

**APPROVED MINUTES OF THE REGULAR MEETING OF THE TUSCOLA TOWNSHIP BOARD HELD  
ON TUESDAY, JULY 19, 2011, AT 7:00 P.M.**

The meeting was called to order by the Supervisor, Tod Fackler, at 7:00 P.M.

Roll call: Present-Fackler, Bishop, Olson and Blasius. Absent-Bushong

Olson made a motion to approve the agenda and this motion was seconded by Bishop.

Bishop made a motion to approve the June minutes and this motion was seconded by Olson.

Schmandt distributed the 2<sup>nd</sup> quarterly report. There was some discussion on the permits for two solar panels.

Schmandt distributed the July blight list. After a review of the violations, Blasius made a motion to turn the following properties over to the attorney for high weed violations: 4799 Byron Dr., 4855 Byron Dr., and 7096 Vassar Rd. This motion was seconded by Olson. Carried.

After some discussion concerning a medical marijuana update regarding the attorney general's opinion sent from attorneys Bauckham, Sparks & Lohrstorfer, it was decided that Fackler will contact Tuscola County informing them that we will look at establishing our own ordinance with regard to medical marijuana centers. The board will be reviewing an ordinance from Grand Rapids.

Fackler reported that he had attended the ribbon cutting ceremony for the Cass River Greenway Water Trail Development. He stated that he had received the signed permit from the DNR. He is questioning the statement on the permit which states "100 year flood elevation:22 feet above the ordinary high water mark. The application for submission of plans, specifications, and bid documents for this project were signed and sent to the DNR. These must be approved by the DNR prior to advertising for bids.

The contract with Republic was discussed and because the contract will expire in December, 2012, the Competitive Bidding Policy was reviewed. This policy states that sealed bids for all contracts for which the township board anticipates a total township obligation of \$20,000 or more is required. Bishop requested that our attorney render a decision as to whether the board might be able to waive the bidding process to allow for the renewal of an existing contract in which it is deemed to be in the best interest of the township and waive the necessity for the bidding process.

Blasius made a motion to table the Harassment and Non-discrimination Policies until the August meeting and this motion was seconded by Bishop. Carried.

Copies of AKTPeerless report for June was distributed.

The date for the tire trailer that is to be located at the Township Hall will be September 10<sup>th</sup>. The time and notices will be decided at a later date.

A PA 116 was submitted for property owned by Donna K. Schoenow located on Hart Rd. Bishop made a motion to approve this property for PA 116 and this motion was seconded by Olson. Carried.

A list of properties in Tuscola Township that were foreclosed on under PA 123 were reviewed. These properties can be purchased by the township by paying the minimum bid but can only be used for public purposes and if resold the township could not realize any profit. Blasius made a motion to not accept any of these properties and this motion was seconded by Olson. Carried.

Discussion ensued concerning the shortages and overages that occur when the treasurer collects taxes. Bishop resolved that any overage of \$2.00 or less would not be refunded, any shortage of \$.05 or less no further process would be necessary but a shortage of \$.06 or more, the tax payer would be contacted and additional fees would be added. This resolution was seconded by Blasius. Carried.

Fackler stated that Tuscola Township is eligible to become a charter township. This discussion will be tabled until the August meeting.

A letter from Michael Hoagland concerning the Board of Commissioners establishing an ORV ordinance was reviewed. After some discussion, Bishop made a motion to notify the county that the township would support a county ordinance concerning ORV's and this motion was seconded by Olson. Carried.

Bills were presented in the amount of \$23,564.05. Olson made a motion to accept these bills for payment and this motion was seconded by Blasius. Roll call: Yes-Bishop, Olson, Blasius and Fackler.

The audit from Anderson, Tuckey, Bernhardt & Doran were distributed. The contract letter will be signed and returned. Blasius and Olson commended the audit firm on their professional service.

David Erbisch reported that the one of the parking lot's catch basin is showing signs of sinking. Fackler will contact Spicer concerning this issue.

This meeting adjourned at 11:00 p.m.

Respectfully submitted,

Mary Lou Blasius, Clerk

Tod Fackler, Supervisor