



CITY COUNCIL MEETING MINUTES

April 11, 2023

CALL TO ORDER:

The Jackson City Council met in regular session in Council Chambers and was called to order at 6:30 p.m. by Mayor Daniel Mahoney.

PLEDGE OF ALLEGIANCE AND INVOCATION:

Council joined in the Pledge of Allegiance. Invocation was given by Fourth Ward Councilmember Laura Dwyer Schlecte.

ROLL CALL:

Present: Mayor Daniel Mahoney, Vice Mayor/First Ward Councilmember Arlene Robinson, Second Ward Councilmember Freddie Dancy, Third Ward Councilmember Angelita Gunn, Fourth Ward Councilmember Laura Dwyer Schlecte, Fifth Ward Councilmember Karen Bunnell, and Sixth Ward Councilmember Will Forgrave.

Absent: none.

Also present: City Manager Jonathan Greene, City Attorney Matthew Hagerty, City Clerk Andrea Muray, City Assessor Jason Yoakam, Chief Equity Officer John Willis, Director of Community Development Shane LaPorte, Deputy Director of Police Sergio Garcia, Director of Public Works Mike Osborne, and City Engineer Jon Dowling.

ADOPTION OF AGENDA:

Motion was made by Councilmember Forgrave, seconded by Councilmember Gunn to adopt the agenda. Vote - Yeas: Mayor Mahoney, Vice Mayor Robinson, Councilmembers Dancy, Gunn, Schlecte, Bunnell, and Forgrave (7). Nays: none. Motion carried.

PRESENTATIONS/PROCLAMATIONS: none.

PUBLIC HEARINGS: none.

CITIZEN COMMENTS:

Citizen comments were heard and the meeting continued.

April 11, 2023

PETITIONS & COMMUNICATION FROM CITY STAFF AND OTHER GOVERNMENTAL ENTITIES:

8.1 City of Jackson, Michigan Financial Statements as of and for the 8 Months Ended February 28, 2023.

Motion was made by Councilmember Schlecte, seconded by Vice Mayor Robinson to accept and place on file the City of Jackson, Michigan Financial Statements for the 8 months ended February 28, 2023. Vote - Yeas: Mayor Mahoney, Vice Mayor Robinson, Councilmembers Dancy, Gunn, Schlecte, Bunnell, and Forgrave (7). Nays: none. Motion carried.

8.2 Michigan Liquor Control Commission Acknowledgement Letter - Center Super Liquor, Inc.

Motion was made by Councilmember Schlecte, seconded by Councilmember Forgrave to accept and place on file the Michigan Liquor Control Commission Acknowledgement Letter for Center Super Liquor, Inc. Vote - Yeas: Mayor Mahoney, Vice Mayor Robinson, Councilmembers Dancy, Gunn, Schlecte, Bunnell, and Forgrave (7). Nays: none. Motion carried.

8.3 Environmental Commission Minutes February 15, 2023

Motion was made by Councilmember Schlecte, seconded by Councilmember Forgrave to accept and place on file the Environmental Commission Minutes from February 15, 2023. Vote - Yeas: Mayor Mahoney, Vice Mayor Robinson, Councilmembers Dancy, Gunn, Schlecte, Bunnell, and Forgrave (7). Nays: none. Motion carried.

CONSENT CALENDAR:

9.1 Minutes of the Regular Meeting of March 21, 2023

Approve the minutes of the regular meeting of March 21, 2023 Council Meeting

9.2 Resignation from Building Code Board of Examiners and Appeals

Accept with regret, the resignation of David Wooden from the Building Code Board of Examiners and Appeals

9.3 Appointment to Building Code Board of Examiners and Appeals

Approve the Mayor's recommendation to appoint Chad Everett to complete David Wooden's term on the Building Code Board of Examiners and Appeals, with a term beginning April 29, 2023, and ending on December 31, 2025.

9.4 Reappointment to the Local Officers Compensation Commission

Approve the Mayor's recommendation to reappoint Charles Keeling to the Local Officers Compensation Commission for a term of seven years, beginning immediately and ending on February 28, 2030.

9.5 Appointment to Environmental Commission

Approve the Mayor's recommendation to appoint Andrew Johnson to the Environmental Commission for a three-year term beginning June 1, 2023 and ending on May 29, 2026.

9.6 Appointment to Election Commission

Approve the Mayor's recommendation to appoint David Hammontree to the Election Commission for a four-year term, beginning immediately and ending on December 31, 2026.

9.7 Special Event Application: 2023 Hot Air Jubilee

Approve a request from Jacqueline Austin to host the 2023 Hot Air Jubilee on July 20-23 in Ella Sharp Park.

9.8 Special Event Application: Huntington's Disease Society Team Hope Walk

Approve a request from the Huntington's Disease Society Team Hope Walk on September 17, 2023 on the sidewalks of downtown Jackson.

9.9 Appointment to Human Relations Commission

Approve the Mayor's recommendation to appoint Amy Rich to the Human Relations Commission beginning immediately and ending December 31, 2024, in concurrence with the HRC recommendation.

9.10 Resignation from Election Commission

Accept with regret, the resignation of Conner Wood from the Election Commission, effective immediately.

9.11 Appointment to the Jackson Housing Commission

Approve the Mayors recommendation to appoint Jacqueline Barber to the Jackson Housing Commission for a 5-year term, beginning immediately and ending on October 31, 2028.

Motion was made by Councilmember Gunn, seconded by Councilmember Bunnell to approve the consent calendar. Vote - Yeas: Mayor Mahoney, Vice Mayor Robinson, Councilmembers Dancy, Gunn, Schlecte, Bunnell, and Forgrave (7). Nays: none. Motion carried.

OTHER BUSINESS: none.

NEW BUSINESS:

11.1 Resolution Authorizing Opioid Class Action Participation

Recommendation: *Approve resolution authorizing the execution of the Subdivision and Special District Settlement Participation forms concerning the proposed class-action opioid litigation settlement with Teva, Allergan, CVS, and Walmart as recommended by the City Attorney and Class Action Counsel. Authorize the City Attorney to execute all necessary documents to effectuate the Agreement(s).*

Motion was made by Councilmember Bunnell, seconded by Councilmember Schlecte to approve a resolution authorizing entry of participation agreements for National Prescription Opiate Litigation and entry of State-Local Government Intrastate Agreement. Vote - Yeas: Mayor Mahoney, Vice Mayor Robinson, Councilmembers Dancy, Gunn, Schlecte, Bunnell, and Forgrave (7). Nays: none. Motion carried.

11.2 Professional Service Agreement for Assessing Services

Recommendation: *Approval of Professional Service Agreement for Assessing Services*

Motion was made by Councilmember Gunn, seconded by Councilmember Schlecte to approve the professional service agreement for assessing services. Vote - Yeas: Mayor Mahoney, Vice Mayor Robinson, Councilmembers Dancy, Gunn, Schlecte, Bunnell, and Forgrave (7). Nays: none. Motion carried.

11.3 Water Treatment Plant Repaint & Repairs Change Order No. 1

Recommendation: *Approval of Change Order No. 1, to the Repainting of Four Clarifiers and Miscellaneous Repairs contract with Blastek LLC, in the increased amount of \$43,642, any funds in excess of the City Local Recovery Funds under the American Rescue Plan Act will be funded with Water System Funds, and authorize the City Manager and Director of Public Works to execute the appropriate document.*

Motion was made by Councilmember Schlecte, seconded by Vice Mayor Robinson to approve the Water Treatment Plant Repaint and Repairs Change Order No. 1. Vote - Yeas: Mayor Mahoney, Vice Mayor Robinson, Councilmembers Dancy, Gunn, Schlecte, Bunnell, and Forgrave (7). Nays: none. Motion carried.

11.4 Change Orders to Incorporate SLFRF Uniform Guidance Language

Recommendation: *Approve the contract change orders for the projects to be funded by the State and Local Fiscal Recovery Funds under the American Rescue Plan Act to incorporate the Uniform Guidance Language for Procurement and Contracts to comply with Federal Guidelines, with no monetary change in the contract amounts and authorize the City Manager and Department Heads to execute the appropriate documents.*

Motion was made by Councilmember Schlecte, seconded by Councilmember Dancy to approve change orders to incorporate SLFRF Uniform Guidance Language. Vote - Yeas: Mayor Mahoney, Vice Mayor Robinson, Councilmembers Dancy, Gunn, Schlecte, Bunnell, and Forgrave (7). Nays: none. Motion carried.

11.5 Change Order 3 to the Miscellaneous Construction Contract with Bailey Excavating, Inc.

Recommendation: *Approve Change Order 3 to the Miscellaneous Construction contract with Bailey Excavating, Inc. in the increased amount of \$13,420.33 to balance contract quantities to match quantities placed in the field and authorize the City Manager and City Engineer to execute the appropriate document.*

Motion was made by Councilmember Schlecte, seconded by Councilmember Gunn to Approve Change Order 3 to the Miscellaneous Construction contract with Bailey Excavating, Inc. in the increased amount of \$13,420.33 to balance contract quantities to match quantities placed in the field and authorize the City Manager and City Engineer to execute the appropriate documents. Vote - Yeas: Mayor Mahoney, Vice Mayor Robinson, Councilmembers Dancy, Gunn, Schlecte, Bunnell, and Forgrave (7). Nays: none. Motion carried.

- 11.6 Award a Contract to Red Cedar Consulting for Hazardous Materials Assessments and Emergency Asbestos Assessment and Abatement Services on an As-Needed Basis**
Recommendation: *Award a contract to Red Cedar Consulting for hazardous materials assessments and emergency asbestos assessment and abatement services on an as-needed basis.*

Motion was made by Councilmember Dancy, seconded by Councilmember Bunnell to Award a contract to Red Cedar Consulting for hazardous materials assessments and emergency asbestos assessment and abatement services on an as-needed basis. Vote - Yeas: Mayor Mahoney, Vice Mayor Robinson, Councilmembers Dancy, Gunn, Schlecte, Bunnell, and Forgrave (7). Nays: none. Motion carried.

- 11.7 Change Order 1 to the East Michigan Avenue Lead Service Line Replacements Contract with Dunigan Brothers, Inc.**
Recommendation: *Approve Change Order 1 to the East Michigan Avenue Lead Service Line Replacements contract with Dunigan Brothers, Inc. in the decreased amount of \$393,666.33 to balance contract quantities to match quantities placed in the field and authorize the City Manager and City Engineer to execute the appropriate document.*

Motion was made by Councilmember Bunnell, seconded by Councilmember Gunn to approve Change Order 1 to the East Michigan Avenue Lead Service Line Replacements with Dunigan Brothers, Inc. in the decreased amount of \$393,666.33. Vote - Yeas: Mayor Mahoney, Vice Mayor Robinson, Councilmembers Dancy, Gunn, Schlecte, Bunnell, and Forgrave (7). Nays: none. Motion carried.

- 11.8 Change Order 1 to the West Avenue Water Main Replacement contract with Bailey Excavating, Inc.**
Recommendation: *Approve Change Order 1 to the West Avenue Water Main Replacement contract with Bailey Excavating, Inc. in the decreased amount of \$148,920.87 to balance contract quantities to match quantities placed in the field and authorize the City Manager and City Engineer to execute the appropriate document.*

Motion was made by Councilmember Schlecte, seconded by Vice Mayor Robinson to approve Change Order 1 to the West Avenue Water Main Replacement contract with Bailey Excavating, Inc. in the decreased amount of \$148,920.87 to balance contract quantities to match quantities placed in the field and authorize the City Manager and City Engineer to execute the appropriate document. Vote - Yeas: Mayor Mahoney, Vice Mayor Robinson, Councilmembers Dancy, Gunn, Schlecte, Bunnell, and Forgrave (7).

Nays: none. Motion carried.

11.9 Revisions to the City of Jackson Purchasing Policy Manual

Recommendation: *Approve revisions to the City of Jackson Purchasing Policy Manual as suggested by the Racial Equity Commission to provide equitable opportunities for those interested in providing services, and goods, and entering into contracts with the City of Jackson.*

Motion was made by Councilmember Dancy seconded by Councilmember Schlecte to approve the revisions to the City of Jackson Purchasing Policy Manual.

Motion was made by Councilmember Forgrave, seconded by Councilmember Bunnell to table until the next meeting. A friendly amendment was made by Mayor Mahoney to postpone until the next meeting. The friendly amendment was accepted by Councilmembers Forgrave and Bunnell. Vote was taken on postponing the item until the next Council meeting. Vote - Yeas: Vice Mayor Robinson, Councilmembers Gunn, Schlecte, Bunnell, and Forgrave (5). Nays: Mayor Mahoney and Councilmember Dancy (2). Motion carried.

12.0 Closed Session

Motion was made by Councilmember Bunnell, seconded by Vice Mayor Robinson to conduct a closed session pursuant to MCL 15.268(1)(c) in order to update City Council on IAFF labor negotiations. Vote - Yeas: Mayor Mahoney, Vice Mayor Robinson, Councilmembers Dancy, Gunn, Schlecte, Bunnell, and Forgrave (7). Nays: none. Motion carried.

Motion was made by Councilmember Schlecte, seconded by Councilmember Bunnell to return to open session. Vote was done by voice with all in favor.

Motion was made by Councilmember Forgrave, seconded by Councilmember Bunnell to approve the following changes to the IAFF City collective bargaining agreement including a 3% increase to Tier 1 pay effective March 1, 2023, a 3% increase to Tier 1 pay effective July 1, 2023, and a \$1250 lump sum signing bonus effective upon signing of the agreement. A roll call vote was done - Mayor Mahoney - yes, Vice Mayor Robinson - yes, Councilmember Dancy - yes, Councilmember Gunn - yes, Councilmember Schlecte - yes, Councilmember Bunnell - yes, Councilmember Forgrave - yes. Motion carried.

CITY COUNCILMEMBER'S COMMENTS:

Mayor Mahoney, Vice Mayor Robinson, and Councilmembers Dancy, Schlecte, and Bunnell offered comments. Councilmembers Gunn and Forgrave declined to offer comments.

MANAGER'S COMMENTS:

City Manager Jonathan Green offered comments.

ADJOURNMENT:

No further business being offered, a motion to adjourn was made by Councilmember Dancy, seconded by Councilmember Schlecte. Vote was done by voice with all in favor. Mayor Mahoney adjourned the meeting at 8:01 p.m.