund Balance | 144,418 |
| Estimated Ending Fund Balance | 144,553 |

| District Court - 276 | |
|----------------------------------|-----------|
| ESTIMATED REVENUES | |
| General Revenues | 1,633,736 |
| Tranfers In | 2,838,080 |
| TOTAL ESTIMATED REVENUES | 4,471,816 |
| APPROPRIATIONS | |
| District Court | 4,095,756 |
| Court Probation | 376,060 |
| TOTAL APPROPRIATIONS | 4,471,816 |
| District Court | |
| NET OF REVENUES/APPROPRIATIONS | - |
| Estimated Beginning Fund Balance | 338,705 |
| Estimated Ending Fund Balance | 338,705 |

| MIDC Fund - 277 | |
|----------------------------------|-----------|
| ESTIMATED REVENUES | |
| General Revenues | 2,407,149 |
| Tranfers In | 21,207 |
| TOTAL ESTIMATED REVENUES | 2,428,356 |
| APPROPRIATIONS | |
| District Court | 2,428,356 |
| TOTAL APPROPRIATIONS | 2,428,356 |
| MIDC Fund | |
| NET OF REVENUES/APPROPRIATIONS | - |
| Estimated Beginning Fund Balance | 2,053 |
| Estimated Ending Fund Balance | 2,053 |

| Opiod Settlement Fund - 284 | |
|----------------------------------|---------|
| ESTIMATED REVENUES | |
| General Revenues | - |
| Tranfers In | - |
| TOTAL ESTIMATED REVENUES | - |
| APPROPRIATIONS | |
| General Government | 0 |
| TOTAL APPROPRIATIONS | - |
| PA 48 - Telecommunications Fund | |
| NET OF REVENUES/APPROPRIATIONS | - |
| Estimated Beginning Fund Balance | 194,282 |
| Estimated Ending Fund Balance | 194,282 |

| ARPA Fund - 285 | |
|-----------------------------------|-----------|
| ESTIMATED REVENUES | |
| General Revenues | 5,816,199 |
| Tranfers In | _ |
| TOTAL ESTIMATED REVENUES | 5,816,199 |
| APPROPRIATIONS | |
| General Government | 0 |
| Public Works | 591,004 |
| Grant Management and Philanthropy | 5,225,195 |
| TOTAL APPROPRIATIONS | 5,816,199 |
| Capital Improvement Fund | , |
| NET OF REVENUES/APPROPRIATIONS | |
| Estimated Beginning Fund Balance | |
| Estimated Ending Fund Balance | × |

| Capital Improvement Fund - 445 | |
|-----------------------------------|-------------|
| ESTIMATED REVENUES | |
| General Revenues | 1,831,524 |
| Tranfers In | _ |
| TOTAL ESTIMATED REVENUES | 1,831,524 |
| | |
| APPROPRIATIONS | |
| Communications | 50,000 |
| Information Technology | 46,400 |
| Building Maintenance . | 0 |
| Cemetery Ottawa Park | 125,000 |
| Cemetery Oak Hill | 275,000 |
| Cable | 0 |
| Sheriff | 400,000 |
| Fire | 0 |
| Street Lighting | 320,000 |
| Construction Road & Bridges | 900,000 |
| Public Works | 750,000 |
| Grant Management and Philanthropy | 460,695 |
| Recreation | 0 |
| TOTAL APPROPRIATIONS | 3,327,095 |
| | |
| Capital Improvement Fund | |
| NET OF REVENUES/APPROPRIATIONS | (1,495,571) |
| Estimated Beginning Fund Balance | 2,659,836 |
| Estimated Ending Fund Balance | 1,164,265 |

| Parking Fund - 585 | · |
|----------------------------------|------------|
| ESTIMATED REVENUES | |
| General Revenues | • - |
| Tranfers In | •• |
| TOTAL ESTIMATED REVENUES | - |
| APPROPRIATIONS | |
| Phoenix Center Parking | - |
| Parking City | - |
| Debt Service | - |
| TOTAL APPROPRIATIONS | |
| Parking Fund | |
| NET OF REVENUES/APPROPRIATIONS | - |
| Estimated Beginning Net Position | 11,396,563 |
| Estimated Ending Net Position | 11,396,563 |

| Insurance Fund - 659 | |
|----------------------------------|-----------|
| | |
| ESTIMATED REVENUES | |
| General Revenues | 8,939,162 |
| Tranfers In | - |
| TOTAL ESTIMATED REVENUES | 8,939,162 |
| APPROPRIATIONS | |
| Risk Management | 356,015 |
| Insurance and Bonds | (56,772) |
| Employee Medical Insurance | 1,681,393 |
| Recreation | 5,480,172 |
| TOTAL APPROPRIATIONS | 7,460,808 |
| Insurance Fund | |
| NET OF REVENUES/APPROPRIATIONS | 1,478,354 |
| Estimated Beginning Fund Balance | 1,959,169 |
| Estimated Ending Fund Balance | 3,437,523 |

| Workers' Compensation Fund - 677 | |
|----------------------------------|---------|
| ESTIMATED REVENUES | |
| General Revenues | 479,007 |
| Tranfers In | - |
| TOTAL ESTIMATED REVENUES | 479,007 |
| APPROPRIATIONS | |
| Insurance and Bonds | 479,007 |
| TOTAL APPROPRIATIONS | 479,007 |
| Workers' Compensation Fund | |
| NET OF REVENUES/APPROPRIATIONS | |
| Estimated Beginning Fund Balance | 998,232 |
| Estimated Ending Fund Balance | 998,232 |