



CITY COUNCIL MEETING MINUTES

January 24, 2017

CALL TO ORDER:

The Jackson City Council met in regular session in the City Hall and was called to order at 6:55 p.m. by Mayor Bill Jors. Meeting was delayed due to the amount of people in the room exceeded Fire Marshall limit. The meeting will resume after Executive session at the Michigan Theater at 8:30 p.m.

PLEDGE OF ALLEGIANCE:

The Council joined in the Pledge of Allegiance. Invocation was given by Freddie Dancy, 2nd 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 Vujnov, City Treasurer/Clerk Andrew J. Wrozek, Jr., Interim Director of Police and Fire Elmer Hitt, Director of Neighborhood and Economic Operations Jennifer Morris, Assistant City Manager/Operations Jonathan Greene.

ADOPTION OF AGENDA:

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

Motion was made by Councilmember Greer, seconded by Councilmember Pappin to amend 12A from second reading to first reading. Votes - Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

EXECUTIVE SESSION to discuss a legal opinion:

Motion was made by Councilmember Greer, seconded by Councilmember Frounfelker to suspend Open Session and go into Executive Session. Votes – Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

RETURN TO OPEN SESSION:

Motion was made by Councilmember Greer, seconded by Councilmember Dobies to return to Open Session, and adjourn to Michigan Theater. Votes – Yeas: Mayor Jors, Councilmembers Robinson, Dancy, Greer, Pappin, Frounfelker, and Dobies (7). Nays: none. Motion carried.

The Jackson City Council resumed the regular session in the Michigan Theater and was called to order at 8:01 p.m. by Mayor Bill Jors.

CITIZEN COMMENTS (2-Minute Limit):

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

PRESENTATIONS/PROCLAMATIONS: none.

PETITIONS & COMMUNICATION (Accept & Place on File):

A. Jackson Water Transmission Route Analysis.

Recommendation: Accept and place on file the final report from AECOM on the Jackson Water Transmission Route Analysis and accept N3 and S2 as recommended routes.

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to accept and place on file. Votes – Yeas: all yes (7). Motion carried.

CONSENT CALENDAR.

A. Minutes of the Regular Meeting of January 10, 2017:

Approve the minutes of the regular City Council meeting of January 10, 2017.

B. Ella W. Sharp Park Board of Trustees Appointment:

Mayor's recommendation to appoint Timothy F. Kelly to the Ella W. Sharp Park Board of Trustees to fill a current vacancy beginning immediately and ending January 31, 2020.

- C. **Parks and Recreation Commission Reappointment:**
Mayor's recommendation to reappoint Kelly Crum to the Parks and Recreation Commission for a three-year term beginning February 1, 2017, and ending January 31, 2020.
- D. **40th annual Groundhog Gallop:**
Approve a request from Henry Ford Allegiance Health to conduct their 40th annual Groundhog Gallop event on February 4, 2017, at 10:00 a.m., at Middle School at Parkside. (Contingent upon receipt of proper insurance coverage.)
- E. **Light It Up Blue Jackson:**
Approve a request from the Jackson Autism Support Network to conduct their 3rd annual Light It Up Blue Jackson event on April 1, 2017, at 6:00 p.m. in Horace Blackman Park in downtown Jackson. (Contingent upon receipt of proper insurance coverage.)

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

PUBLIC HEARINGS.

- A. **Receive Citizen Comment on Housing and Community Development Needs in the City.**
Public hearing to receive citizen comment on housing and community development needs in the City.

Public Hearing was opened. Comments were received and the meeting continued.

OTHER BUSINESS.

- A. **Non-Discrimination Ordinance. (Second/Final Reading.)**
Recommendation: Final adoption of Ordinance No. 2017-03, adding Sections 15-40 thru 15-54, Article III, Chapter 15, City Code, to provide for a nondiscrimination ordinance. (This ordinance was introduced at the October 11, 2016 City Council meeting for a first reading.)

Motion was made by Councilmember Dobies, seconded by Councilmember Frounfelker to approve, advance to second reading and final adoption. Votes - Yeas: Councilmembers Robinson, Dancy, Frounfelker, and Dobies (4). Nays: Mayor Jors, Councilmembers Greer and Pappin (3). Motion carried.

B. Ordinance No. 2017-01, Adding Section 14-12.1 - Transfer of Ownership to an Occupant of a Property. (Second/Final Reading.)

Recommendation: Final adoption of Ordinance No. 2017-01, amending Article I, Chapter 14, City Code, to continue property inspections under Chapter 14 when there is a transfer of ownership from a non-occupant owner of the property to an occupant of the property.

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

C. Ordinance No. 2017-02, amending Section 14-47, Article II, Chapter 14, - List Property Conditions Resulting In Vacating a Building. (Second/Final Reading.)

Recommendation: Final adoption of Ordinance No. 2017-02, amending Section 14-47, Article II, Chapter 14, City Code, to list property conditions that may result in vacating of a building.

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

D. Changes to the Standard Lighting Contract for Streetlights with Consumers Energy for the Addition of a New Streetlight at 753 Union Street.

Recommendation: Approve the Resolution for Changes to the Standard Lighting Contract for streetlights with Consumers Energy, and authorize the Mayor and City Treasurer/Clerk to execute the appropriate documents.

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. Interim Balancing Change Order 3 to the Downtown Street and Parking Lot Rehabilitation Contract with Bailey Excavating, Inc.

Recommendation: Approve Interim Balancing Change Order 3 to the contract with Bailey Excavating, Inc., for downtown street and parking lot rehabilitation in the decreased amount of \$252.23 to balance contract quantities for various items that are substantially complete to match quantities placed in the field, add items that were necessary to complete work in the field, and authorize the City Manager and City Engineer to execute the appropriate document.

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.

F. Balancing Change Order 2 to the 2016 CDBG Local Street Reconstruction Contract (Edward Street and Winthrop Street) with Bailey Excavating, Inc.

Recommendation: Approve Balancing Change Order 2 to the contract with Bailey Excavating, Inc., for 2016 Community Development Block Grant (CDBG) Local Street Reconstruction on Edward Street and Winthrop Street in the increased amount of \$1,710.00 to balance tree contract quantities to match quantities planted in the field, and authorize the City Manager and City Engineer to execute the appropriate document.

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.

G. Amendment 5 to the 2014 Major Street Design and Engineering Contract.

Recommendation: Approve Amendment 5 to the contract for 2014 Major Street Design and Engineering with Hubbell, Roth & Clark, Inc., (HRC), of Bloomfield Hills, MI, at a not-to-exceed cost of \$185,906.00, and authorize the City Manager and City Engineer to sign the contract documents.

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.

H. Amendment 2 to the Contract for Kibby Road Design and Engineering.

Recommendation: Consider and deny Amendment 2 to the contract for Kibby Road Design and Engineering with Mannik Smith Group, Monroe, MI, at a not-to-exceed cost of \$11,500.00.

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 Amending Section 14-72, Security Cameras (First Reading).

Recommendation: Consider an ordinance amending Section 14-72, Division 4, Article II, Chapter 14, City Code, to require the use of exterior security cameras on all commercial buildings, all residential buildings with six or more units, and all mixed-use buildings.

Motion was made by Councilmember Dobies, seconded by Councilmember Greer to approve, advance to second reading and final adoption. Votes – Yeas: Councilmembers Greer, Frounfelker, and Dobies (3). Nays: Mayor Jors, Councilmembers Robinson, Dancy, and Pappin (4). Motion failed.

B. Deficit Elimination Plan for the Special Assessment Capital Project Fund Deficit at June 30, 2016.

Recommendation: Approve the Deficit Elimination Plan for the Special Assessment Capital Project Fund Deficit at June 30, 2016.

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

C. Agreement Regarding Transfer of Property and Demolition or Rehabilitation of Dangerous and Unsafe Structure at 552 Commonwealth.

Recommendation: Accept the donation of the condemned property at 552 Commonwealth Avenue by approving the Agreement Regarding Transfer of Property and Demolition or Rehabilitation of Dangerous and Unsafe Structure, authorize the Mayor to sign said Agreement, and accept the Quit Claim Deed for conveyance of the property.

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

D. Option Agreement.

Recommendation: Approve an Option Agreement with Miller-Valentine Group for 119 E. Wesley, 406 Francis, 410 Francis, 412 Francis and related alley, authorize the City Manager to make modifications to the Option Agreement, if necessary, and to take all other actions to effectuate the sale of the properties to the Miller-Valentine Group.

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.

E. Revised Assessment Policy.

Recommendation: Resolution amending the Special Assessment Policy.

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

CITY COUNCILMEMBERS' COMMENTS.

MANAGER'S COMMENTS.

ADJOURNMENT:

No further business being presented, motion was made to adjourn by Councilmember Greer, seconded by Councilmember Dobies. Motion carried. Mayor Jors closed the meeting at 11:55 p.m.