

Supervisor Foether called the meeting to order at 7:00pm.  
The pledge was led by Supervisor Foether.

The Supervisor mentioned that he wanted to get to all the agenda items even if the meeting went past 9:30pm because of their importance.

The agenda was adjusted.

**Roll Call:**

Present: Tom Borcharding, Michael Clinesmith, Bruce Foether, John Stack, Bill Gray

Absent: None

**Minutes:**

Motion by Gray, seconded by Borcharding to approve the September 12, 2017 regular meeting minutes as corrected.

Vote 5-0, MOTION CARRIED.

Motion by Foether, seconded by Gray to approve the September 21, 2017 special joint meeting minutes as written.

Vote 5-0, MOTION CARRIED.

Motion by Gray, seconded by Borcharding to approve the September 26, 2017 policy workshop minutes as written.

Vote 5-0, MOTION CARRIED.

Items were added to the agenda.

**Reports:**

Treasurer's Report by John Stack:

The payables were tabled for later.

**Reports:**

The Supervisor mentioned the response time by MMR was 8:26 minutes the previous month.

The Treasurers, Trustee, Zoning Administrator, Sheriff Deputy, Clerk, Library and Ambulance reports were in the meeting packet.

**Correspondence:**

Tuscola County Road Commission:

The Township received information from the Road Commission showing the roads in the Township, their quality and the date when last worked on. There was some discussion about road work in the future.

**Charter:**

The Township received a letter from Charter regarding channel changes. It was mentioned that the contract with Charter was up in 2019 and Charter might be more responsive then to requests by the Township.

**Guests:**

Kevin Daley:

Kevin Daley introduced himself, described his experiences and passed out some info regarding his run for the State Senate. There was mention of a possible special election to fill Green's

senate seat and mention of a bill introduced to the legislature to restrict revenue sharing for governmental bodies that “opt in” to allowing marijuana facilities.

**New Business:**

Tuscola County Sheriff’s Contract:

There were questions about new equipment the department was going to purchase and charge the Township for at the Township Hall.

Motion by Foether, seconded by Borcharding to approve Resolution 26-2017 to approve the Tuscola County Sheriff Contract for 2018.

Roll Call: Stack – Yes, Gray – Yes, Foether – Yes, Borcharding – Yes, Clinesmith – Yes  
Vote 5-0, RESOLUTION CARRIED.

**RESOLUTION 26-2017:** To approve the Tuscola County Sheriff’s Office contract for 2018

**WHEREAS**, Act 33, of 1951, the Police and Fire Protection Act, authorizes Township to appropriate funds for police protection,

**WHEREAS**, The Township of Vassar and County of Tuscola has arranged an agreement to ensure police coverage for the Township of Vassar,

**NOW, THEREFORE, BE IT RESOLVED** that the Vassar Township Board of Trustees approve the Tuscola County Sheriff’s Office contract for 2018.

The foregoing resolution was offered by Board Member Bruce Foether and supported by Board Member Tom Borcharding.

Upon roll call vote, the following voted

“Aye” ( 5 ):      **Stack, Gray, Foether  
Borcharding, Clinesmith**

“Nay” ( 0 ):      *None*

The Clerk declared the resolution adopted.

Commercial Marijuana Facilities Ordinance:

The Clerk mentioned that he had not yet reviewed the language of the ordinance, and wanted to do so. There was discussion about postponing approval of the ordinance and time frames involved.

The Clerk read Resolution 27-2017 to adopt the Ordinance 2017-02, Ordinance Authorizing and Permitting Commercial Marijuana facilities.

Motion by Borcharding, seconded by Gray to approve Resolution 27-2017.

Roll Call: Foether – Yes, Gray – Yes, Stack – Yes, Clinesmith – No, Borcharding – Yes  
Vote 4-1, RESOLUTION CARRIED.

**RESOLUTION 27-2017:** to adopt the Ordinance 2017-02, Ordinance Authorizing and Permitting Commercial Marijuana Facilities.

**WHEREAS**, Public Acts 281, 282, and 283 of 2016 authorizes regulation of marijuana facilities,

**AND WHEREAS**, the purpose of this ordinance is to regulate the production and distribution of Marijuana in the Township,

**NOW, THEREFORE, BE IT RESOLVED** that the Vassar Township Board of Trustees approve the Vassar Township Tuscola County, Michigan Ordinance Authorizing and Permitting Commercial Marijuana Facilities, Ordinance 2017-02

**BE IT FURTHER RESOLVED**, that the ordinance be published in the Tuscola County Advertiser on Saturday, October 14, 2017 and take effect Sunday, October 29, 2017.

The foregoing resolution was offered by Board Member Tom Borcharding and supported by Board Member Bill Gray.

Upon roll call vote, the following voted

“Aye” ( 4 ):	<b>Foether, Gray, Stack, Borcharding</b>
“Nay” ( 1 ):	<b>Clinesmith</b>

The Supervisor declared the resolution adopted.

The Clerk had questions about publishing the ordinance in a summary form. He was told he could contact Tom Reif and the attorney.

Resolution for Budget:

It was mentioned to use the MMFL Expenses for all marijuana expenses such as publishing, mailings, meetings, etc.

The Clerk read Resolution 25-2017, Amendment of the 2017-2018 Budget. There were amendments suggested to the Resolution.

Motion by Foether, seconded by Gray to approve Resolution 25-2017 Amendment of 2017-2018 Budget.

Roll Call: Clinesmith Yes, Gray – Yes, Borcharding – Yes, Foether – Yes, Stack – Yes  
Vote 5-0, RESOLUTION CARRIED.

**RESOLUTION 25-2017:** Amendment of 2017-2018 Budget

**WHEREAS**, the Uniform Budgeting and Accounting Act, Act 2 of 1968 prescribes that the state treasurer prescribe minimum auditing procedures and standards,

And **WHEREAS**, the Michigan Department of Treasury Uniform Budget Manual of 2001 in sections 17 and 18 requires amending the budget when a deviation such as expenditures exceeding the budget occurs,

And **WHEREAS**, The township wants to adjust its budget to plan for changes due to ordinance changes due to marijuana and other items,

**NOW, THEREFORE, BE IT RESOLVED** that the Vassar Township Board of Trustees adjust its budget in the following way:

Under Revenues:

Add \$ <u>0</u>	to MMFL FEES,	bringing it to	\$ <u>0.00</u>
Add \$ <u>0</u>	to PARKS AND REC DONATIONS,	bringing it to	\$ <u>0.00</u>

Under Expenses:

Add \$ <u>8,000</u>	to MMFL EXPENSES,	bringing it to	\$ <u>8,000.00</u>
Subtract \$ <u>8,000</u>	from CONTINGENCY,	bringing it to	\$ <u>128,862.40</u>

The foregoing resolution was offered by Board Member Bruce Foether and supported by Board Member Bill Gray.

Upon roll call vote, the following voted **“Aye” ( 5 ): Clinesmith, Gray, Borcharding  
Foether, Stack**

**“Nay” ( 0 ): None**

The Supervisor declared the resolution adopted.

**Resolution for Commercial Marijuana Facilities Permit Fee & Application:**

The Clerk read Resolution 23-2017.

A permit application was included with the meeting packet. After discussion it was suggested to amend the resolution to include approval of the application

Motion by Foether, seconded by Borcharding to approve Resolution 23-2017 as amended.

Roll Call: Stack – Yes, Borcharding – Yes, Clinesmith – Yes, Gray – Yes, Foether – Yes  
Vote 5-0, RESOLUTION CARRIED.

**RESOLUTION 23-2017: Set Marijuana Fees and Application**

**WHEREAS**, Public Acts 281, 282, and 283 of 2016 authorizes regulation of marijuana facilities,

**AND WHEREAS**, these public acts authorize the Township to set fees for Marijuana permits in the Township,

**NOW, THEREFORE, BE IT RESOLVED** that the Vassar Township Board of Trustees authorizes the following fees, and these fees be added to the Vassar Township Fee Schedule:

Marijuana Special Land Use Permit Application Fee:	\$500
Marijuana Annual License Fee:	\$5,000

**THEREFORE, BE IT FURTHER RESOLVED** that the Vassar Township Board of Trustees adopts the Vassar Township – Tuscola County Commercial Marijuana Facility Permit Application as presented to the Board.

The foregoing resolution was offered by Board Member Bruce Foether and supported by Board Member Tom Borcharding.

Upon roll call vote, the following voted **“Aye” ( 5 ): Stack, Borcharding,  
Clinesmith, Gray,  
Foether**

**“Nay” ( 0 ): None**

The Supervisor declared the resolution adopted.

**Resolution for Phones:**

The Clerk read resolution 24-2017 to Adjust Vassar Township Phone Compensation. A minor change was suggested to the resolution.

Motion by Gray, seconded by Borcharding to approve Resolution 24-2017, To Adjust Vassar Township Phone Compensation as amended.

Roll Call: Gray – Yes, Clinesmith – Yes, Stack – Yes, Foether – Yes, Borcharding – Yes  
Vote 5-0, RESOLUTION CARRIED.

**RESOLUTION 24-2017: To Adjust Vassar Township Phone Compensation**

**WHEREAS**, MCL 41.95(2) gives the Vassar Township Board of Trustees the authority to reimburse for reasonable expenses actually incurred on behalf of the Township,

And **WHEREAS**, the availability of the Vassar Township Clerk, Treasurer, Supervisor, and Zoning Administrator by phone is a reasonable service to the township,

And **WHEREAS**, the Township Board deems that adjustments in the compensation for phone service is warranted in consideration of the responsibilities undertaken by this position since the salary was last adjusted,

And **WHEREAS**, the Board of Trustees approved adjusting the budget for compensation for the phone reimbursement service in the 2017-2018 fiscal budget,

**NOW, THEREFORE, BE IT RESOLVED** that the Vassar Township Board of Trustees set the following phone compensation to be effective October 1, 2017:

Clerk:	\$40/month
Treasurer	\$30/month
Supervisor:	\$40/month
Zoning Administrator:	\$40/month

**NOW, BE IT FURTHER RESOLVED** that the Township Board understands that the compensation period for phone service begins from the first of the month to the last day of the month and will be reimbursed in the next month’s payables. Officials serving part of a month due to beginning and ending terms and employment will be reimbursed proportional to the percentage of days served that month.

**BE IT FURTHER RESOLVED** that the Township Board understands that this reimbursement change will be observed first in the November 2017 payables with each current official receiving the full amount of change and each official now on the same reimbursement time period.

The foregoing resolution was offered by Board Member Bill Gray and supported by Board Member Tom Borcharding.

Upon roll call vote, the following voted                      **“Aye” ( 5 ):        Gray, Clinesmith, Stack, Foether, Borcharding**

**“Nay” ( 0 ):        None**

The Supervisor declared the resolution adopted.

**Resignation for Fred Welsh from the Planning and Park Board:**

The Township received a letter of resignation from Fred Welsh from the Planning Commission and Parks and Recreation Board.

Motion by Foether, seconded by Gray to accept the resignation of Fred Welsh from the Vassar Township Planning Commission and Vassar Township Parks and Recreation Board as of the 10<sup>th</sup> of October, 2017.

Vote 5-0, MOTION CARRIED.

The Supervisor mentioned he wanted to thank Fred Welsh from the bottom of his heart for his service.

Application for Park & Recreation:

The Supervisor stated he received applications from Sam Tester, Nancy Wade, Janice Zawol and Cheryl Kuzma regarding the Parks & Recreation position.

Motion by Foether to appoint Nancy J Wade MD to the Vassar Township Parks and Recreation to fill the remainder of Fred Welsh's term, beginning October 11, 2017 to October 31, 2018.

Vote 5-0, MOTION CARRIED.

The Supervisor stated he received applications from Devin Foether, Orville Hartung, Dan Zuzula and Renee Aymer for the Planning Commission. After checking, it was noted that Aymer had applied for the Election Commission, not Planning Commission.

Motion by Foether, seconded by Borcharding to appoint Devin Foether to the Planning Commission to *(amend) fill* the remainder of Fred Welsh's term, beginning October 11, 2017 to October 31, *(amend) 2018 2017*.

Vote 5-0, MOTION CARRIED.

Motion by Foether, seconded by Gray to appoint Sam Tester and Janice Zawol to the Vassar Township Parks and Recreation term ending October 31, 2020.

Vote 5-0, MOTION CARRIED.

Application for Planning Commission:

Motion by Foether seconded by Borcharding to appoint Dan Zuzula and Orville Hartung to the Vassar Township Planning Commission term ending October 31, 2020.

Vote 4-1, MOTION CARRIED.

Application for the Zoning Board of Appeals:

The Supervisor mentioned Kuzma being an alternate to the Zoning Board of Appeals and wanting to move her to a regular position on that board.

Motion by Foether seconded by Clinesmith to appoint Cheryl Kuzma to the position that was held by Christine Loudon on the Zoning Board of Appeals, term ending October 31, 2020.

Hartung mentioned that he also served on the Zoning Board of Appeals and that position was also expiring. The Supervisor mentioned that he served on that Board being a representative from the Planning Commission.

MTA Training:

There was discussion about the upcoming training at MTA. Foether stated he would go to the training on November 1, and Clinesmith stated he would go November 2.

Gravel Rupperecht Road:

The Supervisor received a complaint about recycling trucks not being able to go down Rupperecht Road.

Motion by Foether, seconded by Borcharding to approve the agreement with the Tuscola County Road Commission for gravel on Rupperecht from Caine east to the dead end as Resolution 28-2017.

Roll Call: Borcharding – Yes, Clinesmith – Yes, Gray – Yes, Stack – Yes, Foether – Yes

Vote 5-0, RESOLUTION CARRIED.

**RESOLUTION 28-2017:** Gravel on Rupperecht from Caine East to Dead End

**NOW, THEREFORE, BE IT RESOLVED** that the Vassar Township Board of Trustees approves the agreement with the Tuscola County Road Commission for gravel on Rupprecht from Caine east to the dead end as Resolution 28-2017.

The foregoing resolution offered by Board Member Bruce Foether and supported by Board Member Tom Borcharding.

Upon roll call vote, the following voted

“Aye” ( 5 ):	<b>Borcharding, Clinesmith, Gray, Stack, Foether</b>
“Nay” ( 0 ):	<i>None</i>

The Supervisor declared the resolution adopted.

**Payables:**

The payables were lifted from the table.  
Motion by Clinesmith, seconded by Gray to approved the October 2017 payables, adding a check to MTA for \$214 for a total of \$22,020.66.  
Vote 5-0, MOTION CARRIED.

**Old Business:**

**Audit:**

The Clerk mentioned he had some documents the auditors wanted him to sign, and he said that although it was understood that the Board continued to want to use Anderson, Tuckey, Bernhardt & Doran, P.C., with the contracts and costs, he thought the Board should formally approve it with a motion.

Motion by Foether, seconded by Gray to approve using Anderson, Tuckey, Bernhardt & Doran, P.C. for the audit.  
Roll Call: Stack – Yes, Clinesmith – Yes, Foether – Yes, Gray – Yes, Borcharding – Yes.  
Vote 5-0, MOTION CARRIED.

**Facebook Made Date for Meeting:**

A meeting needs to be set up for Devin to meet with the Clerk and secretaries from the Planning Commission and Parks and Recreation on using the recorder.

**Date of Policy & Procedure Workshop:**

After some discussion, the Supervisor stated he was going to call a special meeting on November 7, 2017 at 5pm to continue working on the policy and procedure manual.

The Supervisor mentioned that there was a public hearing notice in the meeting packet for the October 27, 2017, 7pm hearing for the changes to the Township’s Zoning Ordinances regarding marijuana.

**Public Comment:**

Russ Fall stated he would like to get in the park and remove any dead trees.

There was discussion about closing down the park when removing the trees.

Motion by Clinesmith, seconded by Stack to appoint Russ Fall and volunteers to clear dead trees out of the park.  
Vote 5-0, MOTION CARRIED.

Orville Hartung stated he wanted to thank the 4 members who voted for him. His comment to the nay vote was that Hartung had been appointed to positions at the Township before. The minute

he openly campaigned against him [the nay voter] things went downhill when he was allegedly seen transferring campaign signs in the parking lot.

Onna Clinesmith mentioned the surveys that went with the tax bill, required an address on the surveys. There was a survey without a proper address. Only one person from her [Clinesmith's] family filled out the survey because it stated only one survey per household. She would like to request surveys only with proper address be included and follow the rules.

Bruce Foether stated once he tallied them he would give them to the Planning Commission.

Michael Clinesmith stated that he disagreed with Hartung. He said things went downhill because of his disrespectful behavior such as calling a person "Mommy Clerk" and displaying inappropriate signs such as "prayer is the best way to meet the lord" and a picture of a gun with "is quicker" which did not reflect well on the Township.

Motion by Borcharding, seconded by Gray to adjourn.  
Vote 5-0, MOTION CARRIED.

Meeting Adjourned at 9:30pm.

Minutes prepared by Clerk Clinesmith.

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Vassar Township Clerk

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Vassar Township Supervisor