



City of the Village of Clarkston
375 Depot Rd
Clarkston, Michigan 48346
City Council Special Meeting
09 28 2022

1. Call To Order
2. Pledge Of Allegiance
3. Roll Call
Mayor Haven, Avery, Casey, Fuller, Luginski, Rodgers, Wylie
4. Approval Of Agenda - Motion
5. Public Comments:
Individuals have the opportunity to address the City Council on topics not on the agenda, limiting their comments to three minutes. If you would like a response, please fill out a form with your name, address and summary of your subject for the record. Please come up to the Podium to speak after the Mayor has called you.
6. Old Business
7. Resolution: Marihuana "Fact Sheet" Mailing Content
Documents:

[RESOLUTION MARIHUANA FACT SHEET MAILING 09 28 2022.PDF](#)
8. Adjourn

Only those matters that are on the agenda are to be considered for action.

City of the Village of Clarkston

375 Depot Road
Clarkston, Michigan 48346

Resolution - Marijuana Fact Sheet Mailing

WHEREAS, a group known as Clarkston Cares 2022 has successfully petitioned to place a referendum on the City's November 8, 2022 election ballot to allow up to two (2) Medical Marijuana provisioning centers in Clarkston, and;

WHEREAS, in the City Council's September 19th regular meeting, Council authorized a subcommittee to prepare a Fact Sheet summarizing the components of the referendum that could be mailed to the City's registered voters, to inform without advocating, and;

WHEREAS, the draft Fact Sheet prepared by the subcommittee has been reviewed and edited by City Attorney Tom Ryan, resulting in the attached document, and;

WHEREAS, the cost of printing and mailing the Fact Sheet is estimated to be \$645.00 (including a 5% contingency), as shown in the second attachment, and;

NOW THEREFORE, BE IT RESOLVED that the City of the Village of Clarkston hereby authorizes the City Manager to print and mail the attached Fact Sheet (with any Council approved changes) to each Clarkston registered voter household at a not-to-exceed cost of \$645.00 to be funded by the Council Miscellaneous Expense Fund (101-101-955.000).

Avery	Casey	Fuller	Haven	Luginski	Rodgers	Wylie	Totals
<input type="checkbox"/> Yes	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No	<input type="checkbox"/> No	<input type="checkbox"/> No	<input type="checkbox"/> No	<input type="checkbox"/> No	<input type="checkbox"/> No	<input type="checkbox"/> No	<input type="checkbox"/> No
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Resolution is Adopted

Resolution is Defeated

Jennifer Speagle, City Clerk

September 28, 2022

Date

FACT SHEET RE: NOVEMBER 8, 2022 ELECTION

BALLOT PROPOSAL LANGUAGE FOR INITIATORY PETITION TO AMEND THE CITY OF THE VILLAGE OF CLARKSTON'S CHARTER

This Fact Sheet is provided by the City of the Village of Clarkston City Council to educate and inform the voters in the City of the basic language of this ballot proposal. It is recommended city voters review the entire proposal for themselves to be informed.

1. Currently the City has opted to not allow medical marijuana facilities pursuant to state law within the City of the Village of Clarkston. This amendment, if adopted, would end the City's prohibition of medical marijuana facilities as stated and establish a local licensing system and regulatory provisions for medical marijuana facilities to operate within the City.

2. The ballot proposal is below consisting of 2 explanatory captions proposed by the City and the ballot proposal of petitioner's.

City
Medical Marihuana Proposal
Medical Marihuana Proposal
Explanatory Caption
This amendment would authorize two (2) provisioning centers within the City and create regulations for the facilities by adding a new Chapter 16 to the City Charter.
Further, this provision would authorize marihuana facilities to operate between the hours of 9 AM to 9 PM Monday through Sunday. It would not permit recreational marihuana sales to any adult but does allow Commercial Medical Marihuana sales under the Medical Marihuana Facilities Licensing Act to qualified patients.
This proposed charter amendment, if adopted, would end the City's prohibition of medical marihuana facilities and establish a local licensing system and regulatory provisions for medical marihuana facilities to operate within the City.
Shall the proposal be adopted?
<input type="checkbox"/> Yes
<input type="checkbox"/> No

1. The first explanatory caption includes the statement explaining to the voters this amendment would authorize and mandate two (2) medical marijuana provisioning centers within the City and create a new Chapter 16 of the City charter.

2. The second explanatory caption mandates the hours of operation for these medical marijuana facilities are from 9 AM to 9 PM Monday through Sunday. This charter amendment does not permit recreational marijuana to operate within the City.

3. The charter amendment prepared by the Petitioners for the November 8, 2022 election consists of the third paragraph on the ballot. The third paragraph is in fact the language of the amendment as proposed, which consists of 33 words.



3. Only persons who are licensed by the State of Michigan for the use of medical marijuana or their caregivers are allowed to purchase medical marijuana from a medical marijuana provisioning center.

4. This ballot initiative petition originated from a Livonia based committee formed, according to state records, on June 1, 2022 and the petitions were circulated by 3 circulators, two residents of California and one from Texas.

5. This amendment provides within 30 days of the effective date of this article, if it passes, the City Council must enact all ordinances and resolutions necessary to facilitate operation of this article, but no ordinance or resolution shall limit or restrict the application of the provisions of this article.

6. This amendment provides on the 10th day after the effective date of this article the City Clerk shall begin to accept applications for provisional licenses. This initial application window shall close at 5 PM on the 10th day after it opens. If the City fails to make an application form available upon the opening of this initial application window, local applicants may submit their own application during the initial application window, entitled "MJ Facility Applicant".

7. The charter amendment provides that the City may "charge an application fee no greater than \$100 and charge a fee no greater than \$5,000" for the renewal of either a provisional license or a full city license authorization.

8. The charter amendment provision establishes the application process which the City must follow in the granting of the two licenses.

9. The charter amendment provides the City is allowed to promulgate rules provided they do not conflict with the provisions of this amendment.

10. The charter amendment effective date shall become effective immediately upon certification by the Oakland County Board of Canvassers or the appropriate controlling body for certification of election results under state law.

The full language of the charter amendment will be posted on the City's website, the City offices and will be posted at the polling place for the voters to review.

Respectfully submitted,

Thomas J. Ryan
City of the Village of Clarkston City Attorney

City of the Village of Clarkston

Subject: Fact Sheet Printing and Mailing Cost

#	Cost Description	Cost	Comments
1	Printing and folding of a two-page document	\$210.00	420 color double-sided copies from the Print Shop
2	City Letterhead Envelopes	\$124.00	420 envelopes
3	Labels	\$4.00	420 labels
4	Postage	\$231.00	420 stamps at \$0.55 each
5	Employee Wages	\$45.00	3 hours at \$15.00 per hour
	Sub-Total	\$614.00	
	Contingency Allowance	\$30.70	5% contingency
	Grand Total	\$644.70	

September 28, 2022