

**MINUTES OF THE IN-PERSON & VIRTUAL
SPECIAL MEETING OF THE HIGHLAND PARK CITY COUNCIL**

April 20, 2023

Council convened at 7:30 p.m. with Council Pro Tem Robinson presiding.

Present: Council Pro Tem Robinson, Councilwoman Martin, and Councilman Ash-Shafii (3).

Absent: Council President Thomas and Councilwoman Manica, (2) excused.

A quorum being present, Council was declared in session.

The following notice was posted.

Under the City Charter Section 5-3 (B) I Councilman Khursheed Ash-Shafii with the support of Council Pro Tern Sharmaine Robinson request the Highland Park City Clerk Brenda Green to call a special meeting of the City Council for the purpose of conducting City Council business for the agenda items listed below. This special meeting of the City council shall be held at the place of regular meetings on April 20, 2023 at 7:30pm.

Business items to be transacted at this special meeting shall be:

- I. Motion to hire Attorney Paul Tylanda and the Law Firm of Tylanda PLLC to provide professional and legal services to the Highland Park City Council in its bona fide dispute with the City Attorney as to City Councils official duties to exercise all of the legislative powers of duty of the City. In particular the legal opinion that was rendered on April 17, 2023 at the regular City Council meeting in reference to the process to amending Ordinance Number 2020-3 and or to hire for the such purposes as City Council designates. Section 7-5 (B), (C) of the City Charter provides City Council the authority to employ or retain such employment if approved by the majority vote of City Council.
- II. Motion calling for a Special Meeting and Public Hearing for the First Reading of the Proposed Amendments to the Highland Park Marijuana Ordinance 2020-3, to be scheduled on Thursday, April, 27, 2023 at 7pm.
- III. Motion to Approve a resolution requesting that the City Clerk properly publish within 24 hours the date, time, and place of the Special Meeting pursuant to the City Charter and as required by law.
- IV. Motion calling for a Resolution Regarding Moratorium On Acceptance Of Applications For Medical Marijuana Facilities And Adult Use Marijuana Facilities.

Moved by Councilman Ash-Shafii
Supported by Councilwoman Martin

To hire Attorney Paul Tylanda and the Law Firm of Tylanda PLLC to provide professional and legal services to the Highland Park City Council in its bona fide dispute with the City Attorney as to City Councils official duties to exercise all of the legislative powers of duty of the City. In particular

the legal opinion that was rendered on April 17, 2023 at the regular City Council meeting in reference to the process to amending Ordinance Number 2020-3 and or to hire for the such purposes as City Council designates. Section 7-5 (B), (C) of the City Charter provides City Council the authority to employ or retain such employment if approved by the majority vote of City Council. Yeas (3) Robinson, Martin and Ash-Shafii, Nays (0), Absent (2) Thomas and Manica.

Moved by Councilman Ash-Shafii
Supported by Councilwoman Martin

To hold a Special Meeting and Public Hearing for the First Reading of the Proposed Amendments to the Highland Park Marijuana Ordinance 2020-3, to be scheduled on Thursday, April, 27, 2023 at 7pm. Yeas (3) Robinson, Martin and Ash-Shafii, Nays (0), Absent (2) Thomas and Manica.

The following resolution was submitted for approval.

**RESOLUTION REGARDING POSTING OF A SPECIAL MEETING AND PUBLIC HEARING
ON THE FIRST READING OF THE PROPOSED AMENDMENTS TO ORDINANCE 2020-3
WHICH AUTHORIZES MARIHUANA FACILITIES IN THE CITY OF HIGHLAND PARK**

Moved by Councilman Ash-Shafii
Supported by Councilwoman Martin

WHEREAS, the City of Highland Park, MI (the "City") desires to maintain its long tradition of protecting the City and the environment within its borders, and promoting compatible land uses; and

WHEREAS, the City desires to make amendments to its zoning and ordinance authorizing medical marijuana facilities and adult use marijuana facilities in the City of Highland Park; and

WHEREAS, the City Council has properly placed before it on the agenda dated for their meeting held on April 20, 2023, Proposed Amendments to Ordinance 2020- 3, which authorizes Marijuana facilities in the City of Highland Park; and

WHEREAS, City Council has voted to approve such Proposed Amendments for a First Reading during a Special meeting and Public Hearing to be held on Thursday, April 27, 2023 at 7pm; and

WHEREAS, The City Charter requires that such meeting is properly noticed and publish for the public by the City Clerk.

NOW THEREFORE, BE IT RESOLVED as follows:

1. That upon adoption of this Resolution by City Council, The Highland Park City Clerk shall properly publish on the City's website within 24 hours the date, time, and place of the Special Meeting pursuant to the City Charter and as required by law. Yeas (3) Robinson, Martin and Ash-Shafii, Nays (0), Absent (2) Thomas and Manica.

The following resolution was submitted for approval.

RESOLUTION REGARDING MORATORIUM ON ACCEPTANCE OF APPLICATIONS FOR MEDICAL MARIJUANA FACILITIES AND ADULT USE MARIJUANA FACILITIES

Moved by Councilman Ash-Shafii
Supported by Councilwoman Martin

WHEREAS, the City of Highland Park, MI (the "City") desires to maintain its long tradition of protecting the City and the environment within its borders, and promoting compatible land uses; and

WHEREAS, the City has not completed amendments to its zoning and medical marijuana facilities and adult use marijuana facilities ordinances to provide for the location and requirements for marijuana facilities; and

WHEREAS, the City has not previously been faced with the prospect of marijuana facilities, and the City zoning ordinances do not currently provide for satisfactory control and regulation of such activities; and

WHEREAS, certain aspects of marijuana facilities are subject to City regulation under its zoning ordinances; and

WHEREAS, in order to allow the City an opportunity to develop appropriate regulations upon those aspects of marijuana facilities operations which the City is authorized to regulate, it is in the public interest to adopt a moratorium on the acceptance of applications by the City for marijuana facilities.

NOW THEREFORE, BE IT RESOLVED as follows:

1. That effective upon adoption of this Resolution and continuing for an initial period of ninety (90) days thereafter, a moratorium is hereby established on the acceptance, review or action by the City Clerk or any other City employee of application for any marijuana facilities.
2. The moratorium is not intended to infringe upon the jurisdiction reserved to State or federal agencies which have jurisdiction over such subjects.
3. The City shall proceed promptly to investigate and consider appropriate regulations and amendments to the City zoning and medical marijuana facilities and adult use marijuana facilities ordinance. Yeas (3) Robinson, Martin and Ash-Shafii, Nays (0), Absent (2) Thomas and Manica.

Moved by Councilman Ash-Shafii
Supported by Councilwoman Martin

To allow public comments. Yeas (3) Robinson, Martin and Ash-Shafii, Nays (0), Absent (2) Thomas and Manica.

ADJOURNMENT:

Moved by Councilman Ash-Shafii
Supported by Councilwoman Martin

To adjourn the meeting; motion carried, meeting adjourned at 9:01 p.m.

CERTIFICATE

I, hereby certify that the attached is a copy of the minutes of the Special Meeting held the 20th day of April, 2023 and that said minutes are available for public inspection at the address designated on the posted public notice.

A handwritten signature in black ink, appearing to read 'Cidia Wicker-Brown', with a stylized flourish at the end.

Cidia Wicker-Brown, Deputy City Clerk