

October 17, 2023, Approved Minutes

**Official Proceedings  
Pontiac City Council  
112<sup>th</sup> Session of the Eleventh Council**

**Call to order**

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

**Invocation** – Minister Kathalee James – Pontiac, Michigan

**Pledge of Allegiance to the Flag of the United States**

**Moment of Silence**

**Roll Call**

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

Mayor Tim Greimel was present.  
A quorum was announced.

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

**Excuse Councilmembers**

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

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

**Motion Carried**

**Amendments to and Approval of the Agenda**

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

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

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

**Motion Carried**

The vote was taken to approve agenda as amended.

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

**Motion Carried**

**Consent Agenda**

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

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Councilperson Rutherford and second by Councilperson Carrington.

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

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

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

No: None

**Resolution Passed**

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

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

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

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

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

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

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

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

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

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

No: None

**Resolution Passed**

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

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

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

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

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

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

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

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

No: None

**Resolution Passed**

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

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

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

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

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

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

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

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

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

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

No: None

**Resolution Passed**

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

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

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

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

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

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

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

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

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

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

No: None

**Resolution Passed**

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

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

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

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

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

No: None

**Resolution Passed**

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

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

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

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

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

No: None

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**Resolution Passed**

**Special Presentation**

Gary Burnstein Community Health Clinic Resources

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

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

**Subcommittee Reports**

Communications, Engagement & Operations  
Economic Development, Housing & Planning  
Facilities & Property  
Finance & Personnel  
Law & The Courts  
Parks, Recreation & Public Works  
Public Safety, Health & Wellness

**Recognition of Elected Officials – None**

**Agenda Address**

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

**Agenda Items**

**Ordinance**

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

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

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

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

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

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

No: None

**Resolution Passed**

**Resolutions**

Economic Development Division

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

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

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

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

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

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

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

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

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

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

No: None

**Resolution Passed**

Councilman Brett Nicholson left the meeting.

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

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

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

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

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

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

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

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

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

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

No: None

**Resolution Passed**

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

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

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

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

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

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

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

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

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

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

No: None

**Resolution Passed**

Mayor's Office

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

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

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

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

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

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

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



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

Ayes: James, McGuinness, Parker, and Rutherford

No: Goodman and Carrington

**Resolution Passed**

Purchasing Division

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

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

WHEREAS, the City has designated three (3) Architectural/Engineering (A/E) firms [Nowak & Fraus Engineers; Hubbell, Roth & Clark, Inc.; and NTH Consultants, Ltd.] as “on-call” architectural/engineering firms for the purpose of carrying out various architectural/engineering projects at the direction of the DPW Director, with funds that have been budgeted for such purpose; and

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

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

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

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

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

No: None

**Resolution Passed**

Councilwoman Melanie Rutherford was absent for the vote.

Treasury

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

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

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

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

No: None

**Resolution Passed**

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23-368            **Resolution approving Drain and Lake Assessments for Winter 2023 Tax Bills.**  
Moved by Councilperson Rutherford and second by Councilperson Carrington.

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

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

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

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

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

No: None

**Resolution Passed**

#### **Public Comment**

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

#### **Discussions**

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

#### **Closed Session**

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

WHEREAS, the City's outside legal counsel, Rosati, Schultz Joppich and Amtsbuechler, has requested a closed session in order to discuss trial or settlement strategy in connection with the specific pending litigation Kyles v Pontiac, et. al., (U.S. Eastern District of Michigan Case No. 22-12973); and

WHEREAS, such discussions if conducted in an open meeting would have a detrimental financial effect on the litigating or settlement position of the City; and

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

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

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

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

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referenced matters.

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

No: None

**Resolution Passed**

Council President Pro-Tem William Carrington left the meeting.

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

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

No: None

**Motion Carried**

**Communications**

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

**Mayor, Clerk and Council Closing Comments**

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

**Adjournment**

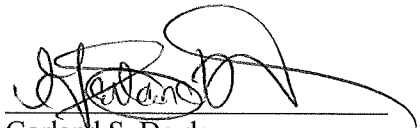
**Motion to adjourn the meeting.** Moved by Councilperson Rutherford and second by Councilperson Parker.

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

No: None

**Motion Carried**

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



Garland S. Doyle  
City Clerk