



## CITY COUNCIL MEETING MINUTES

December 17, 2019

### **CALL TO ORDER:**

The Jackson City Council met in regular session and was called to order at 6:30 p.m. by Mayor Derek J. Dobies.

### **PLEDGE OF ALLEGIANCE AND INVOCATION:**

The Council joined in the Pledge of Allegiance. A moment of silence for prayer was offered by Vice Mayor/First Ward Councilmember Arlene Robinson.

### **ROLL CALL:**

Present: Mayor Derek J. Dobies, Councilmembers Arlene Robinson, Freddie Dancy, Jeromy Alexander, Laura Dwyer Schlecte, Kelsey Heck, and Will Forgrave.

Absent: none.

Also present: City Manager Patrick Burtch, City Assessor Jason Yoakam, City Clerk Andrea Muray, Director of Public Works Jonathan Greene, Director of Neighborhood and Economic Development Jennifer Morris, Director of Police and Fire Services Elmer Hitt, and Assistant City Engineer Troy White.

### **ADOPTION OF AGENDA:**

Motion was made by Councilmember Forgrave, seconded by Councilmember Heck to adopt the agenda as presented. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Schlecte, Heck, and Forgrave (7). Nays: none. Motion carried.

**PRESENTATIONS/PROCLAMATIONS:** none

**PUBLIC HEARINGS:**

**A. Public Hearing to Receive comments regarding the Popeye’s Louisiana Kitchen Brownfield Plan.**

*Public hearing to receive public comment on the Brownfield Plan for the redevelopment of 970 North West Avenue.*

Stacie Guthrie inquired about the practice of levying a millage to use for the project.

**CITIZEN COMMENTS:**

Citizen comments were heard and the meeting continued.

**PETITIONS & COMMUNICATION FROM CITY STAFF AND OTHER GOVERNMENTAL ENTITIES:**

**A. 2019 December Board of Review Minutes:**

*Accept and place on file the December 10, 2019 Board of Review meeting minutes.*

**B. CDBG and HOME Financial Summaries through November 30, 2019.**

*Accept and place on file the Community Development Block Grant and HOME Financial Summaries through November 30, 2019.*

Motion was made by Councilmember Heck, seconded by Councilmember Schlecte to accept and place on file. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Schlecte, Heck, and Forgrave (7). Nays: none. Motion carried.

**CONSENT CALENDAR:**

**A. Minutes of the Regular Meeting of November 26, 2019, and December 3, 2019:**

*Approve the minutes of the regular City Council meeting of November 26, 2019, and December 3, 2019.*

**B. Minutes of the Special City Council Meeting of November 25, 2019:**

*Approve the minutes of the Special City Council meeting of November 25, 2019.*

**C. Confirmation, Appointment and Reappointment of Mayor and Council to Various Committees, Boards & Commissions:**

*Approve and confirm the appointment and reappointment of the Mayor and City Councilmembers to various boards, commissions and committees.*

- D. HRC Reappointments:**  
*Approve the Mayor's recommendation to reappoint Miriam Brown Dorsey and James Johnson Jr. to the Human Relations Commission for a three year term each, beginning January 1, 2020, and ending December 31, 2022, in concurrence with the HRC recommendation.*
- E. Civil Service Board Appointment:**  
*Approve the Mayor's recommendation to appoint Lane Lewis to the Civil Service Board for a three year term, beginning January 1, 2020, and ending December 31, 2022.*
- F. City Planning Commission Appointment:**  
*Approve the Mayor's recommendation to appoint Colleen Sullivan to the City Planning Commission filling a current vacancy, beginning immediately and ending December 31, 2020.*
- G. Downtown Development Authority Appointment:**  
*Approve the Mayor's recommendation to appoint Lane Lewis to the Downtown Development Authority for a four year term, beginning January 1, 2020, and ending December 31, 2023.*
- H. Ella W. Sharp Park Board of Trustees Appointment:**  
*Approve the Mayor's recommendation to appoint Michelle Woods to the Ella W. Sharp Park Board of Trustees filling a current vacancy, beginning February 1, 2020, and ending January 31, 2021.*
- I. Public Arts Commission Appointment:**  
*Approve the Mayor's recommendation to appoint Kaitlynn McDonough to the Public Arts Commission filling a current vacancy, beginning immediately and ending May 28, 2022.*
- J. Eve on the Ave:**  
*Approve a request from the City of Jackson Downtown Development Authority to conduct their 19<sup>th</sup> annual Eve on the Ave event on Tuesday, December 31, 2019, from 9 p.m. to Wednesday, January 1, 2020, at 12:30 a.m. in downtown Jackson.*
- K. St. John's United Church of Christ 12<sup>th</sup> Annual Run in the New Year 5K:**  
*Approve a request from St. John's United Church of Christ of Jackson, Michigan, to conduct their 12<sup>th</sup> annual Run in the New Year 5K on Wednesday, January 1, 2020, on the streets of downtown Jackson.*
- L. Henry Ford Allegiance Health Groundhog Gallop:**  
*Approve a request from Henry Ford Allegiance Health of Jackson, Michigan, to conduct their 43<sup>rd</sup> annual Groundhog Gallop event on Saturday, February 1, 2020, on the streets of Jackson, Michigan.*

- M. Jackson County Master Gardeners Association Garden Tour:**  
*Approve a request from the Jackson County Master Gardeners Association of Jackson, Michigan, to conduct their 2020 Jackson Garden Tour on Saturday, June 27, 2020, in Horace Blackman Park, downtown Jackson.*
- N. Ella W. Sharp Park Board of Trustees:**  
*Approval of the Mayor's recommendation to reappoint Danielle Dobies to the Ella W. Sharp Park Board of Trustees, for a three year term, beginning February 1, 2020, and ending January 31, 2023.*
- O. Historic District Appointment:**  
*Approve the Mayor's recommendation to appoint Maurice Imhoff to the Historic District Commission filling a current vacancy beginning immediately, and ending December 31, 2021.*
- P. HRC Appointments:**  
*Approve the Mayor's recommendation to appoint Robert VanSumeren for a three year term beginning January 1, 2020, and ending December 31, 2022, in accordance with the Human Relations Commission recommendation.*
- Approve the Mayor's recommendation to appoint Maurice Imhoff and Karyl Baker to the Human Relations Commission filling a current vacancies beginning immediately, and ending December 31, 2020, in accordance with the Human Relations Commission recommendation.*
- Q. HRC Ex-Officio Confirmation:**  
*Confirm the HRC's recommendation to appoint Kelly Sharrer and Lane Lewis as ex-officio members of the Human Relations Commission.*

Motion was made by Mayor Dobies to remove Item N for separate consideration. Motion was made by Councilmember Forgrave to remove Item N for separate consideration. Motion was made by Councilmember Schlecte to remove Items A and B for separate consideration. Motion was made by Councilmember Heck, seconded by Councilmember Schlecte to approve the consent calendar with the items removed for separate consideration. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Schlecte, Heck, and Forgrave (7). Nays: none. Motion carried.

Motion was made by Councilmember Heck, seconded by Councilmember Dancy to approve the minutes of the regular meeting of the City Council on November 26, 2019. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, and Heck (5). Nays: none. Abstained: Councilmembers Schlecte and Forgrave (2). Motion carried.

Motion was made by Councilmember Heck, seconded by Councilmember Schlecte to approve the minutes of the regular meeting of the City Council on December 3, 2019. Meeting Minutes. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Schlecte, Heck, and Forgrave (7). Nays: none. Motion carried.

Motion was made by Councilmember Heck, seconded by Councilmember Robinson to approve the minutes of the special meeting of the City Council on November 25, 2019. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, and Heck (5). Nays: none. Abstained: Councilmembers Schlecte and Forgrave (2). Motion carried.

Motion was made by Councilmember Schlecte, seconded by Councilmember Heck to approve Item I (Public Arts Commission Appointment). Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Schlecte, and Heck (6). Nays: none. Abstained: Councilmember Forgrave (1). Motion carried.

Motion was made by Councilmember Heck, seconded by Councilmember Robinson to approve Item N (Ella W. Sharp Park Board of Trustees appointment). Vote – Yeas: Councilmembers Robinson, Dancy, Alexander, Heck, and Forgrave (6). Nays: none. Abstained: Mayor Dobies (1). Motion carried.

#### **OTHER BUSINESS:**

- A. Ordinance No. 2019-15, amending Chapter 28, Section 28-32, City Code to rezone 301-303 N. Jackson, and 206 W. Louis Glick Highway from I-1, Light Industrial to C-3, Central Commercial. (Second & Final Reading)**  
**Recommendation:** *Final adoption of Ordinance No. 2019-15, amending Chapter 28, Section 28-32, City Code, to rezone 301-303 N. Jackson, and 206 W. Louis Glick Highway from I-1, Light Industrial to C-3, Central Commercial. (City Planning Commission recommends approval)*

Motion was made by Councilmember Schlecte, seconded by Councilmember Forgrave to approve the final adoption of Ordinance No. 2019-15. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Schlecte, Heck, and Forgrave (7). Nays: none. Motion carried.

- B. Ordinance No. 2019-16, amending Chapter 28, Section 28-32, City Code, to rezone 810 Greenwood Avenue from C-4, General Commercial to C-2, Community Commercial. (Second & Final Reading)**  
**Recommendation:** *Final adoption of Ordinance No. 2019-16, amending Chapter 28, Section 28-32, City Code, to rezone 810 Greenwood Avenue from C-4, General Commercial to C-2, Community Commercial. (City Planning Commission recommends approval)*

Motion was made by Councilmember Schlecte, seconded by Councilmember Heck to approve final adoption of Ordinance No. 2019-16. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Schlecte, Heck, and Forgrave (7). Nays: none. Motion carried.

**C. Amendment 4 to the 2019 Street Engineering Contract to Provide for a Continuation of Preliminary and Construction Engineering Services for Various Projects.**

**Recommendation:** *Approve Amendment 4 to the 2019 Street Engineering contract with Hubbell, Roth & Clark, Inc. (HRC), Bloomfield Hills, to provide for a continuation of preliminary and construction engineering services for various projects at a not-to-exceed cost of \$142,680.00, and authorize the City Manager and City Engineer to sign the appropriate document.*

Motion was made by Councilmember Heck, seconded by Councilmember Schlecte to approve Amendment 4 to the 2019 Street Engineering contract with Hubbell, Roth & Clark, Inc. (HRC), Bloomfield Hills, to provide for a continuation of preliminary and construction engineering services for various projects at a not-to-exceed cost of \$142,680.00, and authorize the City Manager and City Engineer to sign the appropriate document. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Schlecte, Heck, and Forgrave (7). Nays: none. Motion carried.

**D. Change Order 16 to the Downtown Street and Parking Lot Rehabilitation Contract with Bailey Excavating, Inc.**

**Recommendation:** *Approve Interim Balancing Change Order 16 to the contract with Bailey Excavating, Inc., for downtown street and parking lot rehabilitation in the increased amount of \$123,728.47, to balance contract quantities for various items that are substantially complete to match quantities placed in the field, add new items necessary for the completion of work in the field, and authorize the City Manager and City Engineer to execute the appropriate document.*

Motion was made by Councilmember Heck, seconded by Councilmember Alexander to approve Interim Balancing Change Order 16 to the contract with Bailey Excavating, Inc., for downtown street and parking lot rehabilitation in the increased amount of \$123,728.47, to balance contract quantities for various items that are substantially complete to match quantities placed in the field, add new items necessary for the completion of work in the field, and authorize the City Manager and City Engineer to execute the appropriate document. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Schlecte, Heck, and Forgrave (7). Nays: none. Motion carried.

**E. Revised Special Assessment Policy.**

**Recommendation:** *Approve the revised Special Assessment Policy.*

Motion was made by Councilmember Heck, seconded by Councilmember Robinson to approve for discussion. Motion was made by Councilmember Forgrave to change the percentage from 80/20 to 50/50. Motion died from lack of support. Vote was taken on the main motion to approve the revised Special Assessment Policy. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Schlecte, Heck, and Forgrave (7). Nays: none. Motion carried.

**NEW BUSINESS:**

**A. Resolution - Popeye's Louisiana Kitchen Brownfield Plan.**

**Recommendation:** *Approve a resolution in support of the Popeye's Louisiana Kitchen Brownfield Plan, 970 North West Avenue, pursuant to and in accordance with the provision of Act 381 of the Public Acts of the State of Michigan of 1996, as amended.*

Motion was made by Councilmember Dancy, seconded by Councilmember Heck to approve the resolution. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Schlecte, Heck, and Forgrave (7). Nays: none. Motion carried.

**B. Receive Draft Substantial Amendment I to the 2019-2020 Annual Action Plan, Authorize Dissemination for Public Comment, and Establish a Public Hearing on January 14, 2020.**

**Recommendation:** *Receive the draft Substantial Amendment I to the 2019-2020 Annual Action Plan, authorize dissemination for public comment, and establish a Public Hearing on January 14, 2020.*

Motion was made by Councilmember Forgrave, seconded by Councilmember Schlecte to receive the draft Substantial Amendment I to the 2019-2020 Annual Action Plan, authorize dissemination for public comment, and establish a Public Hearing on January 14, 2020. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Schlecte, Heck, and Forgrave (7). Nays: none. Motion carried.

**C. Proposed Addendum to City Manager Contract.**

**Recommendation:** *Approve a proposed Addendum to the City Manager's Contract addressing Vacation Accrual, At-Will Severance Provision, and Retiree Health Care.*

Motion was made by Councilmember Schlecte, seconded by Councilmember Dancy to approve the addendum. A motion was made by Councilmember Alexander to postpone the item to the next Council Meeting. The motion died from lack of support. A vote was taken on the main motion. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Schlecte, and Heck (5). Nays: Councilmembers Alexander and Forgrave (2). Motion carried.

**CITY COUNCILMEMBERS' COMMENTS:**

Mayor Dobies, Councilmembers Robinson, Schlecte, and Heck all offered comments. Councilmembers Dancy, Alexander, and Forgrave declined to offer comments.

**MANAGER'S COMMENTS:**

City Manager Patrick Burtch declined to offer comments.

**ADJOURNMENT:**

No further business being offered, a motion to adjourn was made by Councilmember Heck, seconded by Councilmember Dancy. Vote was done by voice with all in favor. Mayor Dobies adjourned the meeting at 7:10 p.m.