

July 1, 2013

**Official Proceedings  
Pontiac City Council  
215<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, Monday July 1, 2013 at 6:01 P.M. by President Pro Tem Waterman.

Invocation by Juliene Jenkins

Moment of Silence

Pledge of Allegiance

Roll Call

Members Present: Carter, Pietila, Waterman, Watkins, G. Williams and K. Williams.

Absent: Deputy Mayor Glass and Lee Jones

Clerk announced a quorum.

13-127        **Excuse Councilmember Jones.** Moved by Councilperson Pietila and supported by Councilperson K. Williams.

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

No: None

Motion Carried

13-128        **Journal.** Moved by Councilperson G. Williams and Supported by Councilperson Pietila to approve the Journals of the meeting minutes held on June 27, 2013.

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

No: None

Motion Carried.

Councilman Lee Jones arrived at 6:19 P.M.

There were 8 individuals who addressed the body during public comments.

13-129        **Report received from the City Attorney regarding resolution for Little David's Island Bar, DBA: The Yac Club and/or Porky's Bikini Bar.** Moved by Councilperson Pietila and supported by Councilperson K. Williams.

WHEREAS, pursuant to Section 10-194 of the Pontiac Municipal Code, a public hearing was held on June 24, 2013, at a special meeting of the City Council to determine whether the City Council should recommend to the Michigan Liquor Commission that the liquor and

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entertainment licenses for Little David's Island Bar, DBA: The Yac Club and/or Porky's Bikini Bar, located at 22 E. Kennett, Pontiac Michigan 48340 should be revoked;

WHEREAS, that based on a preponderance of the evidence presented at public hearing, the City Council finds violations of numerous Municipal Code Sections, including but not limited to the following:

- 10-73(i): That there has been disorderly conduct or lewd, obscene, or illegal language, exhibitions, dancing, and entertainment;
- 10-78(a) That the licensee, his agent, or employees have engaged in, or allowed others to engage in, any illegal occupation or illegal act on the licensed premises;
- 10-140: That the licensee permitted or allowed disorderly conduct on the part of patrons of such establishment;
- 10-195(1) That the licensee has violated section 10-140 along with other provisions of local ordinance;
- 10-195(2)(b): That the licensee allowed or permitted a pattern of patron conduct in the neighborhood of the licensed establishment which is in violation of the law and/or disturbs the peace, order and tranquility of the neighborhood;
- 10-195(2)(d): That the licensee allowed or permitted entertainment without a permit and/or entertainment which disturbs the peace, order and tranquility of the neighborhood; and
- 10-195(2)(e): That the licensee allowed or permitted any advertising, promotion or activity which by its nature causes, creates or contributes to disorder, disobedience to rules, ordinances or laws, or contributes to the disruption of normal activity of those in the neighborhood of the licensed establishment.

WHEREAS, that based on a preponderance of the evidence presented at public hearing, the City Council also finds that the violations of the Municipal Code have been frequent and on-going.

NOW THEREFORE, BE IT RESOLVED, that the City Council, pursuant to Municipal Code Sections 10-107, 10-164, 10-193, and 10-195, recommends to the Michigan Liquor Control Commission that the liquor and entertainment licenses and permits should be revoked for Little David's Island Bar, DBA: the Yac Club and/or Porky's Bikini Bar, located at 22 E. Kennett, Pontiac Michigan 48340.

NOW THEREFORE, BE IT RESOLVED, that the City Attorney shall draft a letter to the Michigan Liquor Control Commission setting forth the facts, circumstances, and findings of the

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City Council and shall recommend that the liquor licenses of Little David's Island Bar, DBA: the Yac Club and/or Porky's Bikini Bar, located at 22 E. Kennett, Pontiac Michigan 48340. Be revoked. This letter should be presented to the City Council at the next regular meeting for signature and mailing.

Ayes: Jones, Pietila, Waterman, Watkins and K. Williams

No: Carter

Abstain: G. Williams

**Resolution Adopted**

13-130 **Report Received from the Emergency Manager's Office regarding The Appeal of the Community Network Services Exemption Permit use at 185 Elizabeth Lake Road.** Moved by Councilperson G. Williams and supported by Councilperson K. Williams.

WHEREAS, on May 1, 2013, the Planning Commission denied an application by Community Network Services for a Special Exception Permit use at 185 Elizabeth Lake Road; and,

WHEREAS, the use is defined as a Community Service Facility. The applicant proposed to occupy a vacant office building as a clubhouse building for their business, which is to assist emotionally/mentally disturbed persons with job training skills as a means to reenter the workforce. Under the zoning ordinance, the proposed facility falls under the definition of "halfway house". The Planning Commission denied the application because the Commission stated that the applicant did not meet the approval standards for section 6.303 of the zoning ordinance for special exceptions; and,

WHEREAS, the applicant has exercised his right to appeal the denial of their application under section 6.302(H); and,

WHEREAS, Emergency Manager Schimmel has reviewed the application for appeal and has decided that as part of the transition, City Council should hear the appeal and make the decision; and,

WHEREAS, the Pontiac City Council heard the appeal from the applicant at the council meeting on Thursday, June 27, 2013;

NOW, THEREFORE, BE IT RESOLVED, that the Pontiac City Council hereby grants the appeal and approves the application by Community Network Services for a Special Exception Permit use at 185 Elizabeth Lake Road as originally submitted to the Planning Commission.

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

No: None

**Resolution Adopted**

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13-131        **Report Received form Council for a resolution for Pastor John Smith.** Moved by Councilperson K. Williams and supported by Councilperson Pietila.

WHEREAS, we gratefully acknowledge the contributions of our clergy and celebrate their dedication, commitment, and spiritual leadership; and,

WHEREAS, We are recognizing this Special Event for Pastor John Smith,

WHEREAS, Pastor John Smith is married and has six children; and

WHEREAS, Pastor John Smith has been blessed with an outreach ministry known as Transform Pontiac Now preaching and teaching the word to all who have an ear to listen, where he is leading in the transformation of lives in the community; and,

WHEREAS, Pastor John Smith has accomplished many first in five years as a minister of the gospel with his great love for the people and youth, his faith surpasses all understanding, he strives and encourages all mankind to be the best.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Members of the Pontiac City Council join the congregation as they celebrate and honor Pastor John Smith on his 5<sup>th</sup> Pastor Anniversary as the Shepherd's Fold Community Church on Sunday, June 30, 2013.

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

No: None

**Resolution Adopted**

13-132        **Report Received from Council regarding a resolution for Transform Pontiac Now.** Moved by Councilperson G. Williams and supported by Councilperson Waterman.

WHEREAS, on July 5<sup>th</sup> thru July 12<sup>th</sup> Pastor John Smith of Transform Pontiac Now will serve as an ambassador for the City of Pontiac visiting St. Thomas, Virgin Island to form a sister-city relationship; and,

WHEREAS, the elected officials of the City of Pontiac wishes to encourage international good will, trade, and tourism between Pontiac and other communities; and,

WHEREAS, this Council on behalf of the people of Pontiac, hereby endorse and encourage the preliminary invitation extended to assist in the development and support of programs and activities furthering the implementation of the Sister-City Relationship between the City of Pontiac and the Virgin Island.

NOW, THEREFORE, BE IT RESOLVED, That the Mayor and Members of the Pontiac City Council join with Pastor John Smith of Transform Pontiac Now in supporting this Sister-City

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Relationship with St. Thomas, Virgin Island this 1<sup>st</sup> day of July, 2013.

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

**Resolution Adopted**

13-133 **Report Received from Council regarding a resolution for the Special Services Committee Meeting on June 18, 2013.** Moved by Councilperson G. Williams and supported by Councilperson Carter.

WHEREAS, The Pontiac City council has accepted the written and oral report for the Special Services Sub Committee Meeting that took place on June 18, 2013.

WHEREAS, the City Clerk will properly file and keep all records.

NOW, THEREFORE, BE IT RESOLVED, by the Pontiac City Council, which has accepted the written and oral report for the Special Services Subcommittee Meeting that took place on June 18, 2013.

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

**Resolution Adopted**

13-134 **Report Received from Council regarding a resolution for the Public Safety Sub Committee Meeting on June 12, 2013.** Moved by Councilperson G. Williams and supported by Councilperson Carter.

WHEREAS, The Pontiac City council has accepted the written and oral report for the Public Safety Subcommittee Meeting that took place on June 12, 2013.

WHEREAS, the City Clerk will properly file and keep all records.

NOW, THEREFORE, BE IT RESOLVED by the Pontiac City Council, which has accepted the written and oral report for the Public Safety Subcommittee Meeting that took place on June 12, 2013.

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

**Resolution Adopted**

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13-135        **Report Received from Council regarding a resolution for the Finance Sub Committee Meeting on June 25, 2013.** Moved by Councilperson Pietila and supported by Councilperson Waterman.

WHEREAS, The Pontiac City council has accepted the written and oral report for the Finance Sub Committee Meeting that took place on June 25, 2013.

WHEREAS, the City Clerk will properly file and keep all records.

NOW, THEREFORE, BE IT RESOLVED by the Pontiac City Council, which has accepted the written and oral report for the Finance Subcommittee Meeting that took place on June 25, 2013.

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

No: None

**Resolution Adopted**

Mayor Jukowski, City Clerk Sherikia Hawkins, Councilman G. Williams, Councilman R. Carter Councilwoman M. Pietila, Councilman D. Watkins, Councilman K. Williams, President Pro Tem Waterman and President Jones made closing comments.

13-136        **Adjournment.** Moved by Councilperson Pietila and supported by Councilperson K. Williams.

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

No: None

Motion Carried

Meeting Adjourned at 7:24 p.m.

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SHERIKIA HAWKINS  
CITY CLERK