



**CITY OF GARDEN CITY  
REGULAR COUNCIL MEETING MINUTES  
July 12, 2021**

The Mayor and Council of the City of Garden City met in Regular Session Monday, July 12, 2021, at 7:00p.m. in the Council Chambers of the Civic Center, 6000 Middlebelt Road, Garden City, Michigan.

**REGULAR MEETING**

Present were Mayor Walker, Mayor Pro-Tem Kerwin. Councilmembers Squires, Earle, Jacobs, and Lynch. Councilmember DiMichele was absent and excused.

Also present were City Manager Dougherty, City Clerk Miller, City Treasurer Marciniak, Police Chief Gibbons, and Recreation Director Chiasson.

- ❖ **Item #21-07-100 - Moved by Lynch; supported by Squires :**  
RESOLVED: To approve the meeting agenda as presented.

The agenda consisted of the following:

1. Ordinance Amendment – Floodplain Management
2. Lot Split: 5689 Brandt – Parcel #35-007-01-0148-000
3. 2021 Right of First Refusal/NSP purchase
4. SMART/Nankin Transit Municipal and Community Credit Contract
5. DDA Executive Director Contract
6. Parks and Recreation Fee Schedule Amendment

AYES: Unanimous  
ABSENT: DiMichele

**Motion Passes 6-0**

**Recognition, Presentations, Community Announcements, Comments from State & County Officials, and Petitions & Communications**

- Mayor Walker gave information regarding the recent flooding events that effected Garden City and other Wayne County areas and gave update on FEMA response, DPW trash pickup, clean-up kit availability, and 2-1-1 hotline for residents who need assistance removing flood damaged materials from their homes.
- Parks and Recreation Director Chiasson gave information regarding the upcoming Parks and Recreation Playbook Brochure outlining city recreation programs that will be mailed out to Garden City residents.

**Public Hearings**

**Mayor Walker announced it was time to hear public comment on the proposed ordinance amendment regarding floodplain management.**

- Matt Miller, City Clerk, gave overview of proposed ordinance amendment.
- John Murray, Lathers Street, asked about the possibility of city appealing to assist residents with high cost of flood insurance.

Hearing no further public comment, the public hearing was closed.

❖ **Item #21-07-101 - Moved by Lynch; supported by Squires :**

RESOLVED: To approve the consent agenda as presented.

1. Approve Council Meeting Minutes of 6/21/21
2. Receive, Note, and File: City Invoices Paid June 2021
3. Boards and Commissions – Property Maintenance Board of Appeals
  - a. Appointment of Bud Avery – term expires 12/31/22
4. MERS Service Credit Purchase: L. Echols (1 year, 7 months)

AYES: Unanimous  
ABSENT: DiMichele

**Motion Passes 6-0**

❖ **Item #21-07-102 - Moved by Lynch; supported by Earle :**

RESOLVED: Motion to approve the amendment to Chapter 150.00 General Provisions, Section 150.07 Floodplain Management in the Soil Erosion and Sediment Control Section as presented.

**ORDINANCE ADDRESSING FLOODPLAIN MANAGEMENT PROVISIONS  
OF THE STATE CONSTRUCTION CODE  
TITLE XV – LAND USAGE  
CHAPTER 150 GENERAL PROVISIONS  
SOIL EROSION AND SEDIMENT CONTROL  
150.07 FLOODPLAIN MANAGEMENT  
GARDEN CITY, WAYNE, COUNTY, MICHIGAN  
Ordinance number 21- 008**

An ordinance of the City of Garden City providing for amendments to Title XV – Land Usage, Chapter 150 General Provisions – Soil Erosion and Sedimentation Control with the addition of Section 150.07 Floodplain Management, to designate an enforcing agency to discharge the responsibility of the City of Garden City located in Wayne County, and to designate regulated flood hazard areas under the provisions of the State Construction Code Act, Act No. 230 of the Public Acts of 1972, as amended.

**§ 150.07 FLOODPLAIN MANAGEMENT**

**Section 1. AGENCY DESIGNATED.** Pursuant to the provisions of the state construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, the Building Official of the City of Garden City is hereby designated as the enforcing agency to discharge the responsibility of the City of Garden City under Act 230, of the Public Acts of 1972, as amended, State of Michigan. The City of Garden City assumes responsibility for the administration and enforcement of said Act through out the corporate limits of the community adopting this ordinance.

**Section 2. CODE APPENDIX ENFORCED.** Pursuant to the provisions of the state construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, Appendix G of the Michigan Building Code shall be enforced by the enforcing agency within the jurisdiction of the community adopting this ordinance.

**Section 3. DESIGNATION OF REGULATED FLOOD PRONE HAZARD AREAS.** The Federal Emergency Management Agency (FEMA) Flood Insurance Study (FIS) Entitled The Flood Insurance Study for Wayne County, All Jurisdictions, effective October 21, 2021 and the Flood Insurance Rate Map(s) (FIRMS) panel number(s) of \_ the Flood Insurance Rate Map (FIRM) panels: 26163CO210E, 26163CO230E, 26163CO233E, 26163CO241E, effective February 2, 2012. And panels 26163CIND1C, 26163CIND2C, and 26163CO240F effective October 21, 2021 are adopted by reference for the purposes of administration of the Michigan Construction Code, and declared to be a part of Section 1612.3 of the Michigan Building Code, and to provide the content of the "Flood Hazards" section of Table R301.2(1) of the Michigan Residential Code.

**Section 4. SEVERABILITY.** If any clause sentence, section, paragraph or part of this Ordinance, or the application thereof to any person, firm, corporation, legal entity or circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair or invalidate the remainder of this Ordinance. It is hereby declared to the legislative intent of this body that the Ordinance is severable, and that the Ordinance would have been adopted had such invalid or unconstitutional provision not have been included in this Ordinance.

**Section 5. REPEAL.** All 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 6. SAVINGS CLAUSE.** All rights and duties which have matured, penalties which have been incurred, proceedings which have begun and prosecution for violations of law occurring before the effective date of this Ordinance are not affected or abated by this Ordinance.

**Section 7. PUBLICATION.** The Clerk for the City of Garden City shall cause this Ordinance to be published in the manner required by law.

**Section 8. EFFECTIVE DATE.** This Ordinance, as amended, shall take full force and effect upon publication as required by law.

AYES: Unanimous  
ABSENT: DiMichele

**Motion Passes 6-0**

❖ **Item #21-07-103 - Moved by Earle; supported by Kerwin:**

RESOLVED: Motion to review and approve lot split: 5689 Brandt - Parcel #35-007-01-0148-000.

**Original Descriptions**

**Parcel #35-007-01-0148-000**

LOT 148, FOLKER'S FULL ACRE FARMS SUBDIVISION NO 1 T2S, R9E ACCORDING TO THE PLAT THEREOF AS RECORDED IN LIBER 45 OF PLATS PAGE(S) 4 WAYNE COUNTY RECORDS, COMMONLY KNOWN AS 5689 BRANDT ST., GARDEN CITY MI 48135, SUBJECT OT EASEMENTS AND RESTRICTIONS OF RECORDS IF ANY.

**New Descriptions**

**Parcel A**

THE NORTH 60 FT OF LOT 148 FOLKERS FULL ACRE FARMS SUB NO 1 T2S R9E, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORDS IF ANY.

**Parcel B**

THE SOUTH 60 FT OF THE NORTH 120 FT OF LOT 148 FOLKERS FULL ACRE FARMS SUB NO 1 T2S R9E, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORDS IF ANY.

**Parcel C**

THE SOUTH 100 FT OF THE NORTH 220 FEET OF LOT 148 FOLKERS FULL ACRE FARMS SUB NO 1 T2S R9E, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORDS IF ANY.

**Parcel D**

THE SOUTH 75 FT OF LOT 148 FOLKERS FULL ACRE FARMS SUB NO 1 T2S R9E, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORDS IF ANY.

AYES: Unanimous  
ABSENT: DiMichele

**Motion Passes 6-0**

- ❖ **Item #21-07-104 - Moved by Jacobs; supported by Kerwin:**  
RESOLVED: Motion to approve the purchase of 28510 Elmwood, 5907 Helen, and 31742 Leona from Wayne County in the amount not to exceed \$70,125.41.

AYES: Unanimous  
ABSENT: DiMichele

**Motion Passes 6-0**

- ❖ **Item #21-07-105 - Moved by Jacobs; supported by Kerwin:**  
RESOLVED: Motion to approve the FY 2022 Municipal Credit and Community Credit Contract with SMART in compliance with an agreement with Nankin Transit.

AYES: Unanimous  
ABSENT: DiMichele

**Motion Passes 6-0**

- ❖ **Item #21-07-106 - Moved by Kerwin; supported by Earle:**  
RESOLVED: Motion to approve the contract for the DDA Executive Director as approved by the DDA Board of Trustees.

AYES: Unanimous  
ABSENT: DiMichele

**Motion Passes 6-0**

- ❖ **Item #21-07-107 - Moved by Jacobs; supported by Squires:**  
RESOLVED: Motion to approve an amendment to the 2021-2022 Fee Schedule to include the summer rental of the ice arena.

AYES: Unanimous  
ABSENT: DiMichele

**Motion Passes 6-0**

**Mayor Walker announced it was time for public comment.**

- Susan, Middlebelt Road, spoke regarding senior tower residents parking in city hall parking lot.
- Kimberly Dold, DDA Executive Director, thanked the mayor and council for their support.

- Kimberly Poma, Garden City Library, spoke regarding library services offered

There being no further business before Council, the meeting was then adjourned at 7:54 p.m.

Matthew K. Miller  
City Clerk