

March 31, 2020 Approved Minutes

**Official Proceedings
Pontiac City Council
145th Session of the Tenth Council**

Call to order

A Formal Meeting of the City Council of Pontiac, Michigan was called to order electronically on Tuesday, March 31, 2020 at 6:00 p.m. by Council President Kermit Williams.

Roll Call

Members Present: Carter, Pietila, Taylor-Burks, Waterman, and Williams.

Members Absent: Miller.

Mayor Waterman was present.

Clerk announced a quorum.

Authorization to Excuse Councilmembers

20-124 **Excuse Councilmember Gloria Miller for personal reasons.** Moved by Councilperson Pietila and second by Councilperson Waterman.

Ayes: Pietila, Taylor-Burks, Waterman, Williams, and Carter

No: None

Motion Carried.

Councilmember Gloria Miller arrived at 6:02 p.m.

Amendments to and Approval of the Agenda

20-125 **Motion to remove Agenda Items #9 (Status Update Census 2020), #12 (Coronavirus Update), and #13 (Legal Update: City of Pontiac v. Mayor Waterman, et. al) until April 7, 2020.** Moved by Councilperson Taylor-Burks and second by Councilperson Waterman.

Ayes: Pietila, Taylor-Burks, Waterman, Williams, and Carter

No: Miller

Motion Carried.

20-126 **Approval of the Agenda as amended.** Moved by Councilperson Waterman and second by Councilperson Taylor-Burks.

Ayes: Taylor-Burks, Waterman, and Williams

No: Carter, Miller, and Pietila

Motion Failed.

20-127 **Approval of the Agenda with no amendments.** Moved by Councilperson Pietila and second by Councilperson Carter.

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Ayes: Carter, Miller, Pietila, and Taylor-Burks

No: Williams

Motion Carried.

Approval of the Minutes

20-128 **Approve meeting minutes for March 24, 2020.** Moved by Councilperson Carter and second by Councilperson Pietila.

Ayes: Carter, Miller, Pietila, Taylor-Burks, and Waterman

No: None

Motion Carried.

Subcommittee Report

Received Finance March 3, 2020

Rules Suspended

20-129 **Suspend the rules to vote.** Moved by Councilperson Waterman and second by Councilperson Taylor-Burks.

Ayes: Williams, Carter, Miller, Taylor-Burks, and Waterman

No: Pietila

Motion Carried.

City Council

Resolution to changing the time of the April 7 & 14 City Council Meetings from 6pm to 12pm (noon) due to the pandemic. Moved by Councilperson Taylor-Burks and second by Councilperson Waterman.

There was discussion on the motion. Councilperson Pietila stated that she could not attend the meetings at Noon do to her job. Then it was proposed to change the meeting time to 10:00 a.m. Council members could not reach consensus on a new meeting time. Therefore, **Councilperson Taylor-Burks withdrew her motion and Councilperson Waterman withdrew her second.**

Finance

Resolution to authorize the Mayor to recruit candidates for the vacant Finance Director Position, between the salary range of \$110,000.00 and \$120,000.00. Moved by Councilperson Pietila. No council member seconded the motion. Therefore the motion could not be voted on.

Mayor's Office

20-130 **Resolution to approve the calendar schedule for the timing of performance, as provided by AUCH Construction, is amended to reflect March 3, 2020 as the date approval of Architectural and Engineering Services, May 10, 2020 as the estimated date for completion of core Design Services, and July 15, 2020 as the estimated date for completion of bid packages outlining preliminary scope of work.** Moved by Councilperson Miller and second by Councilperson Carter.

WHEREAS, On March 3, 2020 the City Council accepted the recommendation of the Phoenix Center Parking Garage A/E Selection Committee and awarded a contract to IDS for Professional Engineering and Architectural Services for the Phoenix Center in the amount of \$659,000 {5.68%} with Not to Exceed Cost of Reimbursable Expenses of \$13,000.

WHEREAS, the City is aware of the timing and terms of the Settlement Agreement requiring the City to perform and complete certain acts by November 1, 2020, recently receiving written notice of the same, requiring that the schedule for performance is updated.

NOW BE IT RESOLVED, that the calendar schedule for the timing of performance, as provided by AUCH Construction, is amended to reflect March 3, 2020 as the date approval of Architectural and Engineering Services, May 10, 2020 as the estimated date for completion of core Design Services, and July 15, 2020 as the estimated date for completion of bid packages outlining preliminary scope of work.

Ayes: Pietila

No: Taylor-Burks, Williams, Carter, and Miller

Resolution Failed.

20-131 **Resolution to Vacate a portion of Highwood Blvd Right-of-Way between 3rd and 4th Avenue.** Moved by Councilperson Taylor-Burks and second by Councilperson Miller.

WHEREAS, the City of Pontiac is in receipt of a Right-of-way vacation request submitted by Joseph T. Martinez and Deborah A. Martinez to vacate parts of Lots 153 through 155 of 'Highwood subdivision' as recorded in Liber 21 of Plats, Page 32, Oakland County Records, and;

WHEREAS, the Pontiac Planning Commission finds that the subject right-of-way is not required to remain for access to adjoining property owners and the Pontiac Planning Commission finds that the proposed right-of-way vacation will not have an adverse effect on the surrounding properties, and;

WHEREAS, at the March 4, 2020 Planning Commission meeting, the Commission recommended City Council to approve the vacation of parts of Lots 153 through 155 of 'Highwood subdivision' as recorded in Liber 21 of Plats, Page 32, Oakland County Records, and;

NOW, THEREFORE IT BE RESOLVED, that the City Council for the City of Pontiac approve the Planning Commission recommendation to vacate part of Lots 153 through 155 of 'Highwood Subdivision' as recorded in Liber 21 Plats, Page 32, Oakland County Records and being more particularly described as: Commencing at the northwest corner of lot 158 of 'Highwood Subdivision' as recorded in Liber 21 of Plats, Page 32, Oakland County Records; Thence S.03*00'15". E, 15.00 Feet to the Point of Beginning; Thence continuing S.3*00'15". E, 114.99 Feet; thence S.85*54'00". W, 51.17 Feet; Thence N.03*00'26". W, 114.99 Feet; Thence N.85*54'01". E, 51.18 Feet to the Point of Beginning. Containing 5,883.90 Square Feet or 0.135 Acres.

Ayes: Taylor-Burks, Williams, Carter, Miller, and Pietila

No: None

Resolution Passed.

Rules Suspended

20-132 **Suspend the rules to vote.** Moved by Councilperson Pietila and second by Councilperson Taylor-Burks.

Ayes: Williams, Carter, Miller, Pietila, and Taylor-Burks

No: None

Motion Carried.

20-133 **5 minute time limit for Agenda Items #9 (Status Update Census 2020), #10 (Trash Collection Update), #11 (Notice Regarding Services Provided by Oakland County Water Resource Commissioner), #12 (Coronavirus Update), and #13 (Legal Update: City of Pontiac v. Mayor Waterman, et.al.** Moved by Councilperson Pietila and second by Councilperson Taylor-Burks.

Ayes: Williams, Carter, Miller, Pietila, and Taylor-Burks

No: None

Motion Carried.

Public Comment

One individual submitted a public comment that was read by the City Clerk.

Mayor, Clerk and Council Closing Comments

Mayor Waterman, Interim City Clerk Doyle, Councilpersons Pietila, Taylor-Burks, and Miller, Council President Pro Tem Carter, and Council President Williams made closing comments..

Adjournment

Council President Kermit Williams adjourned the meeting at 7:57 p.m.

GARLAND S DOYLE
INTERIM CITY CLERK