**GREEN LAKE TOWNSHIP BOARD**

**Golden Fellowship Hall**

**9700 Riley Road, Interlochen, MI**

 **July 9, 2018**

**MINUTES**

1. **CALL TO ORDER**: By Supervisor Radtke at 6:00 pm.
2. **ROLL CALL:** Board members present were: Kramer, Radtke, Biondo, Schroeter, West, Bieganowski and McDonald. Also present was Ronda Robinson, Recording Secretary.
3. **PLEDGE:** was recited.
4. **APPROVAL OF AGENDA:** Moved by Bieganowski and supported by Biondo to approve theamended agenda. Tablets and NSF Check Write-off both added to New Business. Carried.
5. **CONSENT AGENDA:** Moved by Schroeter and seconded by McDonald to approve the Consent Agenda, as amended. In the Minutes of June 11, 2018, page 5, Item K, *#06112018.3* changed to *#06112018.4* and page 6, Item E, *Township* added in front of *Board*. In the Minutes of June 18, 2018, page 5, *Deputy* changed to *Township* and page 8, *here* changed to *hear*. Roll Call: Yes-Schroeter, Biondo, McDonald, Bieganowski, Kramer, West, Radtke. No-0. Carried.
6. **REPORTS:**

A. ANDY MAREK, GRAND TRAVERSE COUNTY ROAD COMMISSION: reported that they will be hiring a Human Resource Director and the GTRC had a clean audit this year. The State can’t perform the traffic study for the East/West corridor study until a year from now, so the consultants are going to do it for an additional fee. The GTRC is working on an agreement with Garfield Township to put up a radio tower to use in cooperation with MDOT, by 2020, to better control the flow of traffic on South Airport. The Tribe is paying for a Timber Bridge to replace the culvert on East Duck Lake Road.

B. MARY BETH HARDWICKE, INTERLOCHEN PUBLIC LIBRARY: said the building is moving forward. They received $25,000 from the Oleson Family Foundation, bringing the total community contributions to over 2.8 million and total grants received is $850,000. The plant sale and book sale were both a success. The children’s summer program is going well.

C. CHIEF CUTWAY, GREEN LAKE TOWNSHIP EMERGENCY SERVICE: said he gave the Board three bids for a Fire/Emergency Department vehicle. The Department did evacuation training at the Arts Academy.

1. **DISCUSSION:** McDonald mentioned that their ability to get DNR grants has stalled at the State level. Radtke said he ~~meet~~ **met** with the State Grant Department and the National Resource Commission Friday and it is still in the pipe line. **McDonald stated he was interested in getting our attorney involved to help get things done.**
2. **PUBLIC COMMENT:**

Bob Cooney, 7247 Henderson Drive, introduced himself and explained that he is running for 86 District Court Judge.

Dwight Lewis, 4551 Case Blvd, is in support of the Medical Marijuana Ordinances.

~~Fifi~~ ~~Kamerska,~~ **Mildred Komrska,** 5116 Karlin Road, is not in support of the Medical Marijuana Ordinances.

Brian Immink, 9551 Tenor Drive, spoke in support of the Medical Marijuana Ordinances.

Gary Behling, 1906 Melody Lane, spoke in support of the Medical Marijuana Ordinances.

Mark Clark, Attorney, spoke in support of indoor growing of Medical Marijuana in Zoning Districts with industrial and agricultural uses.

1. **CORRESPONDENCE:** A follow-up letter from MSU regarding proposed educational classes on August 22, 2018, and September 24, 2018, and an unscheduled 3rd class.
2. **UNFINSHED BUSINESS:**
3. ICA ORDINANCE PROPOSAL FOLLOW UP: McElyea reported that as of this morning the Attorney for Interlochen Center for the Arts responded back to our Township Planner’s recommendations. Essentially, he accepted the 6-19 draft. There are some changes made in red. Applications will be filed shortly. The proposed Ordinance will go to the Planning Commission for their review and recommendation and then to the Town Board. The Town Board can approve it. Then the ICA applications can be dealt with.

Bieganowski asked why the language says anything that is built there can stay, he want the “as built”. McElyea will invite Bieganowski to the next Planning Commission meeting.

1. STREET LIGHT FOLLOW UP: Nothing at this time.
2. GOLDEN FELLOWSHIP HALL REMODEL FOLLOW-UP AND FIRE DEPARTMENT ADDITION FOLLOW-UP: Flees and VanDenBrink’s representatives reviewed two proposals. One plan is to remodel The Golden Fellowship Hall to hold the Township Offices, Hall and Voting Room. They said the building needs a new roof and other repairs. They said it would make more sense to go with the second plan which is to remodel and expand the existing Office and Fire Hall.

West asked what kind of roof would be put on the existing Fire Station. A Flat roof for the apparatus bay addition. The back roof could be a shed or flat roof. Schroeter asked if this addresses the existing floor in the bays. Answer is no. McDonald asked if The Golden Fellowship Hall should be torn down. Radtke said the cost of upkeep, upgrades and repairs needed to bring the building up to acceptable standards was one of the fundamental reasons why a new Library building is being built. Bieganowski said you could build a new building cheaper than repairing the Hall. McDonald said they must decide what to do with this build when the Library moves out of the Fellowship Hall. Bieganowski said the Fire Department needs to decide what they are doing first. Biondo said this is a bad band aid. Bieganowski stated that the first plan was the new building, if the mileage passed last year. Radtke said they have outgrown the Offices, Storage and Fire Hall. Bieganowski said these proposals are a tool for a workshop. Radtke said they have to deal with the ~~rooves~~ **roofs** on their buildings. Does more need to be done than just replace the roof. Answer is there is some structural work to do on the roof. There are a lot of internal and external improvements and changes that would need ~~competed~~ **to be completed** to get the Golden Fellowship Hall up to the new codes. It is an extensive project. McDonald asked what square foot price was used for the internal remodel. Answer is $35 to $50. Some equipment could be salvaged. This will go to a workshop.

 **11. PUBLIC HEARING:**

Motion by Schroeter and support by Bieganowski to open the Public Hearing on the Medical Marijuana Zoning Ordinance Amendment #18-04. Bieganowski said the Police Power Ordinance should go first because if it doesn’t pass there is no reason to talk about the Zoning Ordinance. Radtke said the Public Hearing doesn’t matter it is the Action that matters. Bieganowski recommends having one Public Hearing and two Actions. Schroeter rescinded her motion.

Motion by Bieganowski and support by McDonald to have one Public Hearing on the Medical Marijuana Zoning Ordinance #18-04 and Police Power Ordinance Medical Marijuana Resolution #07092018.1. Roll Call: Yes: Bieganowski, Biondo, McDonald, Schroeter, Radtke. No- West, Kramer. Carried.

OPEN PUBLIC HEARING BY RADTKE AT 7:04 PM.

McDonald gave a brief overview of both the Ordinances.

~~Fifi Kamerska~~ **Mildred Komrska**, 5116 Karlin Road, spoke in opposition to both Ordinances.

Dillon Cole, 2233 Morgan Run Drive, spoke in support of the Ordinances.

Mark Clark, 810 Cottage View, spoke in favor of the Ordinances.

Motion by McDonald and support by Schroeter to close the Public Hearing. Carried.

CLOSE PUBLIC HEARING BY RADTKE AT 7:24 PM.

DISCUSSION:

Radtke explained that in reading the Medical Marijuana Facilities Licensing Act of 2016 under Section 333.27501 #9, he agrees with Mark Clark’s interpretation of this Section. The area has to be used for Industrial or Agricultural use, not a Zoning District. So, the question is how do you determine what is Industrial Use. He left a message for the State Committee but has not heard the answer yet.

West asked why there is no number of growers in the Ordinance. Bieganowski said only two items still need to be determine: how many growers will be allowed and who will vote what. Radtke said if a big structure wanted to stack licenses that might make sense to allow them to do so.

West asked about the administration and the enforcement. Kramer wondered why the caregiver option isn’t used more. West said she is interested in seeing what happens with recreational marijuana in November and she said there is soon going to be a pharmaceutical source. Biondo said he is upset with the inaction the State had for ten years with this action. He said the Township previously looked at it as a Health Service. He is ready to vote on it. Bieganowski said it has been tweaked well and he thinks all five facilities should be allowed unlimited numbers. Kramer said everyone would come here to set up a facility and there would be too many. Bieganowski said there isn’t enough business for that, except maybe the provisioning centers. Bieganowski said the Police Power Ordinance does no good without the Zoning Ordinance. Schroeter said she would want the Provisioning Centers in sight and not out by themselves. Schroeter said she will only vote for one Provisioning Center and one Grower.

ACTION ON POLICE POWER ORDINANCE MEDICAL MARIJUANA RESOLUTION #07092018.1:

Motion by Schroeter and support by Kramer to place one as the number of growers allowed. Roll Call: Yes: Schroeter, Biondo, Kramer. No: McDonald, West, Bieganowski, Radtke. Failed.

West stated that 500 plants would only take care of 100 patients. Kramer said they can ship it anywhere. Biondo said this State Act is really just a way to tax the industry.

McDonald made a motion to pass Police Power Ordinance Medical Marijuana Resolution #07092018.1 with unlimited growers, supported by Bieganowski. McDonald amended his motion to two growers under 3. A. 1. Support by Biondo. Roll Call: Yes: McDonald, Bieganowski, Biondo, Radtke. No: West, Schroeter, Kramer. Carried.

Motion to pass Police Power Ordinance Medical Marijuana Resolution #07092018.1 as amended, with two under 3. A. 1., second by Bieganowski. Roll Call: McDonald, Biondo, Bieganowski, Radtke. No: ~~Schroeder~~ **Schroeter**, West, Kramer. Carried.

Biondo complimented McDonald and the Planning Commission on their good work. He knows it was a long process for them.

DISCUSSION:

McDonald said the review standards came from the Planning Commission and the locations came from the Township Board’s straw ~~board~~ **vote.**

Biondo is worried about the odor issue and especially for Processors in the Commercial District. He was told that the work Processors do doesn’t emit an odor. He would like Processors in the Industrial District to be approved by Special Use Criteria and Provisioning Centers in the Office District to be approved by Special Use criteria.

The Board decided to not amend the Zoning Ordinance Amendment regarding indoor growing in areas with industrial and commercial uses.

ACTION ON MEDICAL MARIJUANA ZONING ORDINANCE AMENDMENT #18-04:

Motion by McDonald to approve Zoning Ordinance Amendment #18-04 as amended. Under 2B 3rd line the 1st word is changed from conditional to special and under D the 4th line down as a conditional use be struck. And the table of uses be amended accordingly. Supported by Radtke. Roll Call: Yes: McDonald, Biondo, Bieganowski, Radtke. No: West, Schroeter, Kramer. Carried.

Radtke stated if the Board adopts an Ordinance they should be ready to enforce the Ordinance. The license has a fee and the money is for cost related to Medical Marijuana.

Bieganowski made a motion to set the licensing fee at $5000 a year for the fiscal year of 2018/2019. Support by McDonald Roll Call: Yes: Kramer, Bieganowski, Biondo, West, Schroeter, McDonald, Radtke. No-0. Passed.

West asked if this is the maximum set by the State. Bieganowski said yes and the second year they have to justify the fee.

Radtke call a recess at 8:12 pm.

Radtke reconvened the meeting at 8:20 pm.

12. **NEW BUSINESS:**

1. HIRE ALEXANDER JOHNSON: Motion by Kramer and second by Biondo to hire Alexander Johnson proving he passes the background check and the medical exam. Carried.

West asked how much Johnson will be working. Cutway said he is not a shift worker but responds to calls when he is available.

1. AT&T METRO ACT RIGHT OF WAY PERMIT EXTENSION: Motion by Schroeter and support by West to approve the AT&T Metro Act Right of Way Extension. Carried
2. BUDGET AMENDMENT: Kramer explained that they need to make a Budget Amendment to correct the last payroll of the fiscal year. A few people were paid a week early, so they got an extra paycheck in fiscal year 2017/18. It did not over pay them, the money was just taken from the wrong fiscal year. Also, they need to move payed from Green Lake $95.74 for Social Security, $22.38 for Medicare, payable from the Trustees they need to move $204.50 for Federal Taxes, $63.43 for State Taxes, $95.74 for Social Security and $22.38 for Medicare.

Biondo said this is a ~~curtesy~~ **courtesy** from Kramer because legally she could have probably made this adjustment without letting the Board know.

Motion by Biondo and support by Schroeter to make these budget amendments. It was an honest mistake that can be fixed with this amendment. Roll Call: Yes: Biondo, Schroeter, West, Bieganowski, Kramer, McDonald, Radtke. No-0. Carried.

Kramer explained that the fiscal year is July 1 to June 30, so this doesn’t affect their pay but only effects the budget.

1. HEALTH INSURANCE COST: Bieganowski explained that Health Insurance costs is now figured by the age of each person covered and not by family, like in the past. He would like to look at some other options for Health Insurance Coverage. After a brief discussion Biondo recommended holding a workshop to discuss this issue in depth. It will be scheduled.
2. TABLETS: Kramer said they can buy 9.7-inch iPad tablets for the Board members with a keyboard and a case for $410 each. The Board packet can then be emailed to the Board members. A few members like to use paper, but they can print the pages they want. It would save a lot of money in paper. PEG money will cover the cost. Motion by Schroeter and support by Kramer to order the tablets for the Township Board members. Carried.
3. NSF CHECK WRITE OFF: Schroeter explained that she has held onto a bad $60 check with a $10 fee for a year, from a baseball parent. She has worked very hard to collect the money. Motion by Bieganowski and support by West to write the $60 off with the $10 fee. Roll Call: Yes: West, McDonald, Schroeter, Bieganowski, Biondo, Kramer Radtke. No-0. Passed.
4. **PUBLIC COMMENT:**

Chief Cutway explained that he gave the Board three bids on a suburban for a command/support emergency vehicle. It has been a year and a half of talk back and forth, about buying a new or used vehicle. He uses his personal vehicle now. He thinks it is time for the Board to make a decision. It would cost about $3000 to $5000 to get the suburban rigged out for Department use.

Kramer stated that they received a hand out from the Ad Hoc committee. She is worried because August 14 is the deadline if the Board is going to put a mileage question on the November ballot. She doesn’t want to be in the same shape they were in last year. The Ad Hoc committee has slowed them down. The Board needs to keep in mind that they are running out of time.

Biondo said that they have some things to look at in the operation level. He wants to workshop this issue, he doesn’t think they have the money to buy anything without a mileage.

Radtke has a meeting schedule to go over Ad Hoc/mileage issues. A termination letter would have to be sent out by the 26th. Kramer said it is time to move forward. Bieganowski said this is the most pressing issue now.

Schroeter said maybe they should use the same mileage language again this year, since it was well thought out.

A member of the audience said you need to explain the mileage to the public better this time around.

1. **ADJOURNMENT:** By Radtke at 8:57 PM.

JUDITH KRAMER, CLERK

GREEN LAKE TOWNSHIP BOARD

RONDA ROBINSON, RECORDING SECRETARY

GREEN LAKE TOWNSHIP BOARD

NOTE: THESE MINUTES ARE SUBJECT TO AMENDMENT AND /OR CORRECTION PRIOR TO THEIR ADOPTION.