

# AGENDA

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## PONTIAC CITY COUNCIL

Monday, November 25, 2013

6:00 PM

### 241<sup>st</sup> Session of the Eighth Council

Call to order

Invocation

Moment of Silence

Pledge of Allegiance

Roll Call

Authorization to Excuse Members from Meeting

Approval of Journal

1. November 21, 2013

Recognition of Elected Officials

Public Comment

The public may address the Council during the public discussion portion of the agenda. You must complete a public discussion card located in the City Council Office. Please indicate on the card your name, address, and topic(s) for discussion, and leave your card with the City Council Office staff prior to the start of the meeting at 6:00 p.m. Citizens will be allowed five (5) minutes to discuss city business during a Council meeting; and provided further; the Council President shall determine the order in which each person may speak (City Council Rule VI-D, adopted 2/27/2003)

Appointments

2. Resolution to Re-appoint Cheryl Crandall to the Local Officers Compensation Commission.

Real Estate

3. Resolution to Schedule a Public Hearing on the offer to purchase Part lot 1AH.

Closing Comments

Mayor

Deputy Mayor

City Clerk

Council

Adjournment

November 21, 2013

**Official Proceedings  
Pontiac City Council  
240<sup>th</sup> Session of the Eighth Council**

A Regular Meeting of the City Council of Pontiac, Michigan was called to order in City Hall, Thursday, November 21, 2013 at 6:00 P.M. by President Pro Tem Waterman.

Invocation-Pastor Elam

Moment of Silence

Pledge of Allegiance

Roll Call

Members Present: Carter, Pietila, Waterman, G. Williams and K. Williams.  
Absent: Lee Jones and Donald Watkins  
Clerk announced a quorum.

13-278        **Excuse Councilmembers Lee Jones and Donald Watkins.** Moved by Councilperson Pietila and supported by Councilperson K. Williams.

Ayes: Carter, Pietila, Waterman, G. Williams and K. Williams  
No: None  
Motion Carried.

13-279        **Journal.** Moved by Councilperson G. Williams and supported by Councilperson Pietila to approve the Journals of the meeting minutes held on November 14, 2013.

Ayes: Carter, Pietila, Waterman, G. Williams and K. Williams  
No: None  
Motion Carried.

Recognition of Elected Officials – Deirdre Waterman

Special Presentation – CNS and The Executive Office

Donald Watkins arrived at 6:42 p.m.

There were 14 individuals who addressed the body during public comments.

13-280        **Suspend the Rules to Vote on Consent Agenda #1 before Public Comments.** Moved by Councilperson Pietila and supported by Councilperson K. Williams.

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Ayes: Carter, Pietila, Waterman, Watkins, G. Williams and K. Williams  
No: None  
Motion Carried.

There were 14 individuals who addressed the body during public comments.

13-281        **Resolution for Little David's Island Bar, DBA: The Yac Club and/or Porky's Bikini Bar located at 22 E. Kennett Pontiac, Michigan 48340.** Moved by Councilperson Pietila and supported by Councilperson G. Williams.

WHEREAS, pursuant to Section 1-24 of the Municipal Code, the city Council has the authority to suspend or revoke any license or permit issued pursuant to the Pontiac Municipal code after notice and hearing;

WHEREAS, Section 10-107, 10-164, 10-193, 10-194, 10-195 and any other relevant sections of the Code, permit the Council to revoke any liquor licenses or entertainment permits after notice and hearing for the reasons listed in the Code;

WHEREAS, Council was presented with a signed letter for Sgt. Gerald Schroeder of the Oakland County Sheriff detailing several Code violations by Little David's Island Bar, DBA: The Yac Club and/or Porky's Bikini Bar, located at 22 E. Kennett, Pontiac Michigan 48340;

WHEREAS, Council was also presented with a decision of the Michigan Liquor Control Commission detailing several additional violations and a plea agreement by Little David's Island Bar, DBA: The Yac Club and/or Porky's Bikini Bar;

WHEREAS, it is in the best interest of the City to conduct a hearing regarding the above violations to determine if any applicable liquor licenses and/or entertainment permits should be revoked for violations of 10-195 and/or any other relevant Code sections;

NOW THEREFORE, BE IT RESOLVED, that a hearing shall be held on December 12, 2013 before city Council regarding the above subject matter where the responsible parties may present evidence, testimony, and confront any adverse witness;

NOW THEREFORE BE IT RESOLVED, that notice of such a hearing shall be mailed out pursuant to section 10-194 of the Code.

Ayes: Carter, Pietila, Waterman, Watkins, G. Williams and K. Williams  
No: None  
**Resolution Adopted.**

13-282        **Resolution for a Budget Amendment for a Bond Payment of TIFA District #2 (Fund 239) and to make adjustments in the insurance fund.** Moved by Councilperson G. Williams and supported by Councilperson Pietila.

WHEREAS, the Uniform Budgeting and Accounting Act requires the City to adopt a balanced budget and to amend the budget when a need is identified; and

November 21, 2013

WHEREAS, The City Administrator and Finance Director have identified a need to fund a bond payment for TIFA District #2 and to increase temporary staffing to assist with retiree health insurance processing; and,

WHEREAS, The City's accountants have identified excess funds that can be used to meet these payment obligations without increasing the City's operating surplus; now

BE IT RESOLVED, that the Pontiac City Council, after review by the Finance Director, and upon the recommendation of the City Administrator, approves the attached 2013-14 Budget Amendment #2.

Ayes: Carter, Pietila, Waterman, Watkins, G. Williams and K. Williams

No: None

**Resolution Adopted.**

13-283      **Resolution for the Recommendation of the Planning Commission for PF-13-77 Zoning Map Amend request Seward Street Parcel #14-34-101-009.** Moved by Councilperson Carter and supported by Councilperson Pietila.

WHEREAS, on November 6, 2013, the Pontiac Planning Commission recommended that City Council approve the Zoning Map Amendment application for PF-13-77 subject to the combination of the following parcels: 14-34-101-005, 14-34-101-009, 14-31-101-010, 14-34-101-023, and 14-34-101-024, and;

WHEREAS, the Pontiac City Council finds the proposed Zoning Map Amendment for PF-13-77 meets the Criteria for Amendment of the Official Zoning Map from Section 6.804 of the Zoning Ordinance and;

NOW, THEREFORE, BE IT RESOLVED, that the Pontiac City Council accepts the recommendation of the Pontiac Planning Commission for PF-13-77 and adopts: An Ordinance to Amend Appendix B, of the Municipal Code of the City of Pontiac to Amend Article 2, zoning districts and permitted uses, section 2.103, zoning map to change the zoning Classifications for specific Parcels on Seward Street (no address) for rezoning.

Ayes: Carter, Pietila, Waterman, Watkins, G. Williams and K. Williams

No: None

**Resolution Adopted.**

13-284      **Resolution for Consideration for a Public Hearing for Adaptive Specialized Ventures LLC.** Moved by Councilperson G. Williams and supported by Councilperson K. Williams.

WHEREAS, on November 14, 2013, the Pontiac City Council received an application for Waiver of Separation Requirements, Section 2.523 for PF-13-75, Adaptive Specialized Ventures LLC, for the proposed adult foster care day program at 131 University Drive and;

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WHEREAS, a public hearing is required to consider the application under Section 2.523 of the zoning ordinance and;

NOW, THEREFORE, BE IT RESOLVED, that the Pontiac City Council shall set a public hearing dated for December 12, 2013 to consider a Waiver of Separation Requirements application for PF-13-75 Adaptive Specialized Ventures adult foster care day program at 131 University Drive.

Ayes: Carter, Pietila, Waterman, Watkins, G. Williams and K. Williams

No: None

**Resolution Adopted.**

13-285      **Resolution for Consideration for a Public Hearing for Grace Center of Hope 210 N. Perry.** Moved by Councilperson G. Williams and supported by Councilperson Pietila.

WHEREAS, on November 14, 2013, the Pontiac City Council received an application for Waiver of Separation Requirements, Section 2.523 for PF-13-76, Grace Centers of Hope, for the proposed women and children shelter at 210 N. Perry Street and;

WHEREAS, a public hearing is required to consider the application under Section 2.523 of the zoning ordinance and;

NOW, THEREFORE, BE IT RESOLVED, that the Pontiac Council shall set a public hearing date for December 12, 2013 to consider a Waiver of Separation Requirements application for PF-13-76, Grace Centers of Hope, for the proposed women and children shelter at 210 N. Perry Street.

Ayes: Carter, Pietila, Waterman, Watkins, G. Williams and K. Williams

No: None

**Resolution Adopted.**

13-286      **Resolution for the General Employees Retirement System.** Moved by Councilperson G. Williams and supported by Councilperson Pietila.

WHEREAS, from March 23, 2009 thru August 19, 2013, the City of Pontiac has been under the control of either an Emergency Financial Manager and/or Emergency Managers as dictated by Public Act 4, Public Act 72 and Public Act 436; and,

WHEREAS, these managers engaged in the practice of reducing the City of Pontiac workforce through the subcontracting of work and the layoff of City Employees; and,

WHEREAS, due to adjustments to the minimum retirement requirements by the Emergency Managers some displaced employees were allowed to retire early under the General Employees Retirement System and begin drawing an annuity immediately while other employees were laid off with no consideration for early retirement; and,

WHEREAS, those former employees who were separated from employment with the City of Pontiac with no consideration for early retirement have requested the Pontiac City Council to

November 21, 2013

allow them access to early retirement by adjusting the mandatory terms for retirement eligibility under the respective collective bargaining agreements and or non-union retirement requirements and provisions of the General Employees retirement System that were in effect at the time of separation; and,

WHEREAS, the Pontiac City Council has considered this request by these former employees and is desirous of granting the relief sought which is listed in the attached exhibit A; it has been determined that it is in the best interest of the City to ascertain the cost of these adjustments to retirement eligibility for the purpose of granting said adjustments.

NOW, THEREFORE, BE IT RESOLVED, that the Pontiac City Council does hereby request and authorize the General Employees Retirement System to ascertain the cost of providing these adjustments to allow for the early retirement of these former employees based on the attached criteria. The Pontiac City Council further request that the Mayor direct Human Resources Division to provide the GERS and/or the actuary employed by the GERS to conduct the study with any employee information necessary to complete this study.

Ayes: Carter, Pietila, Waterman, Watkins, G. Williams and K. Williams

No: None

**Resolution Adopted.**

13-287      **Resolution for December Meeting Date Change.** Moved by Councilperson G. Williams and supported by Councilperson Pietila.

Whereas the Pontiac City Council has a meeting scheduled for December 21, 2013.

Whereas, this scheduled meeting was scheduled in error.

Now, Therefore Be It Resolved, that the Meeting Scheduled for December 21, 2013 shall be cancelled.

Be It Resolved that the Pontiac City Council will meet on Monday December 23, 2013 instead of the Meeting that was scheduled for December 27, 2013.

Ayes: Carter, Pietila, Waterman, Watkins, G. Williams and K. Williams

No: None

**Resolution Adopted.**

Mayor Jukowski, Deputy Mayor Glass, City Clerk Sherikia L. Hawkins, Councilwoman Pietila, Councilman K. Williams, Councilman Watkins, Councilman G. Williams and Pro Tem Waterman made closing comments. Councilman Carter had no closing comments.

13-288      **Adjournment.** Moved by Councilperson G. Williams and supported by Councilperson Pietila.

Ayes: Carter, Pietila, Waterman, Watkins, G. Williams and K. Williams.

No: None

Motion Carried.

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Meeting Adjourned at 9:07 P.M.

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SHERIKIA HAWKINS  
CITY CLERK

# APPOINTMENTS

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**CITY OF PONTIAC**  
**OFFICE OF THE MAYOR**  
**LEON B. JUKOWSKI**

47450 Woodward Avenue  
Pontiac, Michigan 48342  
Telephone: (248) 758-3133  
Fax: (248) 758-3292

November 5, 2013

Pontiac City Council  
47450 Woodward Avenue  
Pontiac MI 48342

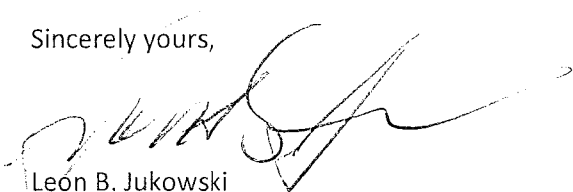
**Re: Reappointment to Local Officers Compensation Commission**

Dear Honorable Council Members:

Pursuant to Section 4.109 of the City Charter, please be advised that I am hereby reappointing Cheryl Crandall to serve the Local Officers Compensation Commission for the City of Pontiac, for a term of seven years to expire on October 1, 2020. As further stipulated in Section 4.109, this appointment is subject to approval by the City Council.

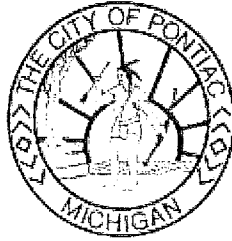
Thanking you in advance for your consideration and support.

Sincerely yours,

  
Leon B. Jukowski  
Mayor

LBJ/jkh

## Resolution of the Pontiac City Council



Resolved, that the City Council, upon recommendation of the Mayor, approve the reappointment of Cheryl Crandall to the Local Officers Compensation Commission to a seven year term beginning October 1, 2013 to approve October 1, 2020.

# REAL ESTATE

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## DEPARTMENT OF COMMUNITY DEVELOPMENT

November 12, 2013

Honorable City Council  
City of Pontiac  
47450 Woodward  
Pontiac, MI 48342

RE: Sale of Parking Lot 1AH Parcel #14-29-432-009

The City has received an offer from Grace Gospel Fellowship to purchase a parking lot 1AH on University Dr. and Huron for \$40,000.00. Parcel #14-29-432-009 is 1.13396581 acres of parking lot. The parking lot appraised for \$140,000.00 in February 2012. We received State of Michigan approval to sell the lot for \$75,000.00. On February 21, 2013, we held an auction with a listing price of \$75,000. We received one bid for \$75,750 but the bidder did not close. We have not received any other offers until this one from Grace Gospel Fellowship and have not actively marketed the property for sale since the auction in February.

The City is presently authorized to sell this parcel without the Transition Advisory Board approval for \$75,750.00.

The City Council can choose to have the department actively market the property for sale or schedule a public hearing on the proposed offer from Grace Gospel Fellowship.

Depending on which option your honorable body decides, one of the following resolutions will need to be adopted:

*Resolved, that the Pontiac City Council schedules a public hearing on the offer to purchase parking lot 1AH on [insert date].*

*Resolved that the Pontiac City Council wants the City to actively market parking lot 1AH with an asking price of \$75,750.00.*

Submitted by:

Garland S. Doyle, M.P.A., CNP  
Deputy Director, Community Development Department

# NOTES

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