



CITY COUNCIL MEETING MINUTES

December 6, 2016

CALL TO ORDER:

The Jackson City Council met in regular session in the City Hall and was called to order at 6:30 p.m. by Mayor Bill Jors.

PLEDGE OF ALLEGIANCE AND INVOCATION:

The Council joined in the Pledge of Allegiance. Invocation was given by Father Timothy Nelson, St. Mary Star of the Sea Parish.

ROLL CALL:

Present: Mayor Bill Jors, Councilmembers, Freddie Dancy, Daniel P. Greer, Craig Pappin, Andrew R. Frounfelker, and Derek J. Dobies. Excused Absence: Arlene Robinson.

Also present: City Manager Patrick Burtch, City Attorney Bethany Vujnov, City Treasurer/Clerk Andrew J. Wrozek, Jr., City Assessor Jason Yoakam, Director of Police and Fire Matthew Heins, Director of Neighborhood and Economic Operations Jennifer Morris, Assistant City Manager/Operations Jonathan Greene.

ADOPTION OF AGENDA:

Motion was made by Councilmember Dobies, seconded by Councilmember Dancy to adopt the Agenda as presented. Councilmember Frounfelker made the motion to add item "O" regarding an easement to access agreement, seconded by Councilmember Greer. Votes for amending the agenda - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried. Votes for the Amended Agenda - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

CITIZEN COMMENTS:

Public comment time was opened. Comments were heard and the meeting resumed.

PRESENTATIONS/PROCLAMATIONS: none.

PETITIONS & COMMUNICATION: (Accept & Place on File).

A. City Summary of Revenue and Expenditures:

Accept and place on file the City of Jackson's summary of revenue and expenditures for four (4) months ended, October 31, 2016.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Dancy to accept and place on file. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

CONSENT CALENDAR:

A. Minutes of the Regular Meeting of November 15, 2016:

Approve the minutes of the regular City Council meeting of November 15, 2016.

B. City Planning Commission Reappointment:

Mayor's recommendation to reappoint James Stark to the City Planning Commission for a three year term, beginning January 1, 2017, and ending December 31, 2019.

C. City Planning Commission Appointment:

Mayor's recommendation to appoint Stephen Rajzer to the City Planning Commission filling a current vacancy beginning immediately and ending December 31, 2017.

D. Board of Review Appointment:

Mayor's recommendation to appoint Brent D. Johnson to the Board of Review filling a current vacancy and for a three year term beginning immediately, and ending January 31, 2020.

E. Our Lady of Guadalupe Procession:

Approve a request from the Sacred Heart Catholic Community to conduct their Our Lady of Guadalupe event on December 11, 2016, from 10:00 a.m. to 12:00 p.m. from St. Mary Star of the Sea to St. Stanislaus Church. (Contingent upon receipt of proper insurance coverage.)

F. Annual Eve on the Ave:

Approve a request from the City of Jackson Downtown Development Authority to conduct their 16th annual Eve on the Ave event on December 31, 2016, from 9:00 p.m. to January 1, 2017, at 12:30 a.m. in downtown

Jackson. (Proper insurance coverage is in place.)

G. LOCC:

Mayor's recommendation to appoint Anthony Raduazo to the Local Officer's Compensation Commission (LOCC) filling a current vacancy beginning immediately and ending February 28, 2023.

Motion was made by Councilmember Dobies, seconded by Councilmember Frounfelker to approve the Consent Calendar. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

PUBLIC HEARINGS: none.

OTHER BUSINESS:

A. Corrective Resolution for 2016 City Council Meeting Dates.

Recommendation: Corrective Resolution for 2016 City Council meeting dates.

Motion was made by Councilmember Pappin, seconded by Councilmember Frounfelker to approve the resolution. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

B. Addendum to Purchase Agreement - Jackson Downtown Partners, LLC.

Recommendation: Approve execution of an Addendum to Purchase Agreement - Jackson Downtown Partners, LLC, authorize the City Manager to sign same, and authorize the City Attorney to make minor modifications and to take all actions necessary to finalize the Agreement.

Motion was made by Councilmember Dobies, seconded by Councilmember Frounfelker to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

C. Final Balancing Change Order 1 to the 2016 CDBG Local Street Reconstruction Contract with Bailey Excavating, Inc.

Recommendation: Approve Final Balancing Change Order 1 to the contract with Bailey Excavating, Inc., for 2016 CDBG Local Street Reconstruction in the decreased amount of \$21,805.88 to balance contract quantities for various original items that are substantially complete to match quantities placed in the field, to add items that were necessary to

complete the work in the field, and authorize the City Manager and City Engineer to execute the appropriate document.

Motion was made by Councilmember Dobies, seconded by Councilmember Dancy to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

D. Final Balancing Change Order 4 to the Michigan Avenue Utility Replacement Contract with Dunigan Brothers, Inc.

Recommendation: Approve Final Balancing Change Order 4 to the contract with Dunigan Brothers, Inc., for Michigan Avenue Utility Replacement in the decreased amount of \$6,921.90 to balance contract quantities to match quantities placed in the field, and authorize the City Manager and City Engineer to execute the appropriate document.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Pappin to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

E. Final Balancing Change Order 6 to the 2015 Michigan Avenue Sidewalk Restoration Contract with Dunigan Brothers, Inc.

Recommendation: Approve Final Balancing Change Order 6 to the 2015 Michigan Avenue Sidewalk Restoration contract with Dunigan Brothers, Inc., in the decreased amount of \$36,846.64, and authorize the City Manager and City Engineer to execute the appropriate documents.

Motion was made by Councilmember Dobies, seconded by Councilmember Frounfelker to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

NEW BUSINESS:

A. Resolution - 2017 City Council Meeting Dates.

Recommendation: Resolution establishing the 2017 City Council meeting dates.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Dobies to approve the resolution. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

B. Resolution Supporting Business Development.

Recommendation: Resolution supporting new business development.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Pappin to approve the resolution. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

C. Resolutions for Special Assessment Roll Nos. 4269 through 4272.

Recommendation: Resolutions establishing January 10, 2017, at the City Council meeting as the time and place to hold public hearings on the following special assessment rolls, and directing the City Assessor to prepare the rolls, in accordance with the recommendation of the City Clerk.

1. Special Assessment Roll No. 4269 - Delinquent Miscellaneous 101 General Fund Accounts Receivable.
2. Special Assessment Roll No. 4270 - Delinquent Miscellaneous 249 Building Fund Accounts Receivable.
3. Special Assessment Roll No. 4271 - Delinquent Miscellaneous 252 Demolition Fund Accounts Receivable.
4. Special Assessment Roll No. 4272 - Delinquent Miscellaneous 641 Public Works Fund Accounts Receivable.

Motion was made by Councilmember Greer, seconded by Councilmember Frounfelker to approve the resolutions. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

D. Traffic Control Order 2229 - N. Waterloo.

Recommendation: Approve Traffic Control Order 2229 to establish a No Parking zone on the west side of N. Waterloo between 740 and 742 N. Waterloo.

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

E. Traffic Control Order 2230 - N. Elm Street.

Recommendation: Approve Traffic Control Order 2230 to establish a No Parking zone on the west side of N. Elm Street, north of North Street to address sightline issues.

Motion was made by Councilmember Dobies, seconded by Councilmember Frounfelker to approve. Votes - Yeas: Mayor Jors,

Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

F. Traffic Control Order 2232 – West Avenue at Franklin Street.

Recommendation: Approve Traffic Control Order 2232 to adjust lane assignments at the intersection of West Avenue and Franklin Street, due to new two-way traffic on Franklin.

Motion was made by Councilmember Dobies, seconded by Councilmember Frounfelker to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

G. Transfer of 50 Tax Foreclosed Vacant Lots Under the City’s Right of First Refusal.

Recommendation: Resolution to exercise the City of Jackson’s Right of First Refusal under PA 123 of 1999, regarding the acceptance of 50 tax foreclosed vacant lots.

Motion was made by Councilmember Greer, seconded by Councilmember Frounfelker to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

H. CDBG and HOME Investment Partnerships Program Timetable and Establish Public Hearings.

Recommendation: Approve the 2017-2018 Community Development Block Grant (CDBG) and HOME Investment Partnerships Program timetable and establish public hearings on January 24, 2017, and September 26, 2017.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Greer to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

I. Purchase of Drinking Water Well Parts.

Recommendation: Approve the purchase of drinking water well parts from Northern Well and Pump Company, Lansing, for use at the Water Treatment Plant in the amount of \$41,000.00.

Motion was made by Councilmember Dobies, seconded by Councilmember Frounfelker to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

J. Retaining Fund Managers, Advisors, and Consultants for the ERS, Act 345 and Old Police and Fire Retirement Systems.

Recommendation: Retain the law firm of Ottenwess, Taweel & Schenk PLC to draft solicitations for bids, and evaluate the bids received, for retaining fund managers, advisors and consultants for the Employee Retirement System, the Act 345 Retirement System and the Old Police and Fire Retirement System, and authorize the City Attorney to sign the retention agreement, and authorize the City Manager to pay the retainer fee and to approve any additional costs or expenses related to retention of Ottenwess, Taweel & Schenck, PLC.

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

K. Personnel Policy.

Recommendation: Approve the proposed Personnel Policy amendments.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Greer to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

L. Property Options.

Recommendation: Approve execution of an Option Agreement for vacant land between the City of Jackson and Commonwealth Associates, Inc., authorize the City Manager to sign same, and authorize the City Attorney to make minor modifications and take all actions necessary to finalize the Agreement.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Dobies to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

M. Modification to the Neighborhood & Economic Operations Downtown Investor-Owned Rehabilitation Policy.

Recommendation: Approve the modification to the Neighborhood and Economic Operations Downtown Investor-Owned Rehabilitation Policy.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Dobies to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

N. Agreement to Extend Termination Dates of Various Wastewater Treatment Service Agreements Entered into Between the City of Jackson and Customer Communities.

Recommendation: Approve execution of the Agreement to Extend Termination Dates of Various Wastewater Treatment Service Agreements Entered into Between the City of Jackson and Customer Communities, authorize the Mayor and City Clerk to sign same, authorize the City Attorney to make minor modifications and to take all actions necessary to finalize the Agreement.

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

O. Non-exclusive Easement to Access Agreement.

Recommendation: Approve a Non-exclusive Easement Access Agreement between the City of Jackson and Detroit Entrepreneur Development, LLC, and/or Kincaid Henry, authorize the City Manager to sign same, and authorize the City Attorney to make minor modifications and take all actions necessary to finalize the Agreement.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Greer to approve. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

EXECUTIVE SESSION to discuss purchase of real property and pending litigation:

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to suspend Open Session and go into Executive Session. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

RETURN TO OPEN SESSION:

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to return to Open Session. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: none. Absent: Councilmember Robinson (1). Motion carried.

Motion was made by Councilmember Dobies to accept the recommendation of the City Manager to Issue A, seconded by Councilmember Greer. Votes - Yeas: Mayor Jors, Councilmembers Greer, Pappin, Frounfelker, and Dobies (5). Nays: Councilmember Dancy (1). Absent: Councilmember Robinson (1). Motion carried.

CITY COUNCILMEMBERS' COMMENTS.

MANAGER'S COMMENTS.

ADJOURNMENT:

No further business being presented, motion was made to adjourn by Councilmember Dobies, seconded by Councilmember Greer. Motion carried. Mayor Jors closed the meeting at 8:30 p.m.