

**Official Proceedings
Pontiac City Council
30th 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, May 31, 2022 at 6:00 p.m. by Council President Mike McGuinness.

Invocation – Rabbi Matthew Brewer

Pledge of Allegiance to the Flag of the United States

Moment of Silence

Roll Call

Members Present – William Carrington, Mikal Goodman, Kathalee James, Mike McGuinness, Brett Nicholson, William Parker Jr. and Melanie Rutherford

Mayor Greimel was present.
A quorum was announced.

Amendments to and Approval of the Agenda

Motion to approve the agenda. Moved by Councilperson Parker and second by Councilperson Rutherford.

Motion to add resolution appointing Garland Doyle as City Clerk as the new item 2. Item 2 will become 3 and the remaining agenda item numbers will change accordingly. Add a discussion on medical marihuana after approval of the consent agenda. Moved by Councilperson Rutherford and second by Councilperson Nicholson.

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

Motion Carried

The vote was taken to approve the agenda as amended

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

Motion Carried

Consent Agenda

22-168 **Resolution to approve the consent agenda for May 31, 2022.** Moved by Councilperson Rutherford and second by Councilperson Nicholson. Discussion on the motion.

Whereas, the City Council has reviewed the consent agenda for May 31, 2022.
Now, Therefore, Be It Resolved that the City Council approves the consent agenda for May 31, 2022 including the May 23, 2022 Parks, Recreation and Public Works Subcommittee Meeting Minutes and May 24, 2022 City Council Meeting Minutes and May 27, 2022 Facilities & Property Subcommittee Meeting Minutes and Discussion on Medical Marihuana.

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

Recognition of Elected Officials – None

Agenda Address

1. Gloria Miller addressed item 2

Agenda Items

Ordinance

2394 **An Ordinance to Amend Ordinance 110-42 (Currently Codified as Municipal Ordinance 2369 as of September 10, 2019) Phoenix Place Apartments.** Moved by Councilperson Rutherford and second by Councilperson James.

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

****See Ordinance 2394 after minutes attached as Exhibit 1****

Resolutions

City Council

22-169 **Resolution appointing Garland Doyle as Pontiac City Clerk.** Moved by Councilperson Rutherford and second by Councilperson Nicholson

Whereas, the Pontiac City Council, in the Pontiac City Charter, is assigned the responsibility of appointing the position of Pontiac City Clerk; and,
Whereas, Mr. Garland Doyle has been serving as Interim City Clerk for the City of Pontiac for many years, and has the necessary experience and qualifications required to fulfill the role of Pontiac City Clerk; now,
Therefore, Be It Resolved, the Pontiac City Council hereby appoints Mr. Garland Doyle as Pontiac City Clerk; and further
Resolved, the City Council acknowledges the public service of Mr. Doyle during his tenure as Interim City Clerk.

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

Finance

22-170 **Resolution to approve the proposed millage rate for fiscal year 2022-2023.** Moved by Councilperson Rutherford and second by Councilperson Nicholson.

Whereas, in accordance with City Ordinance, a public hearing was held on May 31, 2022 regarding the proposed tax rate and
Whereas, the City Council shall not approve proposed tax rate until after the public hearing; and
Whereas, by not less than six days after the notice of public hearing shall adopt a tax rate.
Now, Therefore, in accordance with the General Appropriations Act, the City Council of the City of Pontiac authorizes the following FY 2022-2023 Millage Rates to be levied and collected on the general property tax of all real and personal property within the City: Charter, Operating, 10.9132; Charter,

May 31, 2022 Approved Minutes

Capital Improvement, 1.3639; State Law, Sanitation, 2.7281; Voted, Senior Services, 0.4839; Voted, Youth Center, 1.4519;

The City Treasurer is hereby authorized to impose a one percent (1%) property tax administration fee for all property taxes due, And a late penalty charge when applicable, in conformance with Section 44 of Public act 206 of 1893.

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

No: None

Resolution Passed

****See Attachment A**

Communications

Public Comment

1. Andrea Manns
2. Darlene Clark
3. Jean Matthews
4. Tameka Ramsey
5. Gloria Miller
6. Larry Jasper

Mayor, Clerk and Council Closing Comments

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

Adjournment

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

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

No: None

Motion Carried

Council President Mike McGuinness adjourned the meeting at 7:43 p.m.

Garland S. Doyle
City Clerk

CITY OF PONTIAC ORDINANCE NO. 2394
ORDINANCE TO AMEND ORDINANCE 110-42
(CURRENTLY CODIFIED AS MUNICIPAL ORDINANCE 2369 AS OF SEPTEMBER 10, 2019)
PHOENIX PLACE APARTMENTS

THE CITY OF PONTIAC ORDAINS:

(a) *Preamble.*

(1) It is acknowledged that it is a proper public purpose of the state and its political subdivisions to provide housing for its citizens of low and moderate income and to encourage the development of such housing by providing for a service charge in lieu of property taxes in accordance with the State Housing Development Authority Act of 1966 [Act No. 346 of the Public Acts of Michigan of 1966 (MCL 125.1401 et seq.; MSA 16.114(1) et seq., as amended)]. The City is authorized by this Act to establish or change by ordinance the service charge to be paid in lieu of taxes by any or all classes of housing exempt from taxation under this Act at any amount it chooses but not to exceed the taxes that would be paid but for this Act. It is further acknowledged that such housing for elderly persons of low or moderate income is a public necessity, and as the City will be benefited and improved by such housing, the encouragement of the same by providing certain real estate tax exemptions for such housing is a valid public purpose; further, that the continuance of the provisions of this Section for tax exemption and the service charge in lieu of taxes during the period hereinafter contemplated in this Section are essential to the determination of economic feasibility of housing developments which are constructed and financed in reliance on such tax exemption.

(2) The City acknowledges that the Phoenix Place 2006 Limited Dividend Housing Association Limited Partnership (the "Sponsor") has offered, subject to and expressly contingent upon receipt of an Authority-aided mortgage or Federally aided mortgage, to improve and continue to own and operate a housing development identified as the Phoenix Place Apartments on certain property commonly known as 47251 Woodward Avenue, City of Pontiac, State of Michigan 48342 to serve elderly persons of low or moderate income, and the Sponsor has offered to pay the City on account of this housing development an annual service charge for public services in lieu of all taxes with the subject premises being more particularly described as follows:

Real property situated in the City of Pontiac, County of Oakland, State of Michigan; to-wit:

Parcel 1:

Part of Lots 7, and 32 through 39, both inclusive, all of Lot 40, and part of Lots 41, 63 and 64, including part of vacated Perry Street, of ASSESSOR'S PLAT NO. 131 A REPLAT OF ASSESSOR'S PLAT NO. 44 AND LOTS 1 TO 20 INC. OF EASTERN ADDITION, PTS. S.W. ¼ SEC. 28 & S.E. ¼ SEC. 29, T.3N. R.10E., CITY OF PONTIAC, OAKLAND CO., MICHIGAN, according to the plat thereof as recorded in Liber 54A of Plats, page 65, Oakland County Records, all described as: Beginning at a point, said point being distant from the Northeast corner of Lot 26 of said ASSESSOR'S PLAT NO. 131 A REPLAT OF ASSESSOR'S PLAT NO. 44 AND LOTS 1 TO 20 INC. OF EASTERN ADDITION, PTS. S.W. ¼ SEC. 28 & S.E. ¼ SEC. 29, T.3N. R.10E., CITY OF PONTIAC, OAKLAND CO., MICHIGAN, South 01 degree 54 minutes 34 seconds East, 20.51 feet to a point on the Southerly line of Water Street and the Westerly line of Wide Track Drive and commencing along said Westerly line of Wide Track Drive, South 01 degree 54 minutes 34 seconds East, 54.68 feet and South 04 degrees 25 minutes 31 seconds West, 195.98 feet and South 00 degrees 08 minutes 53 seconds East, 27.22 feet from said Northeast corner of Lot 26; thence from said Point of Beginning and continuing along said Westerly line of Wide Track Drive, South 00 degrees 08 minutes 53 seconds East, 171.54 feet; thence South 04 degrees 25 minutes 31 seconds West, 200.00 feet to the Northerly line of Auburn Road; thence along said Northerly line, South 87 degrees 53 minutes 06 seconds West, 53.85 feet; thence 125.57 feet along an arc of a curve to the right, said curve having a radius of 365.37 feet, a central angle of 19 degrees 41 minutes 27 seconds, a chord length of 124.95 feet, and a chord bearing of North 82 degrees 16 minutes 10 seconds West; thence North 14 degrees 32 minutes 05 seconds West, 236.38 feet; thence North 75 degrees 27 minutes 55 seconds East, 64.00 feet; thence North 14 degrees 32 minutes 05 seconds West,

60.00 feet; thence North 75 degrees 27 minutes 55 seconds East, 211.83 feet to the Point of Beginning.

Old Tax Parcel: 14-29-484-009

EASEMENT PARCEL:

Together with a non-exclusive easement as created, limited and defined in that certain instrument recorded in Liber 8412, page 337, Oakland County Records.

Parcel 2:

Part of Lots 1 through 7, both inclusive, part of Lot 15, and part of Lot 42, of ASSESSOR'S PLAT NO. 131 A REPLAT OF ASSESSOR'S PLAT NO. 44 AND LOTS 1 TO 20 INC. OF EASTERN ADDITION, PTS. S.W. ¼ SEC. 28 & S.E. ¼ SEC. 29, T.1N. R.10E., CITY OF PONTIAC, OAKLAND CO., MICHIGAN, according to the plat thereof as recorded in Liber 54A of Plats, page 65, Oakland County Records, being more particularly described as: Commencing at the Northeast corner of Lot 26 of said plat; thence South 01 degree 54 minutes 34 seconds East, 20.51 feet; thence South 75 degrees 13 minutes 16 seconds West, 136.50 feet to the Point of Beginning; thence South 06 degrees 00 minutes 00 seconds East, 95.00 feet; thence South 13 degrees 24 minutes 53 seconds West, 95.34 feet; thence South 34 degrees 21 minutes 32 seconds West, 131.30 feet; thence North 14 degrees 32 minutes 05 seconds West, 263.81 feet; thence North 75 degrees 13 minutes 16 seconds East, 157.72 feet to the Point of Beginning.

Old Tax Parcel: 14-29-484-011

Parcel 3:

Part of Lots 1 through 7, both inclusive, part of Lots 26 through 32 both inclusive, and part of Lot 41, of ASSESSOR'S PLAT NO. 131 A REPLAT OF ASSESSOR'S PLAT NO. 44 AND LOTS 1 TO 20 INC. OF EASTERN ADDITION, PTS. S.W. ¼ SEC. 28 & S.E. ¼ SEC. 29, T.3N. R.10E., CITY OF PONTIAC, OAKLAND CO., MICHIGAN, according to the plat thereof as recorded in Liber 54A of Plats, page 65, Oakland County Records, being more particularly described as: Beginning at a point distant South 01 degree 54 minutes 34 seconds East, 20.51 feet from the Northeast corner of Lot 26 of said plat; thence South 01 degrees 54 minutes 34 seconds East, 54.68 feet; thence South 04 degrees 25 minutes 31 seconds West, 195.98 feet; thence South 00 degrees 08 minutes 53 seconds East, 27.22 feet; thence South 75 degrees 27 minutes 55 seconds West, 211.83 feet; thence North 34 degrees 21 minutes 32 seconds East, 131.30 feet; thence North 13 degrees 24 minutes 53 seconds East, 95.34 feet; thence North 06 degrees 00 minutes 00 seconds West, 95 feet; thence North 75 degrees 13 minutes 16 seconds East, 136.50 feet to the Point of Beginning.

Old Tax Parcel: 14-29-484-008

Now all 3 parcels combined July 10, 2015 into tax parcel 14-29-484-012

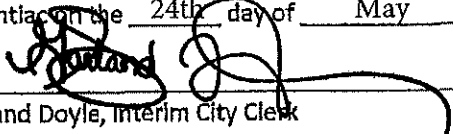
Commonly known as: 47251 Woodward Avenue

The property is also described as follows:

T3N, R10E, SEC 29 ASSESSOR'S PLAT NO 131 PART OF LOTS 1 TO 7 INCL, ALSO PART OF LOT 15, ALSO PART OF LOT 42 ALL DESC AS BEG AT PT DIST S 01-54-34 E 20.51 FT & S 75-13-16 W 136.50

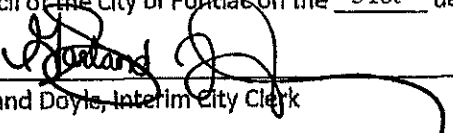
FT FROM NE COR OF LOT 26 OF SD PLAT, TH S 06-00-00 E 95 FT, TH S 13-24-53 W 95.34 FT, TH S 34-21-32 W 131.30 FT, TH N 14-32-05 W 263.81 FT, TH N 75-13-16 E 157.72 FT TO BEG, ALSO PART OF LOTS 1 TO 7 INCL, ALSO PART OF LOTS 26 TO 32 INCL, ALSO PART OF LOT 41 ALL DESC AS BEG AT PT DIST S 01-54-34 E 20.51 FT FROM NE COR OF LOT 26, TH S 01-54-34 E 54.68 FT TH S 04-25-31 W 195.98 FT, TH S 00-08-53 E 27.22 FT, TH S 75-27-55 W 211.83 FT, TH N 34-21-32 E 131.30 FT, TH N 13-24-53 E 95.34 FT, TH N 06-00-00 W 95 FT, TH N 75-13-16 E 136.50 FT TO BEG, ALSO PART OF LOT 7, ALSO LOTS 32 TO 39 INCL, ALSO ALL OF LOT 40, ALSO PART OF LOT 41, ALSO PART OF LOTS 63 & 64, ALSO PART OF VAC PERRY ST ALL DESC AS BEG AT PT DIST S 01-54-34 E 20.51 FT & S 01-54-34 E 54.68 FT & S 04-25-31 W 195.98 FT & S 00-08-53 E 27.22 FT FROM NE COR OF LOT 26 OF SD PLAT, TH S 00-08-53 E 171.54 FT, TH S 04-25-31 W 200 FT, TH S 87-53-06 W 53.85 FT, TH ALG CURVE TO RIGHT, RAD 365.37 FT, CHORD BEARS N 82-16-10 W 124.95 FT, DIST OF 125.57 FT, TH N 14-32-05 W 236.38 FT, TH N 75-27-55 E 64 FT, TH N 14-32-05 W 60 FT, TH N 75-27-55 E 211.83 FT TO BEG

I hereby certify this ordinance was brought for a first reading at a meeting of the City Council of the City of Pontiac on the 24th day of May, 2022.



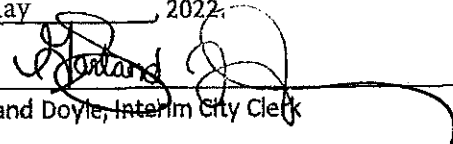
Garland Doyle, Interim City Clerk

I further hereby certify this ordinance was adopted at a second reading of the ordinance by the City Council of the City of Pontiac on the 31st day of May, 2022.



Garland Doyle, Interim City Clerk

I further hereby certify that the foregoing is a true copy of the Ordinance as passed by the City Council and was published verbatim in a publication of general circulation on the 31st day of May, 2022.



Garland Doyle, Interim City Clerk

Resolution of the Pontiac City Council



22-170 **Resolution to approve the proposed millage rate for fiscal year 2022-2023.** Moved by Councilperson Rutherford and second by Councilperson Nicholson.

Whereas, in accordance with City Ordinance, a public hearing was held on May 31, 2022 regarding the proposed tax rate and

Whereas, the City Council shall not approve proposed tax rate until after the public hearing; and

Whereas, by not less than six days after the notice of public hearing shall adopt a tax rate.

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

No: None

Resolution Passed