



**CITY COUNCIL MEETING MINUTES**  
October 12 , 2021

**CALL TO ORDER:**

The Jackson City Council met in regular session in Council Chambers and was called to order at 6:33 p.m. by Mayor Derek J. Dobies.

**PLEDGE OF ALLEGIANCE AND INVOCATION:**

Council joined in the Pledge of Allegiance. Invocation was given by Sixth Ward Councilmember Will Forgrave in which he offered a moment of silence, meditation, or prayer in the way that each attendee saw fit.

**ROLL CALL:**

Present: Mayor Derek J. Dobies, Vice Mayor/1<sup>st</sup> Ward Councilmember Arlene Robinson, 2<sup>nd</sup> Ward Councilmember Freddie Dancy, 4<sup>th</sup> Ward Councilmember Laura Dwyer Schlecte, 5<sup>th</sup> Ward Councilmember Karen Bunnell, and 6<sup>th</sup> Ward Councilmember Will Forgrave.

Absent: 3<sup>rd</sup> Ward Councilmember Jeromy Alexander.

Also present: City Manager Jonathan Greene, City Attorney Matthew Hagerty, City Clerk Andrea Muray, City Assessor Jason Yoakam, Chief Equity Officer John Willis, and City Engineer Jon Dowling

**ADOPTION OF AGENDA:**

Motion was made by Councilmember Schlecte, seconded by Councilmember Forgrave to adopt the agenda as presented. Vote – Yeas: Mayor Dobies, Vice Mayor Robinson, Councilmembers Dancy, Schlecte, Bunnell, and Forgrave (6). Nays: none. Motion carried.

**PRESENTATIONS/PROCLAMATIONS:** none.

**PUBLIC HEARINGS:** none.

**CITIZEN COMMENTS:**

Citizen comments were heard and the meeting continued.

**PETITIONS & COMMUNICATION FROM CITY STAFF AND OTHER GOVERNMENTAL ENTITIES:** none.

**CONSENT CALENDAR:**

**A. Minutes of the Regular Meeting of September 28, 2021**

*Approve the minutes of the regular City Council Meeting of September 28, 2021.*

**B. Special Event Application for Jackson County Veteran's Council Veteran's Day Ceremony**

*Approve a request from the Jackson County Veteran's Council to host their Veteran's Day Ceremony on November 11, 2021 in Withington Park.*

**C. Approve a Revocable License for a Fence within a Public Alley Right of Way**

*Approve a Revocable License for the installation of a fence on and within property owned by the City and within a public alley right-of-way, and authorize the Mayor and City Clerk to execute the appropriate document(s).*

**D. Engineer's Report for Street Reconstruction and Water Main Replacement Biddle Street - Greenwood Avenue to Williams Street**

*Receive the Engineer's Report for street reconstruction with water main replacement on Biddle Street from Greenwood Avenue to Williams Street and establish November 9, 2021 at the City Council meeting as the time and place to hold a public hearing of necessity.*

**E. Engineer's Report for Street Reconstruction and Water Main Replacement Arnold Street - Cooper Street to East End**

*Receive the Engineer's Report for street reconstruction with water main replacement on Arnold Street from Cooper Street to East End and establish November 9, 2021 at the City Council meeting as the time and place to hold a public hearing of necessity.*

**F. Engineer's Report for Street Reconstruction and Water Main Replacement Burr Street - State Street to Waterloo Street**

*Receive the Engineer's Report for street reconstruction with water and sewer main replacement on Burr Street from State Street to Waterloo Street and establish November 9, 2021 at the City Council meeting as the time and place to hold a public hearing of necessity.*

**G. Engineer's Report for Street Reconstruction and Water Main Replacement  
Burr Street – Cooper Street to State Street**

*Receive the Engineer's Report for street reconstruction with water main replacement on Burr Street from Cooper Street to State Street and establish November 9, 2021 at the City Council meeting as the time and place to hold a public hearing of necessity.*

**H. Engineer's Report for Street Reconstruction and Water Main Replacement  
Dwight Street – Chapin Street to Tyson Street**

*Receive the Engineer's Report for street reconstruction with water main replacement on Dwight Street from Chapin Street to Tyson Street and establish November 9, 2021 at the City Council meeting as the time and place to hold a public hearing of necessity.*

**I. Engineer's Report for Street Reconstruction and Water Main Replacement  
Deyo Street – Elm Avenue to Gorham Street**

*Receive the Engineer's Report for street reconstruction with water main replacement on Deyo Street from Elm Avenue to Gorham Street and establish November 9, 2021 as the time and place to hold a public hearing of necessity.*

**J. Engineer's Report for Street Reconstruction and Water Main Replacement  
East Avenue – Teneyck Street to Michigan Avenue**

*Receive the Engineer's Report for street reconstruction with water main replacement on East Avenue from Teneyck Street to Michigan Avenue and establish November 9, 2021 at the City Council meeting as the time and place to hold a public hearing of necessity.*

**K. Engineer's Report for Street Reconstruction and Water Main Replacement  
East Avenue – Plymouth Street to Teneyck Street**

*Receive the Engineer's Report for street reconstruction with water main replacement on East Avenue from Plymouth Street to Teneyck Street and establish November 9, 2021 at the City Council meeting as the time and place to hold a public hearing of necessity.*

**L. Engineer's Report for Street Reconstruction and Water Main Replacement  
Garfield Street – Fourth Street to First Street**

*Receive the Engineer's Report for street reconstruction with water main replacement on Garfield Street from Fourth Street to First Street and establish November 9, 2021 at the City Council meeting as the time and place to hold a public hearing of necessity.*

**M. Engineer's Report for Street Reconstruction and Water and Sewer Main  
Replacement**

**Perrine Street – Michigan Avenue to Pearl Street**

*Receive the Engineer's Report for street reconstruction with water and sewer main replacement on Perrine Street from Michigan Avenue to Pearl Street and establish November 9, 2021 at the City Council meeting as the time and place to hold a public hearing of necessity.*

**N. Engineer's Report for Street Reconstruction and Water Main Replacement  
McBride Street – Fourth Street to First Street**

*Receive the Engineer's Report for street reconstruction with water main replacement on McBride Street from Fourth Street to First Street and establish November 9, 2021 at the City Council meeting as the time and place to hold a public hearing of necessity.*

**O. Engineer's Report for Street Reconstruction and Water Main Replacement  
Grinnell Street – Norfolk Street to Wildwood Avenue**

*Receive the Engineer's Report for street construction with water main replacement on Grinnell Street from Norfolk Street to Wildwood Avenue and establish November 9, 2021 at the City Council meeting as the time and place to hold a public hearing of necessity.*

**P. Engineer's Report for Street Reconstruction and Water and Sewer Main Replacement  
Williams Street – Biddle Street to Wilkins Street**

*Receive the Engineer's Report for street reconstruction with water main replacement on Williams Street from Biddle Street to Wilkins Street and establish November 9, 2021 at the City Council meeting as the time and place to hold a public hearing of necessity.*

**Q. Engineer's Report for Street Reconstruction and Water and Sewer Main Replacement  
Perrine Street – Pearl Street to Burr Street**

*Receive the Engineer's Report for street reconstruction with water main replacement on Perrine Street from Pearl Street to Burr Street and establish November 9, 2021 at the City Council meeting as the time and place to hold a public hearing of necessity.*

Motion was made by Councilmember Dancy, seconded by Vice Mayor Robinson to approve the consent calendar as presented.

Councilmember Schlecte asked to pull everything except Items A and B from the consent calendar for separate consideration.

Vote – Yeas: Mayor Dobies, Vice Mayor Robinson, Councilmembers Dancy, Schlecte, Bunnell, and Forgrave (6). Nays: none. Motion carried.

Motion was made by Councilmember Forgrave, seconded by Councilmember Dancy to approve a revocable license for the installation of a fence on and within property owned by the City within public alley right-of-way and authorize the Mayor and City Clerk to execute the appropriate document(s). Vote – Yeas: Vice Mayor Robinson, Councilmembers Dancy, Bunnell, and Forgrave (4). Nays: Mayor Dobies and Councilmember Schlecte (2). Motion passed.

Motion was made by Councilmember Schlecte, seconded by Councilmember Forgrave to receive the Engineer's Report for Items D-Q, and establish November 9, 2021 at the City Council meeting as the time and place to hold a public hearing of necessity. Vote - Yeas: Mayor Dobies, Vice Mayor Robinson, Councilmembers Dancy, Schlecte, Bunnell, and Forgrave (6). Nays: none. Motion carried.

**OTHER BUSINESS:**

**A. Appointment to the Racial Equity Commission**

**Recommendation:** *Approve the Mayor's recommendation to appoint Jacob Inosencio to the Racial Equity Commission for a three year term, expiring December 31, 2024*

Motion was made by Councilmember Dancy, seconded by Councilmember Schlecte to approve the Mayor's recommendation to appoint Jacob Inosencio to the Racial Equity Commission for a three year term. Vote - Yeas: Mayor Dobies, Vice Mayor Robinson, Councilmembers Dancy, Schlecte, Bunnell, and Forgrave (6). Nays: none. Motion carried.

**B. Resolution Revoking OPRA Certificate Number 3-19-0030**

**Recommendation:** *Approve the proposed resolution revoking the Obsolete Property Rehabilitation Act (OPRA) Certificate Number 3-19-0030.*

Motion was made by Councilmember Schlecte, seconded by Councilmember Bunnell to postpone the proposed resolution revoking the Obsolete Property Rehabilitation Act (OPRA) Certificate Number 3-19-0030 until the December 7, 2021 meeting. Vote - Yeas: Mayor Dobies, Vice Mayor Robinson, Councilmembers Schlecte, Bunnell, and Forgrave (5). Nays: Councilmember Dancy (1). Motion carried.

**C. Second Reading of a Proposed Amendment to the City Code Section 22-12, Assessments for Delinquent Invoices**

**Recommendation:** *Second reading/final adoption of an ordinance amending Section 22-12, assessments for delinquent invoices, of the City Code concerning the levying of nuisance and hazard abatement fees as authorized by City Charter.*

Motion was made by Councilmember Schlecte, seconded by Councilmember Forgrave to approve the second reading and final adoption of an ordinance amending Section 22-12 Assessments for delinquent invoices, of the City Code concerning the levying of nuisance and hazard abatement fees as authorized by City Charter. Vote - Yeas: Mayor Dobies, Vice Mayor Robinson, Councilmembers Dancy, Schlecte, Bunnell, and Forgrave (6). Nays: none. Motion carried.

**NEW BUSINESS:**

**A. Transfer and Maintenance Agreement**

**Recommendation:** *Approve a resolution authorizing the transfer of a bicycle path, pedestrian path and pedestrian boardwalk near Cascades Park to the County of Jackson.*

Motion was made by Councilmember Schlecte, seconded by Councilmember Forgrave to approve a resolution authorizing the transfer of a bicycle path, pedestrian path, and pedestrian boardwalk near Cascades Park to the County of Jackson. Vote – Yeas: Mayor Dobies, Vice Mayor Robinson, Councilmembers Dancy, Schlecte, Bunnell, and Forgrave (6). Nays: none. Motion carried.

**B. Request to Adopt a Resolution Approving Selected Projects for the 2023-2026 Transportation Improvement Plan (TIP) Projects**

**Recommendation:** *Adopt a resolution to approve the street list as selected for inclusion in the 2023-2026 Transportation Improvement Plan (TIP) and to acknowledge that the City is willing to pay the local match for selected projects.*

Motion was made by Councilmember Schlecte, seconded by Councilmember Bunnell to adopt a resolution to approve the street list as selected for inclusion in the 2023-2026 Transportation Improvement Plan (TIP) and acknowledge that the City is willing to pay the local match for selected projects. Vote – Yeas: Mayor Dobies, Vice Mayor Robinson, Councilmembers Dancy, Schlecte, Bunnell, and Forgrave (6). Nays: none. Motion carried.

**C. Change Order 2 to the 2021 Morrell and Steward Water Main Replacement Contract**

**Recommendation:** *Approve Change Order 2 to the 2021 Morrell & Steward Water Main Replacement contract with Dunigan Brothers, Inc. in the increased amount of \$78,301.00 for work to separate a sanitary sewer from the storm sewer system and authorize the City Manager and City Engineer to execute the appropriate document.*

Motion was made by Councilmember Schlecte, seconded by Councilmember Bunnell to approve Change Order 2 to the 2021 Morrell & Steward Water Main Replacement contract with Dunigan Brothers, Inc. in the increased amount of \$78,301.00 for work to separate a sanitary sewer from the storm sewer system and authorize the City Manager and City Engineer to execute the appropriate document. Vote – Yeas: Mayor Dobies, Vice Mayor Robinson, Councilmembers Dancy, Schlecte, Bunnell, and Forgrave (6). Nays: none. Motion carried.

**D. Change Order 4 to the Clinton Street and Glick Highway Construction Contract with Bailey Excavating, Inc.**

**Recommendation:** *Approve Balancing Change Order 4 to the Clinton Street and Glick Highway Construction contract with Bailey Excavating, Inc. in the increased amount of \$39,774.76 to add items for a sanitary sewer repair on First Street 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 Balancing Change Order 4 to the Clinton Street and Glick Highway Construction contract with Bailey Excavating, Inc. in the increased amount of \$39,774.76 to add items for a sanitary sewer repair on First Street and authorize the City Manager and City Engineer to execute the appropriate document. Vote – Yeas: Mayor Dobies, Vice Mayor Robinson, Councilmembers Dancy, Schlecte, Bunnell, and Forgrave (6). Nays: none. Motion carried.

**E. Halloween Resolution**

**Recommendation:** *Approve the resolution to establish Halloween hours between 6:00 pm and 8:00 pm on Sunday, October 31, 2021.*

Motion was made by Councilmember Dancy, seconded by Vice Mayor Robinson to approve the resolution to establish Halloween hours between 6:00 p.m. and 8:00 p.m. on Sunday October 31, 2021. Vote – Yeas: Mayor Dobies, Vice Mayor Robinson, Councilmembers Dancy, Schlecte, Bunnell, and Forgrave (6). Nays: none. Motion carried.

**F. First Reading – First Reading of Amendment to Chapter 16, Article XVIII of the Jackson Code of Ordinances**

**Recommendation:** *Approve amendment to Chapter 16, Article XVIII of the Jackson Code of Ordinances.*

Motion was made by Councilmember Forgrave, seconded by Councilmember Bunnell to approve the first reading of an amendment to Chapter 16, Article XVIII of the Jackson Code of Ordinances. Vote – Yeas: Mayor Dobies, Vice Mayor Robinson, Councilmembers, Schlecte, Bunnell, and Forgrave (5). Nays: Councilmember Dancy (1). Motion carried.

**G. Approve Conditional Phase One Facility License for a Medical/Adult Use Marihuana Establishment as per Ordinance No. 2020-15**

**Recommendation:** *Approve conditional phase one facility license for Wildwood Essence LLC Medical/Adult Use Marihuana Class B Grower at 1623 Wildwood Ave, per Ordinance No. 2020-15. Authorize the City Manager to sign the development Agreement and make minor modifications as necessary.*

Motion was made by Councilmember Schlecte, seconded by Councilmember Bunnell to approve the conditional phase one facility license for Wildwood Essence LLC Medical/ Adult Use Marihuana Class B Grower at 1623 Wildwood Avenue, per Ordinance No. 2020-15 and authorize the City Manager to sign the development agreement and make minor modifications as necessary. Vote - Yeas: Mayor Dobies, Vice Mayor Robinson, Councilmembers Schlecte, Bunnell, and Forgrave (5). Nays: Councilmember Dancy (1). Motion carried.

**CITY COUNCILMEMBER'S COMMENTS:**

Vice Mayor Robinson, Councilmembers Dancy and Schlecte offered comments. Mayor Dobies, Councilmember Bunnell and Forgrave did not offer comments.

**MANAGER'S COMMENTS:**

City Manager Jonathan Greene did not offer comments.

**ADJOURNMENT:**

No further business being offered a motion to adjourn was made by Councilmember Dancy, seconded by Councilmember Forgrave. Vote was done by voice with all in favor. Mayor Dobies adjourned the meeting at 7:40 p.m.