

**Official Proceedings  
Pontiac City Council  
57<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, November 1, 2022 at 6:05 p.m. by Councilwoman Melanie Rutherford.

**Invocation** - Pastor Kathy Dessureau, Boulevard Church, Pontiac Michigan

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

**Moment of Silence**

**Roll Call**

**Members Present** - Mikal Goodman, Kathalee James, Bret Nicholson, William Parker, Jr. and Melanie Rutherford

Mayor Greimel was present  
A quorum was announced.

**Excuse Councilmembers**

**Motion to excuse Council President Pro-Tem William Carrington and Council President Mike McGuinness for personal reasons.** Moved by Councilperson Goodman and second by Councilperson Parker.

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

**Motion Carried**

Council President Mike McGuinness arrived at 6:09 pm and assumed the chair

**Amendments to and Approval of the Agenda**

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

**Motion to remove Ordinances #2 (An Ordinance to Amend City of Pontiac's Purchasing Ordinance to Eliminate Competitive Bidding for Purchase less than \$5,000 (First Reading) and Ordinance #3 (An Ordinance to Amend the City of Pontiac's Purchasing Ordinance to clarify certain definitions and procedures (First Reading) and add new #2 Ordinance to Amend Purchasing Ordinance to Eliminate Competitive Bidding for purchases less than \$5,000 and Clarify Certain Definitions and Procedures.** Moved by Councilperson Rutherford and second by Councilperson Nicholson.

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

**Motion Carried**

**The vote was taken to approve the agenda as amended**

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

No: None

**Motion Carried**

**Consent Agenda**

22-286 **Resolution to approve the consent agenda for November 1, 2022.** Moved by Councilperson Rutherford and second by Councilperson Goodman.

WHEREAS, the City Council has reviewed the consent agenda for November 1, 2022. NOW, THEREFORE, BE IT RESOLVED that the City Council approves the consent agenda for November 1, 2022 including the City of Pontiac Fund Activity for September 2022, October 24, 2022 Law & the Courts Subcommittee meeting minutes, October 24, 2022 Park, Recreation & Public Works Subcommittee Meeting Minutes and October 25, 2022 City Council Meeting Minutes.

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

No: None

**Resolution Passed**

**Special Presentation**

Pontiac General Operating and Fire Services Millage Restoration and the State's Headlee Amendment  
Presenter: Deputy Mayor Khalfani Stephens

**Recognition of Elected Officials - H. Bill Maxey, Pontiac Library Trustee**

**Agenda Address**

- I. JoAnn Green addressed item #1
2. H. Bill Maxey addressed item #3
3. Dr. Deirdre Waterman addressed items #1 & #11

**Agenda Items**

**Resolutions**

City Council

22-287 **Resolution Honoring the Life of Matthew Berens. (Code Enforcement Staff)** Moved by Councilperson Rutherford and second by Councilperson Nicholson.

WHEREAS, the Pontiac City Council would like to pay proper tribute to Matthew Berens, an individual of great character, a kind-hearted, sincere and passionate man and a devoted City of Pontiac employee; and,

WHEREAS, it is feelings of the deepest regret that the Pontiac City Council mourns the passing of Matthew Berens; and,

WHEREAS, Matthew Berens married wife Christine and it was this union that allowed Matthew to uncover the key to joy and happiness, discover the true meaning of love and acquire a soul-mate for over 35 years; and,

WHEREAS, Matthew Berens proudly served his country in the U.S. Coast Guard performing the duties of radio communications and audio visual for over 7 years; and,

WHEREAS, Matthew Berens started working for the City of Pontiac on September 14, 2020 as a Code Inspector; and,

WHEREAS, Matthew Berens was truly a free-spirit and had many talents; he also worked at Nationwide Video for over 20 years, traveled the U.S. extensively on his motorcycle, enjoyed fixing bicycles for others, sailing and listening to music; and,

WHEREAS, Matthew Berens was an endearing and honest man who always maintained a positive outlook on life, was a great listener, made friends everywhere he went, was willing to go above and beyond to help others and served as a positive role-model to not only his co-workers, but to all;

NOW, THEREFORE, BE IT RESOLVED, that the Members of the Pontiac City Council and members of this great community will greatly miss Matthew Berens as his life was a portrait of service, a legacy that will long endure the passage of time and will remain as a comforting memory to all those whose lives he touched; we give our sincerest condolences to the family, friends, and colleagues of Matthew Berens.

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

No: None

**Resolution Passed**

22-288            **Resolution Honoring the Life of Charles Hayward. (Pontiac Fire Department Retiree)** Moved by Councilperson Rutherford and second by Councilperson Goodman.

WHEREAS, the Pontiac City Council would like to pay proper tribute to Charles Hayward, an individual of great character whose life exemplified the highest ideals of humanity, who truly embodied faith, humility and service to others and a caring and devoted member of the community; and,

WHEREAS, Charles Hayward was born on June 27, 1942, in Pontiac, Michigan, to parents Charles H. and Beulah Emily Hayward (nee Holsworth); and,

WHEREAS, Charles Hayward married the love of his life Patricia on May 5, 1962 and to this union the couple was blessed with their daughter Linda and their son Charles; and,

WHEREAS, Charles Hayward, compelled to defend our nation and freedom, served his county, proudly and with conviction and honor, in the Marine Corps where he worked as a small engine mechanic; and,

WHEREAS, Charles Hayward after being discharged from the Marines, became a loyal and courageous fighter for the Pontic Fire Department where he dedicated over 25 years of his life until he retired; and,

WHEREAS, Charles Hayward was a steadfast and an active member of Waypoint Free Methodist Church in Clarkston; and,

WHEREAS, Charles Hayward enjoyed woodworking; however, even more enjoyable and far more important, was his family; and,

WHEREAS, Charles Hayward not only recognized and embraced the love of his family, but was committed to ensuring that his children and grandchildren were self-sufficient;

NOW, THEREFORE, BE IT RESOLVED, that the Members of the Pontiac City Council and members of this great community will greatly miss Charles Hayward as his life was a portrait of service, a legacy that will long endure the passage of time and will remain as a comforting memmy to all those whose lives he touched; we give our sincerest condolences to the family, friends, and past colleagues of Charles Hayward.

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

No: None

**Resolution Passed**

Finance

22-289            **Resolution to Approve the proposed Budget Amendment for Budget Year 2022-2023 Transferring out of the Capital Improvement Fund GL Account 445-000-288.000- Unearned Revenue - \$518,224.41 and Transfer into the Capital Improvement Fund GL Account 445-000-674.101-SKATP - Contribution from 101 - \$55,000, Transfer into the Capital Improvement Fund GL Account 445-000-675.000-SKATP- Contribution from Private Source - \$338,224.41, Transfer into the Capital Improvement Fund GL Account 445-000-528.000-SKATP - Federal Grant Other -**

**\$125,000 and Increase the Budget Appropriation in Capital Improvement Fund GL Account 445-699-976.001-SKATP-Building Addition and Improvement \$518,224.41.** Moved by Councilperson Rutherford and second by Councilperson Goodman.

WHEREAS, the City of Pontiac passed a resolution in Budget year 2021-2022 supporting the construction of Pontiac Skate Park from the Capital Improvement Fund; and,  
WHEREAS, the total cost of the Skate Park Project is \$518,224.41; and,  
WHEREAS, Oakland County Sheriff PAL foundation contributed \$338,224.41 and the funding was received in May of 2022 and recorded in the Capital Improvement Fund 445-000-288.000 - Unearned Revenue; and,  
WHEREAS, on December 1, 2021 and at the Board of Commissioners' Economic Development & Infrastructure Committee meeting, the Committee considered and passed a resolution allocating \$125,000 for the Skate Park Project and funding was received in June of 2022 and recorded in the Capital Improvement Fund 445-000-288.000 - Unearned Revenue Account; and,  
WHEREAS, the City Council approved the City's matching contribution in the amount of \$55,000 from the General Fund in the January 11, 2022 City Council meeting. The contribution was recorded in the Capital Improvement Fund 445-000-288.000 - Unearned Revenue; and  
WHEREAS, in order to ensure that the budgeted appropriations in compliance with the City's Charter, the Budget Ordinance and the State Law, the Administration is proposing a budget amendment for the Capital Improvement Fund; and  
WHEREAS, the administration is transferring \$518,224.41 out of Capital Improvement fund 445-000-288.000 - Unearned Revenue into the following revenue account in the Capital Improvement fund:  
445-000-675.000-SKATEP- Contribution from Private Source -\$338,224.4,  
445-000-674.101-SKATEP- Contribution from 101 - \$55,000 and,  
445-000-528.000-SKATEP- Federal Grant Other - \$125,000  
WHEREAS, the administration is increasing the appropriation in the amount of \$518,224.41 in the Capital Improvement Fund 445-699-976.001-SKATP - Building Addition and Improvement account.  
NOW THEREFORE, BE RESOLVED, that the City Council hereby approves the budget amendment for Fiscal Year 2022-23 as requested by the Administration to Transfer \$518,224.41 out of the Capital Improvement Fund GL account 445-000-288.000 - Unearned Revenue account and  
Transfer \$55,000 into the Capital Improvement Fund GL account 445-000-674.101-SKATP- Contribution from 101 account,  
Transfer \$338,224.41 into the Capital Improvement Fund GL account 445-000-675.000-SKATP- Contribution from Private Source account,  
Transfer \$125,000 into the Capitalimprovement Fund GL account 445-000-528.000-SKATP- Federal Grant Other account and,  
Increase the budget appropriation in the Capital Improvement Fund GL account 445-699-976.001-SKATP-

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

No: None

**Resolution Passed**

22-290           **Resolution to authorize the City Clerk to publish the proposed budget amendment for Budget Year 2022-2023, Increase the budget appropriation in the General Fund GL account 101-699-956.445-NEXT50- Contribution to Capital Improvement Increase the revenue estimate in the General Fund GL account 101-000-675.000-NEXT50 - Contribution from Private Source.**  
Moved by Councilperson Rutherford and second by Councilperson Nicholson.

WHEREAS, in November of 2021, the City council approved the acceptance of grant from NEXT50 Initiative, a Colorado nonprofit corporation for "The City of Pontiac's Older Adult Enrichment" program in the amount of \$90,000. The grant amount was received in the Fiscal Year 2021-22.: and,

WHEREAS, the grant amount was received in the Fiscal Year 2021-22 and the amount was kept in the General Fund Current Liability GL account number 101-000-288.000-Next50- Unearned Revenue account for future use; and,

WHEREAS, The Administration is proposing to spend \$90,000 for the Senior Center Improvements in Ruth and Bowen Center in current budget year.; and,

WHEREAS, in order to ensure that the budgeted appropriations in compliance with the City's Charter, the Budget Ordinance and the State Law, the Administration is proposing a budget amendment for the 10I-General Fund; and,

WHEREAS, the administration is increasing the appropriation in the amount of \$90,000 in the General Fund GL account number 101-699-956.445-Next50-Contribution to Capital Improvement and increase the Estimated Revenue in the General Fund GL account number 101-000-675.000-NEXT50-Contribution from Private Source account; and,

WHEREAS, this budget amendment will not affect the Fund balance in the General Fund.

NOW THEREFORE, BE RESOLVED, that the City Council hereby authorizes the City Clerk to publish in a newspaper the proposed budget amendment for Fiscal Year 2022-23 as requested by the Administration as given below:

Increase the budget appropriation in the General Fund GL account IO1-699-956.445-NEXT50-Contribution to Capital Improvement

Increase the revenue estimate in the General Fund GL account 101-000-675.000-NEXT50-Contribution from Private Source.

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

No: None

**Resolution Passed**

22-291            **Resolution to authorize the City Clerk to publish the proposed budget amendment for Budget Year 2022-2023, Increase the budget appropriation in the General Fund GL account 101-699-818.017-KABOOM-Professional Services -.Kaboom Grant Expenditure Retiree account in the amount of \$48,875.** Moved by Councilperson Nicholson and second by Councilperson Rutherford.

WHEREAS, On July 2, 2019, the City council approved the acceptance of KABOOM! Play Everywhere Challenge Grant in the amount of \$56,500 and the amount was received in the Budget Year 2019-20 and recorded as revenue in the same year: and,

WHEREAS, out of \$56,500, an amount of \$7,625.00 was spent towards the construction of Upper Stage and Canopy at Hidden River Plaza.in the Budget Year 2021-22; and,

WHEREAS, the Administration is proposing to spend the remaining balance amount of \$48,875 in compliance with the grant agreement in the current budget year; and,

WHEREAS, in order to ensure that the budgeted appropriations in compliance with the City's Charter, the Budget Ordinance and the State Law, the Administration is proposing a budget amendment for the 101-General Fund; and,

WHEREAS, the administration is increasing the appropriation in the amount of \$48,875 in the General Fund GL account 101-699-817.017-KABOOM and this increase in appropriation will decrease the Fund Balance in the General Fund by the same amount.

NOW THEREFORE, BE RESOLVED, that the City Council hereby authorizes the City Clerk to publish in a newspaper the proposed budget amendment for Fiscal Year 2022-23 as requested by the Administration as given below:

Increase the budget appropriation in the General Fund GL account 101-699-818.017-KABOOM-Professional Services - Kaboom Grant Expenditure Retiree account in the amount of \$48,875.

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

No: None

**Resolution Passed**

22-292 **Council Resolution to authorize the City Clerk to publish the proposed budget amendment for Budget Year 2022-2023, Increase the budget appropriation in the General Fund GL account 101-699-808.000-MMHPRK- Parks and Neighborhood Project account Increase the revenue estimate in the General Fund GL account 101-000-582.000-MMHPRK-Grants from Oakland County.** Moved by Councilperson Rutherford and second by Councilperson Nicholson.

WHEREAS, in May of 2022, the City council approved the acceptance of grant award from the Oakland County Parks for the "Mattie McKinney Hatchett Park Redevelopment Program" in the amount of \$100,000. The grant amount was received in the Fiscal Year 2021-22: and,

WHEREAS, the Oakland County agreed to reimburse the City for the amount spent in compliance with the project; and,

WHEREAS, the City did not spend any money on this project in the Fiscal year 2021-22; and,

WHEREAS, the Administration is proposing to spend \$100,000 for the Mattie McKinney Hatchett Park Redevelopment Program in the current budget year; and,

WHEREAS, in order to ensure that the budgeted appropriations in compliance with the City's Charter, the Budget Ordinance and the State Law, the Administration is proposing a budget amendment for the 101-General Fund; and,

WHEREAS, the administration is increasing the appropriation in the amount of \$100,000 in the General Fund GL account number 101-699-808.000-MMHPRK - Parks and Neighborhood Project account and increase the Estimated Revenue in the General Fund GL account number 101-000-582.000-MMHPRK - Grants from Oakland County account; and,

WHEREAS, this budget amendment will not affect the Fund balance in the General Fund.

NOW THEREFORE, BE RESOLVED, that the City Council hereby authorizes the City Clerk to publish in a newspaper the proposed budget amendment for Fiscal Year 2022-23 as requested by the Administration as given below:

Increase the budget appropriation in the General Fund GL account 101-699-808.000-MMHPRK - Parks and Neighborhood Project account

Increase the revenue estimate in the General Fund GL account 101-000-582.000-MMHPRK- Grants from Oakland County.

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

No: None

**Resolution Passed**

Human Resources (HR)

22-293 **Resolution to approve the City of Pontiac Limited English Proficiency Plan for Title VI.** Moved by Councilperson Rutherford and second by Councilperson Nicholson.

WHEREAS, in accordance with Title VI non-discrimination laws in regard to providing appropriate access to services and activities provided by federal agencies and recipients of federal assistance, the Limited English Proficiency Plan was drafted to define how the City of Pontiac will accommodate persons with Limited English Proficiency, and

WHEREAS, individuals who do not speak English well and who have a limited ability to read, write, speak or understand English are entitled to language assistance under Title VI of the Civil Rights Act of 1964 with respect to a particular type of service, benefit, or encounter; and

NOW, THEREFORE, BE IT RESOLVED that the Pontiac City Council approves and adopts the Limited English Proficiency Plan for the City of Pontiac.

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

No: None

**Resolution Passed**

Planning

22-294 **Resolution to Approve Zoning Map Amendment [ZMA 22-08] Parcel 64-14-31-380-021 Rezoning from R-1 One-Family Dwelling District to P-1 Parking as requested by the petitioner Walter Manju. (Second Reading)** Moved by Councilperson Goodman and second by Councilperson Carrington.

WHEREAS, the City has received an application for Zoning Map Amendment (ZMA 22-08) for Parcel 64- 14- 31-381-021; Rezoning from R-1 One Family Dwelling District to P-1 Parking as requested by the petitioner Walter Manju.

WHEREAS, The Planning Division has reviewed the applicant's rezoning request in regards to the City's Master Plan Update and the request conforms to the goals and vision contained within the plan; WHEREAS, The Planning Division has reviewed the applicant's rezoning request and the requirements set forth by Section 6.804 of the Zoning Ordinance. The Planning Division has determined the aforementioned request and the intended use of the property complies with the City of Pontiac Zoning Ordinance;

WHEREAS, In accordance with the procedures outlined in the Zoning Ordinance, Sections 6.802 as it relates to Zoning Map Amendments, the request has undergone the required; Technical Review, Public Hearing, and Planning Commission recommendation;

WHEREAS, On October 5, 2022, a Public Hearing was held, and in consideration of public opinion, the Planning Commission recommended to City Council to Approve the Zoning Map Amendment request of parcel 64-14-31-380-021, to approve the rezoning from R-1 One Family Dwelling District to P-1 Parking; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council for the City of Pontiac Approve the Zoning Map Amendment (ZMA 22-08) request for Parcel 64-14-31-380-021; Rezoning from R-1 One-Family Dwelling District to P-1 Parking.

Ayes: Rutherford, Goodman, James and McGuinness

No: Parker and Nicholson

**Resolution Passed**

22-295 **Resolution to Approve Zoning Map Amendment [ZMA 22-09] for 529 E. Walton Blvd.; Parcels 64-14-09-377-015, -016,-017; 64-14-09-377-028 Rezoning from R-1 One-Family Dwelling District to C-3 Corridor Commercial as requested by the petitioner Steve Robinson. (Second Reading)** Moved by Councilperson Goodman and second by Councilperson James.

WHEREAS, the City has received an application for Zoning Map Amendment (ZMA 22-09) for Parcel 64- 14- 09-377-015, -016, -017, 64-14-09-377-028 R-1 One Family Dwelling and C-3 Corridor Commercial as requested by the petitioner Steve Robinson.

WHEREAS, The Planning Division has reviewed the applicant's rezoning request in regards to the City's Master Plan Update and the request conforms to the goals and vision contained within;

WHEREAS, The Planning Division has reviewed the applicant's rezoning request and the requirements set forth by Section 6.804 of the Zoning Ordinance. The Planning Division has determined the aforementioned request and the intended use of the property complies with the City of Pontiac Zoning Ordinance;

WHEREAS, In accordance with the procedures outlined in the Zoning Ordinance, Sections 6.802 as it relates to Zoning Map Amendments, the request has undergone the required; Technical Review, Public Hearing, and Planning Commission recommendation;

WHEREAS, On October 5, 2022, a Public Hearing was held, and in consideration of public opinion, the Planning Commission recommended to City Council to Approve the Zoning Map Amendment request

for parcels 64-14-09-377-015, -016, -017, 64-14-09-377-028 from R-1 One Family Dwelling and C-3 Corridor Commercial;

NOW, THEREFORE, BE IT RESOLVED, that the City Council for the City of Pontiac Approve the Zoning Map Amendment (ZMA 22-09) request for Parcel No. 64-14-09-377-015, -016, -017; 64-14-09-377-028 from R-1 One-Family Dwelling and C-3 Corridor Commercial.

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

No: None

**Resolution Passed**

### **Youth Recreation**

22-279            **Resolution approving Memorandum of Understanding between the City and School District for After-School Youth Recreation Activities in Pontiac's Elementary Schools.** (This item was postpone from 10-25-2022) Moved by Councilperson Carrington and second by Councilperson Parker.

WHEREAS, The City of Pontiac Youth Recreation Division is tasked with providing enrichment activities for Pontiac Youth; and

WHEREAS, There is currently no afterschool sports programming in the Pontiac School District; and

WHEREAS, There is not a dedicated funding source in the Pontiac School District to provide sports enrichment for elementary school children; and

WHEREAS, The Pontiac School District and the City of Pontiac wish to partner to offer said programming to Pontiac children,

NOW, THEREFORE BE IT RESOLVED, the Pontiac City Council authorizes the administration to enter into a memorandum of understanding to provide afterschool enrichment at elementary schools in the Pontiac School District.

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

No: None

**Resolution Passed**

### **Public Comment**

- I. Karen Jorgensen
2. Beatrice Wright
3. JoAnn Green
4. M. Bill Maxey
5. Florence Anthony Etefia
6. Darlene Clark
7. Gloria Miller
8. Larry Jasper

### **Communications**

City Council and Mayor's Office

### **Mayor, Clerk and Council Closing Comments**

Mayor Greimel, Clerk Doyle, Councilman Parker, Councilwoman James, Councilwoman Rutherford, Councilman Nicholson, Councilman Goodman and Council President Mike McGuinness made closing comments.

### **Adjournment**

**Motion to adjourn the meeting.** Moved by Councilperson Nicholson and second by Councilperson Goodman.



November 1, 2022 Approved Minutes

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

No: None

**Motion Carried**

Council President Mike McGuinness adjourned the meeting at 8:49 p.m.

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Garland S. Doyle  
City Clerk