

Vassar Township Board of Trustees

Regular Meeting-July 12, 2022

Call to Order: 7:00 P.M.

Pledge Allegiance to the Flag of the United States of America:

Roll Call:	Ben Partridge	Present
	Tom Borcharding	Present
	Bruce Foether	Present
	Deborah Pounds	Present
	John Stack	Present

Approval of Minutes for the Regular Meeting on June 14, 2022 with correction of two different motions for the teeter totter and the paper folder. Correction was made.

Motion by Bruce Foether, Second by Tom Borcharding to approve with correction.

All in Favor: (4) Ayes (1) Nay

Motion Carried

Approval of the Minutes for the Special Meeting Budget Workshop on June 11, 2022.

Motion to approve Bruce Foether, Second Ben Partridge.

All in Favor: (5) Ayes (0) Nay

Motion Carried

Approval of Minutes for the Special Meeting Budget Workshop on June 21, 2022.

Motion to approve as written by Ben Partridge, Second Tom Borcharding.

All in Favor: (5) Ayes (0) Nay

Motion Carried

Approval of Minutes for the Budget Hearing Meeting on June 25, 2022. The last line on page 1 should read The Supervisor declared the Resolution adopted on the 25th day of June, 2022.

Motion by Bruce Foether, Second Tom Borcharding

All in Favor: (5) Ayes (0) Nay

Motion Carried

Motion by Bruce Foether, Second by Deborah Pounds that if the roads need a second application of brine that R & R may do it.

All in Favor: (5) Ayes (0) Nay

Motion Carried

Motion by Bruce Foether, Second Tom Borcharding to accept payables.

All in Favor: (5) Ayes (0) Nay

Motion Carried

Oak Ave. – Tuscola County Road Commission

\$41,558.00 total to do Oak Ave.

Need Check for \$20, 779.00 to start project.

Motion by Bruce Foether, Second by Deborah Pounds to approve crush & shape and overlay from Miller to Evergreen.

All in Favor: (5) Ayes (0) Nay

Motion Carried

Motion by Bruce Foether, Second by Ben Partridge to do check tonight for \$20,779.00 and put on August payables and \$10,082.64 for Sheriff and State of Michigan for \$1,080.26.

All in Favor: (5) Ayes (0) Nay

Motion Carried

Resolution 14-2022 for Zoning Administrator

Motion to Adopt by Supervisor Bruce Foether

Roll Call Vote:	Ben Partridge	Yes
	Tom Borcharding	Yes
	Bruce Foether	Yes
	Deborah Pounds	Yes
	John Stack	Yes

Resolution adopted

See Attached

Motion to retain Bauckham, Sparks etc. as our attorney as of August 1, 2022 by Deborah Pounds,
Second by Ben Partridge.

All in Favor: (5) Ayes (0) Nay

Motion Carried

Consumer's Energy Company- #2022-04 Ordinance

Motion by Bruce Foether, Second by Deborah Pounds to approve Consumer's Franchise gas ordinance
and publish in paper.

All in Favor: (5) Ayes (0) Nay

Motion Carried

See Attached

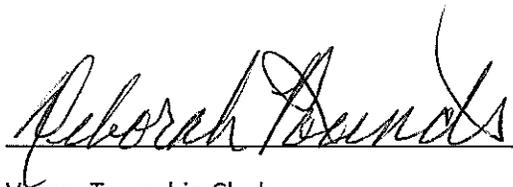
Public Comment: 3 Minutes

Adjourn: Motion by Tom Borcharding to adjourn at 8:19 P.M., Second by Bruce Foether.

All in Favor: (5) Ayes (0) Nay

Motion Carried

Next Meeting August 9, 2022 at 7:00 P.M.



Vassar Township Clerk



Supervisor

RESOLUTION: Vassar Township Enforcement Officer

WHEREAS, That the Current Zoning Administrator, and all sworn deputies of the Tuscola County Sheriff's Department with responsibility in Vassar Township are appointed to the position of Vassar Township Enforcement Officer pursuant to Vassar Township Ordinance No. 95. Further moved, that these appointments shall last until such time as this Board removes such persons from the position

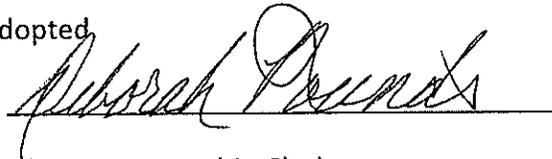
NOW, THEREFORE, BE IT RESOLVED, that the Vassar Township board of Trustees approve the Zoning Administrator and Tuscola County Sheriff's Department.

The foregoing resolution was offered by Board Member Partridge and supported by Foether.

Upon roll call vote, the following voted "Aye" (5) Partridge, Borcharding, Foether, Pounds, Stack

"Nay" (0)

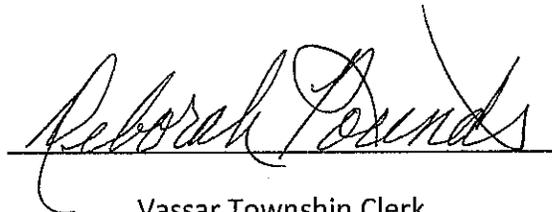
The Supervisor declared the resolution was adopted



Vassar Township Clerk

CERTIFICATE

I, Deborah Pounds, the duly elected and acting Clerk of Vassar Township, hereby certify that the foregoing resolution was adopted by the Township Board of said Township at the regular meeting of Board held on July 12, 2022, at which a quorum was present, by roll call vote of said members as hereinbefore set forth;



Vassar Township Clerk

ORDINANCE NO. 2022-04

CONSUMERS ENERGY COMPANY GAS FRANCHISE ORDINANCE

AN ORDINANCE, granting to CONSUMERS ENERGY COMPANY, its successors and assigns, the right and authority to lay, maintain and commercially operate gas lines and facilities including but not limited to mains, pipes, services and on, under, along, and across public places including but not limited to highways, streets, alleys, bridges, and waterways, and to conduct a local gas business in the TOWNSHIP OF VASSAR, TUSCOLA COUNTY, MICHIGAN, for a period of thirty years.

THE TOWNSHIP OF VASSAR ORDAINS:

SECTION 1. GRANT and TERM. The TOWNSHIP OF VASSAR, TUSCOLA COUNTY, MICHIGAN, hereby grants to Consumers Energy Company, its successors and assigns, hereinafter called "Consumers" the right and authority to lay, maintain and commercially operate gas lines and facilities including but not limited to mains, pipes, services and valves on, under, along, and across public places including but not limited to highways, streets, alleys, bridges, and waterways, and to conduct a local gas business in the TOWNSHIP OF VASSAR, TUSCOLA COUNTY, MICHIGAN, for a period of thirty years.

SECTION 2. CONDITIONS. No public place used by Consumers shall be obstructed longer than necessary during construction or repair, and shall be restored to the same order and condition as when work was commenced. All of Consumers' gas lines and related facilities shall be placed as not to unnecessarily interfere with the public's use of public places. Consumers shall have the right to trim or remove trees if necessary in the conducting of such business.

SECTION 3. HOLD HARMLESS. Consumers shall save the Township free and harmless from all loss, costs and expense to which it may be subject by reason of the negligent construction and maintenance of the lines and related facilities hereby authorized. In case any action is commenced against the Township on account of the permission herein given, Consumers shall, upon notice, defend the Township and its representatives and hold them harmless from all loss, costs and damage arising out of such negligent construction and maintenance.

SECTION 4. EXTENSIONS. Consumers shall construct and extend its gas distribution system within said Township, and shall furnish gas service to applicants residing therein in accordance with applicable laws, rules and regulations.

SECTION 5. FRANCHISE NOT EXCLUSIVE. The rights, power and authority herein granted, are not exclusive.

SECTION 6. RATES and CONDITIONS. Consumers shall be entitled to provide gas service to the inhabitants of the Township at the rates and pursuant to the conditions as approved by the Michigan Public Service Commission. Such rates and conditions shall be subject to review and change upon petition to the Michigan Public Service Commission.

SECTION 7. REVOCATION. The franchise granted by this ordinance is subject to revocation upon sixty (60) days written notice by either party. Upon revocation this ordinance shall be considered repealed and of no effect past, present or future.

SECTION 8. MICHIGAN PUBLIC SERVICE COMMISSION JURISDICTION. Consumers remains subject to the reasonable rules and regulations of the Michigan Public Service Commission applicable to gas service in the Township and those rules and regulations preempt any term of any ordinance of the Township to the contrary.

SECTION 9. REPEALER. This ordinance, when enacted, shall repeal and supersede the provisions of any previous Consumers' gas franchise ordinance adopted by the Township including any amendments.

SECTION 10. EFFECTIVE DATE. This ordinance shall take effect on August 12, 2022.

We certify that the foregoing Franchise Ordinance was duly enacted by the Township Board of the TOWNSHIP OF VASSAR, TUSCOLA COUNTY, MICHIGAN, on the 12th day of July, 2022.



Bruce Foether, Township Supervisor

Attest:

I, Deborah Pounds, Clerk of the TOWNSHIP OF VASSAR, TUSCOLA COUNTY, MICHIGAN, DO HEREBY CERTIFY that the ordinance granting Consumers Energy Company, a gas franchise, was properly adopted by the Township Board of the TOWNSHIP OF VASSAR, TUSCOLA COUNTY, MICHIGAN, and that all proceedings were regular and in accordance with all legal requirements.



Deborah Pounds, Township Clerk

Dated: July 12, 2022