



**CITY OF WALLED LAKE
REGULAR COUNCIL MEETING
(ELECTRONIC MEETING PLATFORM)
Tuesday, June 16, 2020 | 7:30 P.M.**

ROLL CALL & DETERMINATION OF
A QUORUM

REQUESTS FOR AGENDA CHANGES

APPROVAL OF MINUTES

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COUNCIL REPORT

CITY MANAGER'S REPORT

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UNFINISHED BUSINESS

1. Second Reading C-349-20 Amendment to Section 21.50 (l) Marijuana Facility Site Plan Expiration Provisions Pg. 63

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1. First Reading C-350-20 Amendment to Chapter 51 Section 21.50 Subsection (e)7 Separation Requirement Pg.66
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COUNCIL COMMENTS

MAYOR'S REPORT

AUDIENCE PARTICIPATION

Audience members will be able to speak via electronic means as instructed below.

ADJOURNMENT

NOTICE OF ELECTRONIC PUBLIC MEETING: Pursuant to Executive Order No. 2020-75 signed by Governor Whitmer May 6, 2020, allows participation of the City Council meeting to be made available via electronic communications out of precaution and to limit the potential exposure of the public and staff to the COVID-19 virus.

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When audience participation is permitted, members of the public will be called one at a time, as would happen during an in-person meeting. The meeting moderator will determine the order of public speakers. If you want to speak, you must use the “Raise Hand” feature for the Mayor to know you need to be unmuted. When you are unmuted, you will have three (3) minutes to share your comments to the public body. At the conclusion of your comments or your three (3) minutes, you will be re-muted and then removed from the queue.

Participants may also choose to submit comments that can be read into the record. Comments can be submitted via an email to clerk@walledlake.com. Comments shall be done prior to 12:00 p.m. on the day of the meeting.

Procedures by which persons may contact members of the public body prior to a meeting.

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- Individuals who call will be paired with a Communications Assistant
- Make sure to give the Communications Assistant the proper teleconference phone number and meeting ID with password.

For more information please visit:

https://www.michigan.gov/mpsc/0,9535,7-395-93308_93325_93425_94040_94041---,00.html



**CITY OF WALLED LAKE
REGULAR COUNCIL MEETING
PUBLIC HEARING
(ELECTRONIC MEETING PLATFORM)
TUESDAY, MAY 19, 2020
7:30 P.M.**

The Meeting was called to order at 7:30 p.m. by Mayor Ackley.

ROLL CALL: Mayor Ackley, Mayor Pro Tem Ambrose, Council Member Costanzo, Council Member Lublin, Council Member Owsinek, Council Member Woods

REQUESTS FOR AGENDA CHANGES:

Council Member Costanzo requested to add an item under Unfinished Business discussion of downtown parking. Mayor Ackley added as item 2.

Mayor Ackley added under Council Report as item 1 report from DDA Chairman Ambrose and moved trailway report as item 2.

APPROVAL OF THE MINUTES:

1. Regular Council Meeting April 21, 2020

CM 5-1-20 MOTION TO APPROVE THE REGULAR COUNCIL MEETING OF APRIL 21, 2020

Motion by Owsinek, seconded by Ambrose, UNANIMOUSLY CARRIED: To approve the Regular Council Meeting of April 21, 2020.

Roll Call Vote

Ayes (6)	Costanzo, Lublin, Owsinek, Woods, Ambrose, Ackley
Nays (0)	
Absent (1)	Loch
Abstention (0)	

PUBLIC HEARING:

1. 2021 Fiscal Year Budget Appropriations

Open Public Hearing 7:36 p.m.

AUDIENCE PARTICIPATION

Mr. Jerry Millen said he is the owner of Green House of Walled Lake and discussed the Trailway Management Council. Mr. Millen said there has been money spent on the Airline Trailway that was not supposed to cost the taxpayers of Walled Lake. Mr. Millen said he is a member of Walled Lake and a taxpayer of the city. Mr. Millen said there has been money spent for a no cost to the taxpayer trail. Mr. Millen asked Council Member Costanzo to explain how the Airline Trail has cost the taxpayers over \$100,000 over the past two years. Mr. Millen opined that it was a sham and it was a way for Council Member Costanzo to get a free parking lot for his friends to open a dispensary. Mr. Millen said as a taxpayer he cannot believe a council member would support and push for something that the voters rejected to pay for. Mr. Millen said there are so many projects in the city that need attention and that the \$100,000 on the trail could have been spent fixing city streets, sidewalks, and parks. Mr. Millen said the real question is why Council Member Costanzo still pushes for something that costs so much money to the Walled Lake taxpayers, it is clearly not free. Mr. Millen said since Council Member Costanzo freely spends taxpayer money and explained he thought it was time for Green House to step up and contribute to our city. Mr. Millen said on behalf of Green House he pledged \$10,000 to fix Riley Park so families and children can have a place to play. Mr. Millen said Council Member Costanzo should be ashamed of pushing a project everyone knows is costing the city taxpayers so much money. Mr. Millen asked Council Member Costanzo what his motives were for continuing to support spending money on the trail, but Mr. Millen added that the Green House will fund a rehabilitation project of Riley Park and it will not cost the Walled Lake taxpayers a penny.

Close Public Hearing 7:38 p.m.

2. Healy Homes, LLC Appeal Regarding Planning Commission Case 274 Chestnut Hills Lot Split

Open Public Hearing 7:39 p.m.

Mr. Healy spoke on behalf of Healy Homes and explained there is a proposal for two homes on two acres of land at the end of a cul-de-sac. Mr. Healey said the original design was for four homes with a cul-de-sac. Mr. Healy said there were modifications made and now proposal is two homes and having a "T" turnaround not a cul-de-sac. Mr. Healy explained this design still meets fire department standards for access. Mr. Healy said the homes would not look out of place, two very nice homes with garages. Mr. Healy said one home on a large 2-acre lot would not look right in the subdivision. Mr. Healy said if this proposal does not pass he would like to present the one that looks like a cul-de-sac but is a turn around and it would still only be two homes.

AUDIENCE PARTICIPATION

Council Member Woods said he is the president of the Chestnut Woods Association where the homes would be going. Mr. Woods said he spoke with the Highpoint neighborhood and neighboring homes in Commerce Township about this project. He explained in the past there have been issues with garbage trucks backing up into neighbor's driveway to turn around. Mr. Woods said they wanted to go down the path of putting in a cul-de-sac that was approved by the Planning Commission from 1996. Mr. Woods said the new plans submitted on Friday were shared with all of the neighbors and Mr. Healy has addressed our concerns. Mr. Woods said on behalf of the Chestnut neighborhood they are happy with the plans and changes submitted. Mr. Woods said the homes are more in a central location and setbacks look nice. Mr. Woods said the association approves of the changes.

Mindy Fernandes, 45400 W. Pontiac Trail – said she is concerned with the proposal. Mrs. Fernandes explained she lives in front of the Chestnut Hills subdivision and there is a retention pond in front of her home where the runoff hardscape goes. Mrs. Fernandes asked if that was going to be expanded or is the applicant going to do another runoff system for the new hardscape.

Mr. Healy explained there were not any plans to expand the retention pond. Mr. Healy said they have not worked in that area in a long time but in the past it really never did fill up. Mr. Healy said the pond was originally designed for four homes at the end of the cul-de-sac. Mr. Healy said engineering design this. Mr. Healy explained the retention pond was designed by an engineer to work with the original four homes. Mr. Healy said the proposal is down to two homes and he did not think it was going to be a problem. Mr. Healy explained as time went on they were not able to acquire the land for a while. Mr. Healy said the catch basin is right on the property line. Mr. Healy explained there are multiple different catch basins, one on the road and one between the two lots.

Mrs. Fernandes explained the first ten years she lived there, there was never water in it however the last ten years there has been a lot of water in it. Mrs. Fernandes said just last evening there was rain and there is still a ton of water down there right now. Mrs. Fernandes said she does not know what the problem is, but it is not draining. Mrs. Fernandes said animals and kids are in the area down there and she wants the lack of drainage addressed.

City Manager Whitt said the revised proposal made the folks happy in Commerce and the Chestnut Hills subdivision. Mr. Whitt explained he is a voting member of the Planning Commission and he voted the first plan down. Manager Whitt explained a revised plan was submitted and he would now vote yes on the revised plans. Manager Whitt explained that City Council has the authority to amend the decision by the Planning Commission. Manager Whitt explained Mr. Healy could start this project immediately and everything could be done through administrative planning, fire department reviews, etc. Manager Whitt said the plan needed revision to address the concerns of the people in the subdivision and asked for association president Council Member Woods to provide comment.

Mayor Ackley said she attended the Planning Commission meeting and the original proposal had concerns. Mayor Ackley asked Attorney Vanerian if Council if they had the authority to act on this tonight.

City Attorney Vanerian explained this is an appeal from the Planning Commission decision and under Section 74 of the City Code Subdivisions, the City Council does have the authority to do so. Attorney Vanerian explained this is a public hearing and the ordinance provides that at the conclusion of the public hearing the City Council may affirm, modify, or reverse the decision imposing any conditions to the Planning Commission actions. City Attorney Vanerian explained Council does have the authority in the appeal capacity to modify the decision of the Planning Commission which could be to reverse their decision and approve the lot split as submitted by way of the most recent submittal.

Mayor Ackley explained to Council they could close the public hearing and vote on it tonight. Mayor Ackley asked if there was any further audience participation.

Close Public Hearing 7:54 p.m.

CM 5-2-20 MOTION TO REVERSE THE DECISION OF THE PLANNING COMMISSION ON CASE 274, HEALY HOMES AND ACCEPT THE PLANS AS PRESENTED TO ADMINISTRATION ON FRIDAY MAY 15, 2020 AND APPROVE ADMINISTRATION MOVE FORWARD WITH THE NEXT STEPS IN THE BUILDING PROCESS

Motion by Woods, seconded by Lublin, CARRIED: Motion to reverse the decision of the Planning Commission on case 274, Healy Homes and accept the plans as presented to administration on Friday, May 15, 2020 and approve administration move forward with the next steps in the building process.

Council Member Lublin requested the retention pond issues as mentioned be investigated and ensure it works properly.

City Manager Whitt added if council approves of the lot split these items can be addressed administratively and he will follow up to make sure it is taken care of.

Roll Call Vote

Ayes (5)	Lublin, Woods, Ambrose, Costanzo, Ackley
Nays (0)	
Absent (1)	Loch
Abstention (1)	Owsinek

Council Member Owsinek abstained as he is a member of the Planning Commission.

COUNCIL REPORT:

1. DDA Report from Chairman Ambrose

Mayor Pro Tem Ambrose said there was a DDA meeting Tuesday, May 12 and realtor Randy Thomas of Insight Commercial Realty, was present to provide an update on several parcels he is working with here in the city. The site where the prior Walled Lake Community Education center was, had found another hot spot and it had to be remediated which takes about a year. Mr. Ambrose explained the year is coming to the end and the parcel should be ready for activity June or July of this year. There is another parcel at Pontiac Trail and Decker Road for sale, a five-acre parcel zoned RM-1 in which Mr. Thomas has already received calls from potential developers. Mr. Ambrose said Mr. Thomas is looking forward to working with the city on these parcels. Mr. Ambrose said there were four businesses who received economic stimulus grant funds from Oakland County: Nino's Bakery, Jennifer's Nails, Great Lakes Segway, and Liz's Cleaners. Mayor Pro Tem Ambrose thanked Mayor Ackley for shepherding this grant process through the county.

Mayor Pro Tem Ambrose said there was also discussion on the Airline Trailway Management Council and the continuing costs to the city's taxpayers. Member Ambrose said that Council Member Costanzo states the monies that are spent on the trail were left over monies from grants provided by the Ralph C. Wilson foundation and Dr. Levine, this is not accurate. Mr. Ambrose explained this trail is not free as it was proposed, these funds are coming from the City of Walled Lake's fund balance. Mr. Ambrose explained the city incurs costs for engineering, no improvements can be made without incurring engineering costs and new proposed improvements include drinking fountains and striping of the trail. Mayor Pro Tem Ambrose asked Finance Director Barlass for a figure so far as to what the city has spent on the trail.

Finance Director Barlass explained current year engineering costs paid by the taxpayers of Walled Lake have been approximately \$87,000 and since 2017 a total of \$166,505 has been spent on funding the Airline Trailway Management Council.

Council Member Costanzo said the funds that were spent on the bridge were by a grant and Commerce Township fund, phase II of trail way is born by Milford and Wixom. Mr. Costanzo said there is a misconception, the money is coming from the grants. Mr. Costanzo said at the DDA meeting the amenities discussed were proposed by the trailway council. Mr. Costanzo said the trailway council is going to use grant money for these items. Mr. Costanzo opined the trailway council has been operating on a fund balance they are using money in the bank; the City of Walled Lake has not contributed anything to the operating cost last year or this year. Mr. Costanzo said the funds that have been spent for the bridge were paid for by a grant, from the Mitigation Air Quality fund that has nothing to do with the trail.

Mayor Pro Tem Ambrose said nothing is done with the trail without engineering. Mayor Pro Tem Ambrose said every month the city receives a bill for engineering costs related to the trail.

Member Costanzo said the Trailway Management Council has done quite a bit to lower the initial costs by 75%. Mayor Ackley corrected Council Member Costanzo stating that it was not the Trailway Management Council that obtained the reduced rates, the lower rates had nothing to do with what the Trailway Management Council's actions. Mayor Ackley explained to Council Member Costanzo that it was due to the fact the bids came in low. Mayor Ackley explained to Council Member Costanzo that everything that Trailway Management Council is proposing to do has additional engineering costs and fees and those costs are outside the Trailway Management Council's operating budget. Mayor Ackley explained to Council Member Costanzo that he had just heard from the Walled Lake Finance Director, that the city taxpayers had paid \$87,000 to the Trailway Management Council yet Council Member Costanzo still wants to fund these things that City of Walled Lake taxpayers said they do not want to fund.

Council Member Lublin said is costing the Walled Lake taxpayer money. Member Lublin said the city taxpayers have spent \$166,000 since 2017 so Council Member Costanzo's statements that there is no cost from the Trailway Management Council is not true, it is costing the City of Walled Lake Taxpayers.

2. Report from Trailway Representative/Council Member Owsinek

Council Member Owsinek said the trail is essentially complete minus the bollards and opinions vary on the need of those. Member Owsinek explained what happens at Trailway Management Council meetings is called "mission creep". Member Owsinek said the Trailway Management Council wants to spend \$140,000 to place a shaded shelter and paint stripes on the trail. Member Owsinek stated all the additions keeps adding to the cost to Walled Lake Taxpayers, every time the Trailway Management Council wants to place a drinking fountain it has to go to the engineer for review and approval. Member Owsinek said there is money coming from the City of Walled Lake taxpayers to pay these engineering costs every month. Member Owsinek said the engineering firm is the same engineering firm which did the original work. Member Owsinek explained the \$140,000 being discussed is to come from the Ralph C. Wilson Foundation for these amenities however, there is also \$220,000 coming out of those grants as well for phase II of the trail. Member Owsinek explained Walled Lake taxpayers will still be obligated to pay. Member Owsinek said he does not believe Walled Lake taxpayers will be free from costs for the coming phase II. Member Owsinek explained he has been with this since 2012, every turn of the wheel, the city has been lied to, the city is only 11% of the population but yet the city is getting hit for 33% of the costs, this is unconscionable.

Member Owsinek stated the trail is completed and in use right now. Member Owsinek opined that the City Council should take care of Walled Lake and its taxpayers, the City of Walled Lake should go our own way and handle the maintenance of the trail on our own.

Council Member Woods asked if anything is added to the trailway, is there an opportunity to veto an item that affects Walled Lake.

Council Member Owsinek said no there is not, Walled Lake is continually overridden by the other two members. Mr. Owsinek explained the trail has not had an audit since 2009 and it is

now May 2020 and the city still has not been provided an audit. Council Member Owsinek who is the City of Walled Lake's Trailway Management Council representative stated that the city taxpayers have been continually lied to.

Council Member Costanzo opined that to say they lied is a disservice to everyone's efforts on this trail project. Council Member Costanzo opined the amenities were only ideas nothing was set. Mr. Costanzo said there is no extra charge of engineering costs for the striping, the Ralph C. Wilson foundation grant did allow a certain percentage. Council Member Costanzo said the audit was agreed upon last year and they have been working on getting one together.

Member Owsinek explained that a financial audit is required of the Trailway Management Council every year.

Mayor Ackley asked for the proposed resolution to be presented for all to view and called a two-minute recess.

Meeting Recessed 8:26 p.m.

Meeting reconvened 8:29 p.m.

**CM 5-3-20 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WALLED LAKE TO WITHDRAW FROM THE COMMERCE,
WALLED LAKE, AND WIXOM TRAILWAY MANAGEMENT
COUNCIL; AND TO MANAGE THE WALLED LAKE TRAIL AS
A LINEAR PARK**

Motion by Owsinek, seconded by Lublin, CARRIED: To approve resolution 2020-19 a resolution of the City Council of the City of Walled Lake to withdraw from the Commerce, Walled Lake, and Wixom Trailway Management Council; and to manage the Walled Lake trail as a linear park.

Discussion

Council Member Lublin explained the city was at this same junction three or four years ago when Commerce Township and Wixom representatives both said they would work on a new interlocal agreement. Member Lublin said the proposed resolution needs to pass because it gives the power back to the city taxpayers.

Council Member Owsinek who is the Trailway Management Council representative introduced the resolution and explained section 6 of the resolution asks for number of days he suggested three days making effective Friday, May 22, 2020.

Council Member Costanzo said the interlocal agreement was discussed at numerous trailway meetings it has never come before this body for discussion. Council Member Costanzo said the trailway is operating on a fund balance using money that is already in the bank for trail use. Mr.

Costanzo said there will be a great tax reduction to the taxpayers of Walled Lake, to withdrawal is silly at this point, we are not finished with the project.

Council Member Lublin stated when the trail is completed, there will be no reason for Wixom and Commerce to come the table to negotiate a new interlocal agreement. Council Member Lublin explained that he is not against Wixom or Commerce communities, but he intends to protect the City of Walled Lake taxpayers.

Roll Call Vote

Ayes (5) Lublin, Owsinek, Woods, Ambrose, Ackley
Nays (1) Costanzo
Absent (1) Loch
Abstention (0)

CITY MANAGER REPORT:

1. Departmental / Divisional Statistical Reports

- a. Police
- b. Fire
- c. Finance
-Warrants

CM 5-4-20 TO RECEIVE AND FILE THE MONTHLY DEPARTMENTAL / DIVISIONAL STATISTICAL REPORTS

Motion by Owsinek, seconded by Ambrose, UNANIMOUSLY CARRIED: To receive and file the monthly Departmental / Divisional Statistical Reports.

Roll Call Vote

Ayes (6) Owsinek, Woods, Ambrose, Costanzo, Lublin, Ackley
Nays (0)
Absent (1) Loch
Abstention (0)

2. Pulte Homes of Michigan – Beachwood Development Request for Performance Guarantee Reduction

City Manager Whitt explained the city has received request from Pulte for a bond reduction. Manager Whitt explained the city does have authority to reduce parts of the bond but due to the nature of the development and how much is and is not developed he is asking for instruction from council.

City Attorney Vanerian explained this project was approved as a Planned Unit Development (PUD) and part of the process was an agreement, in the agreement the applicant was required to provide a performance guarantee. Attorney Vanerian explained the performance guarantee requirement is set forth in Section 21.30 of the zoning ordinance. Attorney Vanerian explained the applicant was required to post 125% of the costs of the development and in order to make that determination, the city manager would have to take a look at what has been done and or completed. Attorney Vanerian said the review would also include the consultant city engineer to provide inspection as to where the developer is to the completion of the project. Attorney Vanerian said he recommends council instruct the city manager to evaluate the current status of the project.

Council Member Lublin said these are odd times, the development only has the model unit built, and he is not in favor of reducing any bonds until they have performed, and we see activity with the project moved further along.

Mayor Ackley said she agrees with Member Lublin and said this project has barely gotten started and there are too many unknowns and too much going on right now. Mayor Ackley said there needs to be more done before council considers reducing the performance bond.

Council Member Costanzo said council gave this developer multiple things including several variances to get this project started. Council Member Costanzo said he is not in favor of any reduction at this point.

Mayor Pro Tem Ambrose said he echoed prior comments and explained it is unfortunate with the current times, a lot of construction has not been able to take place and the project has barely started. Mayor Pro Tem Ambrose explained he could appreciate future discussion on this topic down the road.

Council Member Woods said he also echoes the prior statements and said the project was working on sidewalks today and DTE was out last week and this week working. Council Member Woods said there is no meter by the pond that needs to be pumped out into the required drainage, so he agrees with council not to release or reduce anything yet.

Council Member Owsinek opined the site grading still needs to be completed there is way too much to be done before considering giving a reduction at this time.

City Manager Whitt explained he has the understanding from council, it is clear to wait until further along on the project and revisit.

City Manager Whitt explained the Mayor has participated in the second round of business stabilization grants in the amount of \$72,055 and recommended Sushi Den, Lakes Area Chamber of Commerce, Mufflers n More dba Kenny's Lake Area Auto, Modern Floors, Great Lakes Segway, Liz Cleaner's, Jeff's Kitchen, Salon Tease, Salon Tress, Aqua Grill dba Bayside, One Stop Laundromat, Lakes Area Cleaner's, and Steve Hechtmann DDS. City Manager Whitt

explained if the mayor's recommendations are approved by the county, these businesses will receive these funds.

City Manager Whitt said there have been no serious incidents with any of our first responders. Manager Whitt explained first responders have aided outside communities as part our mutual aid agreements. City Manager Whitt explained city staff has been obtaining university training on coronavirus, including the front office staff.

CORRESPONDENCE: None

ATTORNEY'S REPORT:

1. Memo Initiatory Petition Charter Amendment

City Attorney Vanerian said back on July 30, 2019 the city received an initiatory petition seeking to amend section 4.7 of the city charter. Attorney Vanerian explained the proposed charter amendment sought to create a new retroactive ten year term limit of the Office of the City Manager and the proposal would further change the existing charter provision that states the City Manager shall hold office at the pleasure of the majority of City Council. Attorney Vanerian said the charter amendment proposal was sponsored by a valid committee known as Takeback Walled Lake. Attorney Vanerian explained as part of the charter amendment process, state law requires that any proposed charter amendment be reviewed by both the Governor's office and the State Attorney General's office. Attorney Vanerian explained both reviews have now been completed by the governor and state attorney. Attorney Vanerian said on April 24, 2020 Governor Gretchen Whitmer issued a formal disapproval of the proposed amendment to section 4.7 of the Walled Lake City Charter.

Attorney Vanerian explained that Governor Whitmer rejected the proposed charter amendment because it did not comply with state law. Attorney Vanerian said in disapproving the proposed amendment the governor relied on the March 18, 2020 opinion of the State Attorney General which in her opinion concerning her role in the statutory review of the proposed charter amendment. Attorney Vanerian explained the Attorney General concluded that the proposed charter amendment is not really an amendment; what it is, is a revision to the charter not an amendment. Attorney Vanerian explained there are two different types of procedures one for an amendment and one for a revision. He explained a revision is concerning a much more fundamental change in the form of city government. He said the Attorney General found that what was proposed would have to go through a revision process rather than an amendment process which is what was proposed by the petition. Attorney Vanerian said the Attorney General also concluded as did the Governor that the proposed amendment does not meet the requirements of state law because it is revision not amendment. Attorney Vanerian said the Attorney General explained the fundamental flaw with the proposed amendment is that it would effectively destroy the city management form of government by subjecting the city manager to the control of two masters; the city council and city voters and it

would be impossible to serve both properly. Attorney Vanerian explained however, under state law the proposal will still go on the November ballot this year. Attorney Vanerian explained as part of that process, city council’s next step is to provide an explanatory caption with the purpose to ensure the voters are fully informed and not misled considering the significant legal deficiency identified by the State Attorney General and the Governor’s office. Attorney Vanerian recommended council begin to contemplate the adoption of an explanatory caption to further voter understanding of what they are actually being asked to vote on. Attorney Vanerian explained in addition to the legal facts identified by the Governor and State Attorney General, the proposed charter amendment also has a significant financial impact for the city. City Attorney Vanerian explained under the City Manager’s contract, severance pay benefits that would be owed to the City Manager in the event his employment agreement was terminated and that creates contractual liability exposure to the city upwards of three quarters of a million dollars. Attorney Vanerian explained this needs to be considered as well when preparing the explanatory caption.

2. Memo Zoning Map Update

City Attorney Vanerian explained both the state law and city ordinance require an approved zoning map. He said the current map does hold some discrepancies between the maps published by the city over the years as it relates to the proper zoning designations of certain parcels with respect to adjacent parcels to the zoning district boundaries. Attorney Vanerian explained the zoning map was approved by the planning commission and adopted by the city council late 1989. He explained over time the city has rezoned several parcels and at this point it would be appropriate to revisit the city’s zoning map. He explained that process would involve referring to the planning commission for review, study and public hearing and then back to council with a recommendation.

CM 5-5-20 TO REFER TO THE PLANNING COMMISSION FOR REVIEW, STUDY, AND PUBLIC HEARING OF THE ZONING MAP

Motion by Ambrose, seconded by Owsinek, UNANIMOUSLY CARRIED: To refer to the Planning Commission for review, study, and public hearing of the zoning map.

Roll Call Vote

Ayes (6) Ambrose, Costanzo, Lublin, Owsinek, Woods, Ackley
Nays (0)
Absent (1) Loch
Abstention (0)

3. Memo Pincanna, LLC Appeal

City Attorney Vanerian explained the applicant requested hearing be adjourned to a date sometime in June.

Discussion of dates was held by council.

CM 5-6-20 TO SCHEDULE A SPECIAL MEETING AND PUBLIC HEARING FOR PINCANNA, LLC APPEAL JUNE 15, 2020 AT 7:30 P.M.

Motion by Ambrose, seconded by Woods, UNANIMOUSLY CARRIED: To schedule special meeting and public hearing for Pincanna, LLC appeal June 15, 2020 at 7:30 p.m.

Roll Call Vote

Ayes (6)	Costanzo, Lublin, Owsinek, Woods, Ambrose, Ackley
Nays (0)	
Absent (1)	Loch
Abstention (0)	

Council Member Costanzo opined that if council places an explanatory caption to not make the mistake of Ann Arbor; need to make sure the ballot proposal is plain and understandable to read.

City Attorney Vanerian said he agrees in part, making the ballot proposal understandable further helps the voter to understand and not be misled. Attorney Vanerian explained as discussed by the Attorney General, their office does not review the explanatory captions for ballot proposals.

City Attorney Vanerian explained BDS, LLC recently filed a claim of appeal with the circuit court regarding council's denial of appeal and variance requests.

UNFINISHED BUSINESS:

- 1. Second Reading C-350-20 Amendment to Chapter 50 pertaining to Tobacco, Vapor and Alternative Nicotine Products by Minors**

CM 5-7-20 MOTION TO APPROVE SECOND READING C-350-20 AN ORDINANCE TO AMEND CHAPTER 50, "OFFENSES AND MISCELLANEOUS PROVISIONS" TO ENACT OFFENSES PERTAINING TO THE USE AND POSSESSION OF TOBACCO, VAPOR AND ALTERNATIVE NICOTINE PRODUCTS BY MINORS

Motion by Owsinek, seconded by Woods, UNANIMOUSLY CARRIED: To approve second reading C-350-20 an ordinance to amend Chapter 50, "Offenses and Miscellaneous Provisions" to enact offenses pertaining to the use and possession of tobacco, vapor and alternative nicotine products by minors.

Roll Call Vote

Ayes (6)	Lublin, Owsinek, Woods, Ambrose, Costanzo, Ackley
Nays (0)	
Absent (1)	Loch
Abstention (0)	

2. Historic District Parking

Council Member Costanzo said he is asking about the stations downtown in the public parking areas and asked as the businesses start opening will the signs be coming down.

Mayor Ackley said the signs would most likely come down as the businesses start to open.

City Manager Whitt explained most of the parking downtown is public. Mr. Whitt said when the governor closed everything down, curb side only was allowed. Manager Whitt explained he told a Nino's representative they could place their own signs if they would be doing curb side as well. Mr. Whitt said there are no violations, the issue is that businesses that are busy have patrons that come and go. Manager Whitt said there is coordination with parking as some businesses are trying to work together. City Manager Whitt explained the intent is to make sure everyone has parking and said Green House will not be able to monopolize the parking downtown as it belongs to all of downtown. City Manager Whitt explained the Green House is an anchor store as well as Nino's and the businesses need to work together for the parking.

Council Member Costanzo inquired when the governor's order has ended is that when the signs will be removed.

City Manager Whitt said the city will not take action or be in the way of businesses operating, we want all of them to succeed. Mr. Whitt said if the parking falls to the city administration we will make sure everyone has parking.

Council Member Costanzo asked when the curbside only ends, is that when the signs will be removed, obviously there will be grace time but in a week will they be gone.

City Manager Whitt asked Council Member Costanzo if he could guess what the governor is going to do in the future. Manager Whitt said to Council Member Costanzo that he believes he answered the question, there will not be a single business allowed to monopolize all the public parking downtown but will not take action that gets in the way of doing business, whether it is the Green House, Nino's Bakery or Liz's Cleaner's. Manager Whitt said we want all of the businesses to succeed.

NEW BUSINESS:

1. Proposed Resolution 2020-20 Budget Appropriations for Fiscal Years 2021-2022

Mayor Ackley said she hopes all members of council had the opportunity to discuss with the City Manager and have their questions answered

**CM 5-8-20 TO APPROVE RESOLUTION 2020-20 A RESOLUTION
ADOPTING THE OPERATING AND CAPITAL BUDGET
APPROPRIATIONS OF FUNDS AND LEVY OF TAXES FOR
FISCAL YEAR JULY 1, 2020- JUNE 30, 2021**

Motion by Owsinek, seconded by Ambrose, CARRIED: To approve resolution 2020-20 a resolution adopting the operating and capital budget appropriations of funds and levy of taxes for fiscal year July 1, 2020 – June 30, 2021.

Discussion

Council Member Costanzo said he understands the budget work shops are not in the charter, but every community has them. Mr. Costanzo opined that having budget workshops is one of the reasons the governor allowed electronic meetings. Council Member Costanzo declared that it is irresponsible of the city council to not have budget workshops because he did not want to have discussion individually with the City Manager.

Mayor Ackley said the council held a public hearing tonight on the budget and there was not one person in the audience that had a question, every council person had the opportunity to meet and/or speak with the city manager. Mayor Ackley explained she is not of the opinion that the governor's idea of a virtual meeting was just so you could discuss the budget. Mayor Ackley explained not one budget is not cut in stone, if there are amendments needed they will come before council.

Council Member Woods said he thanked the City Manager for his time answering all of his questions. Council Member Woods said he attended a budget workshop last year as a non-council member and he was surprised he was the only member of the audience. Council Member Woods explained at this time there is not a lot of specific details coming out from the state of the exact direction they are headed, council can only deal with information that is in front of them and our decisions are based on that information.

Council Member Costanzo said there are salary increases for various department heads plus the addition of a confidential assistant position and said this is not appropriate to be doing this especially with our pension liability on top of the COVID-19.

Council Member Owsinek said this budget has been available on the city website for over a month.

Roll Call Vote

Ayes (5)	Lublin, Owsinek, Woods, Ambrose, Ackley
Nays (1)	Costanzo
Absent (1)	Loch
Abstention (0)	

2. Proposed Resolution 2020-21 The L-4029 2020 Millage Request and Tax Levy

CM 5-9-20 TO APPROVE RESOLUTION 2020-21 A RESOLUTION FOR THE SUMMER 2020 MILLAGE REQUEST REPORT TO THE COUNTY BOARD OF COMMISIONERS FOR THE ANNUAL LEVY OF AND COLLECTION OF TAXES FOR THE CITY

Motion by Owsinek, seconded by Lublin, UNANIMOUSLY CARRIED: To approve resolution 2020-21 a resolution for the summer 2020 millage request report to the County Board of Commissioners for the annual levy of and collection of taxes for the City.

Roll Call Vote

Ayes (6)	Owsinek, Woods, Ambrose, Costanzo, Lublin, Ackley
Nays (0)	
Absent (1)	Loch
Abstention (0)	

3. Bids for Downtown Storm Sewer and Beautification

City Manager Whitt said the bids for the downtown and public safety campus phase II came back still higher than anticipated and asked council to reject the bid. Manager Whitt explained the rejection of bids is not to move away from the project but to do it better and take another look at it.

Council Member Lublin said the trades are so backed up from being unable to work from the condition of the state, it is not the time to get a good price.

CM 5-10-20 TO REJECT THE BIDS FOR DOWNTOWN STORM SEWER AND BEAUTIFICATION PROJECT

Motion by Ambrose, seconded by Costanzo, UNANIMOUSLY CARRIED: To reject the bids for the Downtown Storm Sewer and Beautification project.

Roll Call Vote

Ayes (6) Woods, Ambrose, Costanzo, Lublin, Owsinek, Ackley
Nays (0)
Absent (1) Loch
Abstention (0)

4. Bids for Public Safety Campus Expansion, Phase II

City Manager Whitt asked council to reject the bid and instruct city administration to work from in house to erect the bridge access to the trail and install drinking fountains and parking.

CM 5-11-20 TO REJECT BIDS FOR PUBLIC SAFETY CAMPUS EXPANSION, PHASE II AND INSTRUCT CITY ADMINISTRATION TO WORK IN HOUSE TO ERECT THE BRIDGE ACCESS TO THE TRAIL AND INSTALL DRINKING FOUNTAINS AND PARKING

Motion by Owsinek, seconded by Woods, CARRIED: To reject bids for public safety campus expansion, phase II and instruct city administration to work in house to erect the bridge access to the trail and install drinking fountains and parking.

Discussion

Council Member Lublin asked where the money would be coming from for the bridge, drinking fountains and parking lot.

City Manager Whitt explained the funding for a memorial will come from forfeiture funds. City Manager Whitt explained city administration will develop an incremental plan to do in-house in phases for the training facility. City Manager Whitt said he will provide a memorial for police, but will include fire, soldiers, airmen, and marines who have lost their lives protecting the country.

Council Member Costanzo said he is requesting council to pause on the entire project. Council Member Costanzo opined this will cost more to the city as seen in last months and previous months warrants, the costs are adding up. Mr. Costanzo said he spoke with the people at the Department of Justice and was told forfeiture funds are to help with fighting crime, police cars, and laptops anything crime fighting related other than payroll. Council Member Costanzo opined that how the project was proposed to council, it would not be approved by the Department of Justice and the city would be kicked out of the program and be required to pay back funds. Council Member Costanzo opined a little water park and three railcars for fire training is not permissible, it is not a crime fighting activity. Member Costanzo opined that the police memorial is not a realistic proposal in our community.

City Manager Whitt explained what Council Member Costanzo said is misleading. City Manager Whitt opined that Council Member Costanzo has been against this project from the beginning

and Council Member Costanzo is anti-police department and anti-fire department. City Manager Whitt stated to Council Member Costanzo that he had at this meeting called the other members of city council irresponsible. City Manager Whitt opined that that is an affront to the other City Council Members. City Manager Whitt explained to Council Member Costanzo that he understands the permissible uses for forfeiture funds.

City Manager Whitt spoke regarding the presentation of the proposed city budget stating that Council Member Costanzo never has contacted him about discussing the proposed budget. City Manager Whitt stated every council person except Mr. Costanzo has contacted him and has had discussion on the proposed budget.

City Manager Whitt opined on Council Member Costanzo's statement that Costanzo called the Department of Justice. City Manager Whitt opined that he believes that Council Member Costanzo called to tell the Department of Justice what Costanzo does not want done in the city. City Manager Whitt explained that he understands the permissible uses for equitable shared forfeitures funds as he has been in law enforcement for 40 years.

City Manager Whitt said he supports the Walled Lake Police and Fire departments and as long as he serves as City Manager he will keep the police and fire and the police and fire will have opportunity to train in house regardless of what Councilman Costanzo personally wants to do.

Council Member Costanzo opined that the city has been in the red for the past three years.

Manager Whitt called out Council Member Costanzo statement that the city is functioning in the red for the past three years as disingenuous. City Manager Whitt stated that the city is not in the red and asked Council Member Costanzo if he knew how to read a financial statement.

Council Member Costanzo said he is an elected official hired by the residents to be their voice on council. Mr. Costanzo said the city healthcare pension is basically at zero as of May 5th on the state treasury website. Mr. Costanzo explained the city is still in corrective action plan for pension plans and for the City Council to even consider these projects is reckless and the City Council is not being a good steward of the taxpayer's money. Council Member Costanzo said the city fund 265, the police department is to use those forfeiture funds not the fire department. Council Member Costanzo opined that he did his due diligence and spoke with the Department of Justice.

Mayor Ackley disagrees with Council Member Costanzo that the city has functioned in the red for the last three years, or that the City Council actions are reckless.

Council Member Costanzo said he would like to ask the City Attorney.

City Attorney Vanerian stated to Council Member Costanzo that he cannot parse out individual aspects of the project and make any kind of rational determination as to whether or not it is a proper use of forfeiture funds. Attorney Vanerian said the use of forfeiture funds depends on the scope of the entire project not just certain aspects of it.

City Manager Whitt opined that what Council Member Costanzo said was irresponsible. City Manager Whitt said the city has never operated in the red or overspent the city's budget during his services.

Manager Whitt explained to Council Member Costanzo that when in the red, as he had suggested, the city would not have a fund balance at years end. City Manager Whitt said Council Member Costanzo's idea that somehow the city is in the red and overspending the general fund balance is simply not true. City Manager Whitt stated to Council Member Costanzo he does not understand what he is dealing with or he is just purposely misleading the people of Walled Lake.

City Manager Whitt explained to Council Member Costanzo that there were capital improvements made to reduce a 26% water loss, the city was cleaning up what years of neglect had created. City Manager Whitt said during his tenure the city millage has never been raised, the Walled Lake millage was even been reduced by Headlee roll back. City Manager Whitt stated, of course there are corrective action plans in place, why wouldn't that be true?

City Manager Whitt stated to Council Member Costanzo that he believes that Council Member Costanzo is opposed to the Walled Lake Police department and the Walled Lake Fire department. City Manager Whitt said as long as he is City Manager our local police and fire will be supported.

Council Member Owsinek called vote to question.

Roll Call Vote

Ayes (5)	Ambrose, Lublin, Owsinek, Woods, Ackley
Nays (1)	Costanzo
Absent (1)	Loch
Abstention (0)	

COUNCIL COMMENTS:

Council Member Owsinek said he wanted to thank everyone for support in leaving the Trailway Management Council. Council Member Owsinek explained the new Walled Lake linear park will be maintained by the city.

Council Member Lublin thanked Mr. Jerry Millen and the Green House for the pledge grant to repair Riley Park and appreciates the financial help. Council Member Lublin explained the Library Board held a meeting via zoom and approved their budget with over \$210,000 in fund balance. He said about ten years ago it was \$120,000. Lublin thanked police, fire, DPW and administrative departments for their hard work during these difficult times.

Council Member Woods said he wanted to thank the first responders for the work they are doing and continue to do. Council Member Woods said when the city comes out of this state of

emergency we will get back to some normalcy. Council Member Woods said the DPW has done a great job as well as the City Manager, they are out there within hours addressing concerns.

Council Member Costanzo said the incident on April 21 in downtown, was absolutely appalling on so many levels and should never have happened to anyone much less a senior citizen woman. Council Member Costanzo stated that there was a blatant disregard for her health and safety, and it was disgusting. Council Member Costanzo stated that he was there and said condition of Ms. Hall when he approached her, her head and body were covered in sawdust and she was crying in her van. Council Member Costanzo said people just drove by yet no one stepped forward to de-escalate the situation.

Mayor Pro Tem Ambrose explained to Council Member Costanzo that the city has been involved with forfeiture funds and their permissible uses for numerous years. Mayor Pro Tem Ambrose explained that there have been several audits of the use of forfeiture funds' permissible uses over time and the city has received good marks for responsible spending of those funds. Mayor Pro Tem Ambrose thanked Jerry Millen and the Green House for his generous donation. Mayor Pro Tem Ambrose thanked the police, fire and other first responders for their work.

MAYOR'S REPORT:

1. Proposed Resolution 2020-21 National Gun Violence Awareness Day First Friday in June

Mayor Ackley explained this request came to her from a resident and she discussed with Police Chief Shakinias. She asked council for their support.

CM 5-11-20 TO APPROVE RESOLUTION 2020-22 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WALLED LAKE DECLARING THE FIRST FRIDAY IN JUNE TO BE NATIONAL GUN VIOLENCE AWARENESS DAY

Motion by Ambrose, seconded by Lublin, UNANIMOUSLY CARRIED: To approve resolution 2020-22 a resolution of the City Council of the City of Walled Lake declaring the first Friday in June to be National Gun Violence Awareness Day.

Roll Call Vote:

Ayes (6)	Costanzo, Lublin, Owsinek, Woods, Ambrose, Ackley
Nays (0)	
Absent (1)	Loch
Abstention (0)	

Mayor Ackley said council is blessed with the members of the staff, DPW, police and fire personnel. Mayor Ackley said city staff has been working diligently through this pandemic and

City Manager Whitt has been very strict on protocols with staff. She commended City Manager Whitt for leading the way through this pandemic.

CM 5-12-20 MOTION TO EXCUSE COUNCIL MEMBER LOCH FROM TONIGHT'S MEETING

Motion by Lublin, seconded by Ambrose, UNANIMOUSLY CARRIED: To excuse Council Member Loch from tonight's meeting.

AUDIENCE PARTICIPATION:

Lauren Dunn, Nino Bakery – spoke on behalf of Nino's Bakery we are getting ready to open up soon and we have a lot to do to follow CDC rules. She said she is asking about signs because she did not get an answer earlier. She asked if the signs were going to be removed when the other businesses open or will there be signs for Liz's Cleaners and Nino's Bakery.

City Manager Whitt explained the city does not want to get into the business of telling them how to do signage but if the businesses cannot get along and cannot come to an agreement of how they use the parking the city will have to issue a traffic order. City Manager Whitt explained everyone will have access if there is an issue of too many signs and everyone is trying to do an independent post then you will not even be able to walk down the sidewalk. City Manager Whitt explained that if there is a need a traffic order will be issued to remove signs, if necessary it may require legislation that makes it even stricter and bring back to council in the form of an ordinance.

Ms. Dunn said she appreciates that but she does not want to see it come to that point why not nip it in the bud now and determine that when businesses open up get rid of the signs and then it is free range.

City Manager Whitt explained it is public parking and that may be an option but he will not make that determination tonight, he will not tell anyone how to run or promote their business getting into a first amendment right debate. Manager Whitt explained if there is no cooperation from the businesses then the city will make the signs illegal and or generate a traffic order for removal. Manager Whitt said he believes the businesses can get along and cooperate for the parking.

Ms. Dunn said they are going through litigation right now with Green House and Jerry Millen and cannot have any contact with them, so it all has to go through the city that is why she called in.

City Manager Whitt explained it would be best to then set up a meeting at her convenience to discuss and make it work for her and all the businesses downtown. Manager Whitt explained he will not shut businesses down he wants everyone to open, everyone is trying to make a living.

Aaron Birdseye, 933 N Pontiac Trail – said his biggest issue is Mr. Whitt saying there has not been a major catastrophe during COVID 19. He said a major catastrophe did occur with a tree being cut down above Delphine Hall's and Dennis drove around, it is recorded on camera, and he did not intervene. Mr. Birdseye said there are all sorts of other things that come into play like gun violence. Mr. Birdseye said why don't we worry about local business violence that seems like the issue here. Mr. Birdseye said we can sit here and commend the police and fire but once again, why were you Dennis, the Director of Public Safety driving by and not only in your charger but a blue two door DPW truck driven by Mr. Ladd. Casey Ambrose, Christy Ambrose and Linda Ackley all drove around. Driving by multiple times and watching pretending like you did not know. Jennifer Stuart once again you lied which would be why city is sanctioned and was subpoenaed from multiple depositions yesterday. It sounds like a conflict of interest which would be include the multiple lawsuits you are involved in as well. Lawsuits against residents and Nino's which is why we quote unquote cannot get along. It all seems self-explanatory but then if we don't agree with what the City Manager is saying which is very clear no one does; then why can't the term limit be put on before November. That is something that should have been on last November and then it should have been on in March and then it should have been on in August. But somehow our City Clerk, Jennifer Stuart messes up and pushes it back to November. This may be the option to getting rid of Dennis, Linda, and Casey.

City Manager Whitt explained that he has does not know this man. City Manager Whitt said he thought he saw him work at the corner gas station years ago and believes he is a party in some litigation. City Manager Whitt said this man just lied to the city council and stated he has never been in a DPW truck with Mr. Ladd.

City Manager Whitt said this man is claiming to have a video of me driving around in the DPW truck with Dan Ladd but that is a lie. City Manager Whitt states that did not happen. City Manager Whitt said he is aware of pending lawsuits alleging fraud and extortion. City Manager Whitt said there is no video of him driving around in a DPW truck the speaker made up that lie because there is no penalty. City Manager Whitt opined that this man is a party to several litigations.

City Attorney Vanerian said the City Clerk does not make the determination of when a ballot proposal goes on the ballot. Attorney Vanerian said that determination is made by the State Attorney General's office not the City Clerk or anyone else in Walled Lake. Attorney Vanerian explained anytime there is a charter amendment it must go to the state for approval to be reviewed by both the Governor's office and the Attorney General's office. Attorney Vanerian said the Attorney General's office is the authority that told the city the proposal could not go on the ballot until November 2020.

Mayor Ackley said the ballot proposal was handled according to law, there is a legal requirement.

Patricia Parson, Nino's Bakery, 115 E. Walled Lake Drive – said she spoke with Dennis Whitt on May 6th on the economic funds and he explained to me the economic stabilization fund was awarded for the \$3600 and in that conversation he stated, "I suppose you would be able to use it

for anything you would need” and then later said that we should use it for sidewalks. Ms. Parson’s said it was stated again at the DDA meeting and again tonight. Ms. Parson’s opined the economic stabilization fund is to assist owners with payroll mortgage and rent payments, utilities, and other business expenses brought on by the COVID 19 pandemic. Ms. Parson’s said this comes directly from the Oakland County Times. Ms. Parson’s asked why Mr. Whitt and Mr. Ambrose are telling us to use these funds to reduce sidewalk costs when it is supposed to be for COVID 19 expenses.

City Manager Whitt said you can use it for what you want, what you are required to use it for. Mr. Whitt said it is not mandatory the money be used for sidewalks, but it was brought up. Mr. Whitt explained to the extent that you need to participate or contribute to the sidewalk development to make it happen you adjust your finances. Manager Whitt said the money is not granted to fix the sidewalks and that is not the nature of what he was trying to say to Ms. Parson’s, even if that is the way she interpreted it. Mr. Whitt said we are trying to help and provide the businesses money get their doors open. Manager Whitt said he thought the grants were a good thing for the businesses downtown, if not that is the best that can be done.

Jerry Millen, Green House – said he wanted to address Mr. Birdseye. Mr. Millen said Mr. Birdseye calls in and harasses individuals at the Tiki bar and impersonates him. Mr. Millen said it was strange Mr. Birdseye uses an address for a dispensary that did not get a license from the city but yet lives in another county. Mr. Millen said there are deep emotional mental issues with this individual. Mr. Millen said there are two sides to every story. Mr. Millen said the tree was clearly in his property and he spent almost \$800 to have the property surveyed. Mr. Millen said the survey proved the tree was on his property.

Mr. Millen said he was being extorted for \$10,000 a month from the Hall’s. Mr. Millen said the Hall’s wanted him to pay them \$10,000 a month to use the property which they already rented to someone else. Mr. Millen said the tree was removed clearly from his property and opined that for Council Member Costanzo to stand by and watch it happen over top of this poor lady and do nothing about it seems to him like nothing more than a political stunt for Council Member Costanzo’s re election next year. Mr. Millen said Mr. Costanzo came out for a couple of photo opportunities, yet he did nothing to help Mrs. Hall. Mr. Millen explained that he had a legal right to remove a tree that was destroying his parking lot.

Neal Wolfson thanked Jerry Millen for his donation to Riley Park. Mr. Wolfson said council made a good decision on the trail. Mr. Wolfson thanked the police and fire department for the great job they are doing. Mr. Wolfson thanked the city manager and council for their hard work over the last ten years getting the city through the financial crisis that was placed on the city several years ago. Mr. Wolfson said it has not been easy and it’s been a lot of work, but City Manager and Council accepted it whereas some people don’t accept it and just want to cause problems. Mr. Wolfson said he is on the Planning Commission and Walled Lake is going to move forward working together, it will be a great Walled Lake.

ADJOURNMENT

Meeting adjourned at 10:30 p.m.

Jennifer A. Stuart, City Clerk

Linda S. Ackley, Mayor

History: Chapter 6, The Council: Procedure and Miscellaneous Powers and Duties: *Section 6.7 (a) A journal of the proceedings of each meeting shall be kept in the English language by the Clerk and shall be signed by the presiding officer and Clerk of the meeting.*

Monthly Violation Summary
May 2020



Search Criteria:

Month :	May
Year :	2020
Citation Type:	Both
Violation Type:	No Warning(s)
Range One:	00:00 - 07:59
Range Two:	08:00 - 15:59
Range Three:	16:00 - 23:59
Include Court Approved Only?	Yes
Count Secondary Officer's Violation?	Yes
Report ID:	270857
Saved:	No
Run By:	SHAKINAS, PAUL

Monthly Violation Summary

May 2020

Violation Description	Count	Percentage	Accident	TIME RANGE			YTD
				One	Two	Three	
ALL OTHERS							
ASSAULT	1	9.09 %	0	0	0	1	1
ASSAULT & BATTERY - DOMESTIC (1ST)	0	0 %	0	0	0	0	1
CARELESS DRIVING	1	9.09 %	0	0	0	1	1
CONTROLLED SUBSTANCES	1	9.09 %	0	0	0	1	2
DISOBEY TRAF SIGNAL (RAN AMBER OR RED LIGHT;RIGHT TURN THRU RED LIGHT W/O STOP)	0	0 %	0	0	0	0	6
DISOBEYED STOP SIGN-FAILED TO STOP AT STOP INTERSECTION	0	0 %	0	0	0	0	1
DISOBEYED TRAFFIC CONTROL DEVICE	0	0 %	0	0	0	0	5
DISORDERLY/INTOXICATION	1	9.09 %	0	0	0	1	1
DOMESTIC VIOLENCE	1	9.09 %	0	0	0	1	5
DROVE WHILE LICENSE NOT VALID OR IMPR LICENSE (NO LICENSE NEVER APPLIED)	0	0 %	0	0	0	0	4
DROVE WHILE LICENSE SUSPENDED/REVOKED/DENIED	0	0 %	0	0	0	0	3
DROVE WHILE UNLICENSED (DROVE W/O OBTAINING LICENSE W/IN 3 YEARS)	0	0 %	0	0	0	0	1
EQUIPMENT VIOLATION: FAILED TO MAINTAIN EQUIPMENT	0	0 %	0	0	0	0	1
EQUIPMENT VIOLATION: NO LICENSE PLATE LIGHTS	0	0 %	0	0	0	0	1
EQUIPMENT VIOLATION: ONE HEADLIGHT	0	0 %	0	0	0	0	1
FAIL TO YIELD WHEN TURNING LEFT	0	0 %	0	0	0	0	1
FAIL TO YIELD: ONCOMING TRF; RIGHT OF WAY; R.O.W. TO VEH ON RT; AT STOP SIGN; DID NOT OBSERVE TRAF	0	0 %	0	0	0	0	4
FAILED TO REPORT ACCIDENT (PERSONAL INJURY/PROPERTY DAMAGE)	0	0 %	0	0	0	0	3
FAILED TO STOP WITHIN ASSURED CLEAR DISTANCE	0	0 %	0	0	0	0	4
FAILED TO YIELD TO EMERGENCY VEHICLE	0	0 %	0	0	0	0	1
NO INSURANCE - CIVIL INFRACTION	1	9.09 %	0	0	0	1	2
NO PROOF OF INSURANCE	0	0 %	0	0	0	0	8

Monthly Violation Summary

May 2020

OPERATING WHILE INTOXICATED	1	9.09 %	0	0	0	1	2
OPERATING WHILE READING, TYPING OR SENDING A TEXT MESSAGE	0	0 %	0	0	0	0	1
PARKING-FIRE LANE	0	0 %	0	0	0	0	1
PARKING-HANDICAP	0	0 %	0	0	0	0	5
REGISTRATION/PLATE VIOL: DROVE UNREGISTERED VEHICLE	1	9.09 %	0	0	0	1	1
REGISTRATION/PLATE VIOL: EXPIRED PLATES	0	0 %	0	0	0	0	3
REGISTRATION/PLATE VIOL: IMPROPER PLATES	1	9.09 %	0	0	0	1	1
REGISTRATION/PLATE VIOL: NO REGISTRATION ON PERSON	0	0 %	0	0	0	0	1
RESIST/OBSTRUCT/HINDER/INTERFERE W/POLICE	0	0 %	0	0	0	0	1
SPEEDING 01-05 OVER	0	0 %	0	0	0	0	6
SPEEDING 16-20 OVER	0	0 %	0	0	0	0	2
SPEEDING 26-30 OVER	0	0 %	0	0	0	0	1
SPEEDING 31-35 OVER	0	0 %	0	0	0	0	1
UNAUTHORIZED OR IMPROPER USE OF LIGHTS (FAILED TO TURN ON LIGHTS AFTER SUNSET; DROVE WITHOUT LIGHTS)	1	9.09 %	0	0	0	1	1
UNDER 21 PURCHASE/CONSUME/POSSESS ALCOHOL-1ST OFFENSE (CIVIL INFRACTION)	1	9.09 %	0	1	0	0	2
VIOLATION OF GOVERNOR'S EMERGENCY ORDER	0	0 %	0	0	0	0	7
Total **ALL OTHERS**	11	100 %	0	1	0	10	93
Total Violations	11		0	1	0	10	93
Total Tickets	6		0	1	0	5	76

CLR-065 Monthly Summary Of Offenses (WL)



Search Criteria: (This report counts for offenses but excludes UCR status of 'Unfounded'.)

Month: May
Year: 2020

CLR-065 Monthly Summary Of Offenses (WL)

----- All Offenses that were Attempted or Completed -----								A R R E S T S -----					
CLASS	Description	May/2020	May/2019	% CHG	YTD 2020	YTD 2019	% CHG	ADULT		JUV		Total	
								May/2020	YTD	May/2020	YTD	May	YTD
09001	MURDER/NONNEGLIGENT MANSLAUGHTER (VOLUNTARY)	0	0	0%	0	0	0%	0	0	0	0	0	0
09002	NEGLIGENT HOMICIDE/MANSLAUGHTER (INVOLUNTARY)	0	0	0%	0	0	0%	0	0	0	0	0	0
09004	JUSTIFIABLE HOMICIDE	0	0	0%	0	0	0%	0	0	0	0	0	0
09005	DEATH INVOLVING USE OF FORCE BY LAW ENFORCEMENT	0	0	0%	0	0	0%	0	0	0	0	0	0
09006	IN-CUSTODY DEATH	0	0	0%	0	0	0%	0	0	0	0	0	0
10001	KIDNAPPING/ABDUCTION	0	0	0%	0	0	0%	0	0	0	0	0	0
10002	PARENTAL KIDNAPPING	0	0	0%	0	0	0%	0	0	0	0	0	0
11001	SEXUAL PENETRATION PENIS/VAGINA -CSC 1ST DEGREE	0	0	0%	0	0	0%	0	0	0	0	0	0
11002	SEXUAL PENETRATION PENIS/VAGINA -CSC 3RD DEGREE	0	0	0%	0	0	0%	0	0	0	0	0	0
11003	SEXUAL PENETRATION ORAL/ANAL -CSC 1ST DEGREE	0	0	0%	0	0	0%	0	0	0	0	0	0
11004	SEXUAL PENETRATION ORAL/ANAL -CSC 3RD DEGREE	0	0	0%	0	0	0%	0	0	0	0	0	0
11005	SEXUAL PENETRATION OBJECT -CSC 1ST DEGREE	0	0	0%	0	0	0%	0	0	0	0	0	0
11006	SEXUAL PENETRATION OBJECT -CSC 3RD DEGREE	0	0	0%	0	0	0%	0	0	0	0	0	0
11007	SEXUAL CONTACT FORCIBLE -CSC 2ND DEGREE	1	0	0%	1	0	0%	0	0	0	0	0	0
11008	SEXUAL CONTACT FORCIBLE -CSC 4TH DEGREE	0	0	0%	1	0	0%	0	0	0	0	0	0
12000	ROBBERY	0	0	0%	0	1	-100%	0	0	0	0	0	0
12001	ROBBERY	0	0	0%	0	0	0%	0	0	0	0	0	0
13001	NONAGGRAVATED ASSAULT	4	2	100%	17	11	54.54%	2	7	0	0	2	7
13002	AGGRAVATED/FELONIOUS ASSAULT	0	0	0%	0	4	-100%	0	1	0	0	0	1
13003	INTIMIDATION/STALKING	3	1	200%	5	7	-28.5%	0	0	0	0	0	0
20000	ARSON	0	0	0%	0	0	0%	0	0	0	0	0	0
21000	EXTORTION	0	0	0%	0	0	0%	0	0	0	0	0	0

CLR-065 Monthly Summary Of Offenses (WL)

----- All Offenses that were Attempted or Completed -----								A R R E S T S -----					
CLASS	Description	May/2020	May/2019	% CHG	YTD 2020	YTD 2019	% CHG	ADULT		JUV		Total	
								May/2020	YTD	May/2020	YTD	May	YTD
22001	BURGLARY -FORCED ENTRY	0	1	-100%	1	2	-50%	0	0	0	0	0	0
22002	BURGLARY -ENTRY WITHOUT FORCE (Intent to Commit)	1	0	0%	2	0	0%	0	0	0	0	0	0
23001	LARCENY -POCKETPICKING	0	0	0%	0	0	0%	0	0	0	0	0	0
23002	LARCENY -PURSES/NATCHING	0	0	0%	0	0	0%	0	0	0	0	0	0
23003	LARCENY -THEFT FROM BUILDING	2	0	0%	10	3	233.3%	0	1	0	0	0	1
23004	LARCENY -THEFT FROM COIN-OPERATED MACHINE/DEVICE	0	0	0%	0	0	0%	0	0	0	0	0	0
23005	LARCENY -THEFT FROM MOTOR VEHICLE	0	0	0%	1	3	-66.6%	0	0	0	0	0	0
23006	LARCENY -THEFT OF MOTOR VEHICLE PARTS/ACCESSORIES	0	0	0%	0	0	0%	0	0	0	0	0	0
23007	LARCENY -OTHER	2	2	0%	5	8	-37.5%	0	0	0	0	0	0
24001	MOTOR VEHICLE THEFT	0	0	0%	1	1	0%	0	0	0	0	0	0
24002	MOTOR VEHICLE, AS STOLEN PROPERTY	0	0	0%	2	0	0%	0	0	0	0	0	0
24003	MOTOR VEHICLE FRAUD	0	0	0%	0	0	0%	0	0	0	0	0	0
25000	FORGERY/COUNTERFEITING	0	0	0%	1	0	0%	0	0	0	0	0	0
26001	FRAUD -FALSE PRETENSE/SWINDLE/CONFIDENCE GAME	0	1	-100%	5	4	25%	0	0	0	0	0	0
26002	FRAUD -CREDIT CARD/AUTOMATIC TELLER MACHINE	0	1	-100%	3	7	-57.1%	0	0	0	0	0	0
26003	FRAUD -IMPERSONATION	0	0	0%	0	0	0%	0	0	0	0	0	0
26004	FRAUD -WELFARE FRAUD	0	0	0%	0	0	0%	0	0	0	0	0	0
26005	FRAUD -WIRE FRAUD	0	1	-100%	1	1	0%	0	0	0	0	0	0
26007	FRAUD - IDENTITY THEFT	1	0	0%	2	6	-66.6%	0	0	0	0	0	0
26008	FRAUD - HACKING/COMPUTER INVASION	0	0	0%	0	0	0%	0	0	0	0	0	0
27000	EMBEZZLEMENT	0	0	0%	0	0	0%	0	0	0	0	0	0
28000	STOLEN PROPERTY	0	0	0%	0	0	0%	0	0	0	0	0	0
29000	DAMAGE TO PROPERTY	2	1	100%	7	6	16.66%	0	0	0	0	0	0
30001	RETAIL FRAUD -MISREPRESENTATION	0	0	0%	0	0	0%	0	0	0	0	0	0

CLR-065 Monthly Summary Of Offenses (WL)

----- All Offenses that were Attempted or Completed -----								A R R E S T S -----					
CLASS	Description	May/2020	May/2019	% CHG	YTD 2020	YTD 2019	% CHG	ADULT		JUV		Total	
								May/2020	YTD	May/2020	YTD	May	YTD
30002	RETAIL FRAUD -THEFT	0	0	0%	0	1	-100%	0	0	0	0	0	0
30003	RETAIL FRAUD -REFUND/EXCHANGE	0	0	0%	0	0	0%	0	0	0	0	0	0
30004	ORGANIZED RETAIL FRAUD	0	0	0%	0	0	0%	0	0	0	0	0	0
35001	VIOLATION OF CONTROLLED SUBSTANCE ACT	1	0	0%	4	1	300%	1	2	0	0	1	2
35002	NARCOTIC EQUIPMENT VIOLATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
36001	SEXUAL PENETRATION NONFORCIBLE - BLOOD/AFFINITY	0	0	0%	0	0	0%	0	0	0	0	0	0
36002	SEXUAL PENETRATION NONFORCIBLE -OTHER	0	0	0%	0	0	0%	0	0	0	0	0	0
37000	OBSCENITY	0	0	0%	0	0	0%	0	0	0	0	0	0
39001	GAMBLING- BETTING/WAGERING	0	0	0%	0	0	0%	0	0	0	0	0	0
39002	GAMBLING- OPERATING/PROMOTING/ASSISTING	0	0	0%	0	0	0%	0	0	0	0	0	0
39003	GAMBLING -EQUIPMENT VIOLATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
39004	GAMBLING -SPORTS TAMPERING	0	0	0%	0	0	0%	0	0	0	0	0	0
40001	COMMERCIALIZED SEX -PROSTITUTION	0	0	0%	0	0	0%	0	0	0	0	0	0
40002	COMMERCIALIZED SEX -ASSISTING/PROMOTING PROSTITUTION	0	0	0%	0	0	0%	0	0	0	0	0	0
40003	HUMAN TRAFFICKING - PURCHASING PROSTITUTION	0	0	0%	0	0	0%	0	0	0	0	0	0
51000	BRIBERY	0	0	0%	0	0	0%	0	0	0	0	0	0
52001	WEAPONS OFFENSE- CONCEALED	0	0	0%	1	0	0%	0	0	0	0	0	0
52002	WEAPONS OFFENSE -EXPLOSIVES	0	0	0%	0	0	0%	0	0	0	0	0	0
52003	WEAPONS OFFENSE -OTHER	0	0	0%	1	0	0%	0	0	0	0	0	0
64001	HUMAN TRAFFICKING - COMMERCIAL SEX ACTS	0	0	0%	0	0	0%	0	0	0	0	0	0
64002	HUMAN TRAFFICKING - INVOLUNTARY SERVITUDE	0	0	0%	0	0	0%	0	0	0	0	0	0
72000	ANIMAL CRUELTY	0	0	0%	0	0	0%	0	0	0	0	0	0
Group A Totals		17	10	70%	71	66	7.575%	3	11	0	0	3	11
01000	SOVEREIGNTY	0	0	0%	0	0	0%	0	0	0	0	0	0
02000	MILITARY	0	0	0%	0	0	0%	0	0	0	0	0	0
03000	IMMIGRATION	0	0	0%	0	0	0%	0	0	0	0	0	0

CLR-065 Monthly Summary Of Offenses (WL)

----- All Offenses that were Attempted or Completed -----								A R R E S T S -----					
CLASS	Description	May/2020	May/2019	% CHG	YTD 2020	YTD 2019	% CHG	ADULT		JUV		Total	
								May/2020	YTD	May/2020	YTD	May	YTD
09003	NEGLIGENT HOMICIDE -VEHICLE/BOAT	0	0	0%	0	0	0%	0	0	0	0	0	0
14000	ABORTION	0	0	0%	0	0	0%	0	0	0	0	0	0
22003	BURGLARY - UNLAWFUL ENTRY (NO INTENT)	0	0	0%	0	0	0%	0	0	0	0	0	0
22004	POSSESSION OF BURGLARY TOOLS	0	0	0%	0	0	0%	0	0	0	0	0	0
26006	FRAUD -BAD CHECKS	0	0	0%	2	0	0%	0	0	0	0	0	0
36003	PEEPING TOM	0	0	0%	0	0	0%	0	0	0	0	0	0
36004	SEX OFFENSE -OTHER	0	0	0%	2	1	100%	0	0	0	0	0	0
38001	FAMILY -ABUSE/NEGLECT NONVIOLENT	0	0	0%	0	0	0%	0	0	0	0	0	0
38002	FAMILY -NONSUPPORT	0	0	0%	0	0	0%	0	0	0	0	0	0
38003	FAMILY -OTHER	0	0	0%	0	0	0%	0	0	0	0	0	0
41001	LIQUOR LICENSE -ESTABLISHMENT	0	0	0%	0	0	0%	0	0	0	0	0	0
41002	LIQUOR VIOLATIONS -OTHER	0	0	0%	1	0	0%	0	0	0	0	0	0
42000	DRUNKENNESS	0	0	0%	0	0	0%	0	0	0	0	0	0
48000	OBSTRUCTING POLICE	0	0	0%	1	2	-50%	0	1	0	0	0	1
49000	ESCAPE/FLIGHT	0	0	0%	0	0	0%	0	0	0	0	0	0
50000	OBSTRUCTING JUSTICE	0	1	-100%	0	4	-100%	0	0	0	0	0	0
53001	DISORDERLY CONDUCT	1	0	0%	4	1	300%	0	0	0	0	0	0
53002	PUBLIC PEACE -OTHER	2	2	0%	6	7	-14.2%	0	1	0	0	0	1
54001	HIT and RUN MOTOR VEHICLE ACCIDENT	0	0	0%	0	2	-100%	0	0	0	0	0	0
54002	OPERATING UNDER THE INFLUENCE OF LIQUOR OR DRUGS	1	1	0%	12	5	140%	1	10	0	0	1	10
55000	HEALTH AND SAFETY	0	0	0%	0	0	0%	0	0	0	0	0	0
56000	CIVIL RIGHTS	0	0	0%	0	0	0%	0	0	0	0	0	0
57001	TRESPASS	0	0	0%	1	0	0%	0	0	0	0	0	0
57002	INVASION OF PRIVACY -OTHER	0	0	0%	1	0	0%	0	0	0	0	0	0
58000	SMUGGLING	0	0	0%	0	0	0%	0	0	0	0	0	0
59000	ELECTION LAWS	0	0	0%	0	0	0%	0	0	0	0	0	0
60000	ANTITRUST	0	0	0%	0	0	0%	0	0	0	0	0	0

CLR-065 Monthly Summary Of Offenses (WL)

----- All Offenses that were Attempted or Completed -----								A R R E S T S -----					
CLASS	Description	May/2020	May/2019	% CHG	YTD 2020	YTD 2019	% CHG	ADULT		JUV		Total	
								May/2020	YTD	May/2020	YTD	May	YTD
61000	TAX/REVENUE	0	0	0%	0	0	0%	0	0	0	0	0	0
62000	CONSERVATION	0	0	0%	0	0	0%	0	0	0	0	0	0
63000	VAGRANCY	0	0	0%	0	0	0%	0	0	0	0	0	0
70000	JUVENILE RUNAWAY	0	0	0%	2	1	100%	0	0	0	0	0	0
73000	MISCELLANEOUS CRIMINAL OFFENSE	0	1	-100%	14	1	1300%	0	1	0	0	0	1
75000	SOLICITATION	0	0	0%	0	0	0%	0	0	0	0	0	0
77000	CONSPIRACY (ALL CRIMES)	0	0	0%	0	0	0%	0	0	0	0	0	0
Group B Totals		4	5	-20%	46	24	91.66%	1	13	0	0	1	13
2800	JUVENILE OFFENSES AND COMPLAINTS	1	1	0%	1	2	-50%	0	0	0	0	0	0
2900	TRAFFIC OFFENSES	3	3	0%	29	33	-12.1%	0	6	0	0	0	6
3000	WARRANTS	0	14	-100%	5	35	-85.7%	0	4	0	0	0	4
3100	TRAFFIC CRASHES	11	19	-42.1%	79	100	-21%	0	0	0	0	0	0
3200	SICK / INJURY COMPLAINT	24	20	20%	102	90	13.33%	0	0	0	0	0	0
3300	MISCELLANEOUS COMPLAINTS	164	224	-26.7%	910	1200	-24.1%	0	0	0	0	0	0
3400	WATERCRAFT COMPLAINTS / ACCIDENTS	1	0	0%	1	1	0%	0	0	0	0	0	0
3500	NON - CRIMINAL COMPLAINTS	68	91	-25.2%	362	637	-43.1%	0	0	0	0	0	0
3600	SNOWMOBILE COMPLAINTS / ACCIDENTS	0	0	0%	0	0	0%	0	0	0	0	0	0
3700	MISCELLANEOUS TRAFFIC COMPLAINTS	48	173	-72.2%	316	762	-58.5%	0	0	0	0	0	0
3800	ANIMAL COMPLAINTS	4	6	-33.3%	22	23	-4.34%	0	0	0	0	0	0
3900	ALARMS	18	23	-21.7%	89	98	-9.18%	0	0	0	0	0	0
	MISCELLANEOUS TRAFFIC COMPLAINTS	0	0	0%	0	0	0%	0	0	0	0	0	0
	MISCELLANEOUS COMPLAINTS	0	0	0%	0	0	0%	0	0	0	0	0	0
	ALARMS	0	0	0%	0	0	0%	0	0	0	0	0	0
	NON - CRIMINAL COMPLAINTS	0	0	0%	0	0	0%	0	0	0	0	0	0
	TRAFFIC CRASHES	0	0	0%	0	0	0%	0	0	0	0	0	0
	TRAFFIC OFFENSES	0	0	0%	0	0	0%	0	0	0	0	0	0
	ANIMAL COMPLAINTS	0	0	0%	0	0	0%	0	0	0	0	0	0
	SICK / INJURY COMPLAINT	0	0	0%	0	0	0%	0	0	0	0	0	0

CLR-065 Monthly Summary Of Offenses (WL)

Group C Totals		342	574	-40.4%	1916	2981	-35.7%	0	10	0	0	0	10
2700	LOCAL ORDINANCES - GENERIC	0	0	0%	0	0	0%	0	0	0	0	0	0
4000	HAZARDOUS TRAFFIC CITATIONS / WARNINGS	2	0	0%	4	0	0%	0	0	0	0	0	0
4100	NON-HAZARDOUS TRAFFIC CITATIONS / WARNINGS	0	0	0%	2	1	100%	0	0	0	0	0	0
4200	PARKING CITATIONS	0	0	0%	1	1	0%	0	0	0	0	0	0
4300	LICENSE / TITLE / REGISTRATION CITATIONS	0	0	0%	4	1	300%	0	1	0	0	0	1
4400	WATERCRAFT CITATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
4500	MISCELLANEOUS A THROUGH UUUU	0	0	0%	0	0	0%	0	0	0	0	0	0
4600	LIQUOR CITATIONS / SUMMONS	1	0	0%	1	0	0%	0	0	0	0	0	0
4700	COMMERCIAL VEHICLE CITATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
4800	LOCAL ORDINANCE WARNINGS	0	0	0%	0	0	0%	0	0	0	0	0	0
4900	TRAFFIC WARNINGS	0	0	0%	0	0	0%	0	0	0	0	0	0
	MISCELLANEOUS A THROUGH UUUU	0	0	0%	0	0	0%	0	0	0	0	0	0
	LOCAL ORDINANCES - GENERIC	0	0	0%	0	0	0%	0	0	0	0	0	0
	HAZARDOUS TRAFFIC CITATIONS / WARNINGS	0	0	0%	0	0	0%	0	0	0	0	0	0
	WATERCRAFT CITATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
	TRAFFIC WARNINGS	0	0	0%	0	0	0%	0	0	0	0	0	0
Group D Totals		3	0	0%	12	3	300%	0	1	0	0	0	1
5000	FIRE CLASSIFICATIONS	0	1	-100%	1	1	0%	0	0	0	0	0	0
5100	18A STATE CODE FIRE CLASSIFICATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
	18A STATE CODE FIRE CLASSIFICATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
	FIRE CLASSIFICATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
Group E Totals		0	1	-100%	1	1	0%	0	0	0	0	0	0
6000	MISCELLANEOUS ACTIVITIES (6000)	1	0	0%	1	0	0%	0	0	0	0	0	0
6100	MISCELLANEOUS ACTIVITIES (6100)	0	0	0%	1	6	-83.3%	0	0	0	0	0	0
6200	ARREST ASSIST	0	0	0%	0	0	0%	0	0	0	0	0	0
6300	CANINE ACTIVITIES	0	0	0%	0	0	0%	0	0	0	0	0	0
6500	CRIME PREVENTION ACTIVITIES	0	0	0%	0	0	0%	0	0	0	0	0	0
6600	COURT / WARRANT ACTIVITIES	0	0	0%	0	0	0%	0	0	0	0	0	0
6700	INVESTIGATIVE ACTIVITIES	7	9	-22.2%	21	22	-4.54%	0	0	0	0	0	0

CLR-065 Monthly Summary Of Offenses (WL)

----- All Offenses that were Attempted or Completed -----							A R R E S T S -----						
CLASS	Description	May/2020	May/2019	% CHG	YTD 2020	YTD 2019	% CHG	ADULT		JUV		Total	
								May/2020	YTD	May/2020	YTD	May	YTD
	MISCELLANEOUS ACTIVITIES (6000)	0	0	0%	0	0	0%	0	0	0	0	0	0
	CANINE ACTIVITIES	0	0	0%	0	0	0%	0	0	0	0	0	0
	INVESTIGATIVE ACTIVITIES	0	0	0%	0	0	0%	0	0	0	0	0	0
	COURT / WARRANT ACTIVITIES	0	0	0%	0	0	0%	0	0	0	0	0	0
	MISCELLANEOUS ACTIVITIES (6100)	0	0	0%	0	0	0%	0	0	0	0	0	0
	Group F Totals	8	9	-11.1%	23	28	-17.8%	0	0	0	0	0	0
8000	MISCELLANEOUS DEALER ACTIVITIES	0	0	0%	0	0	0%	0	0	0	0	0	0
	Group I Totals	0	0	0%	0	0	0%	0	0	0	0	0	0
	Totals for all Groups	374	599	-37.5%	2069	3103	-33.3%	4	35	0	0	4	35

Walled Lake Fire Department Monthly Report

MAY 2020

June 10, 2020

TO: L. Dennis Whitt-City Manager

FROM: James Coomer- Fire Chief

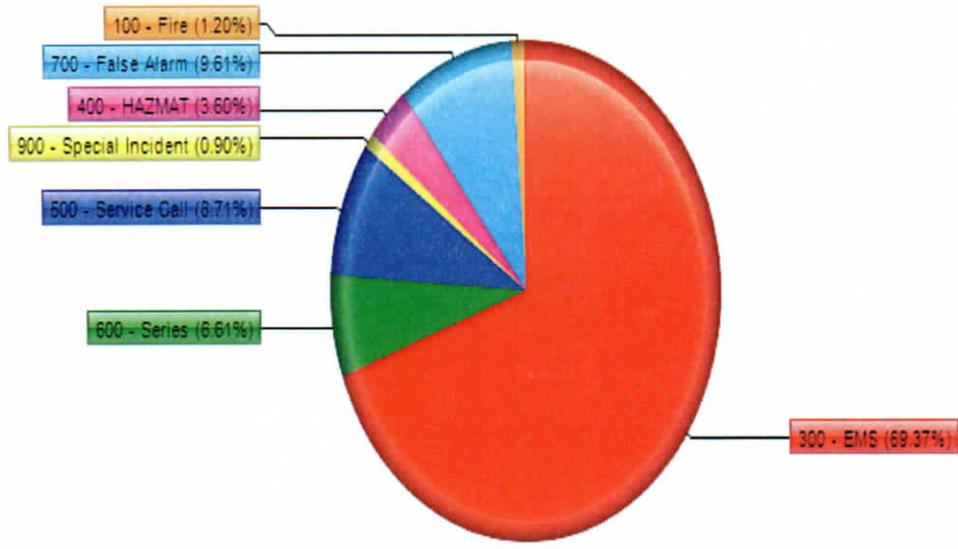
RE: Summary of Fire Activities for the Month of May 2020

Attached you will find a report of activities as they relate to the Walled Lake Fire Department for the Month of May 2020.

- The Fire Department responded to 63 calls for service in May averaging 4 Firefighters per call with a response time of 4 minutes 9 seconds.
- Firefighter training in the month of May consisted of three training sessions. Defensive engine strategies were practiced during timed evolutions. This drill fine tunes skills of firefighters using hydrants, deploying large amounts of water quickly. Firefighters each year qualify to drive apparatus by participating in driving apparatus through a variety of obstacles called the Drivers Rodeo. Drills are prepared and monitored by Department State certified instructors.
- Apparatus received their annual third-party preventative maintenance and Department of Transportation (DOT) inspection. Engine 23 (1999 Seagraves) did not pass the DOT inspection due to the amount of corrosion to frame. Weight has been reduced from apparatus and the response has been limited to second due on structure fires.
- The Month of May and September we power wash all apparatus and then wax to maintain the life of the vehicles.
- During the stay at home order, Firefighters participated in several birthday fire truck parades.

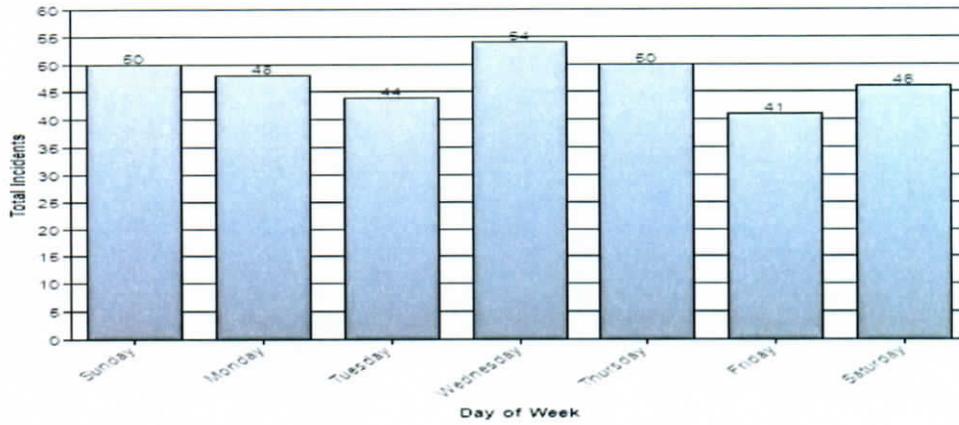
**WALLED LAKE FIRE DEPARTMENT
INCIDENT STATISTICS
May 2020**

INCIDENT TYPE	May	2020	2019	2018
TOTAL INCIDENTS	63	333	943	992
Fire	0	4	20	27
EMS/Rescue	44	232	560	533
Hazardous Condition	3	13	37	43
Service Call	10	25	114	120
Good Intent series	1	23	123	209
False Alarms	5	31	81	54
COVID -19	6	32	0	0
Other/Special Incidents	0	3	8	6
Ambulance Transports	14	78	196	178
Mutual Aid Information				
Mutual Aid Given	0	7	31	31
Mutual Aid Received	0	3	10	10
Response Time/Staff				
Average Response Time	4.90	5.04	4.49	4.50
Average Staff Per Call	4.12	4.21	5.00	3.97

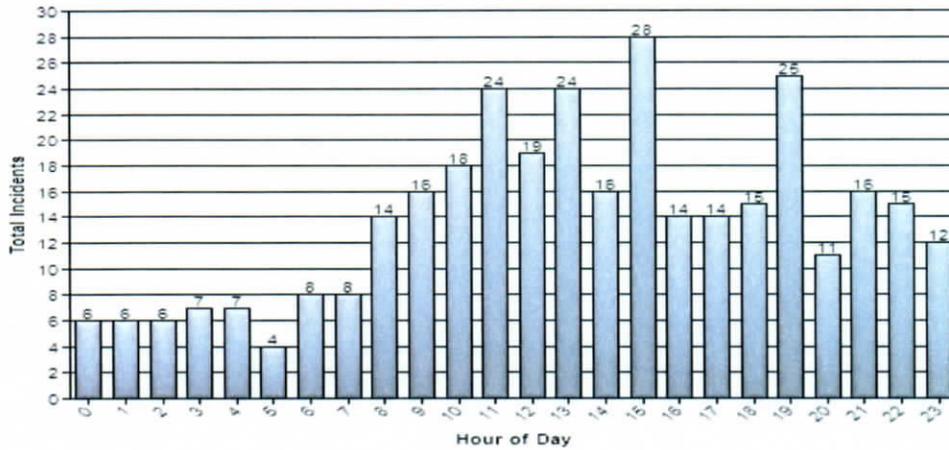


**WALLED LAKE FIRE DEPARTMENT
INCIDENT STATISTICS
May 2020**

Monthly Breakdown of Incidents



Hourly Breakdown of Incidents



DEPARTMENT APPARATUS					
Apparatus	Mileage	Last Month	Total Miles	Apr-20	YTD
Utility 1	57594	57347	247	56559	1035
Utility 2	35400	35236	164	33054	2346
Rescue 1	5218	4973	245	4184	1034
Squad 19	18956	18670	370	17091	1643
Engine 23	35427	35388	39	35162	265
Ladder 1	32641	32495	146	30735	1906

**WALLED LAKE FIRE DEPARTMENT
TRAINING/FIRE PREVENTION
MAY 2020**

TRAINING HOURS	CURRENT MONTH
Scheduled Department Training Drills	3
Total Scheduled Dept Training Hours	8.75
Total Attendance Scheduled Drills	23
Total Scheduled Training Manhours	68.5
Supplemental/On Duty Training Man Hours	50
Outside Training Count	0
Outside Training Manhours	0
Online Training Manhours	15
Total Training Manhours for this month	133.5
Last Months Y.T.D. Manhours	612
Total Manhours Y.T.D.	745.5

Scheduled Department Training	Date	Hours	Attendance	Total Man Hours
NFPA 1410 drills - defensive attack E23 & L1 with 2.5" hose	AM Drill 6-May	3	13	39
NFPA 1410 drills - defensive attack E23 & L1 with 2.5" hose	PM Drill 6-May	2.5	4	10
Annual drivers training cone course	17-May	3.25	6	19.5
Total		8.75	23	68.5
Supplemental / On Duty Training	Date	Hours	Attendance	Total Man Hours
Area familiarization/building construction - Beachwood sub home	3-May	0.5	4	2
Engine Operations : Booster Tank to Hydrant Operations	3-May	1	4	4
Aerial Ladder Operations	10-May	2	3	6
Probationary Checklist - EMS training - Narcan/Epi/iGel	14-May	2	2	4
Officer Staff Meeting	20-May	6	2	12
Ground Ladder Training	28-May	2	2	4
Total				18
				50
Outside Training	Date	Hours	Attendance	Total Man Hours
Suspended due to COVID-19 Precautions				0
Total				0
Target solutions/American CME online training				Total Man Hours
Various online self assigned training sessions				15

FIRE PREVENTION ACTIVITY

Category	Current Month Active	Last Month Year to Date	Year to Date
Fire Safety Inspections	1	6	7
Violations	0	28	28
Fire Safety Re-Inspections	0	4	4
Violations Corrected	0	6	6
Suppression Acceptance Test	0	0	0
Fire Alarm Acceptance Test	0	0	0
Certificate of Occupancy Inspections	1	3	4
Fire Investigations	1	1	2
Plan reviews	3	17	20
Other	0	13	13
Public Education Events	0	3	3
Total	6	81	87



City of Walled Lake

June 16, 2020

GOVERNMENT WIDE EXPENDITURES

CHECK NUMBERS: 116988 - 117092
ACH PAYMENTS: May 2020

	<u>Checks</u>	<u>ACH</u>	<u>Total</u>
GENERAL FUND	106,448.87	740.16	107,189.03
MAJOR ROADS FUND	-		-
LOCAL ROADS FUND	8,000.00		8,000.00
DRUG FORFEITURE	1,146.77		1,146.77
LIBRARY FUND	3,150.21		3,150.21
DEBT SERVICE FUND	-		-
DDA FUND	13,691.47		13,691.47
TRANSPORTATION FUND	-		-
REFUSE FUND	26,992.98		26,992.98
WATER & SEWER FUND	43.26		43.26
WATER CAPITAL FUND	-		-
TRUST AND AGENCY	5,258.42		5,258.42
MISC. PAYROLL	-		-
ACCRUED INSURANCE LIABILITIES	21,921.05		21,921.05
VENDOR EXPENDITURES	186,653.03	740.16	187,393.19

WARRANT REPORT 6-2020
PAGE 2 OF 2

<u>DEPARTMENT</u>	TOTAL	
	<u>OVERTIME</u>	<u>PAY IN LIEU</u>
City Manager (#172)	\$ -	\$ -
City Attorney (#210)	\$ -	\$ 60.00
Finance/ Treasurer (#212 & 253)	\$ -	\$ -
General (#218)	\$ -	\$ -
Clerk (#219)	\$ -	\$ -
Transportation (#588)	\$ -	\$ -
Police (#300)	\$ 4,052.46	\$ 1,150.00
Fire (#335)	\$ 5,191.46	\$ -
Public Works (#441)	\$ 819.52	\$ -
Library (#738)	\$ -	\$ 545.00
	<u>\$ 10,063.44</u>	<u>\$ 1,755.00</u>
EXPENSE ALLOWANCE/REIMBURSEMENTS	\$ 6,566.49	
SALARY & WAGES	\$ 290,393.65	
PAY IN LIEU	\$ 1,755.00	
OVERTIME	\$ 10,063.44	
GROSS PAYMENTS	\$ 308,778.58	
EMPLOYER FICA	\$ 22,696.05	
EMPLOYER PENSION	\$ 98,248.77	
EMPLOYER OPEB	\$ 6,226.00	
PAYROLL EXPENSES	\$ 127,170.82	
PERSONNEL EXPENDITURES	\$ 435,949.40	
VENDOR EXPENDITURES	\$ 187,393.19	
June 16, 2020	REPORTED EXPENDITURES	\$ 623,342.59

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
05/14/2020	PAYAB	204 (E)	WEX BANK	GAS AND OIL	732-000	335	740.16
				Total for fund 101 GENERAL FUND			740.16
TOTAL - ALL FUNDS							740.16

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
05/14/2020	PAYAB	116988	AIRGAS USA, LLC	LEASE RENEWAL 6/1/20 -5/31/21	728-000	335	720.13
				RENT CYL MED LARGE OXYGEN	728-000	335	21.00
				CHECK PAYAB 116988 TOTAL FOR FUND			<u>741.13</u>
05/14/2020	PAYAB	116989	ALLIANCE OF ROUGE COMMUNITIES	MEMBERSHIP/ANNUAL DUES	806-000	445	942.00
05/14/2020	PAYAB	116990	ASCENSION PROVIDENCE HOSPITAL	NALOXONE & EPI PENS	728-000	335	53.00
05/14/2020	PAYAB	116992	BENISTAR/UA - 6803	JUNE PAYMENT	717-000	736	512.00
05/14/2020	PAYAB	116994	BLUE WATER AQUATICS INC.	HIRAM SIMS PARK - WEED & ALGAE CONTROL	937-000	690	985.00
05/14/2020	PAYAB	116995	BUSINESS RADIO LICENSING	RENEWAL OF BUSINESS RADIO LICENSE	728-000	335	95.00
05/14/2020	PAYAB	116997	CARY THOMPSON	ASSISTANCE TO FIREFIGHTERS GRANT	829-000	335	1,500.00
05/14/2020	PAYAB	116998	COMCAST	05/16/2020 - 06/15/2020	920-000	335	29.81
05/14/2020	PAYAB	116999	COMCAST	05/05/2020 - 06/04/2020	920-000	300	14.90
05/14/2020	PAYAB	117000	COMCAST	05/16/2020 - 06/15/2020	920-000	335	108.35
05/14/2020	PAYAB	117001	CONSUMERS ENERGY	04/07/2020 - 05/04/2020	922-000	335	340.46
05/14/2020	PAYAB	117002	CONSUMERS ENERGY	HEAT	922-000	441	574.36
05/14/2020	PAYAB	117003	CONSUMERS ENERGY	HEAT	922-000	218	558.03
05/14/2020	PAYAB	117004	CONWAY SHIELD	GLOVES	728-000	335	835.50
05/14/2020	PAYAB	117005	DANS AUTO CLINIC	R&M VEHICLE 56-02	939-000	300	533.26
05/14/2020	PAYAB	117006	GALLS INCORPORATED	UNIFORMS	731-000	300	533.22
				UNIFORMS	731-000	300	306.65
				CHECK PAYAB 117006 TOTAL FOR FUND			<u>839.87</u>
05/14/2020	PAYAB	117008	HEATHER KOLKE	REIMBURSEMENT FOR FACE MASKS	728-000	300	207.79
05/14/2020	PAYAB	117009*#	MCKENNA ASSOCIATES INC	MONTHLY RETAINER	817-000	801	1,250.00
05/14/2020	PAYAB	117010	MICHIGAN STATE POLICE	SEX OFFENDER REGISTRY ENDING 4/30/20	829-000	300	60.00

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
05/14/2020	PAYAB	117011#	MURRAYS DISCOUNT AUTO STORES	R&M VEHICLE	939-000	300	45.99
				R&M VEHICLE	939-000	441	19.88
				CHECK PAYAB 117011 TOTAL FOR FUND			<u>65.87</u>
05/14/2020	PAYAB	117012	PAUL SHAKINAS	DIGITAL THERMOMETERS (3)	728-000	300	274.96
				DELL LAPTOPS REFERBISHED (2)	980-001	300	402.69
				DELL POWER SUPPLY/ ADAPTOR	980-001	300	21.08
				CHECK PAYAB 117012 TOTAL FOR FUND			<u>698.73</u>
05/14/2020	PAYAB	117013#	PRINTING SYSTEMS	A/P LASER CHECKS	727-000	218	335.93
				ELECTION SUPPLIES	728-000	262	41.40
				CHECK PAYAB 117013 TOTAL FOR FUND			<u>377.33</u>
05/14/2020	PAYAB	117014	ROCKET ENTERPRISE INC.	FLAGS	893-000	690	260.50
05/14/2020	PAYAB	117016	SITE ONE LANDSCAPE SUPPLY, LLC	SEED & STRAW FOR PARKS	728-000	690	126.90
				STRAW FOR PARKS	728-000	690	20.00
				CHECK PAYAB 117016 TOTAL FOR FUND			<u>146.90</u>
05/14/2020	PAYAB	117017	VERIZON WIRELESS	03/24/2020 - 04/23/2020	920-000	335	178.83
05/14/2020	PAYAB	117018	WEB MATTERS	WEBSITE MAINTENANCE	936-001	218	63.75
05/14/2020	PAYAB	117019	WEINGARTZ	R&M - EQUIPMENT	933-000	441	111.86
05/14/2020	PAYAB	117020	WEST SHORE FIRE INC	R&M VEHICLE - LADDER 1	939-000	335	220.00
05/21/2020	PAYAB	117021	ASCENSION MICHIGAN AT WORK	DOT PHYSICAL EXAM	829-000	441	62.00
05/21/2020	PAYAB	117022	ASCENSION MICHIGAN AT WORK	PHYSICAL & DRUG SCREENING	829-000	300	202.00
05/21/2020	PAYAB	117024	BRANDEN JOUSMA	REIMBURSEMENT FOR HAND SANITIZER	728-000	300	123.75
05/21/2020	PAYAB	117025	CONWAY SHIELD	HELMETS	980-000	335	1,761.60
				BOOTS	980-000	335	1,050.00
				CHECK PAYAB 117025 TOTAL FOR FUND			<u>2,811.60</u>

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
05/21/2020	PAYAB	117026	DELL MARKETING LP	COMPUTER & HARWARE	980-001	218	852.23
05/21/2020	PAYAB	117027	DIGIGRAPHX CO	UNIFORMS	731-000	300	182.00
05/21/2020	PAYAB	117028	DTE ENERGY	04/15/2020 - 05/14/2020	921-000	690	25.45
05/21/2020	PAYAB	117029	DTE ENERGY	ELECTRIC	921-000	690	33.66
05/21/2020	PAYAB	117031	DTE ENERGY	CITY WELCOME SIGNS	921-000	732	36.91
05/21/2020	PAYAB	117032	DTE ENERGY	ELECTRIC - DDA DISTRICT ST LIGHTS	924-000	448	58.45
05/21/2020	PAYAB	117033	DTE ENERGY	04/15/2020 - 05/14/2020	921-000	300	746.58
05/21/2020	PAYAB	117034	DTE ENERGY	CITY WELCOME SIGNS	921-000	732	39.07
05/21/2020	PAYAB	117035	DTE ENERGY	CITY WELCOME SIGNS	921-000	732	42.00
05/21/2020	PAYAB	117036	DTE ENERGY	ELECTRIC	921-000	335	679.15
05/21/2020	PAYAB	117037	DTE ENERGY	CITY WELCOME SIGNS	921-000	732	32.57
05/21/2020	PAYAB	117038	DTE ENERGY	ELECTRIC	921-000	441	50.24
05/21/2020	PAYAB	117039	DTE ENERGY	ELECTRIC	921-000	218	269.73
05/21/2020	PAYAB	117041	FEDERAL RESOURCES	TABLETS FOR ELECTROSTATIC SPRAYER	728-000	335	398.17
05/21/2020	PAYAB	117042	FIRING LINE	HANDGUN - GLOCK 43 X 9MM	983-000	300	435.00
05/21/2020	PAYAB	117043	GLENDA'S GARDEN CENTER	REEF FOR MEMORIAL DAY	893-000	690	399.99
05/21/2020	PAYAB	117044*#	GRID4 COMMUNICATIONS INC	05/16/2020 - 06/15/2020	920-000	218	507.56
				05/16/2020 - 06/15/2020	920-000	253	203.02
				05/16/2020 - 06/15/2020	920-000	300	304.54
				05/16/2020 - 06/15/2020	920-000	335	101.51
				05/16/2020 - 06/15/2020	920-000	371	507.57
				05/16/2020 - 06/15/2020	920-000	441	304.54
				CHECK PAYAB 117044 TOTAL FOR FUND			<u>1,928.74</u>
05/21/2020	PAYAB	117045	HURON VALLEY GUNS	UNIFORMS	731-000	335	103.98
05/21/2020	PAYAB	117046	J & B MEDICAL SUPPLY	BIOHAZARDOUS WASTE BAGS	728-000	335	67.58

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
				DISPOSABLE PROBE COVERS	728-000	335	39.20
				CHECK PAYAB 117046 TOTAL FOR FUND			<u>106.78</u>
05/21/2020	PAYAB	117047	JAY S WITHERELL	PRE-EMPLOYMENT PSYCHOLOGICAL EVALUATION	829-000	300	500.00
05/21/2020	PAYAB	117048*#	MADISON NATIONAL LIFE INSURANCE	INSURANCE - JUNE	718-000	300	348.50
05/21/2020	PAYAB	117049	MUNICIPAL CODE CORPORATION	PROOF FEE - REPLICATION	936-001	218	5,615.00
05/21/2020	PAYAB	117050	OAKLAND COUNTY TREAS CASH BLDG 12	FRMS DEPT. FEE JAN. - MAR. 2020	850-000	335	1,072.31
05/21/2020	PAYAB	117051	ROCKET ENTERPRISE, INC.	3 X 5 FLAGS (40)	893-000	690	783.50
				8 X 12 FLAGS (72)	893-000	690	122.50
				CHECK PAYAB 117051 TOTAL FOR FUND			<u>906.00</u>
05/21/2020	PAYAB	117052	SPRINT	04/07/2020 - 05/06/2020	920-000	300	136.66
05/21/2020	PAYAB	117053	TARGET SOLUTIONS LLC	MEMBERSHIP & MAINTENANCE FEE	958-000	335	1,245.00
05/21/2020	PAYAB	117054	TRUCK & TRAILER SPECIALTIES INC	CHAMPION REPLACEMENT CYLINDER	939-000	441	1,177.37
05/21/2020	PAYAB	117055	UNIVERSAL LED	REPAIR CHARGES FOR LED SIGN	933-000	300	375.00
05/21/2020	PAYAB	117056	WALDORF UNIVERSITY	EDUCATION & TRAINING	958-000	219	1,647.00
05/27/2020	PAYAB	117058*#	STATE OF MICHIGAN	BLDG BOND - KEITH COTTONGIM	478-000	000	50.00
				BLDG BOND - WILLIAM MARCUS	478-000	000	250.00
				BLDG BOND - HES BUILDERS LLC	478-000	000	1,000.00
				BLDG BOND - DONALD WILKINSON JR	478-000	000	500.00
				PER DIEM WAGES-SUSAN HELKE	713-000	100	129.29
				R&M BUILDING/FACILITY-JENSEN BUILDING	934-000	441	25.00
				CHECK PAYAB 117058 TOTAL FOR FUND			<u>1,954.29</u>
05/28/2020	PAYAB	117059	BLUE 360 MEDIA, LLC	MI PENAL CODE & MOTOR VEHICLE LAW	728-000	300	71.75
05/28/2020	PAYAB	117060#	BOSS ENGINEERING	ENGINEERING	820-000	445	186.61
				LAND IMPROVEMENTS	990-001	900	35,000.00
				CHECK PAYAB 117060 TOTAL FOR FUND			<u>35,186.61</u>

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
05/28/2020	PAYAB	117062	CITI CARDS	CLEANING SUPPLIES	727-000	218	38.91
05/28/2020	PAYAB	117063#	CITY OF NOVI	LAKE BOARD SAD	228-003	000	25,395.58
				LAKE BOARD SAD	930-000	445	25.81
				CHECK PAYAB 117063 TOTAL FOR FUND			<u>25,421.39</u>
05/28/2020	PAYAB	117065	DTE ENERGY	04/23/2020 - 05/21/2020	921-000	335	41.77
05/28/2020	PAYAB	117066	DTE ENERGY	04/16/2020 - 05/15/2020	921-000	732	36.92
05/28/2020	PAYAB	117070#	HOME DEPOT CREDIT SERVICES	OPERATING SUPPLIES	728-000	300	125.93
				R&M BUILDING/FACILITY	934-000	335	10.34
				CHECK PAYAB 117070 TOTAL FOR FUND			<u>136.27</u>
05/28/2020	PAYAB	117073#	LOWES BUSINESS ACCOUNT	R&M BUILDING/FACILITY	934-000	335	33.78
				OPERATING SUPPLIES	728-000	441	203.32
				R&M - GROUNDS	931-000	441	88.17
				CHECK PAYAB 117073 TOTAL FOR FUND			<u>325.27</u>
05/28/2020	PAYAB	117074	MURRAYS DISCOUNT AUTO STORES	R&M - EQUIPMENT - STREET LIGHT PARTS	933-000	448	9.96
05/28/2020	PAYAB	117075	OFFICE CONNECTION	OFFICE SUPPLIES	727-000	300	204.32
05/28/2020	PAYAB	117076*#	PRINCIPAL FINANCIAL GROUP	MONTHLY PAYMENT - JUNE	717-000	736	215.13
05/28/2020	PAYAB	117077#	SUBURBAN LANDSCAPE & SUPPLY	SPHAGNUM PEAT	931-000	441	22.48
				SCREENED TOP SOIL	937-000	690	111.00
				SCREENED TOP SOIL	937-000	690	111.00
				SCREENED TOP SOIL	937-000	690	37.00
				CHECK PAYAB 117077 TOTAL FOR FUND			<u>281.48</u>
05/28/2020	PAYAB	117078*#	TOSHIBA FINANCIAL SERVICES	EQUIPMENT RENTAL	941-000	218	315.27
05/28/2020	PAYAB	117079#	VISA WALLED LAKE SCHOOL EMP FCU	EDUCATION & TRAINING	958-000	172	425.00
				ZOOM MONTHLY USAGE	728-000		

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
				MONTHLY SUBSCRIPTION	936-001	218	15.89
				SOFTWARE MAINTENANCE	936-001	218	15.89
				SOFTWARE MAINTENANCE	936-001	218	15.89
				SOFTWARE MAINTENANCE	936-001	218	15.89
				SOFTWARE MAINTENANCE	936-001	218	15.89
				ONLINE SERVICES	936-001	218	289.52
				SOFTWARE MAINTENANCE	936-001	218	142.58
				EDUCATION & TRAINING	958-000	219	425.00
				HOTEL REFUND FOR CONFERENCE	958-000	219	(258.72)
				R&M - EQUIPMENT	933-000	441	9.42
				CHECK PAYAB 117079 TOTAL FOR FUND			<u>1,182.24</u>
06/04/2020	PAYAB	117080#	20/20 CAPTIONING & STENOCART, INC.	CLOSED CAPTIONING FOR COUNCIL	728-000	218	261.25
				CLOSED CAPTIONING FOR ZBA	901-000	809	190.00
				CHECK PAYAB 117080 TOTAL FOR FUND			<u>451.25</u>
06/04/2020	PAYAB	117081	AMERICAN TRADE MARK CO.	MACH & EQUIP	980-000	335	1,815.62
06/04/2020	PAYAB	117083	ERIC SIRVIS	OVER PAYMENT FOR SOLICITOR LICENSE	695-000	000	5.00
06/04/2020	PAYAB	117084*#	FIDELITY SECURITY LIFE INS/EYEMED	JUNE PAYMENT	717-000	736	67.74
06/04/2020	PAYAB	117085#	JEM IT SERVICES, LLC	IT SERVICES	936-000	218	622.00
				IT SERVICES	936-000	300	188.00
				IT SERVICES	936-000	335	166.00
				CHECK PAYAB 117085 TOTAL FOR FUND			<u>976.00</u>
06/04/2020	PAYAB	117086#	KINGSETT LLC D/B/A SPINAL COLUMN	ADVERTISING FOR PUBLIC HEARING	900-000	218	132.00
				ADVERTISING FOR PUBLIC HEARING	900-000	218	165.00
				ADVERTISING FOR PUBLIC HEARING	900-000	801	140.25
				ADVERTISING FOR PUBLIC HEARING	900-000	801	140.25
				ADVERTISING FOR PUBLIC HEARING	900-000	801	107.25
				CHECK PAYAB 117086 TOTAL FOR FUND			<u>684.75</u>
06/04/2020	PAYAB	117087	MUNICIPAL CODE CORPORATION	ADMIN. SUPPORT FEE 6/1/20 - 5/31/21	936-000	218	275.00

06/09/2020 10:08 AM
 User: MGROSS
 DB: Walled Lake

CHECK DISBURSEMENT REPORT FOR CITY OF WALLED LAKE
 CHECK NUMBER 116988 - 117092
 Banks: PAYAB

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
06/04/2020	PAYAB	117088	MURRAYS DISCOUNT AUTO STORES	R&M - EQUIPMENT	933-000	335	60.02
06/04/2020	PAYAB	117089	SENG TIRE COMPANY	R&M VEHICLE	939-000	441	388.16
06/04/2020	PAYAB	117091#	TRI COUNTY CLEANING SUPPLY, INC	OFFICE SUPPLIES - PAPER PRODUCTS	727-000	218	36.03
				OFFICE SUPPLIES - PAPER PRODUCTS	727-000	300	36.02
				OFFICE SUPPLIES - PAPER PRODUCTS	727-000	335	86.88
				CHECK PAYAB 117091 TOTAL FOR FUND			<u>158.93</u>
06/04/2020	PAYAB	117092	WEST SHORE FIRE INC	R&M VEHICLE - RESCUE 1	939-000	335	1,197.70
Total for fund 101 GENERAL FUND							106,448.87

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 203 LOCAL ROAD FUND							
06/04/2020	PAYAB	117082	CHRISTOPHER'S COMPLETE MAINTENANCE SIDEWALKS & RAMPS		988-050	451	8,000.00
Total for fund 203 LOCAL ROAD FUND							8,000.00

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 265 DRUG FORFEITURE FUND							
05/14/2020	PAYAB	116991	AT&T	04/05/2020 - 05/04/2020	920-000	400	166.77
05/21/2020	PAYAB	117057	WALLED LAKE POLICE DEPARTMENT	NARCOTICS DRUG ENFORCEMENT	808-001	399	980.00
Total for fund 265 DRUG FORFEITURE FUND							1,146.77

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 271 LIBRARY FUND							
05/21/2020	PAYAB	117044*#	GRID4 COMMUNICATIONS INC	05/16/2020 - 06/15/2020	920-000	738	101.51
05/28/2020	PAYAB	117061	BRODART CO	PURCHASE OF PRINT MATERIALS	982-000	738	228.11
				SERVICE FOR AUG. 2020 - OCT. 2020	982-000	738	1,071.00
				CHECK PAYAB 117061 TOTAL FOR FUND			<u>1,299.11</u>
05/28/2020	PAYAB	117064	CONSUMERS ENERGY	04/07/2020 - 05/04/2020	922-000	738	68.37
05/28/2020	PAYAB	117067	DTE ENERGY	04/15/2020 - 05/14/2020	921-000	738	54.22
05/28/2020	PAYAB	117069	HIGHLAND TOWNSHIP PUBLIC LIBRARY	FACE MASKS	932-000	738	236.72
05/28/2020	PAYAB	117071	ICMA RETIREMENT CORP	04/01/2020 - 06/30/2020	728-000	738	125.00
05/28/2020	PAYAB	117072	JOANN STORES, LLC	ELECTRONIC MATERIALS	982-003	738	950.00
05/28/2020	PAYAB	117078*#	TOSHIBA FINANCIAL SERVICES	EQUIPMENT RENTAL	941-000	738	315.28
				Total for fund 271 LIBRARY FUND			3,150.21

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 494 DOWNTOWN DEVELOPMENT FUND							
05/14/2020	PAYAB	116996	CANIFF ELECTRIC SUPPLY CO. INC	DDA STREETLIGHT POLES	981-000	900	13,428.75
05/21/2020	PAYAB	117040	DTE ENERGY	04/14/2020 - 05/13/2020	921-000	895	262.72
Total for fund 494 DOWNTOWN DEVELOPMENT FUND							13,691.47

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DB: Walled Lake

CHECK DISBURSEMENT REPORT FOR CITY OF WALLED LAKE
CHECK NUMBER 116988 - 117092
Banks: PAYAB

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 590 REFUSE FUND							
05/14/2020	PAYAB	117007	GFL ENVIRONMENTAL USA	YARD WASTE PICK UP FOR MONTH OF APRIL	827-006	538	490.00
05/14/2020	PAYAB	117015	RRRASOC	HAZARDOUS MATERIALS	827-005	538	27.50
05/28/2020	PAYAB	117068	GFL ENVIRONMENTAL USA	RUBBISH PICK UP FOR MONTH OF JUNE	827-000	538	26,475.48
Total for fund 590 REFUSE FUND							26,992.98

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 591 WATER AND SEWER FUND							
05/21/2020	PAYAB	117030	DTE ENERGY	04/15/2020 - 05/14/2020	921-000	533	43.26
Total for fund 591 WATER AND SEWER FUND							43.26

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DB: Walled Lake

CHECK DISBURSEMENT REPORT FOR CITY OF WALLED LAKE
CHECK NUMBER 116988 - 117092
Banks: PAYAB

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 701 TRUST AND AGENCY FUND							
05/14/2020	PAYAB	117009*#	MCKENNA ASSOCIATES INC	ADMIN. REVIEW FOR 900 LADD ROAD	263-040	000	255.00
06/04/2020	PAYAB	117090	SHARON SOLOMON	REFUND: 138 WELFARE - DEMO ESCROW	264-109	000	5,000.00
Total for fund 701 TRUST AND AGENCY FUND							5,255.00

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DB: Walled Lake

CHECK DISBURSEMENT REPORT FOR CITY OF WALLED LAKE
CHECK NUMBER 116988 - 117092
Banks: PAYAB

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 703 CURRENT TAX COLLECTION FUND							
05/27/2020	PAYAB	117058*#	STATE OF MICHIGAN	TAX COLLECTIONS-OVER PYMT-THOMAS HAFKE	220-000	000	3.42
Total for fund 703 CURRENT TAX COLLECTION FUND							3.42

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 705 ACCRUED INSURANCE LIABILITIES							
05/14/2020	PAYAB	116993	BLUE CROSS BLUE SHIELD OF MICHIGAN	JUNE PAYMENT	231-016	000	2,688.09
05/21/2020	PAYAB	117023	BLUE CARE NETWORK	JUNE PAYMENT	231-016	000	14,972.98
05/21/2020	PAYAB	117048*#	MADISON NATIONAL LIFE INSURANCE	INSURANCE - JUNE	231-019	000	2,128.78
05/28/2020	PAYAB	117076*#	PRINCIPAL FINANCIAL GROUP	MONTHLY PAYMENT - JUNE	231-017	000	1,729.59
06/04/2020	PAYAB	117084*#	FIDELITY SECURITY LIFE INS/EYEMED	JUNE PAYMENT	231-020	000	401.61
Total for fund 705 ACCRUED INSURANCE LIABILITIES							21,921.05
TOTAL - ALL FUNDS							186,653.03

'*'-INDICATES CHECK DISTRIBUTED TO MORE THAN ONE FUND

'#'-INDICATES CHECK DISTRIBUTED TO MORE THAN ONE DEPARTMENT



MEMORANDUM

City of Walled Lake · 1499 E. West Maple Road · Walled Lake, MI 48390 · (248) 624-4847

To: Walled Lake City Council
From: Vahan Vanerian, City Attorney
Re: Update of City Marijuana Facility Ordinances
Date: June 10, 2020

Attached for Council's consideration for first reading are proposed updates to the City's three (3) primary ordinances that regulate Marijuana Facilities and Establishments in the City. The three ordinances include: 1) section 21.50 of the zoning ordinance that establishes zoning regulations and site plan approval requirements for Marijuana Facilities; 2) Article XI, Chapter 18 of the General Code of Ordinances that establishes local City Operating License requirements for Medical Marijuana Facilities, and; 3) Article XII, Chapter 18 of the General Code of Ordinances that establishes local City Operating License requirements for Adult Use Recreational Establishments. These ordinances were originally adopted separately over a course of several years. The earlier ordinances were adopted when the regulatory process at both the local and state level were entirely new and still evolving and before the procedures and requirements in the later adopted ordinances were known or determined. The later adopted ordinances were adopted when state and local processes were better defined and further sought to address issues that arose through practical implementation of the existing ordinances giving rise to language and provisions that differ from the earlier adopted ordinances. Moreover, there have been changes in both state law and state licensing procedures that conflict with the city's ordinances and approval procedures. The proposed updates to the City's ordinances seek to further consistency between City and state regulations and procedures and further address issues identified through the practical implementation of the city's ordinances. A more detailed discussion of the proposed updates to the City's three primary ordinances follows.

Zoning Ordinance Section 21.50

As stated above, section 21.50 of the zoning ordinance establishes zoning regulations and site plan approval requirements for Marijuana Facilities. Sub-section (e)(7) establishes separation requirements between Marijuana Facilities and Schools. The proposed amendment retains the 500 ft. separation requirement between all Marijuana Facilities and Schools. However, Applicants for

Marijuana Facilities that are not open to the public (e.g. safety compliance facilities, growers, processors and transporters) have advised that the currently required 500 ft. separation from a provisioning center disproportionately and unreasonably impact their proposed facilities because their facilities are not open to the public and therefore present minimal impact on area traffic and parking. It is anticipated that an unsuccessful applicant for a safety compliance facility will be seeking a variance from the current 500' setback from a nearby provisioning center. Retail facilities and establishments, on the other hand, have drawn numerous complaints from both the surrounding businesses and neighborhoods regarding adverse impacts due to heavy localized customer and vehicular traffic and related stress on area parking. Consequently, the separation requirement as applied to retail facilities that are open to the public appears well founded as a reasonable means of mitigating adverse impacts due to high levels of localized traffic, but may unnecessarily burden facilities with minimal traffic impacts that are not open to the public. The proposed amendment retains the current 500' separation between retail facilities that are open to the public while allowing facilities and establishments that are not open to the public to be located within 500 ft of a provisioning center. The proposed amendment contains additional revisions to create uniformity with the City's other marijuana facility ordinances. If Council approved first reading, the proposed zoning ordinance amendment would then be placed on the planning commission agenda for public hearing and recommendation prior to second reading.

Article XI Chapter 18

Article XI, Chapter 18 of the General Code of Ordinances establishes local City Operating License requirements for Medical Marijuana Facilities. The ordinance was adopted approximately three years ago at the infancy of Marijuana Facility licensing and regulation and before the City adopted the new zoning regulations applicable to Marijuana Facilities. The proposed update to Chapter 18, Article XI primarily seeks to further consistency with subsequently adopted ordinances and current state law and licensing procedures. The proposed amendment further incorporates the proposed revision to the current separation requirements discussed above. The proposed amendment also incorporates the extended one-year expiration provision applicable to site plans that is before council for second reading.

Article XII Chapter 18

Article XII, Chapter 18 of the General Code of Ordinances establishes local City Operating License requirements for Adult Use Recreational Establishments. Like the proposed amendment to Article XI, the proposed amendment incorporates the proposed revision to the current separation requirements discussed above in addition to the extended one-year expiration provision applicable to site plans that is before council for second reading. Due to recent changes in state licensing procedure, the amendment removes issuance of a state operating license as a prerequisite to issuance of a city operating license but would require state pre-qualification of the applicant like the City's site plan approval requirements. The proposed amendment also adopts the current Administrative Rules applicable to Medical Facility applications.



MEMORANDUM

CITY OF WALLED LAKE

DEPARTMENT OF PLANNING AND DEVELOPMENT

City of Walled Lake · 1499 E. West Maple Road · Walled Lake, MI 48390 · (248) 624-4847

To: Council Members
From: Chelsea Pesta, Planning Commission Admin
Re: Recommendation to Council 2nd Reading Amendment to Section 21-50 of Marijuana Facility site plan expiration provisions
Date: June 10, 2020

At the February 18, 2020 regular City Council meeting, City Council approved first reading of the C-349-20 with referral to the Planning Commission for public hearing and recommendation.

The Planning Commission held a public hearing on the proposed amendment at the June 9, 2020 planning commission meeting and recommended adoption as presented without any additional changes.

Below is the motion recommending approval and referral back to City Council for final approval.

**PC 06-02-20 MOTION TO RECOMMEND APPROVAL AND TO SEND TO
CITY COUNCIL FOR SECOND READING FOR ORDINANCE
C-349-20 MARIJUANA FACILITY SITE PLAN EXPIRATION
PROVISION ORDINANCE AMENDMENT**

Motion by Wolfson, seconded by Owsinek, UNANIMOUSLY CARRIED: To recommend approval and to send to City Council for second reading for ordinance C-349-20 marijuana facility site plan expiration provision ordinance amendment.

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF WALLED LAKE

ORDINANCE NO. C-349-20

AN ORDINANCE TO AMEND CHAPTER 51, “ZONING”, OF TITLE V, “ZONING AND PLANNING”, THE CITY OF WALLED LAKE ZONING ORDINANCE, TO AMEND ARTICLE 21.00 “GENERAL PROVISIONS”, SECTION 21.50 “MARIJUANA FACILITIES” BY AMENDING THE SITE PLAN EXPIRATION PROVISIONS SET FORTH IN SUB-PARAGRAPH (I) AS PROVIDED BY THIS ORDINANCE

THE CITY OF WALLED LAKE ORDAINS:

Section 1. Purpose

The purpose of this Zoning Ordinance Amendment is to adopt supplemental requirements, procedures and land use regulations pertaining to Marijuana Facilities as provided by the *Medical Marihuana Facilities Licensing Act*, MCL 333.27102, *et. seq.* (“Act”) and further pursuant to the *Michigan Zoning Enabling Act* (“MZEA”), MCL 125.3101, *et seq.*

Section 2. Amendment to Article 21.00

The City of Walled Lake Zoning Ordinance is hereby amended at Article 21.00, “General Provisions”, Section 21.50 “Marijuana Facilities” by amending subsection (I) in its entirety to read as follows:

(I) A site plan for a Marijuana Facility approved at any time pursuant to the City’s zoning ordinance shall be deemed valid for one year following the date of approval. If no building permit for the approved project is obtained within one (1) year of site plan approval or if no work is commenced within six (6) months after the issuance of a building permit, the site plan approval expires and is of no further force or effect, unless extended as provided by this subsection. Upon written request and a showing of good cause, the City Manager, or his/her designee, may extend the expiration date of an approved site plan for a Marijuana Facility.

Section 2. Severability

If any section, clause or provision of this ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any court of competent jurisdiction, such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this ordinance; but the remainder of this ordinance shall stand and be in full force and effect.

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF WALLED LAKE

ORDINANCE NO. C-350-20

AN ORDINANCE TO AMEND CHAPTER 51, “ZONING”, OF TITLE V, “ZONING AND PLANNING”, THE CITY OF WALLED LAKE ZONING ORDINANCE, TO AMEND ARTICLE 21.00 “GENERAL PROVISIONS”, SECTION 21.50 “MARIJUANA FACILITIES” TO MODIFY THE FIVE HUNDRED FT. SEPARATION REQUIREMENT SET FORTH IN SUBSECTION (E)(7)

THE CITY OF WALLED LAKE ORDAINS:

Section 1. Purpose

The purpose of this Zoning Ordinance Amendment is to amend land use regulations pertaining to Marijuana Facilities as provided by the *Medical Marijuana Facilities Licensing Act*, MCL 333.27102, *et. seq.* (“Act”) and further pursuant to the *Michigan Zoning Enabling Act* (“MZEA”), MCL 125.3101, *et seq.* by modifying the required separation between Marijuana Facilities to mitigate potential adverse impacts on surrounding properties, neighborhoods and persons, including mitigation of excessive or undesirable vehicular and customer traffic and stress on area streets and available parking facilities in reasonable manner that does not unduly burden Marijuana Facilities that are generally not open to the public, and to provide further clarity and uniformity of existing provisions.

Section 2. Amendment to Article 21.00, Sec. 21.50(a)

The City of Walled Lake Zoning Ordinance is hereby amended at Article 21.00, “General Provisions”, Section 21.50 “Marijuana Facilities” by amending subsection (a) which shall read as follows:

- (a) **Purpose and Definitions.** This ordinance is adopted for the purpose of promulgating City Land Use and Zoning requirements for Medical Marijuana Facilities and Adult Use Establishments by adopting local land use and zoning application, review and approval criteria in a manner that promotes and protects the public health, safety and welfare, mitigates potential impacts on surrounding properties and persons, and that conforms with the policies and requirements of: 1) Michigan Medical Marijuana Act, MCL 333.26421, *et. seq.* (“MMMA”), and; 2) the Medical Marijuana Establishments Licensing Act, MCL 333.27101, *et. seq.* as amended, and the Michigan Regulation and Taxation of Marijuana Act, MCL 333.27951 *et seq* as amended (collectively “Act” or “Acts”), and; 3) the State Administrative Rules, as amended, adopted pursuant to the Acts (“Rules”) and for the further purpose of implementing provisions of the Acts and Rules. In the event

of any conflict between any requirement or provision arising under this Article and state law, state law shall be controlling regarding any conflicting provisions. By seeking local approval of a Marijuana Facility or a Marihuana Establishment under the zoning ordinance, applicants acknowledge and accept that local approval, licensure and regulation of Marihuana Establishments and Marijuana Facilities represent a new and evolving area of law that presents entrepreneurial risks and uncertainties regarding the state and local regulatory and licensing process, a risk that the applicant fully acknowledges, accepts and assumes. For purposes of this section, the following definitions shall apply:

“**ACT(S)**”: refer to the Medical Marihuana Establishments Licensing Act, MCL 333.27101, *et. seq.* as amended, and the Michigan Regulation and Taxation of Marihuana Act, MCL 333.27951 *et seq* as amended (collectively “Act” or “Acts”).

{remaining definitions unchanged}

Section 3. Amendment to Article 21.00, Sec. 21.50(e)

The City of Walled Lake Zoning Ordinance is hereby amended at Article 21.00, “General Provisions”, Section 21.50 “Marijuana Facilities” by amending subsection (e) as follows:

{subparagraphs (1) through (6), (8) and (9) unchanged}

(7) A Marijuana Facility and/or Establishment shall not be located less than five hundred feet (500 ft.) from a school. For purpose of this ordinance “School” means any public or private school meeting all requirements of the compulsory education laws of the state. A Provisioning Center or Marihuana Retailer shall not be located within five hundred feet (500 ft.) of another City approved (including site plan approval) Provisioning Center or Marihuana Retailer.

(10) A Provisioning Center or Retail Establishment may be open to the public daily between the hours of 9am and 9pm only.

(11) Execution, acceptance or delivery by the City of any state departmental form or document shall not constitute, nor be deemed as, City approval of a site plan or other local approval required by the zoning ordinance, or any other applicable provision of any City Code, ordinance, rule or regulation, any language contained in any state departmental form or document to the contrary notwithstanding.

Section 4. Severability

If any section, clause or provision of this ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any court of competent jurisdiction, such section, clause or provision

declared to be unconstitutional, void or illegal shall thereby cease to be a part of this ordinance; but the remainder of this ordinance shall stand and be in full force and effect.

Section 5. Savings

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this ordinance takes effect are saved and may be consummated according to the law in force when they are commenced.

Section 6. Repealer.

All other ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 7. Effective Date.

The provisions of this ordinance are hereby ordered to take effect following publication as provided by the Michigan Zoning Enabling Act, as amended, *MCL 125.3101, et seq* and in the manner prescribed by the Zoning Ordinance and Charter of the City of Walled Lake. This ordinance is hereby declared to have been adopted by the Walled Lake City Council on _____, 2020 and ordered to be given publication in the manner prescribed by the City Charter of the City of Walled Lake.

AYES:
NAYS:
ABSENTS:
ABSTENTIONS:

STATE OF MICHIGAN)
)SS
COUNTY OF OAKLAND)

JENNIFER A. STUART, City Clerk
CITY OF WALLED LAKE

LINDA ACKLEY, Mayor
CITY OF WALLED LAKE

Introduced: _____
Adopted: _____
Effective: _____

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF WALLED LAKE

ORDINANCE NO. C-351-20

AN ORDINANCE TO AMEND CHAPTER 18
“BUSINESSES”, OF THE CITY OF WALLED LAKE CODE
OF ORDINANCES ARTICLE XI “MEDICAL MARIJUANA
FACILITIES” TO REGULATE AND REQUIRE LOCAL
LICENSING OF MEDICAL MARIJUANA BUSINESSES
AND ESTABLISHMENTS WITHIN THE CITY AS
PROVIDED BY STATE LAW.

THE CITY OF WALLED LAKE ORDAINS:

Section 1 of Ordinance

Chapter 18 “Businesses”, Article XI, “Medical Marijuana Facilities” of the Code of Ordinances, City of Walled Lake, Michigan, is hereby amended as follows:

Section 18-354. Purpose and Intent.

This ordinance is adopted for the purpose of regulating and limiting Marijuana Facilities within the City and promulgating City licensing requirements for Medical Marijuana Facilities by providing for local licensing, regulation and fees in a manner that promotes and protects the public health, safety and welfare, mitigates potential impacts on surrounding properties and persons, and that conforms with the policies and requirements of the Michigan Medical Marijuana Act, MCL 333.26421 *et seq* as amended (hereinafter “MMMA”) and the State Administrative Rules, as amended, adopted pursuant to the Act (“Rules”) and for the further purpose of implementing provisions of the Act and Rules. In the event of any conflict between any requirement or provision arising under this Article and state law, state law shall be controlling regarding any conflicting provisions. By seeking local approval of a Marijuana Facility under this Article, applicants acknowledge and accept that licensure and regulation of Marijuana Facilities represents a new and evolving area of law that presents entrepreneurial risks and uncertainties regarding the state and local regulatory and licensing process, a risk that the applicant fully acknowledges, accepts and assumes.

Section 18-357. General License Requirements, Limitations and Conditions.

- (a) *{unchanged}*
- (b) A City operating license shall be conditional upon the applicant obtaining and possessing a valid State operating license for the same Marijuana Facility authorized by the City operating license. For purposes of administering City Codes and Ordinances, a conditionally approved application shall be deemed an approved

application. A conditionally approved City operating license shall be held in escrow by the City until the Applicant provides, or the City receives, written verification that the Applicant has obtained: 1) a valid State operating license for a Marijuana Facility at the same location authorized by the City Operating License, and; 2) certificate(s) of occupancy as may be required by the Act, Rules or applicable building and zoning regulations for the Marijuana Facility location, and; 3) zoning approvals, other than site plan approval, as may be required by applicable zoning regulations. In the event the Applicant fails to provide verification of the above requirements within one (1) year of notification of conditional approval of a City operating license, the City operating license shall be deemed canceled. Upon obtaining timely verification of the above requirements and receipt of the applicant's yearly operating fee, the City shall deliver the City operating license to the Applicant. An approved City operating license shall not authorize active operation of a Marijuana Facility until delivered to the Applicant by the City and the Applicant pays all required fees.

- (c) A City operating license shall not be approved, issued or renewed for a Marijuana Facility located within five hundred feet (500 ft.) of a school or for a Provisioning Center located within five hundred feet (500 ft.) of another City approved (including site plan approval) Provisioning Center or Marihuana Retailer. For purpose of this Article "School" means any public or private school meeting all requirements of the compulsory education laws of the state.
- (d) through (f) *{unchanged}*

Section 18-358. General Procedures and Fees.

- (a) *General Procedures.* Except as otherwise specifically provided in this Article, the general procedures and requirements for issuance and administration of business licenses by the City, as set forth in Articles II and III of this Chapter 18, shall apply to Marijuana Facilities. Upon receipt of an Application and payment of all required fees, the City Clerk shall conduct a preliminary review of the Application for purposes of determining completeness and the availability of a City operating license for the proposed facility at the proposed location. The City Clerk shall notify the applicant of deficiencies rendering the application incomplete or ineligible for further review and afford the applicant an opportunity to withdraw the application and receive a refund of the application fee if the preliminary review reveals no available City operating license for the proposed facility at the proposed location and/or lack of zoning compliance. Unless the Applicant withdraws the application, the Clerk shall forward a completed application and all supporting materials to the Department Head for each City Department for review, investigation and recommendation. Consultant reviews may be obtained at the request of a Department Head or City Manager. The City Manager shall review the application and all findings and recommendations of the City Department Heads and consultant's for compliance with the requirements of this Article and the Act.
- (b) through (d) *{unchanged}*

- (e) *Zoning Compliance.* A proposed marijuana facility must comply with all applicable zoning requirements including, but not limited to, site plan approval requirements, to be eligible for further review beyond the pre-liminary review set forth in subparagraph (a). A proposed marijuana facility must further comply with generally applicable zoning requirements and approvals that are non-specific to Marijuana Facilities. Signs must comply with applicable provisions of the City's sign ordinance.

Section 18-360. Criteria for issuance, denial of license.

- (a) Upon reviewing the application and all findings and recommendations of the City Department Heads and consultants, the City Manager shall deny, or approve the application subject to conditions and requirements set forth in this Article and the Act.
- (b) The City Manager shall approve a City operating license provided: 1) the application and proposed Marijuana Facility are in full compliance with the requirements of this Article, and; 2) the Marijuana Facility as proposed complies with all applicable requirements of this Article, the Act, Rules or other state law, and; 3) The applicant has paid the application fee and all consultant review fees.
- (c) The City Manager shall deny: 1) any application that is incomplete, or; 2) any application that contains false or materially misleading information, or; 3) any application proposing a Marijuana Facility that does not comply with the requirements of this Article including, but not limited to, the unavailability of a City operating license for the proposed establishment at the proposed location due to non-compliance with requirements, limitations and restrictions arising under this Article or Act, or; 4) any application or proposed Marijuana Facility that does not qualify for approval under this Article.
- (d) The City Manager shall deny a City operating license for any of the following:
 - 1) The applicant lacks a City approved site plan for the proposed medical facility at the same location;
 - 2) Two or more violations by the applicant within a calendar year of any state law or City ordinance regulating medical or adult use marijuana and/or related facilities;
 - 3) The applicant lacks state pre-qualification;
 - 4) The applicant is in default to the City in an amount exceeding \$100.00 including, but not limited to, non-payment of past due taxes, fees, fines, judgments or contractual obligations or if any unpaid, past due or delinquent City taxes, assessments or liens have not been paid in full as of the date of application for the property where an existing or proposed marihuana establishment is located;

5) The proposed marijuana facility fails to comply with any applicable state law, the Act, the Rules or any applicable code, including building code requirements, or local ordinance or zoning regulation.

- (e) The City Manager may conditionally approve an application as provided by this Article or that contains only minor deficiencies conditional upon curing any deficiencies within a timely manner.
- (f) An aggrieved party may appeal any decision, action or condition by the City Manager in the same manner and pursuant to the same procedures for appealing a suspension or revocation as provided by Sec. 18-41.
- (g) Execution, acceptance or delivery by the City of any state departmental form or document shall not constitute, nor be deemed as, City approval of a City License or other local approval required by this Article or any other applicable provision of any City Code, ordinance, rule or regulation, any language contained in any state departmental form or document to the contrary notwithstanding.

Section 18-361. Operating Requirements.

All Marijuana Facilities in the City shall be maintained, occupied, used and operated in compliance with all applicable provisions, limitations, qualifications, restrictions and requirements arising under the Act, the Rules promulgated pursuant to the Act, this Article and all other applicable City codes and ordinances. Provisioning centers may be open to the public daily between the hours of 9am and 9pm only.

Section 18-366. Adoption of Rules, Amendments, Applicability.

Administrative Rules establishing pre-application eligibility requirements, application review and action procedures, and other implementing procedures may be adopted by resolution of City Council for purposes of further implementing and administering local regulation of Marijuana Facilities. City Council may adopt future ordinances and amendments of existing ordinances pertaining to Marijuana Facilities as provided by the Act. The City shall provide Applicants and existing approved facilities with a copy of any applicable ordinance amendments and/or Administrative Rules adopted pursuant to this subsection at no cost upon request. Applicable ordinance amendments and Administrative Rules adopted pursuant to this subsection shall be available for public inspection at the City Clerk's office. Any Marijuana Facility ordinances and/or Administrative Rules adopted by City Council at any time shall be binding upon and applicable to all Applications reviewed and/or acted upon subsequent to the adoption and/or amendment of any Marijuana Facility ordinances and/or Administrative Rules. Applicants shall be afforded a reasonable opportunity to supplement a pending Application to satisfy any requirements under City Marijuana Facility ordinances and/or Administrative Rules adopted subsequent to the filing of an Application while action on the Application remains pending. Notice of Marijuana Facility ordinances and/or Administrative Rules shall be published by way of the City's website, local news publications, meeting agendas and/or in the manner required by law. The applicant bears the responsibility of keeping themselves informed of changes in applicable Marijuana Facility ordinances and Administrative Rules by way of notifications and publications provided to the general public.

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF WALLED LAKE

ORDINANCE NO. C-352-20

AN ORDINANCE TO AMEND CHAPTER 18
“BUSINESSES”, OF THE CITY OF WALLED LAKE CODE
OF ORDINANCES ARTICLE XII “RECREATIONAL
MARIHUANA ESTABLISHMENTS” TO REGULATE AND
REQUIRE LOCAL LICENSING OF RECREATIONAL
MARIHUANA BUSINESSES AND ESTABLISHMENTS
WITHIN THE CITY AS PROVIDED BY STATE LAW.

THE CITY OF WALLED LAKE ORDAINS:

Section 1 of Ordinance

Chapter 18 “Businesses”, Article XII, “Recreational Marihuana Establishments” of the Code of Ordinances, City of Walled Lake, Michigan, is hereby amended as follows:

Section 18-403. General License Requirements, Limitations and Conditions.

- (a) *{unchanged}*
- (b) A City operating license shall be conditional upon the applicant obtaining and possessing a valid State operating license for the same Marihuana Establishment authorized by the City operating license and obtaining all other applicable approvals as may be required by local ordinance or rule, state law, the Rules, the Act or building code. For purposes of administering City Codes and Ordinances, a conditionally approved application shall be deemed an approved application. A conditionally approved City operating license shall be held in escrow by the City until the Applicant provides, or the City receives, written verification that the Applicant has obtained: 1) a valid State operating license for a Marihuana Establishment at the same location as a previously approved equivalent medical facility, and; 2) certificate(s) of occupancy as may be required by the Act, Rules or applicable building and zoning regulations for the Marihuana Establishment location, and; 3) zoning approvals, other than site plan approval, as may be required by applicable zoning regulations. In the event the Applicant fails to provide verification of the above requirements within one (1) year of notification of conditional approval of a City operating license, the City operating license shall be deemed canceled. Upon obtaining timely verification of the above requirements and receipt of the applicant’s yearly operating fee, the City shall deliver the City operating license to the Applicant. An approved City operating license shall not authorize active operation of a Marihuana Establishment until delivered to the Applicant by the City and the Applicant pays all required fees.

- (c) A City operating license shall not be approved, issued or renewed for a Marihuana Establishment located within five hundred feet (500 ft.) of a school or for a Marihuana Retailer located within five hundred feet (500 ft.) of a City approved (including site plan approval) Marihuana Retailer or Provisioning Center. For purpose of this Article “School” means any public or private school meeting all requirements of the compulsory education laws of the state.
- (d) through (f) *{unchanged}*

Section 18-406. Criteria for issuance, denial of license.

(a) through (c) *{unchanged}*

(d) The City Manager shall deny a City operating license for any of the following:

- 1) The applicant lacks a City operating license and/or a City approved site plan for a comparable equivalent medical facility at the same location;
- 2) Two or more violations by the applicant within a calendar year of any state law or City ordinance regulating medical or adult use marijuana and/or related facilities;
- 3) The applicant lacks state pre-qualification;
- 4) The proposed marihuana establishment is not comparable or equivalent to an approved medical facility at the same location;
- 5) The applicant is in default to the City in an amount exceeding \$100.00 including, but not limited to, non-payment of past due taxes, fees, fines, judgments or contractual obligations or if any unpaid, past due or delinquent City taxes, assessments or liens have not been paid in full as of the date of application for the property where an existing or proposed marihuana establishment is located;
- 6) The proposed marihuana establishment fails to comply with any applicable state law, the Act, the Rules or any applicable code, including building code requirements, or local ordinance, rule or zoning regulation.

(e) *{unchanged}*

(f) An aggrieved party may appeal any decision, action or condition by the City Manager in the same manner and pursuant to the same procedures for appealing a suspension or revocation as provided by Sec. 18-41.

(g) *{unchanged}*

Section 18-412. Adoption of Rules, Amendments, Applicability.

Administrative Rules establishing pre-application eligibility requirements, application review and action procedures, priorities and other implementing procedures may be adopted by resolution of City Council for purposes of further implementing and administering local regulation of Marihuana Establishments. Adopted City Administrative Rules applicable to Marijuana Facilities shall apply to applications for Marihuana Establishments provided any City Administrative Rules expressly applicable to Marihuana Establishments shall be controlling in the event of a conflict. City Council may adopt future ordinances and amendments of existing ordinances pertaining to Marihuana Establishments as provided by the Act. The City shall provide Applicants and existing approved facilities with a copy of any applicable ordinance amendments and/or Administrative Rules adopted pursuant to this subsection at no cost upon request. Applicable ordinance amendments and Administrative Rules adopted pursuant to this subsection shall be available for public inspection at the City Clerk's office. Any Marihuana Establishment ordinances and/or Administrative Rules adopted by City Council at any time shall be binding upon and applicable to all Applications reviewed and/or acted upon subsequent to the adoption and/or amendment of any Marihuana Establishment ordinances and/or Administrative Rules. Applicants shall be afforded a reasonable opportunity to supplement a pending Application to satisfy any requirements under City Marihuana Establishment ordinances and/or Administrative Rules adopted subsequent to the filing of an Application while action on the Application remains pending. Notice of Marihuana Establishment ordinances and/or Administrative Rules shall be published by way of the City's website, meeting agendas and/or in the manner required by law. The applicant bears the responsibility of keeping themselves informed of changes in applicable Marihuana Establishment ordinances and Administrative Rules by way of notifications and publications provided to the general public.

Section 2 of Ordinance

Amended only as specified above and in this ordinance, the City of Walled Lake Code of Ordinances shall remain in full force and effect. In the event of a conflict between the Act and any provision of this ordinance, the applicable provisions of the Act shall apply.

Section 3 of Ordinance

If any provision of this ordinance is held invalid, the invalidity does not affect other provisions that can be given effect without the invalid provision.

Section 4 of Ordinance

All proceedings pending and all rights and liabilities existing, acquired, or incurred at the time this ordinance takes effect are saved and may be consummated according to the law when they were commenced.

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF WALLED LAKE

A RESOLUTION APPROVING THE AGREEMENT WITH
LAKES AREA YOUTH ASSISTANCE AGENCY FOR
SERVICES PROVIDED JULY 2020 THROUGH JUNE 2021

Proposed RESOLUTION 2020-23

At a Regular Meeting of the City Council of the City of Walled Lake, Oakland County, Michigan, held electronically pursuant to Governor Whitmer’s Executive Order 2020-75, on the 16th day of June at 7:30 p.m.

WHEREAS, the Lakes Area Youth Assistance successfully continues to provide programs and counseling services for the prevention of juvenile delinquency and neglect in the City of Walled Lake; and

WHEREAS, the City recognizes the need for the above programs and counseling services provided by Agency in benefiting the “Health, Safety, and Welfare” of our youths; and

WHEREAS, a funding is needed to partially subsidize the cost of said programs and counseling services as to the cost of office supplies, equipment, secretarial services and;

WHEREAS, the City of Walled Lake has allocated \$3,000.00 to the Lakes Area Youth Assistance Agency for said services for several years and has approved the allocation in the 2021 fiscal year budget in line item 101-747-883-000.

NOW, THEREFORE BE IT RESOLVED, by the Council of the City of Walled Lake, County of Oakland, State of Michigan that:

Section 1. The City Council approves the agreement with the Lakes Area Youth Assistance Agency in the amount of \$3,000.00 and authorizes the City Manager to execute and sign the contract.

Motion to approve Resolution offered by _____ and seconded by _____.

AYES: ()

NAYS: ()

ABSENT: ()

ABSTENTIONS: ()

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
) SS
COUNTY OF OAKLAND)

JENNIFER A. STUART
City Clerk

LINDA S. ACKLEY
Mayor