



## CITY COUNCIL MEETING MINUTES

March 12, 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 reflection was offered by Fourth Ward Councilmember Craig Pappin.

### **ROLL CALL:**

Present: Mayor Derek J. Dobies, Councilmembers Arlene Robinson, Freddie Dancy, Jeromy Alexander, Craig Pappin, Kelsey Heck, and Colleen Sullivan.

Also present: City Manager Patrick Burtch, City Attorney Bethany Smith, City Clerk Andrea Muray, Director of Public Services Jonathan Greene, Director of Police and Fire Services Elmer Hitt, Director of Neighborhood and Economic Operations Jennifer Morris, and City Engineer Jon Dowling.

### **ADOPTION OF AGENDA:**

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

**PRESENTATIONS/PROCLAMATIONS:** none.

**PUBLIC HEARINGS:**

**A. Public Hearing on the Obsolete Property Rehabilitation Exemption Certificate Application submitted by Downtown Development, LLC.**

*Hold a Public Hearing on the application filed by Downtown Development, LLC, located at 151 W. Michigan Avenue, for an Obsolete Property Rehabilitation Exemption Certificate.*

**1. Resolution Approving an Obsolete Property Rehabilitation Certificate for Downtown Development, LLC:**

*Adopt a Resolution that approves an Obsolete Property Rehabilitation Certificate for Downtown Development, LLC.*

Motion was made by Councilmember Pappin, seconded by Councilmember Dancy to adopt the resolution. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

**CITIZEN COMMENTS:**

Citizen comments were heard and the meeting continued.

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

**A. CDBG and HOME Financial Summaries through January 31, 2019.**

*Accept and place on file the Community Development Block Grant and HOME Financial Summaries through January 31, 2019.*

**B. 2019-2020 Draft Action Plan for CDBG and HOME Funds.**

*Accept and place on file the 2019-2020 Draft Action Plan for Community Development Block Grant (CDBG) and HOME Investment Partnerships Program (HOME) Funds.*

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

**CONSENT CALENDAR:**

**A. Minutes of the Regular Meeting of February 26, 2019:**

*Approve the minutes of the regular City Council meeting of February 26, 2019.*

**B. Minutes of the Special Meeting of February 28, 2019:**

*Approve the minutes of the special City Council meeting of February 28, 2019.*

- C. Charter Review Committee Resignation:**  
*Receipt with regret the resignation of Richard Mills from the Charter Review Committee.*
- D. Downtown Development Authority Reappointment:**  
*Mayor's recommendation to reappoint Ted Christoff to the Downtown Development Authority for a four year term beginning, March 30, 2019, and ending March 29, 2023.*
- E. Human Relations Commission Appointment:**  
*Mayor's recommendation to appoint Krissy Kerwin to the Human Relations Commission filling a current vacancy, beginning immediately and ending December 31, 2021, in accordance with the Human Relations Commission.*
- F. Light It Up Blue Jackson:**  
*Approve a request from the Jackson Autism Support Network to conduct their 5<sup>th</sup> annual Light It Up Blue Jackson event on Monday, April 5, 2019, at 6 p.m. to 8 p.m. in Lean Rocket Lab, and just outside in the alley next to the Lean Rocket Lab.*
- G. Bright Walls Mural Festival 2019:**  
*Approve a request from Jackson Young Professionals to conduct the Bright Walls Mural Festival 2019 event on Thursday, September 5, 2019, to Tuesday, September 10, 2019.*
- H. Traffic Control Order 2302 and Traffic Control Order 2303:**  
*Approve Traffic Control Order 2302 and Traffic Control Order 2303 to rescind the time limit parking regulations and establish "No Parking" zones on VanDorn Street, from Michigan Avenue to Pearl Street.*
- I. Traffic Control Order 2304:**  
*Approve Traffic Control Order 2304 to prohibit parking at all times on the south side of Pearl Street, from VanDorn Street to Perrine Street.*
- J. Traffic Control Order 2305:**  
*Approve Traffic Control Order 2305 to maintain the established thirty (30) minute parking on the north side of Michigan Avenue, from VanDorn Street to Perrine Street.*
- K. Resolution Supporting HB 4123:**  
*Approve a Resolution to support HB 4123, and direct the City Manager to communicate the City's support to elected officials at the State government who represent the City's residents.*
- L. Receipt of Street/Alley Vacation Petition:**  
*Receipt of a petition circulated by Patrick Burtch to vacate a public alley on Washington Avenue.*

- M. Jackson County Comprehensive Traffic Safety Project Reappointment:**  
*Approve the reappointment of Councilmember Craig Pappin to the Jackson County Comprehensive Traffic Safety Project serving as the City Council representative for a two-year term, beginning immediately, and ending April 1, 2021, and recommend appointment to the Jackson County Board of Commissioners.*
- N. Environmental Commission Ex-Officio Appointment:**  
*Approve the Mayor's recommendation to appoint Shelia Troxel to the Environmental Commission as a statutory ex-officio representing the City Planning Commission, beginning immediately, and ending December 31, 2021.*
- O. Environmental Commission Ex-Officio Appointment:**  
*Approve the Mayor's recommendation to appoint Alaina Sharp to the Environmental Commission as a statutory ex-officio representing the Parks and Recreation Commission, beginning immediately, and ending October 31, 2021.*
- P. Resolution Approving a Brownfield Plan with the Jackson County, Blackman Township and the City of Jackson:**  
*Approve a resolution of support with the provisions of the Brownfield Plan, and recommend approval of the Plan to the Jackson County Board of Commissioners in the form attached to the Resolution as Exhibit "A".*
- Q. Resolution of the disAbility Connections as a Nonprofit Organization:**  
*Approve a resolution recognizing disAbility Connections as a Nonprofit Organization operating in the community for the purpose of obtaining Charitable Gaming Licenses.*

Motion was made by Councilmember Pappin, seconded by Councilmember Sullivan to approve the consent calendar. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

**OTHER BUSINESS:**

- A. Ordinance No. 504 for a PILOT for Francis Senior Lofts Limited Dividend Housing Association LLC. (Second/Final Reading)**  
**Recommendation:** *Final adoption of Ordinance No. 504 to provide a service charge in lieu of taxes to Francis Senior Lofts Limited Dividend Housing Association, LLC, for a housing project for low income elderly persons and families.*

Motion was made by Councilmember Sullivan, seconded by Councilmember Heck to adopt the ordinance. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

**B. Ordinance No. 2019-07, Amending Section 28-155, Chapter 28, City Code, to revise the Aesthetic Requirements for Small Cell Wireless Equipment. (Second/Final Reading)**

**Recommendation:** *Final adoption of Ordinance No. 2019-07, amending Section 28-155, Chapter 28, City Code, to revise aesthetic standards for wireless communication facilities to comply with new federal and state laws, and to minimize the adverse visual effects that can result from the placement and installation of wireless communication facilities.*

Motion was made by Councilmember Pappin, seconded by Councilmember Dancy to adopt the ordinance. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

**C. Amendment 2 to the 2019 Street Engineering Contract to Provide for a Continuation of Preliminary and Construction Engineering Services for Various Projects.**

**Recommendation:** *Approve Amendment 2 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 \$95,990.00, and authorize the City Manager and City Engineer to sign the appropriate document.*

Motion was made by Councilmember Pappin, seconded by Councilmember Sullivan to approve Amendment 2 to the 2019 Street Engineering contract with Hubbell, Roth & Clark. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

**D. Repeal of Sections of the City's Animal Care and Control Ordinance to Allow for Enforcement by the County of Jackson.**

**Recommendation:** *Repeal of certain sections of the City of Jackson Animal Care and Control Ordinance to allow for enforcement by the County of Jackson.*

Motion was made by Councilmember Pappin, seconded by Councilmember Robinson to repeal certain sections of the City's Animal Care and Control Ordinance. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

**NEW BUSINESS:**

**A. Policemen's and Firemen's Pension Fund Board Duties to Act 345 Board.**

**Recommendation:** *Approve the Letter of Agreement signed by the Police Unions and the Fire Union that the City of Jackson Act 345 Retirement Plan board of trustees also serve as the board of trustees for the City of Jackson Policemens and Firemens Pension Fund.*

Motion was made by Councilmember Pappin, seconded by Councilmember Sullivan to approve the Letter of Agreement. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

**B. Ordinance Amending the Environmental Commission Ordinance to Permit Non-Residents to Serve as Ex-Officio's. (First Reading)**

**Recommendation:** *Approve an Ordinance amending Section 2-368, City Code, to permit non-residents to serve as ex-officio's on the Environmental Commission.*

Motion was made by Councilmember Sullivan, seconded by Councilmember Heck to approve the ordinance. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Heck, and Sullivan (6). Nays: Councilmember Pappin (1). Motion carried.

**C. Recommendation regarding water rate to comply with the Michigan Department of Environmental Quality's Unfunded Mandate to Comply with the State of Michigan Lead and Copper Rule.**

**Recommendation:** *Direct the City Manager to prepare a water rate increase at the next regular City Council meeting that affords the funds necessary to replace approximately 11,000 lead service lines within the City of Jackson as mandated by the Michigan Department of Environmental Quality, and to legally comply with the State of Michigan Lead/Copper Rule.*

Motion was made by Councilmember Sullivan, seconded by Councilmember Heck to direct the City Manager to prepare a water rate increase at the next regular City Council meeting. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Heck, and Sullivan (6). Nays: Councilmember Pappin (1). Motion carried.

**EXECUTIVE SESSION:**

Motion was made by Councilmember Heck, seconded by Councilmember Dancy to adjourn to Executive Session. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

**RETURN TO OPEN SESSION:**

Motion was made by Councilmember Pappin, seconded by Councilmember Heck to return to open session.

Motion was made by Councilmember Alexander, seconded by Councilmember Sullivan to accept the recommendation of the City Attorney as it pertains to Windmon v. City of Jackson. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

**CITY COUNCILMEMBERS' COMMENTS:**

Councilmembers Robinson and Sullivan offered comments. Mayor Dobies, Councilmembers Dancy, Alexander, Pappin, and Heck declined.

**MANAGER'S COMMENTS:**

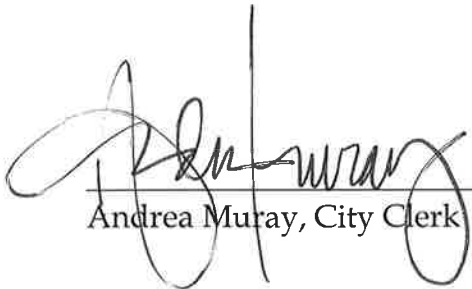
City Manager Patrick Burtch declined to offer comments.

**ADJOURNMENT:**

No further business being offered, a motion to adjourn was made by Councilmember Dancy, seconded by Councilmember Alexander. Vote was done by voice with all in favor. Mayor Dobies adjourned the meeting at 7:32 p.m.

APPROVED by the Jackson City Council on March 26, 2019.

ATTEST:



Andrea Muray, City Clerk