

**LAPEER CITY COMMISSION
MINUTES OF A SPECIAL MEETING
JULY 13, 2020**

A special meeting of the Lapeer City Commission was held July 13, 2020 electronically via GoToMeeting and at Lapeer City Hall, 576 Liberty Park, Lapeer, Michigan. The meeting was called to order at 6:30 p.m.

ROLL CALL

Present: Mayor Marquardt.

Commissioners: Atwood, Cattane, Osentoski, Pattison, Stroh.

Absent: None.

City Manager: Dale Kerbyson, present.

City Attorney: Michael Nolan, present.

Mayor Marquardt led the Pledge of Allegiance.

PUBLIC COMMENTS

Mayor Marquardt read public comments from Mark Calvert; Patricia Waugh; Kari Kohlman; Paul Cote, 695 Lamoreaux; taxpayer resident; Jim Stone, Hadley; Bernadette Treece; James Stutesman; Sam Williams; Linda McAlpine; Jacob Dikhow, partner Shango Lapeer.

City Clerk Sanchez read public comments from Lori Hicks; Colin Stover; Marvin Karana; Mariah Bonfiglio; Rick Thompson all emailed public comment, read by the Mayor.

Glenn Alverson, 359 Devonshire Drive, expressed concern about this meeting; should be available to all residents; doesn't want Lapeer to be the marketing arm for marihuana.

The following people spoke in favor of Chapter 69, Adult Use Marihuana Businesses and Facilities.

Gabe Parton Lee, Northwest Confections LLC.

Chris Aiello, Attorney on Mound Road.

Josh Mayo

Mike Bahoura

Bill Marquardt

Crystal Lubick

George Pittenturf

Marlana Swindell

Rick Thompson

Mike Lumetta

Mark Calvert, spoke against Chapter 69, Adult Use Marihuana Businesses and Facilities.

Mayor Marquardt stated that given the importance and sensitivity of the subject matter which is being considered at tonight's meeting, I am granting a variation of the rules and a departure from parliamentary procedures. This will allow us to have a full and fair airing of all Commissioners views and opinions concerning the subject.

Each Commissioner was given the opportunity to speak about the ordinance; expressing their opinion, making comments and asking questions. Mayor Marquardt then called for a motion.

139 2020 07-13 ORDINANCE AMENDMENT – CHAPTER 69

Motion by Osentoski. Seconded by Atwood.

Direct the City Attorney to prepare a ballot initiative for the November ballot for the people to vote on this crucial decision.

Commissioner Atwood stated going from a majority Commission which was opposed to this, to a majority Commission in favor of; putting this to a vote of the people would clarify if the voters of Lapeer want recreation sales in the City limits or not.

Commissioner Pattison stated there was a vote two years ago and the majority of voters did want this. Let the people decide with their pocketbooks. If they do not want it, they do not have to purchase it.

Commissioner Atwood added the medical marihuana industry is who is reaching out to us right now and pushing for this; their businesses will not make it if we don't allow recreational.

Mayor Marquardt stated if we wait until November, there are petitions out there circulating and we could be forced to add 12 more facilities in the City.

Commissioner Osentoski indicated the citizens of Lapeer will not be in favor of 12 locations; not worried about that petition. Let's put our own language together.

ON A ROLL CALL VOTE:

Ayes: Atwood, Osentoski.

Nays: Cattane, Pattison, Stroh.

Absent: None.

MOTION FAILED.

140 2020 07-13 ORDINANCE AMENDMENT – CHAPTER 69

Motion by Pattison. Seconded by Cattane.

Adopt the Amendment to Chapter 69 – Adult Use Marihuana Businesses and Facilities, of the General Ordinance of the City of Lapeer, as revised by the City Attorney, with the change that the hour of operation for all facilities be allowed from 7 a.m. – 11 p.m.; and have the ordinance take effect 90 days from publication.

Commissioner Atwood noted at the June 1, 2020 meeting he made a motion to remove Item G-4 from the agenda; language to change Chapter 69 which was voted down 3-2; everyone is on record that is in favor of this tonight indicating they have spoken with the consultant that was hired by the provisioning centers which is not illegal, but in his opinion not ethical.

Commissioner Pattison stated he has spoken to Henry who is a friend of his; Commissioner Atwood does not know what was discussed; did not tell Henry how he was going to vote; wanted to have this discussion many times; every time he has asked to discuss this topic has been road blocked; has wanted to discuss this many times yet not been able too; appreciates the Mayor calling for this special meeting to address this.

Commissioner Cattane does not appreciate the line of questioning that makes it look as if the members of the Commission are doing something nefarious; been trying to have discussions about Marihuana yet every time it has been shut down with obstacle after obstacle; to bring up COVID-19 like we could cure it and where is your leadership; open to ideas.

Mayor Marquardt reminded everyone that we did have a meeting regarding COVID-19 and where our departments were.

ON A ROLL CALL VOTE:

Ayes: Cattane, Pattison, Stroh.

Nays: Atwood, Osentoski.

Absent: None.

MOTION CARRIED.

MAYOR/COMMISSIONER COMMENTS

Commissioner Cattane: Thank you for the special meeting; good thing that we had this conversation; vote with your dollar.

Commissioner Atwood: Never put up any road block during this process nor stopped anyone from speaking; waited for this topic to be brought up and asked questions; congratulations to the medical provision centers and future businesses.

Commissioner Stroh: Thanked the Mayor for having the meeting; thanked everyone who attended the meeting virtually and expressed their concerns; thrilled that we have made a decision and are moving forward supporting this industry.

Commissioner Osentoski: Those who are not in favor of this; you can vote on the November ballot against it.

Commissioner Pattison: Thanked the Commission for finally having this discussion; came in open minded; wanted to hear the discussion; didn't appreciate the comments from Commissioner Atwood, it was not proper; thanked the Mayor for calling the meeting.

City Manager Kerbyson: Had we of been in the correct region we could have had this meeting at the Pix.

141 2020 07-13 ADJOURNMENT

Motion by Cattane.

Adjourn the regular meeting at 8:30 p.m.

Ayes: Atwood, Stroh, Cattane, Osentoski, Pattison.

Nays: None.
Absent: None.
MOTION CARRIED.

The regular meeting adjourned at 8:30 p.m.

Debbie Marquardt, Mayor

Romona Sanchez, City Clerk

Tracey S. Russell, Deputy City Clerk