

**CITY OF TRENTON, MICHIGAN  
PUBLIC HEARING  
August 16, 2010**

A Public Hearing of the City Council of Trenton, Michigan was called to order by Mayor Brown at 7:47 p.m. on the above date in the City Hall Chambers to receive community input regarding the re-allocation of funds in the amount of \$15,000.00, from the Community Development Block Grant Housing Rehabilitation Program for the emergency demolition of homes purchased by the City, located at 335 Cherry and 3438 West Jefferson.

Present on roll call by City Clerk Stack: Councilpersons: Baun-Crooks, Gillespie, LeFevre, McLeod, Taylor, and Teifer.

There being a quorum present, the Council was declared in session.

Absent: None

Other Officers Present: Robert Cady, City Administrator; Wallace Long, City Attorney; Bruce Vick, Fire Chief, William Lilienthal, Police Chief; and Alan Bober, Department of Public Services Director.

The City Clerk read the Notice of Public Hearing that was published in the News Herald on Sunday, August 1, and August 8, 2010.

Mayor Brown asked for comments from the public.

There were no written or spoken comments from the public.

MOTION TO ADJOURN By Councilman Gillespie, seconded by Councilman Taylor, at 7:49 p.m.

APPROVED BY:

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GERALD R. BROWN, MAYOR

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KYLE F. STACK, CITY CLERK

MINUTES PREPARED BY: Patricia M. Gearhart, Deputy City Clerk

APPROVED ON: \_\_\_\_\_

**CITY OF TRENTON, MICHIGAN  
REGULAR MEETING  
August 16, 2010**

After the Pledge of Allegiance to the Flag, the Regular Meeting of the City Council of Trenton, Michigan was called to order by Mayor Brown, at 8:00 p.m. on the above date in the City Hall Council Chambers.

Present on roll call by City Clerk Stack: Mayor Brown, Councilpersons: Baun-Crooks, Gillespie, LeFevre, McLeod, Taylor, and Teifer.

Absent: None.

There being a quorum present, the Council was declared in session.

Other Officers Present: Randy Schoen, City Treasurer; Robert Cady, City Administrator; Wallace Long, City Attorney; Chris Arnoczki, City Controller; William Hogan, City Engineer; Bruce Vick, Fire Chief; Scott Church, Human Resources; Patrick Hawkins, Parks and Recreation Director; William Lilienthal, Police Chief, and Alan Bober, Department of Public Services Director.

**MINUTES**

Moved by Councilman Gillespie, seconded by Councilwoman McLeod, to approve the minutes of the Regular Meeting of August 2, 2010.

Carried unanimously.

**APPOINTMENTS**

Moved by Councilman Gillespie, seconded by Councilwoman Baun-Crooks, to approve the Mayor's reappointment of Shelley Amrozi to the Planning Commission, for a term expiring August 1, 2013.

Roll Call: Brown, Abstain; Gillespie, Yes; LeFevre, Yes; McLeod, Yes; Taylor, Yes; Teifer, Yes; and Baun-Crooks, Yes.

Motion carried.

**COMMUNICATIONS AGENDA**

**GENERAL**

- B-1. 33<sup>RD</sup> DISTRICT COURT: Court Technology Quarterly Payment
- B-2. 33<sup>rd</sup> DISTRICT COURT: Court Funding

**GROUPS AND ORGANIZATIONS**

- C-1. KNIGHT OF COLUMBUS: Annual Tootsie Roll Drive
- C-2. VICTORY HONDA AAA HOCKEY TEAM: Bottle Drive Request

**DEPARTMENT HEADS, OFFICIALS, C.S.S. REFERRAL**

- D-1. ATTORNEY: Ordinance 741, Moratorium on Issuance of Permit for Medical Marijuana Dispensaries (2<sup>nd</sup> Rdg)
- D-2. ATTORNEY: Ordinance 740, Medical Marijuana Dispensaries (2<sup>nd</sup> Rdg)
- D-3. DPS/FIRE: Request to Purchase a New Fire Truck
- D-4. DPS: Request to Purchase Hand-Held Remote Meter Readers
- D-5. POLICE: In Car Video Cameras Bid Award
- D-6. POLICE: U.S. Immigration Agreement with the Trenton Police Department, Reimbursement of Expenses

**COMMUNICATIONS**

(B-1)

33<sup>RD</sup> DISTRICT COURT

Court Technology Quarterly Payment

Moved by Councilman LeFevre, seconded by Councilwoman McLeod, to receive and place on file, the second quarter payment from the Court Technology Fund, to the SINC Consortium, submitted by the 33<sup>rd</sup> District Court.

Carried unanimously.

(B-2)

33<sup>RD</sup> DISTRICT COURT

Court Funding

Moved by Councilman LeFevre, seconded by Councilwoman McLeod, to receive and place on file the report submitted by the 33<sup>rd</sup> District Court regarding funding.

Carried unanimously.

(C-1)

KNIGHT OF COLUMBUS

Annual Tootsie Roll Drive

Moved by Councilman Gillespie, seconded by Councilwoman Baun-Crooks, to grant permission to the Knights of Columbus to hold their annual tootsie roll drive, in the City of Trenton, on October 8<sup>th</sup> through October 9, 2010, pending approval from the Civic Commission, and under the direction of the Police Department.

Carried unanimously.

(C-2)  
VICTORY HONDA AAA HOCKEY TEAM  
Bottle Drive Request

Moved by Councilman Taylor, seconded by Councilwoman McLeod, to reject the request from the Victory Honda AAA Hockey Team to hold a bottle drive in the City of Trenton.

Carried unanimously.

(D-1)  
ATTORNEY  
Ordinance 741, Moratorium on Issuance of Permit for Medical Marijuana Dispensaries (2<sup>nd</sup> Rdg)

**CITY OF TRENTON  
ORDINANCE NO. 741**

**AN ORDINANCE TO AMEND CHAPTER 22 OF THE TRENTON CITY CODE TO  
REGULATE THE LOCATION AND OPERATION OF "PRIMARY CAREGIVERS"  
OPERATING "MEDICAL MARIJUANA DISPENSARIES" UNDER THE MICHIGAN  
MEDICAL MARIJUANA ACT OF 2008 BY ADDING NEW ARTICLE IX ENTITLED  
MARIJUANA DISPENSARIES**

**THE CITY OF TRENTON, COUNTY OF WAYNE, HEREBY ORDAINS AS  
FOLLOWS:**

**Section 1. Findings.**

- a) The provisions with Chapter 110 of the City zoning code of the City of Trenton have not been updated to consider recent statewide legislation.
- b) It is within the rights of the City to establish reasonable regulations to control the sale and dispensation of medical marijuana, together with zoning district locations, in order to protect the public health, safety and welfare.
- c) A moratorium should be imposed upon the issuance of any and all permits of licenses for the sale or dispensation of medical marijuana for six months or until an amendment of the zoning code can be approved by the Planning Commission after a public hearing, whichever occurs first.

**Section 2.** Chapter 22 of the Trenton City Code entitled "Businesses", shall be amended by adding a new Section 22-506 to proposed Article IX entitled Marijuana Dispensaries which shall read as follows:

**Article IX. Dispensaries**

**Sec. 22- 506. Moratorium:**

- (a) There is hereby imposed for a period of six (6) months from the effective date of this ordinance, a moratorium upon the issuance of any and all permits or

licenses for the sale or dispensation of medical marihuana within the City of Trenton.

- (b) The moratorium imposed by this ordinance shall expire the earlier of six (6) months from its effective date or the effective date of an amendment to the city's Zoning Code with respect to the siting of dispensaries.

**Section 3.** **Saving Clause.** Nothing in this Ordinance or in the Code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

**Section 4.** **Severability.** Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any court of competent jurisdiction or by any state agency having authority to do so for any reason whatsoever, such holdings shall be construed and limited to such work, sentence, phrase or any portion of the Ordinance held to be so invalid shall not be construed as affecting the validity of any of the remaining words, sentences, phrases or portions of this Ordinance.

**Section 5.** **Conflicting Ordinances.** All prior existing ordinances adopted by the City of Trenton inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

**Section 6.** **Readings.** This Ordinance shall be given a first reading on August 2, 2010, shall be enacted on August 16, 2010, and shall be published on or before August 29, 2010, and shall become effective August 30, 2010.

**ADOPTED, APPROVED AND PASSED** by the City Council of the City of Trenton this 16th day of August, 2010.

Moved by Councilman Taylor, seconded by Councilman Gillespie, to approve the second reading of Ordinance 741, Moratorium on Issuance of Permit for Medical Marijuana Dispensaries.

Carried unanimously.

(D-2)

ATTORNEY

Ordinance 740, Medical Marijuana Dispensaries (2<sup>nd</sup> Rdg)

Moved by Councilwoman McLeod, seconded by Councilman Gillespie, to table the second reading of Ordinance 740, Medical Marijuana Dispensaries to the November 15, 2010, Council Meeting.

Carried unanimously.

(D-3)

DPS/FIRE

Request to Purchase a New Fire Truck

Moved by Councilman Gillespie, seconded by Councilwoman Baun-Crooks, to concur with the recommendation of the Department of Public Services and the Fire Department and waive the usual bidding procedure in the best interest of the City, and approve the purchase of a Rosenbauer Aerial Platform fire truck, from Emergency Vehicles Plus, in the amount of \$730,095.00, providing the truck fits in the Fire Station located on King Road; with funding from the FEMA Assistance to Firefighters Grant, and the City to match 5% of the cost; and to authorize the Mayor and City Clerk to sign the contract on behalf of the City.

Carried unanimously.

(D-4)

DPS

Request to Purchase Hand-Held Remote Meter Readers

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to concur with the recommendation of the Department of Public Services and waive the usual bidding procedure in the best interest of the City, and approve the purchase of two hand held remote meter readers in the amount of \$6,000.00, each, with funds from the Water Transmission and Distribution Equipment Account (562.563.979.000).

Carried unanimously.

(D-5)

POLICE

In Car Video Cameras Bid Award

Moved by Councilwoman Baun-Crooks, seconded by Councilwoman McLeod, to concur with the recommendation of the Police Department and award the bid for the In-Car Video Cameras to Herkimer Radio Service, in the amount of \$93,681.00, with funding from the DCC Grant in the amount of \$19,050.00, the State of Michigan Byrne Justice Assistance Program in the amount of \$14,000.00, and the remainder to come from the Federal Forfeiture Funds Account (289-307-985-032, and to reject the other bids.

Carried unanimously.

(D-6)  
POLICE

U.S. Immigration Agreement with the Trenton Police Department, Reimbursement of Expenses

Moved by Councilman Gillespie, seconded by Councilwoman Baun-Crooks, to approve the agreement between the U.S. Immigration and Customs Enforcement and the City of Trenton for reimbursement of expenses, and to authorize the Police Chief to sign the agreement on behalf of the City.

Carried unanimously.

**AUTHORIZED DISBURSEMENTS**

Moved by Councilman LeFevre, seconded by Councilman Taylor, that the Authorized Disbursements, per the August 16, 2010, schedule, be approved.

MONROE BANK & TRUST: Cash Disbursements	\$1,531,685.79
General Fund	84,703.62
Major Street Fund	1,126.11
Kennedy Rec Complex	21,663.18
Library Operating Fund	34.82
Tax Receiving Fund	1,118,501.90
Special Revenue Fund	10,721.11
Trust & Agency Fund	3,000.00
Grant Funds	7,065.11
SINC Fund	6,000.00
Water & Wastewater Fund	228,379.83
Motor Vehicle Pool	28,952.62
Restricted Self Insurance	21,537.49

Carried unanimously.

**REPORTS**

Moved by Councilman LeFevre, seconded by Councilwoman McLeod, to receive and place on file the Financial Summary, dated July 31, 2010.

Carried unanimously.

Moved by Councilman LeFevre, seconded by Councilwoman McLeod, to receive and place on file the Commission and Board Reports, August 16, 2010; DPS Report, July 2010; Traffic Safety Division Report, June 2010; and the Fire Department Report, July 2010.

Carried unanimously.

**COMMENTS FROM THE COUNCIL AND OFFICIALS**

- Councilman LeFevre \* Commended City's Response to the Severe Weather at Boat Races; Complaints Regarding the Billing for Trash Pick up for Businesses; Minimum Charge for Water Bill
- Councilwoman McLeod \* Telephone List, Would Like Cell Phone Numbers on the Back
- Councilman Teifer \* Status of Police Department Reorganization
- DPS Director Bober \* Household Hazardous Waste Days
- Parks & Rec Director Hawkins \* Lemonade in Shade; Movies in the Park; Kennedy Pool Open on Daily Basis; 3 on 3 Hockey Tournament

**PUBLIC COMMENT**

None.

**MOTION TO ADJOURN BY** Councilwoman McLeod, seconded by Councilman Gillespie, at 9:10 p.m.

APPROVED BY:

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GERALD R. BROWN, MAYOR

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KYLE F. STACK, CITY CLERK

MINUTES PREPARED BY: Patricia M. Gearhart, Deputy City Clerk

APPROVED ON: \_\_\_\_\_