

**LAPEER CITY COMMISSION
MINUTES OF A REGULAR MEETING
JULY 1, 2024**

A regular meeting of the Lapeer City Commission was held on July 1, 2024, at the 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, Brady, Glisman, Petrie, Swindell.

Absent: None.

City Manager: Mike Womack, present.

City Attorney: T. Allen Francis, present.

Mayor Marquardt led the Pledge of Allegiance.

152 2024 07-01 AGENDA APPROVAL

Moved by Glisman. Seconded by Swindell.

Approve the Agenda for July 1, 2024, with the removal of Item J-1.d, Appointment to Boards and Commissions, Planning Commission.

Ayes: Atwood, Brady, Glisman, Petrie, Swindell.

Nays: None.

MOTION CARRIED.

153 2024 07-01 MINUTES

Moved by Glisman. Seconded by Brady.

Approve the minutes of the regular meeting held June 17, 2024, as presented.

Ayes: Atwood, Brady, Glisman, Petrie, Swindell.

Nays: None.

MOTION CARRIED.

PUBLIC COMMENTS

Susan Good gave an invocation.

Karen Braschayko commented on the lack of cleanup after the fireworks.

Chris Jadach, TPOAM President, commented on the union contract which is on the agenda tonight.

Shelley Lincoln, TPOAM alternate, commented on the union contract.

154 2024 07-01 BILL LISTING

Moved by Brady. Seconded by Glisman.

Approve the bill listing for July 1, 2024, in the amount of \$946,408.62.

ON A ROLL CALL VOTE.

Ayes: Atwood, Brady, Glisman, Petrie, Swindell.

Nays: None.

MOTION CARRIED.

PROCLAMATION, RECOGNITIONS AND RESOLUTIONS:

None.

ADMINISTRATIVE REPORTS:

155 2024 07-01 2024-2025 PROPERTY & LIABILITY INSURANCE

Moved by Brady. Seconded by Atwood.

Approve Highstreet Insurance & Financial Services for the City of Lapeer’s Property and Liability Insurance at a cost of \$270,257 for the fiscal year of July 2, 2024, through July 2, 2025, and authorize the City Manager to sign the required documents.

ON A ROLL CALL VOTE:

Ayes: Brady, Glisman, Petrie, Swindell, Atwood.

Nays: None.

MOTION CARRIED.

CITY MANAGER’S REPORT

156 2024 07-01 RESOLUTION – MARIHUANA MORATORIUM

Moved by Brady. Seconded by Atwood.

Adopt the resolution adopting a marihuana moratorium for six-months.

RESOLUTION #2024-16

**A RESOLUTION ADOPTING A
MARIHUANA MORATORIUM
FOR AN ADDITIONAL SIX MONTHS**

WHEREAS, the City of Lapeer previously adopted ordinances authorizing the establishment of both Medical Marihuana Facilities and Adult-Use Marihuana businesses; and

WHEREAS, the City of Lapeer has allowed marihuana businesses to open and operate according to the rules and requirements of those ordinances; and

WHEREAS, after allowing several marihuana businesses to open and operate, that the City Commission and City Staff have identified a number of weaknesses and shortcomings in the City’s Marihuana ordinances and the operation of City policies regarding marihuana businesses; and

WHEREAS, those identified weaknesses and shortcomings in the City’s Marihuana ordinances have led to several zoning and enforcement problems, issues, and concerns that negatively affect the health, safety, well-being, and general welfare of the Citizens of Lapeer; and

WHEREAS, the City’s staff are desirous of an opportunity to study the problems caused by the City’s Marihuana ordinances and wish to develop solutions through future ordinance amendments; and

WHEREAS, a short moratorium on the accepting of any new marihuana business license or zoning applications will help provide City staff with the necessary time to study the problems and to develop appropriate solutions to those problems.

NOW THEREFORE BE IT RESOLVED, that the City of Lapeer formally adopts and imposes a six (6) month moratorium against the City's staff's receipt, review, approval, or issuance of any new medical or new adult-use marijuana licensure requests or zoning approval requests; and

BE IT FURTHER RESOLVED, that this moratorium is only imposed against all new marijuana licensure or zoning approval requests, not against such requests that are already approved, received, renewals of existing licenses, or are being processed by the City's staff through its regular processes; and

BE IT FURTHER RESOLVED, that the City staff be directed to develop an appropriate ordinance amendment proposal that will help resolve the problems, issues, and concerns caused, in part, by the City's current marijuana ordinances

BE IT FURTHER RESOLVED, that this moratorium shall begin upon the date of the approval of this Resolution and continue for six (6) months or until the City Commission approves of a new marijuana ordinance which purports to resolve the current issues and concerns in the existing ordinances.

Ayes: Atwood, Brady, Glisman, Petrie, Swindell.

Nays: None.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

City Manager Womack indicated that we have been working with Rowe on Park Street One Way Conversion and Parking Lot #9 projects for summer 2025 to be accomplished, however, there are a few changes and some fine details that will need to be made to the plan.

157 2024 07-01 TPOAM UNION CONTRACT

Moved by Brady. Seconded by Atwood.

Approve going into a Closed Session to discuss the TPOAM Union Contract, under Section 8(c) of the Open Meetings Act, MCL 15.268(c), at the end of the regular meeting.

ON A ROLL CALL VOTE:

Ayes: Glisman, Petrie, Swindell, Atwood, Brady.

Nays: None.

MOTION CARRIED.

City Manager Womack commented he would like to add a closed session at the end of the agenda when the Commission knows they will be going into a closed session for the sake of transparency. Also, regarding Public Comment, he asked the Commission to consider adopting language relating to such, which can help the meetings to run smoothly. We are required to hold a joint meeting with the Downtown Development Authority, Planning Commission, and Zoning Board of Appeals and ask if the Commissioners would be available on August 12, 2024, or August 26, 2024, at 5:30 p.m.

CITY ATTORNEY'S REPORT

None.

UNFINISHED BUSINESS

158 2024 07-01 REAPPOINTMENT – LAPEER HOUSING COMMISSION AND LAPEER NEIGHBORHOODS, INC.

Moved by Mayor Marquardt. Moved Swindell. Seconded by Atwood.

To reappoint James Mikus to the Lapeer Housing Commission for a term to expire August 1, 2029, and to reappoint James Mikus and Brad Chayka to the Lapeer Neighborhoods Inc. for terms to expire August 1, 2026.

Ayes: Atwood, Brady, Glisman, Petrie, Swindell.

Nays: None.

MOTION CARRIED.

DEPARTMENTAL REPORTS

The DDA Monthly Departmental Report and the 2023 Consumer Confidence Reports were received into the record.

PUBLIC COMMENTS

Karen Braschayko commented on cleaning up the properties after the fireworks.

MAYOR/COMMISSIONER COMMENTS

Commissioner Petrie: Commented that a few of Bike Night's vendors are setting up in front of open businesses downtown; mentioned the sled hill at Rowden Park has not been mowed and is concerned about ticks with the tall grass. Happy 4th of July to everyone.

Commissioner Brady: Had the review of City Manager Womack and thanked him for his dedication to the City of Lapeer and asked him to keep up the hard work.

Commissioner Glisman: Hopes that Jeff Hogan will put something in the paper about the cleanup after the fireworks. Appreciates the public comments reminding people to clean up after themselves. People need to clean up after themselves and leave places better than they found them. Happy 4th of July to everyone. Two years from this week we will be celebrating the 250th anniversary of the signing of the Declaration of Independence. Would like to help with a volunteer group to celebrate this joyous occasion, and let's get excited about this.

Commissioner Swindell: Thank you for mentioning the trash, will put a posting on Facebook and see if they can get people to help with the cleanup. There can be an incredible amount of trash after such an event. Happy 4th of July, please be safe and watch out for the kids.

Commissioner Atwood: Thanks for coming and happy 4th of July, be safe.

City Manager Womack: Encourages people to clean up after themselves and others after the fireworks. History buff as well; signing of the declaration is important, which we will be celebrating in a few days, however, he thinks the Constitution of the United States is also important and read some important dates that pertain to it. Also, July 1, 1863, first day of battle at the Battle of Gettysburg.

Mayor Marquardt: Thanked the City Manager for looking out for the residents and helping get some cooling centers in place during the very hot weather. The Chamber of Commerce does try to get volunteers to help with cleanup after the fireworks. Shared information about the hill at Cramton Park being mowed. Read the list of local events.

CLOSED SESSION

The Lapeer City Commission convened a closed session to discuss the TPOAM Union Contract at 7:21 p.m. and returned to its regular meeting at 8:03 p.m.

159 2024 07-01 RETURN TO REGULAR SESSION

Motion by Glisman. Seconded by Swindell.

To return to the regular meeting.

Ayes: Atwood, Brady, Glisman, Petrie, Swindell.

Nays: None.

MOTION CARRIED.

160 2024 07-01 TPOAM UNION CONTRACT

Motion by Brady. Seconded by Swindell.

To approve the TPOAM Union Contract, as presented.

Ayes: Petrie, Swindell, Atwood, Brady, Glisman.

Nays: None.

MOTION CARRIED.

161 2024 07-01 ADJOURNMENT

Having no further business, Mayor Marquardt adjourned the regular meeting at 8:08 p.m.

Debbie Marquardt, Mayor

Romona Sanchez, City Clerk