



CITY COUNCIL MEETING MINUTES

April 9, 2019

CALL TO ORDER:

The Jackson City Council met in regular session and was called to order at 6:32 p.m. by Mayor Derek J. Dobies.

PLEDGE OF ALLEGIANCE AND INVOCATION:

The Council joined in the Pledge of Allegiance. A moment of quiet reflection was offered by Sixth Ward Councilmember Colleen Sullivan.

ROLL CALL:

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

Absent: none.

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

ADOPTION OF AGENDA:

Motion was made by Councilmember Heck to amend the agenda to add Item 11I, consideration of a resolution, memorandum of understanding, and ordinance to allow for harm reduction services in the City of Jackson, under New Business. Motion was seconded by Councilmember Sullivan. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Heck, and Sullivan (5). Nays: Councilmembers Alexander and Pappin (2). Motion carried.

PRESENTATIONS/PROCLAMATIONS:

- A. Presentation of the 2018 Human Relations Commission Annual Report by John Hawthorne, Chairman.**

PUBLIC HEARINGS:

Recess as a City Council and Convene as a Board of Review:

Motion was made by Councilmember Pappin, seconded by Councilmember Sullivan to recess as City Council and convene as a Board of Review. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

A. Public Hearing on Special Assessment Roll No. 3406 for street reconstruction on Homecrest Road, Louis Glick to Van Buren.

Larry Finch of 319 Homecrest sent correspondence in opposition of the project. Dawn Doosey of 323 Homecrest spoke in opposition of the project. Josephine Doosey of 315 Homecrest spoke in opposition of the project.

1. *Resolution confirming Roll No. 3406.*

Item died from lack of a motion in support.

B. Public Hearing on Special Assessment Roll No. 3407 for street reconstruction on Steward Avenue, Wildwood to the Railroad.

Nicholas Daley of 425 Steward sent correspondence in opposition of the project. Melissa Dorbeck from the Center for Women (434 Wildwood) spoke in opposition of the assessment.

1. *Resolution confirming Roll No. 3407.*

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

C. Public Hearing on Special Assessment Roll No. 3408 for street reconstruction on Second Street, Washington to Wildwood.

Carrie Jones of 216 Second St. spoke in opposition of the project.

1. *Resolution confirming Roll No. 3408.*

Motion was made by Councilmember Sullivan, seconded by Councilmember Heck to approve the resolution. Vote - Yeas: Mayor Dobies, Councilmember Robinson, Alexander, Pappin,

Heck, and Sullivan (6). Nays: Councilmember Dancy (1). Motion carried.

Adjourn as a board of review and reconvene as City Council.

Motion was made by Councilmember Sullivan, seconded by Councilmember Heck to adjourn as a board of review and reconvene as City Council. 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. 2018 Human Relations Commission Annual Report.**
- B. 2018 City of Jackson Annual Report.**
- C. 2019 March Board of Review Minutes.**
- D. 2019 City Planning Commission Annual Report.**

Motion was made by Councilmember Pappin, seconded by Councilmember Dancy 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 March 26, 2019:**
Approve the minutes of the regular City Council meeting of March 26, 2019.
- B. World Vision Global 6k for Water:**
Approve a request from World Vision Inc., to conduct their World Vision Global 6k for Water event on Saturday, May 4, 2019, from 7:00 a.m. to 11:30 a.m. at Cascades Falls Park.
- C. Blessing of the Animals:**
Approve a request from First Congregational Church to conduct their Blessing of the Animals event on Sunday, May 26, 2019, from 8 a.m. to 12 p.m. at CP Federal City Square and Horace Blackman Park.

- D. HRC Community-wide Back to School Resource Fair:**
Approve a request from the City of Jackson Human Relations Commission to conduct their HRC Community-wide Back to School Resource Fair event on Friday, August 16, 2019, from 1 p.m. to 8 p.m. at CP Federal City Square, Horace Blackman Park, and a portion of W. Michigan Avenue.
- E. Corrective Resolution for OPR Exemption Certificate - Downtown Development, LLC:**
Consider a Corrective Resolution for the Obsolete Property Rehabilitation Exemption Certificate for Downtown Development, LLC.
- F. Engineer's Report for Overhead Lighting Installation - Cooper Street - Ganson Street to I-94 Interchange:**
Receive the Engineer's Report for installation of overhead street lighting installation on Cooper Street to the I-94 interchange, and establish April 23, 2019, at the City Council meeting as the time and place to hold a public hearing.

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. 505 PILOT - Commonwealth Development Corporation of America. (Second/Final Reading)**
Recommendation: *Final adoption of Ordinance No. 505 granting a Service Charge in Lieu of Taxes Exemption to Commonwealth Development Corporation of America.*
- Motion was made by Councilmember Pappin, seconded by Councilmember Sullivan to adopt the ordinance. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.
- B. Amendment 5 to the Engineering and Design of Kibby Road - West Avenue to City Limits, for added construction engineering costs due to added roundabout modifications.**
Recommendation: *Approve Amendment 5 to the Kibby Road Design and Engineering contract with Mannik & Smith Group of Monroe, MI, at a not-to-exceed cost of \$7,800.00, and authorize the City Manager and City Engineer to sign the contract, and authorize the City Attorney to make minor revisions if needed.*

Motion was made by Councilmember Sullivan, seconded by Councilmember Heck to approve Amendment 5. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

C. Change Order 1 to the Contract with Insituform Technologies USA, LLC for the 2018 Sewer Rehabilitation Contract.

Recommendation: *Approve Change Order 1 to the contract with Insituform Technologies USA, LLC for the 2018 Sewer Rehabilitation contract in the decreased amount of \$5,995.87 to change contract quantities for various items to more accurately match estimated quantities and to add an item that will be necessary to complete the work in the field, and authorize the City Manager and City Engineer to execute the appropriate document, and authorize the City Attorney to make minor revisions if needed.*

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

D. Amendment 5 to the Fourth Street and Trail Design and Engineering Contract with Mannik & Smith Group, Inc.

Recommendation: *Approve Amendment 5 to the Fourth Street and Trail Design and Engineering contract with Mannik & Smith Group, Inc. (MSG), Monroe, Michigan, at a not-to-exceed cost of \$100,970.00, and authorize the City Manager and City Engineer to sign the appropriate document, and authorize the City Attorney to make minor revisions if needed.*

Motion was made by Councilmember Sullivan, seconded by Councilmember Heck to approve. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Alexander, Heck, and Sullivan (5). Nays: Councilmembers Dancy and Pappin (2). Motion carried.

E. Amendment 7 to the 2017 Water Main Replacement Program Engineering Contract with Northwest Consultants, Inc., adding Construction Engineering for Lead Service Replacements.

Recommendation: *Approve Amendment 7 to the 2017 Water Main Replacement Program Engineering contract with Northwest Consultants, Inc. (NCI), Canton, Michigan, at a not-to-exceed cost of \$31,916.65, and authorize the City Manager and City Engineer to sign the appropriate document, and authorize the City Attorney to make minor revisions if needed.*

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

F. Wastewater Treatment Plant Biosolids Hauling Contract Renewal #3.

Recommendation: *Approve the renewal of the contract and Change Order #1 for biosolids hauling with BioTech Agronomics, Beulah, Michigan, with a price of \$0.0348 per gallon, for an estimated total cost of \$121,800.00.*

Motion was made by Councilmember Sullivan, seconded by Councilmember Heck to approve the wastewater treatment plant biosolids hauling contract renewal #3. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

G. City-Owned and H4HH Lot Mowing Contracts.

Recommendation: *Approve the renewal of a contract for the City-owned and H\$HH lot mowing for the 2019 season to the lowest responsible bidder, Alpha & Omega Construction.*

Motion was made by Councilmember Sullivan, seconded by Councilmember Pappin to approve the City-Owner and H4HH Lot Mowing Contracts. Motion was made by Mayor Dobies, seconded by Councilmember Robinson to postpone to a date certain - April 23, 2019. Vote - Yeas: Mayor Dobies, Councilmembers Robinson, Alexander, Pappin, Heck, and Sullivan (6). Nays: Councilmember Dancy (1). Motion carried.

NEW BUSINESS:

A. Resolution to Apply for Local Bridge Program Funding E. High Street Bridge over the Grand River.

Recommendation: *Approve a resolution for application to the Michigan Department of Transportation (MDOT) for Local Bridge Program funding, authorize the City Clerk to execute the resolution, and authorize for the City Engineer to file an application for the E. High Street Bridge over the Grand River.*

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

B. Resolution to Apply for Local Bridge Program Funding E. Washington Avenue Bridge over the Grand River.

Recommendation: *Approve a resolution for application to the Michigan Department of Transportation (MDOT) for Local Bridge Program funding, authorize the City Clerk to execute the resolution, and authorize the City Engineer to file an application for the E. Washington Avenue Bridge over the Grand River.*

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

C. Contract Award for the 2019 CDBG Street Construction Project – Homecrest Road – Glick to Van Buren; Second Street – Washington to Wildwood, and Steward Avenue – Wildwood to the Railroad.

Recommendation: *Approve the award for the 2019 Community Development Block Grant (CDBG) Street Construction project for Homecrest Road – Glick to Van Buren; Second Street – Washington to Wildwood, and Steward Avenue – Wildwood to Railroad to Dunigan Brothers, Inc., Jackson, MI at a cost of \$1,211,822.30, and authorize the Mayor and City Clerk to execute the appropriate document(s) in accordance with the Purchasing Agent, and authorize the City Attorney to make minor revisions if needed.*

Motion was made by Councilmember Sullivan, seconded by Councilmember Alexander to approve the contract award with the removal of Homecrest Road, Glick to Van Buren; awarding the 2019 CDBG Street Construction Project for Second Street, Washington to Wildwood, and Steward Avenue, Wildwood to the Railroad. Motion was made by Councilmember Alexander, seconded by Councilmember Sullivan to table until a date certain, April 23, 2019. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

D. Contract Award for the HMA Paving Project on Durand, Higby and Thompson Streets.

Recommendation: *Approve an award for the HMA Paving on Durand, Higby and Thompson project to Michigan Paving & Materials Company, Jackson, MI, at a cost of \$518,850.00, and authorize the Mayor and City Clerk to execute the appropriate document(s), in accordance with the Purchasing Agent, and authorize the City Attorney to make minor revisions if needed.*

Motion was made by Councilmember Sullivan, seconded by Councilmember Heck to approve the contract award. Vote – Yeas: Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (6). Nays: none. Abstain: Mayor Dobies (1). Motion carried.

E. Award for 2019 Pavement Marking Contract.

Recommendation: *Approve an award for the 2019 Pavement Marking contract to JV Contracting Inc., Goodrich, MI, at a cost of \$66,182.00, and authorize the Mayor and City Clerk to execute the appropriate document(s) in accordance with*

the Purchasing Agent, and authorize the City Attorney to make minor revisions if needed.

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

F. Award of 2019 As Needed Materials Testing Services Contract.

Recommendation: *Approve the award of the 2019 As Needed Materials Testing Services Contract to Professional Service Industries (PSI), Inc., Lansing, in the estimated amount of \$141,889.00, and authorize the Mayor and City Clerk to execute the appropriate document(s), in accordance with the Purchasing Agent, and authorize the City Attorney to make minor revisions if needed.*

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

G. Authorize the City Manager, Lead Based Paint Hazard Control (LBPHC) Project Director, and LBPHC Program Manager to Award Lead Remediation Contracts in the Excess of \$20,000.00 if approved by HUD OLHCHH.

Recommendation: *Authorize the City Manager, Lead-Based Paint Hazard Control (LBPHC) Project Director (Jennifer Morris), and Lead-Based Paint Hazard Control (LBPHC) Program Manager (Michelle Pultz-Orthaus) to award lead remediation contracts in excess of \$20,000.00 if approved by the U.S. Department of Housing and Urban Development (HUD) Office of Lead Hazard Control and Healthy Homes (OLHCHH).*

Motion was made by Councilmember Sullivan, seconded by Councilmember Heck to authorize the City Manager to award lead remediation contracts in excess of \$20,000.00. Motion was amended by Councilmember Sullivan, seconded by Councilmember Heck to authorize the City Manager, Lead-Based Paint Hazard Control Project Director, and the Lead-Based Paint Hazard Control Program Manager to award lead remediation contracts in excess of \$20,000.00 if approved by HUD. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

H. Resolution Amending the CDBG Budget for Fiscal Years 2015-2016, 2016-2017, 2017-2018, and 2018-2019 to Create and Fund a New CDBG Activity of Street Lighting.

Recommendation: *Approve a resolution amending the Community Development Block Grant (CDBG) budgets for Fiscal Years 2015-2016, 2016-2017, 2017-2018, and 2018-2019 to create and fund a new CDBG activity of street lighting.*

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

I. Resolution, Memorandum of Understanding, and Ordinance to allow for harm reduction services in the City of Jackson.

Recommendation: *Consider a resolution, memorandum of understanding, and ordinance to allow for harm reduction services in the City of Jackson to combat the opiate epidemic and reduce the spread of infectious disease.*

Motion was made by Councilmember Heck, seconded by Councilmember Sullivan to approve consideration of a resolution, memorandum of understanding, and ordinance to allow for harm reduction services in the City of Jackson.

Motion was made by Mayor Dobies, seconded by Councilmember Heck to strike “Program Participant” from sections 1 and 2 under “The City of Jackson agrees to” in the Memorandum of Understanding. Vote – Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

Motion was made by Councilmember Sullivan, seconded by Councilmember Pappin to change number 3 under the “Both parties agree to:” section of the Memorandum of Understanding to state, “There shall be no costs to the City associated with this agreement.” Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

Motion was made by Councilmember Alexander, seconded by Councilmember Pappin to table to a date certain, May 14, 2019, to allow for City staff input. Yeas: Mayor Dobies, Councilmembers Dancy, Alexander, Pappin, Heck, and Sullivan (6). Nays: Councilmember Robinson (1). Motion carried.

EXECUTIVE SESSION:

Motion was made by Councilmember Pappin, seconded by Councilmember Dancy to adjourn to executive session. 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 Dancy, seconded by Councilmember Alexander to return to open session. Yeas: Mayor Dobies, Councilmembers Robinson, Dancy, Alexander, Pappin, Heck, and Sullivan (7). Nays: none. Motion carried.

CITY COUNCILMEMBERS' COMMENTS:

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

MANAGER'S COMMENTS:

City Manager Patrick Burtch declined to offer comments.

ADJOURNMENT:

No other business being offered, a motion to adjourn was made by Councilmember Alexander, seconded by Councilmember Sullivan. Vote was done by voice with all in favor. Mayor Dobies adjourned the meeting at 8:52 p.m.