



CITY COUNCIL MEETING MINUTES

June 28, 2016

CALL TO ORDER:

The Jackson City Council met in regular session in the City Hall and was called to order at 6:33 p.m. by Mayor Bill Jors.

PLEDGE OF ALLEGIANCE - INVOCATION:

The Council joined in the Pledge of Allegiance. Invocation was given by Daniel P. Greer, 3rd Ward City Councilmember.

ROLL CALL:

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

Also present: City Manager Patrick Burtch, City Attorney Bethany Smith, City Treasurer/Clerk Andrew J. Wrozek, Jr., City Assessor David Taylor, Lieutenant Christopher Simpson, Deputy Fire Chief Dave Wooden, Director of Neighborhood and Economic Operations Jennifer Morris, and Assistant City Manager/Operations Jonathan Greene.

ADOPTION OF AGENDA:

Motion was made by Councilmember Dobies, seconded by Councilmember Dancy to adopt the Agenda. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried. Agenda was adopted.

CITIZEN COMMENTS:

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

PRESENTATIONS/PROCLAMATIONS:

A. Special Tribute - Consumers Energy.

The Mayor and City Council will present a Special Tribute honoring Consumers Energy for their continued commitment to the Jackson Community by creating and locating its Innovation Center in downtown Jackson. Anthony Parker, representing Consumer's Energy received the Special Tribute.

PETITIONS & COMMUNICATION: none.

CONSENT CALENDAR:

A. Minutes of the Regular Meeting of June 14, 2016:

Approve the minutes of the regular City Council meeting of June 14, 2016.

B. Jackson County Comprehensive Traffic Safety Project:

Approve the appointment of Councilmember Craig Pappin to the Jackson County Comprehensive Traffic Safety Project, serving as the City Council representative, beginning immediately, and ending April 1, 2017, and recommend appointment to the Jackson County Board of Commissioners.

C. Establishment of a Public Hearing - 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program:

Schedule a public hearing to be held at the July 12, 2016, City Council meeting regarding the use of approximately \$24,899.00 in FY 2016 Justice Assistance Grant (JAG) funds by the City for the purchase of a new canine and necessary associated equipment.

Motion was made by Councilmember Dobies, seconded by Councilmember Robinson to approve the Consent Calendar. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

PUBLIC HEARINGS:

Mayor Jors closed the regular City Council Meeting and opened the Public Hearing on Item A for comments.

A. Public Hearing - PA 255 Commercial Redevelopment District.

Public hearing to establish a Commercial Redevelopment District within the area bounded by Louis Glick, North Jackson, Pearl Street, and Blackstone, along with the City owned property in the block south.

Invitation for public comment was made. Peter Bormuth spoke in favor of the District. Susan Murdie spoke of concerns. John Wilson spoke

of concerns. Don Finelli, owner of Commonwealth Commerce Center spoke in favor of the District. John Burtka spoke favorably in regards to both Districts. No further public comments.

Mayor Jors closed the Public Hearing for Item A and opened the Public Hearing on Item B for comments.

B. Public Hearing - PA 210 Commercial Rehabilitation District.

Public hearing to establish a Commercial Rehabilitation District within the area bounded by Louis Glick, North Jackson, Pearl Street, and Blackstone, along with the City owned property in the block south.

Invitation for public comment was made. Peter Bormuth spoke of concerns.

Mayor Jors closed the Public Hearing on Item B and opened the Public Hearing on Item C for comments, then learned Item C is being pulled from the Agenda at this time.

C. Public Hearing - Meterless Parking.

Public hearing on the necessity of continuing the meterless parking system in the downtown area of the City for FY 2016-2017.

Removed from the Agenda. No discussion.

OTHER BUSINESS:

A. Ordinance - Fire Prevention and Protection (Second/Final Reading).

Recommendation: Final adoption of Ordinance No. 2016-13, amending Chapter 10, City Code, to adopt language from the International Code Council's 2015 International Fire Code.

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to adopt the ordinance. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

B. Ordinance - NOORP Registration and Inspection Cycle (Second/Final Reading).

Recommendation: Final adoption of Ordinance No. 2016-14, amending Chapter 14, Sections 14-9.1 and 14-42.1, City Code, to eliminate the optional three year non-owner occupied residential property registration and inspection cycle.

Motion was made by Councilmember Greer, seconded by Councilmember Frounfelker to adopt the ordinance. Votes - Yeas: Councilmembers Greer, Pappin, and Frounfelker (3). Nays: Mayor Jors, Councilmembers Robinson, Dancy and Dobies (4). Motion failed.

C. Ordinance - Employee Retirement System (ERS) Pension (Second/Final Reading).

Recommendation: Final adoption of Ordinance No. 2016-15, amending Chapter 2, Section 2-509, City Code, to establish age and length of service provisions for retirement from the City of Jackson Employee Retirement System.

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to adopt the ordinance. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: Councilmember Robinson (1). Motion carried.

D. Resolution - Meterless Parking.

Recommendation: Resolution determining the necessity of continuing the meterless parking system, ordering the City Assessor to prepare Special Assessment Roll No. 4268, and establishing July 12, 2016, at the City Council meeting as the time and place to hold a public hearing confirming the meterless parking system assessment roll.

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to approve the resolution. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

E. Corrective Resolution - Special Assessment Roll 4253.

Recommendation: Approve a Corrective Resolution for Special Assessment Roll No. 4253 for Delinquent Miscellaneous Code Enforcement Account Receivables, confirmed April 24, 2015.

Motion was made by Councilmember Dobies, seconded by Councilmember Dancy to approve the resolution. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

F. Amendment 1 - Engineering and Design Contract, Kibby Road - West Avenue to City Limits.

Recommendation: Approve Amendment 1 to the contract for Kibby Road Design and Engineering with Mannik Smith Group, Monroe, at a not-to-exceed cost of \$23,500.00, and authorize the City Manager and City Engineer to sign the contract documents.

Motion was made by Councilmember Greer, seconded by Councilmember Frounfelker to approve the amendment. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

G. Renewal of Liability and Property Insurance with Michigan Municipal League Liability & Property Pool.

Recommendation: Approve the renewal of the City of Jackson's liability and property insurance with the Michigan Municipal League's Liability and Property Pool.

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

NEW BUSINESS:

A. Ordinance - Chapter 18 (First Reading).

Recommendation: Consider an ordinance amending Chapter 18, City Code, to eliminate language no longer applicable for the health, safety, and welfare of the citizens of the City of Jackson, Michigan.

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to approve the ordinance and advance to the second reading and final adoption. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

B. Ordinance - 2016-17 Non-Union Pay Scale (First Reading).

Recommendation: Consider Ordinance establishing compensation rates for non-union administrative and supervisory employees of the City of Jackson.

Motion was made by Councilmember Greer, seconded by Councilmember Frounfelker to approve the ordinance and advance to the second reading and final adoption. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: Councilmember Robinson (1). Motion carried.

C. Resolution - Establishing a Commercial Redevelopment District.

Recommendation: Resolution establishing a Commercial Redevelopment District.

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to approve the resolution. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

D. Resolution - Establishing a Commercial Rehabilitation District.

Recommendation: Resolution establishing a Commercial Rehabilitation District.

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to approve the resolution. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

E. Resolution - Budget Amendments for Fiscal Year 2015-16.

Recommendation: Approve a Budget Resolution amending the budget for Fiscal Year 2015-16.

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to approve the resolution. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

F. Resolution - Tax Reverted Property Acquisitions.

Recommendation: Approve a resolution to exercise the City of Jackson's Right of First Refusal under PA 123 of 1999, for inclusion in the Help for Hardest Hit Blight Elimination Program.

Motion was made by Councilmember Dobies, seconded by Councilmember Dancy to approve the resolution. Votes - Yeas: Mayor Jors, Councilmembers Dancy, Greer, Pappin, Frounfelker, and Dobies (6). Nays: Councilmember Robinson (1). Motion carried.

G. Resolution - Amend the FY 2015-16 HOME Investment Partnerships Budget.

Recommendation: Approve a resolution to amend the HOME Investment Partnerships budget for fiscal year 2015-16, and reallocate unutilized excess program income and interest for use in the Community Housing Development Organization (CHDO) Acquisition/Development/Rehabilitation funding.

Motion was made by Councilmember Greer, seconded by Councilmember Dancy to approve the resolution. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

H. Funding Letters for Pension Systems.

Recommendation: Receive the actuarial valuations as of June 30, 2015, for the ACT 345 Retirement System, the Employees Retirement System, and the Policemen's and Firemen's Retirement System, and approve the actuarial funding necessary for the fiscal year 2016-2017.

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to receive the reports and approve the funding. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

I. Region 2 Planning Commission Request for a Unified Work Program Amendment.

Recommendation: Consider a request from Region 2 Planning Commission for the City's participation in a Non-motorized Plan for the entirety of Jackson County with a local match of \$5,000.00 from the City, and authorize the Mayor to sign the appropriate document(s).

Motion was made by Councilmember Dobies, seconded by Councilmember Frounfelker to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

J. Employee Uniform Supply Contract.

Recommendation: Approve the 2016-2018 Employee Uniform Supply Contract with Cintas Corporation, Westland, in the amount of \$17,296.24.

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

K. Property Transfer and Development Agreement - 1125 Woodbridge.

Recommendation: Approve a Property Transfer and Development Agreement for 1125 Woodbridge, and authorize the Mayor to sign the agreement and Quit Claim deed.

Motion was made by Councilmember Dobies, seconded by Councilmember Dancy to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

- L. Property Transfer and Development Agreement - 840 Backus St.**
Recommendation: Approve a Property Transfer and Development Agreement for 840 Backus St., and authorize the Mayor to sign the Agreement and Quit Claim Deed.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Dancy to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

- M. Consumers Energy Invoice - Louis Glick & Jackson Street Relocation.**
Recommendation: Approve payment of an invoice from Consumers Energy for the relocation of Louis Glick and Jackson Street, in the amount of \$74,500.00.

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

- N. Purchase Agreement - Jackson Downtown Partners, LLC.**
Recommendation: Approve the Purchase Agreement with Jackson Downtown Partners, LLC, and authorize the City Manager to sign the Agreement.

Motion was made by Councilmember Dobies, seconded by Councilmember Frounfelker to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

- O. Option Agreement - Home Renewal System, LLC.**
Recommendation: Approve the Option Agreement with Home Renewal System, LLC, and authorize the City Manager to sign the agreement.

Motion was made by Councilmember Dobies, seconded by Councilmember Frounfelker to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

- P. Resolution for Local Government Approval Liquor License for Urban Restaurants LLC -** Approve the Resolution for Local Government Approval using the attached Michigan Liquor Control Commission form for Urban Restaurants, LLC and separate Resolution placing conditions on the Resolution for Local Approval for a new bar permit on property west of 151 W. Michigan Avenue.

Motion was made by Councilmember Frounfelker, seconded by Councilmember Greer to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

CITY COUNCILMEMBERS' COMMENTS.

MANAGER'S COMMENTS.

EXECUTIVE SESSION to discuss collective bargaining and a written legal opinion:

Motion was made to suspend the regular open meeting and go into executive session by Councilmember Dobies, seconded by Councilmember Greer. Roll call vote. Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Motion carried.

RETURN TO OPEN SESSION:

Motion to return to the regular open meeting was made by Councilmember Pappin, seconded by Councilmember Dancy. Roll call vote. Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Motion carried.

CONTINUATION OF OTHER BUSINESS:

A. Consider MAPE collective bargaining proposal.

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to approve. Votes - Yeas: Mayor Jors, Councilmembers Greer, Pappin, Frounfelker, and Dobies (5). Nays: Councilmembers Robinson and Dancy (2). Motion carried.

B. Purchase Agreement - Detroit Entrepreneur Development LLC.

Recommendation: Approve the Purchase Agreement with Detroit Entrepreneur, and authorize the City Manager to sign the Agreement.

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

C. Development Agreement - Detroit Entrepreneur Development LLC.

Recommendation: Approve the Development Agreement with Detroit Entrepreneur Development LLC, and authorize the City Manager to sign the Agreement.

Motion was made by Councilmember Dobies, seconded by Councilmember Frounfelker to approve. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

ADJOURNMENT:

No further business being presented, Motion was received to adjourn by Councilmember Robinson, seconded by Councilmember Dobies. Motion carried. Mayor Jors closed the meeting at 9:13 p.m.