

**MINUTES OF THE  
SPECIAL MEETING OF THE HIGHLAND PARK CITY COUNCIL**

**August 30, 2022**

Council convened at 5:34 p.m. with Council President Clyburn presiding.

Present: Councilmember McDonald, Councilmember Bates, Councilmember Armstrong\* and Council President Clyburn (4).

\* Entered meeting at 5:35 p.m.

Absent: Council Pro Tem Patrick (1).

A quorum being present, Council was declared in session.

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\*\* Due to an area wide power outage the meeting location was changed to the Ernest T. Ford Fieldhouse 10 Pitkin.

The Clerk read the following notice.

**NOTICE OF A SPECIAL MEETING  
OF THE HIGHLAND PARK CITY COUNCIL**

**Date:** Tuesday, August 30, 2022

**Time:** 5:30p.m.

**Place:** Robert B. Blackwell Municipal Complex  
12050 Woodward Avenue, 2<sup>nd</sup> Floor  
Highland Park, Michigan 48203

I, Carlton Clyburn, Council President, do hereby call a Special Meeting of the Highland Park City Council on the above date, time and place, regarding

**RESOLUTION TO APPROVE THE RETENTION OF APPELLATE COUNSEL  
TIMOTHY DIEMER**

Moved by Councilmember Bates

Supported by Councilmember McDonald

**WHEREAS**, the City of Highland Park is currently in litigation with the Great Lakes Water Authority, Michigan Court of Appeals Docket No. 357040; **and**,

**WHEREAS**, recently the Michigan Court of Appeals did issue an opinion adverse to the interests of the citizens of the City of Highland Park, resulting in the reversal of a multi-million-dollar judgment in favor of the City, relying in support of its decision acts by the previous administration of this City, which, we believe, were decided incorrectly by the Michigan Court of Appeals; **and**,

**WHEREAS**, the effort to correct the error made by the Michigan Court of Appeals requires the immediate retention of legal counsel specializing in appellate litigation; **and**,

**WHEREAS**, the law firm of Jacobs and Diemer, P.C., specializes in the practice of appellate law; **and**,

**WHEREAS**, the parties have met, the attorneys to be retained are well qualified, and there being an agreement reached as to the terms and conditions of retaining this firm; **and**,

**WHEREAS**, time is of the essence,

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Highland Park Approves the retention of Timothy Diemer, of the law firm Jacobs and Diemer, P.C., attached to this resolution as Document "A". Yeas (4), Nays (0), Absent (1) Patrick.

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## **ADJOURNMENT**

Moved by Councilmember McDonald  
Supported by Councilmember Bates

To adjourn the meeting, motion passed, meeting adjourned at 5:37p.m.

**CERTIFICATE**

I, hereby certify that the attached is a copy of the proposed minutes of the Special Meeting held the 30<sup>th</sup> day of August, 2022 and that said minutes are available for public inspection at the address designated on the posted public notice.



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Cidia Wicker-Brown, Deputy City Clerk