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LEONI TOWNSHIP BOARD OF TRUSTEES  
February 13, 2018

The Leoni Township Board of Trustees held a Regular meeting Tuesday, February 13, 2018 at 6:00 P.M. in the Leoni Township Meeting Hall, 913 Fifth St., Michigan Center, Michigan.

Call to Order, Invocation and Pledge of Allegiance.

Members Present: Supervisor Howard Linnabary, Clerk Michele Manke and Trustees Mike Villarreal, Corey Kennedy, Jerry Cox & Kurt Cole  
Members Absent: Lori Stack

63 People in Attendance

**BRIEF PUBLIC COMMENT:**

Opened at 6:01 p.m.

Closed at 6:18 p.m.

Motion by Manke, supported by Linnabary to approve the agenda.

**Motion Carried by Voice Vote**

Motion by Linnabary supported by Manke to approve the Consent agenda as presented.

Minutes of January 9, 2018 and January 31, 2018 for the Regular and Special meetings and Monthly Departmental reports as presented.

**Motion Carried by Voice Vote**

Motion by Linnabary supported by Manke to approve the Accounts Payable of January 11, 2018 – February 8, 2018 \$119,674.12 and February 14, 2018 in the amount of \$355,968.19.

Roll Call Vote: 5 Yeas, Manke, Cole, Villarreal, Linnabary & Cox

1 Nay, Kennedy **Motion Carried**

**Old Business-**

Motion by Manke supported by Villarreal to authorize and direct the Township Clerk to work with the Township's special legal counsel on special assessment matters to prepare and submit to the Township Board necessary resolutions and documents for the establishment of a Township Improvement Revolving Fund in accordance with Public Act 188 of 1954 and to utilize such a fund to pay the costs of the proposed Round Lake Channel Dredging project if the Township proceeds to establish a special assessment district and confirm a special assessment roll for that project."

Roll Call Vote: 6 Yeas, Manke, Cole, Kennedy, Villarreal, Linnabary & Cox

0 Nays, **Motion Carried**

Motion by Linnabary Supported by Manke as one of the yes votes I make a motion to reconsider the December 12, 2017 vote on the distribution of the MM application fees by creating an ad hock committee & exempt payment going forward to Elected Officials and Township Employees pending the recommendation and action taken from the ad hock committee made up of the Township Supervisor, 1 Board member, 2 residents and 1 member of the Medical Marihuana Industry in Leoni Township. For the next week I will be accepting letters of interest and I will make a decision prior to the next Board meeting.

After a lengthy discussion the motion was rescinded

Motion by Cox supported by Kennedy the licensing fees shall remain in the medical marihuana account for 1 year term. So as to provide proper accounting for implementing administrating and enforcement cost associated with the medical marihuana licensing facilities act. After the one year term the treasury dept shall disburse monies from the marihuana fund to reimburse the general fund only for implementation, defray administration and enforcement of the act.

Roll Call Vote: 6 Yeas, Manke, Cole, Kennedy, Villarreal, Linnabary & Cox  
0 Nays, **Motion Carried**

Motion by Linnabary supported by Kennedy to dissolve the Medical Marihuana application fee distribution chart that was voted on December 12, 2017.

Roll Call Vote: 6 Yeas, Manke, Cole, Kennedy, Villarreal, Linnabary & Cox  
0 Nays, **Motion Carried**

#### **New Business-**

Motion was made by Linnabary, seconded by Cox to approve Greg Banister going to the worldwide MBR conference and training in Texas for the cost of the plane ticket \$388.01.

Roll Call Vote: 6 Yeas, Manke, Cole, Kennedy, Villarreal, Linnabary & Cox  
0 Nays, **Motion Carried**

Motion was made by Linnabary, seconded by Kennedy to approve sending ZBA members to the MTA class "The ABCs of ZBAs" at a cost of \$89.00 each.

Roll Call Vote: 6 Yeas, Manke, Cole, Kennedy, Villarreal, Linnabary & Cox  
0 Nays, **Motion Carried**

Motion was made by Manke, seconded by Cox to approve the resolution for street light contract upgrades from Consumers Energy.

Roll Call Vote: 6 Yeas, Manke, Cole, Kennedy, Villarreal, Linnabary & Cox  
0 Nays, **Motion Carried**

Motion was made by Manke, seconded by Cox to approve the resolution for the change in street lighting contract upgrade to LED and adding LED lights on Harshbarger at a cost of \$8,846.00.

Roll Call Vote: 6 Yeas, Manke, Cole, Kennedy, Villarreal, Linnabary & Cox  
0 Nays, **Motion Carried**

Motion was made by Linnabary, seconded by Manke to approve budget amendments as presented.

Roll Call Vote: 4 Yeas, Manke, Villarreal, Linnabary & Cox  
2 Nays, Kennedy & Cole **Motion Carried**

Motion was made by Linnabary, seconded by Manke to move forward with the petitions for the water line extension to Commerce Dr. and create a special assessment district once the proper number of signatures have been attained.

Roll Call Vote: 6 Yeas, Manke, Cole, Kennedy, Villarreal, Linnabary & Cox  
0 Nays, **Motion Carried**

Motion was made by Cole, seconded by Kennedy to table the following amendments to the medical marihuana ordinance

Remove the Planning Commission from the process of applications

Mirror the State's Emergency Rules proof of funds section

Add the Supervisors function of the Application process

Add church where it was omitted before

Add a buffer of 500 feet in AG Zoning from Residential Zoned properties

Roll Call Vote: 6 Yeas, Manke, Cole, Kennedy, Villarreal, Linnabary & Cox  
0 Nays, **Motion Carried**

Motion was made by Cole, seconded by Cox to approve the following amendments to the medical marihuana ordinance

Mirror the State's Emergency Rules proof of funds section

Added church where it was omitted before

Roll Call Vote: 6 Yeas, Manke, Cole, Kennedy, Villarreal, Linnabary & Cox  
0 Nays, **Motion Carried**

Motion was made by Kennedy, seconded by Cole to install a computerized time clock system that tracks the medical marihuana work occurring outside regular township hours for hourly employees.

Roll Call Vote: 6 Yeas, Manke, Cole, Kennedy, Villarreal, Linnabary & Cox  
0 Nays, **Motion Carried**

Motion was made by Linnabary, seconded by Manke to approve running a 3 inch water line to the fire bay at a cost not to exceed \$10,000.00.

Roll Call Vote: 6 Yeas, Manke, Cole, Kennedy, Villarreal, Linnabary & Cox  
0 Nays, **Motion Carried**

Motion was made by Linnabary, seconded by Villarreal to approve the upgrades to the Washington lift station at a cost of \$29,149.56.

Roll Call Vote: 5 Yeas, Manke, Villarreal, Cole, Linnabary & Cox  
1 Nay, Kennedy **Motion Carried**

Motion was made by Cole, seconded by Cox to approve a five year contract with F&V for the water system. Year 1 \$19,008.00, year 2 \$19,536.00, year 3 \$20,064.00, year 4 \$20,616.00 and year 5 \$21,192.00 annually.

Roll Call Vote: 6 Yeas, Manke, Cole, Kennedy, Villarreal, Linnabary & Cox  
0 Nays, **Motion Carried**

Motion was made by Manke, seconded by Linnabary to approve the resolution to allow temporary operations for medical marihuana facilities under emergency rule 19.

Roll Call Vote: 6 Yeas, Manke, Cole, Kennedy, Villarreal, Linnabary & Cox  
0 Nays, **Motion Carried**

**EXTENDED PUBLIC COMMENT:**

Public Comment Opened at 7:34 p.m.

Public Comment Closed at 7:56 p.m.

Motion by Linnabary supported by Cox to adjourn the regular meeting at 7:56 p.m.

**Motion Carried by Voice Vote**

Michele Manke, Clerk