

MARION TOWNSHIP  
BOARD OF TRUSTEES  
REGULAR MEETING  
Thursday, October 24, 2019  
7:30 p.m.

Call to Order  
Pledge of Allegiance  
Members Present/Members Absent  
Call to the Public

- 1) Approval of Agenda
- 2) Consent Agenda
  - a. Approval of October 10, 2019 Regular Meeting Minutes
  - b. September 2019 Financial Report
  - c. September 17, 2019 HAPRA Minutes
  - d. October 16, 2019 MHOG Agenda /Minutes
  - e. October 16, 2019 HAFA Agenda /Minutes
- 3) HAPRA Budget and Building Presentation
- 4) Land Division General Ordinance #G-11-97
- 5) General Fund Budget to Actual 1<sup>st</sup> Quarter Review
- 6) Fireworks Ordinance(Bring Back)
- 7) Lisa Maher Sewer Lead (Bring Back)
- 8) ZBA Candidates
- 9) Set Public Hearing for Rurik Snow Removal

Correspondence and Updates

Call to the Public  
Adjournment

Reminder: Next Board Packet will be ready after 3pm on Thursday, November 7, 2019

UNOFFICIAL COPY  
FOR INFORMATION ONLY

MARION TOWNSHIP  
BOARD OF TRUSTEES  
REGULAR MEETING  
OCTOBER 10, 2019

DRAFT

MEMBERS PRESENT: Les Andersen, Tammy Beal, Dan Lowe, Duane Stokes, Scott Lloyd, Greg Durbin, and Bob Hanvey

MEMBERS ABSENT: None

OTHERS PRESENT: Phil Westmoreland, Spicer; Dave Hamann, Zoning Administrator

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CALL TO ORDER

Bob Hanvey called the meeting to order at 7:30 pm.

PLEDGE OF ALLEGIANCE

BOARD MEMBERS PRESENT

The board members introduced themselves.

CALL TO THE PUBLIC

No response.

APPROVAL OF AGENDA

Greg Durbin motioned to approve the agenda. Les Andersen seconded. **Motion carried.**

CONSENT AGENDA

Greg Durbin motioned to approve the consent agenda. Les Andersen seconded. **Motion carried.**

PUBLIC HEARING FOR TRIANGLE LAKE AQUATIC WEED MANAGEMENT AND GOOSE CONTROL SAD

Bob Hanvey opened the public hearing. Forms to object to the special assessment were provided; no objections were received. Public hearing was closed at 7:35 pm. Les Andersen motioned to adopt a resolution to approve the roll for Triangle Lake Aquatic Weed Management and Goose Control Special Assessment District, as presented. Scott Lloyd seconded. Roll call vote: Lowe, Lloyd, Beal, Hanvey, Durbin, Andersen, Stokes—all yes. **Resolution passed 7-0.**

ARNOLD SHOW CAUSE HEARING

No one was present for this agenda item. Greg Durbin motioned to forward the complaint to the attorney for action. Les Andersen seconded. **Motion carried.**

LACASA DENIM & DIAMONDS SPECIAL EVENT PERMIT

Beth Marshall, Development Coordinator for LACASA, was present to answer any question about the special event permit application. The event, Denim & Diamonds, is scheduled for Saturday, October 19, 5:30-10 pm, at 3300 County Farm Road. This is LACASA's annual fall fundraiser. Les Andersen motioned to approve Special Event #04-19, LACASA Denim & Diamonds. Greg Durbin seconded. **Motion carried.**

## TOWNSHIP-WIDE RUBBISH SERVICE

Josh Tinsley from The Garbage Man was present to answer any questions from the board about his proposal. Steve and Cory Alchin were also present. The board members didn't have any questions, but the audience members asked them about cost, recycling, scheduling, etc. Many expressed concern about losing senior discounts, not being able to opt out, service charges, etc.

Bob Hanvey said there are lots of assumptions being made that are not correct; the township has not made any decisions, they are simply exploring the options. He explained what prompted the township board to consider a single hauler—the township's desire to eliminate the number of garbage trucks on the road for safety reasons and for preservation of the roads.

Mike Mantay, 2710 Black Eagle Ridge, said he's been a resident for 30+ years, and what residents want is timely service that's convenient and a reasonable price. He doesn't believe the trucks are ruining the roads. If the trucks are ruining the roads, then we have a road problem, not a garbage truck problem.

Mark Cartier, 2884 Norton, said he's lived here 20 years, and the road problem isn't from the garbage trucks, it's the fact that the township doesn't control the builders in the area. He's rather pay for more officers to patrol the township. Residents want to choose their own garbage hauler.

Kim Preston, 2661 Rubbins, said she currently has pick-up once a month, and Alchin's has bent over backwards to allow them to do this

Art Del Greco, Sunset Pines, said he's president of his HOA and they changed garbage haulers because of damage to the roads; they were quoted \$120,000 for road repairs. Alchin's has been awesome.

Rebecca Mistretta, 2883 Rubbins, said she also has Alchin's and they're great. People who go away for the season aren't charged. She asked if the township could determine one or two carriers and not have it on the tax rolls? Bob Hanvey said he doesn't think the township has the authority to do that. Mrs. Mistretta said but the township has the authority to limit it to one? Mr. Hanvey said the state gives the township the authority to impose a special assessment, and explained it would be similar to the weed control. Mrs. Mistretta said SADs have to be approved by the people who live there. Mr. Hanvey said the board isn't anywhere near determining how it would be implemented. She said she doesn't want it on her taxes.

Linda Manson-Dempsey, 3076 W. Coon Lake Rd., said she has a dumpster that is used by six families and wants to know if you can opt out, and being able to opt out is a priority.

Beverly Akerley, Cedar Point Rd., said if the township picks one company, she doesn't want it on her taxes.

Deborah Long, 53 Oak Bark Dr., said she just found out about this from Alchin's and didn't receive a notice from the township. We do not want the township to control this, and doesn't think it's fair that every individual home wasn't notified. Bob Hanvey said the agendas are always on the website, and the board is only evaluating the advantages of a single hauler. If the township decides to do this, they will follow the procedures required by the state.

Veronica Chont, 4259 Southwoods, said she hasn't heard if the township board will be getting a "kick back" or fee? People are saying 5% per year, and that's a lot of money. For what reason would the township charge a fee? Bob Hanvey said the board isn't anywhere near that point yet. Ms. Chont said then why is it being brought to the community? Mr. Hanvey said the board needs to get the pulse of the township.

Lee Piepho, 2353 Sexton Rd., said he's been a resident for about 45 years and is a happy Alchin's customer. When you look at the three proposals, Alchin's has the best price.

Susan Dooley, 4397 Sundance Crossing, said this is a very polarizing issue. She said she has Alchin's and they do a great job. She said there are many benefits to moving to an organized program from subscription based.

She suggested that the township send out a survey to the entire community to determine what service levels are possible. She also suggested if the township decides to move forward, they should establish a solid waste task force to gather sound data and make a decision based on data rather than emotion.

Jerry Smith, 3040 W. Coon Lake Rd., said they are happy with Alchin's. They are snowbirds and they're not charged for the time they are gone. They also don't have service every week.

Louie Gehringer, 1456 Triangle Lake Rd., asked about notices in the Fowlerville News & Views, and whether this had been advertised? Mr. Hanvey said no, this is just gathering information.

Mike Heisner, 2989 Rubbins, said he's used Alchin's for over 30 years and they're happy with the service. He asked about the calculations for number of houses—does that include every "taxed" piece of property or houses that actually use trash pick-up? Mr. Hanvey said it's the number of "improved" (with a house) properties.

Michelle Dechy, 1590 Copperfield Ct., said she supports Susan's idea to send out a survey and it would be good to hear from all the voices. Her sub has 29 homes and five carriers, and they have 10 garbage trucks three different days of the week and she's seen first hand what it does to the roads.

James Godair, 3564 Black Eagle Dr., said he agrees with Susan's comments. It would be beneficial to see the numbers and financial benefit.

Carolyn Smith, 3040 W. Coon Lake Rd., said the garbage trucks usually go pretty slow, but the gravel haulers go by her home all day long and do more damage than the garbage trucks.

Kim Preston said that everyone paying the same isn't fair; she shouldn't have to pay the same as someone with six children.

Mark Cartier said the residents who are in subdivisions and pay fees could determine what hauler they use.

Greg Durbin said he's the president of his HOA and they are not given the authority to do that. He said his HOA will be paying \$12,000 to an asphalt company for the fourth time to repair the roads. He said the board's intention was simply to explore an issue that's been brought to the board and they're trying to determine how to make it better.

Yvonne Black, Cedar Lake Rd., said this is a cart before the horse if the policies and procedures aren't even known. Why does the township need \$38,000 per year? To use the number of trucks as justification isn't appropriate. The township has more homes and less maintenance on the roads.

Mr. Hanvey said the township has done several SADs in the past, and the first question is always what it's going to cost, so they got prices so that people will know what the cost will be. The next steps would be determining the procedures. There are a lot of assumptions being made that aren't based on fact.

Kim Yaden, West Coon Lake Road, asked if it would be put to a vote? Mr. Hanvey said people in SADs don't vote, they are able to object. There is no provision for a vote in a SAD.

Mike Heisner, 2989 Rubbins, said he believes the township is doing it the right way, but the bids should be based on the same specifications.

Suzanne Macaluso, 4875 Pinckney Rd., said if the township does this, they could be putting someone out of business.

Veronica Chont said the minutes online said this would be wrapped up by the end of year so it could begin in 2020. Mr. Hanvey said he doesn't recall that. Dan Lowe said that is not in the minutes.

Les Andersen said the recycle bin behind the township hall costs about \$25,000 per year; those in attendance overwhelmingly want to get rid of it. He also said that Iosco Township subsidizes an amount to go toward garbage to provide an incentive to use the single hauler.

Duane Stokes asked how many days it would take a single hauler to handle the township's rubbish? Mr. Alchin said it would vary based on the services provided.

Dan Lowe asked if it was possible to get a price without the recycling? Mr. Alchin said yes.

Kathy Del Greco said the township should just pick three companies for residents to choose from and not put it on the taxes.

Patrick Macaluso, 4875 Pinckney Rd., asked what the township intends to do about gravel hauler traffic?

Les Andersen said that there is still about 1,000 acres to develop on D-19. He told them about the ability to purchase developmental rights, but people have to be willing to put up the money. Dan Lowe said the township wasn't given a choice for the golf course; the court decided what would be allowed. You can't stop development.

Scott Lloyd motioned that the township not pursue a single hauler for township rubbish collection. Duane Stokes seconded. Roll call vote: Stokes—yes; Durbin—yes; Hanvey—no; Lloyd—yes; Beal—yes; Andersen—yes; Lowe—no. **Motion carried 5-2.**

Scott Lloyd motioned to discontinue the township recycle bin because of excessive cost and abuse, effective November 1, 2019. Duane Stokes seconded. **Motion carried.**

#### **FINAL REVIEW TXT #05-17 SECTION 9.01 HS OUTDOOR VEHICLE STORAGE; SECTION 17.34 SPECIAL USE**

Greg Durbin motioned to adopt the proposed text amendment for TXT #05-17 Section 9.01 HS Outdoor Vehicle Storage and Section 17.34 Special Use, as presented. Les Andersen seconded. **Motion carried.**

#### **FIREWORKS ORDINANCE**

Bob Hanvey provided information from the attorney on this item. Greg Durbin said the language seems excessive; Duane Stokes feels it's not enforceable. Greg Durbin motioned to postpone discussion on this item to another meeting. Dan Lowe seconded. **Motion carried** (Stokes—no.)

#### **MAHER SEWER LEAD**

Phil Westmoreland said the bid opening is scheduled for Wednesday, October 16, 2 pm at the township hall; he's solicited bids from five companies. Bob Hanvey passed out an email from Lisa Maher proposing an alternative and asked the board members to review for the next meeting.

#### **TREE CUTTING ESTIMATES**

Tammy Beal said bids were received from four companies. Les Andersen motioned to accept the bid from Four Seasons for \$1,800. Dan Lowe seconded. Roll call vote: Beal, Andersen, Stokes, Durbin, Lowe, Hanvey, Lloyd—all yes. **Motion carried 7-0.**

#### **PFEFFER, HANNIFORD & PALKA LETTER**

Duane Stokes motioned to authorize the supervisor, clerk and treasurer to sign the representation letter to Pfeffer, Hanniford & Palka. Les Andersen seconded. **Motion carried.**

#### **CORRESPONDENCE & UPDATES**

A preliminary informal meeting for the Parker Drive SAD is scheduled for Thursday, October 17 at 7 pm.

The site plan review class is scheduled for Monday, October 21 at 5:30 pm.

**CALL TO THE PUBLIC**

No response.

**ADJOURNMENT**

Scott Lloyd motioned to adjourn at 9:35 pm. Greg Durbin seconded. **Motion carried.**

Submitted by: S. Longstreet

\_\_\_\_\_  
Tammy L. Beal, Township Clerk      Date

\_\_\_\_\_  
Robert W. Hanvey, Township Supervisor      Date

Request for Zoning Administrator, Dave Hamann, to be present at  
the Board of Trustee meeting on 10-24-2019.

Date

Requested by Robert W. Harney.

Signature

FISCAL YEAR 2019-20 MARION TOWNSHIP FINANCIAL REPORT

Sep-19

GENERAL FUND CHECKING

Previous Balance	\$	1,008,250.07
Receipts	\$	234,945.83
Interest	\$	930.81
	\$	<u>1,244,126.71</u>
Expenditures	\$	<b>55,339.17</b>
Balance	\$	<u>1,188,787.54</u>

CEMETERY FUND

Previous Balance	\$	1,696.63
Receipts	\$	-
Interest		
	\$	<u>1,696.63</u>
Expenditures	\$	<b>873.86</b>
Balance	\$	<u>822.77</u>

PARKS & RECREATION FUND

Previous Balance	\$	6,584.71
Receipts	\$	13.00
Interest		
	\$	<u>6,597.71</u>
Expenditures	\$	<b>1,120.00</b>
Balance	\$	<u>5,477.71</u>

WATER - NEW USER

Previous Balance	\$	403,479.51
Receipts	\$	30,548.36
Interest	\$	-
	\$	<u>434,027.87</u>
Expenditures	\$	<b>19,750.01</b>
Balance	\$	<u>414,277.86</u>



## SEWER OPERATING &amp; MANAGEMT

Previous Balance	\$	139,172.36
Receipts	\$	36,520.70
Interest		
	\$	<u>175,693.06</u>
Expenditures	\$	<b>23,287.03</b>
Balance	\$	<u>152,406.03</u>

## SEWER - NEW USER

Previous Balance	\$	200,956.53
Receipts	\$	14,312.50
Interest		
	\$	<u>215,269.03</u>
Expenditures	\$	-
Balance	\$	<u>215,269.03</u>

## SPEC ASSESS. FUND

Previous Balance	\$	190,476.99
Receipts	\$	5,739.73
	\$	<u>196,216.72</u>
Expenditures	\$	<b>35,196.00</b>
Balance	\$	<u>161,020.72</u>

## SUMMARY TOTALS

General Fund	\$	1,188,787.54
Cemetery Fund	\$	822.77
Parks & Rec Capital Chk	\$	5,477.71
Water - New User	\$	414,277.86
Sewer Operating & Mana	\$	152,406.03
Sewer - New User	\$	215,269.03
Special Assess. Fund	\$	161,020.72
TOTAL	\$	<u>2,138,061.66</u>



**Howell Area Parks & Recreation Authority**  
Bennett Recreation Center

Regular Board Meeting Minutes

September 17, 2019

**Call to Order**

Chairperson Sean Dunleavy called the meeting to order at 7:02 pm.

**Pledge of Allegiance**

**Attendance**

Chairman Sean Dunleavy, Vice Chair Diana Lowe, Secretary Tammy Beal, Trustee Jean Graham

**Absent**

Treasurer Bob Ellis

**Staff**

Director Tim Church

**Public**

None

**Approval of Agenda**

Diana Lowe made a motion to approve the agenda, supported by Jean Graham. **Motion carried 4-0.**

**Approval of Minutes**

Diana Lowe motioned to approve the August 20, 2019 Regular meeting minutes, supported by Jean Graham.

**Motion carried 4-0.**

**Call to the Public**

None heard.

## Staff Comments

None

## Facility Impact and Operations

Director Church did a power point presentation on the proposed recreation facility replacing the Oceola Center. He demonstrated a need for this new building such as courts for games, and quarters for practices and classes. The presentation should be taken to the individual members and an increase in membership of about 10K for the next three years would be requested for operations.

## HAPRA 2020 Budget

Director Church reported that the Beach management is new this year. The Enrichment and Travel amounts have increased. Summer Camp took a big jump this year. The City services for Melon Fest were \$9100. There is concerns with the Dog Park it is predicted to loose 3K this year. Last year's budget was \$1,406,000 and this year's proposed is 1,420,000. Motion by Jean Graham to approve the proposed 2019-2020 budget as presented, supported by Tammy Beal. Roll Call Vote-Graham, Lowe, Beal, Dunleavy-all yes **Motion carried 4-0.**

## 2019 Melon Festival

42K was made this year; that was 18K from the festival tent and 24K from the melon run, sponsors and vendor fees.

## Check Register and Bank Statements ending August 31, 2019

Everything looks good.

## Financial Reports ending August 30, 2019

Director Church reported that there was 100K more in revenues and 60K more in expenses which means we have a surplus of 184K; 40K ahead of last year.

## Aquatic Financial Report ending August 30, 2019

31K in revenue.

## Old Business

None

## New Business

- Hunters Safety was held at Marion Township last Saturday, it was well attended. Director Church said he is not sure if there will be a fall class or not it depends if they can get a teacher.

## Next Meeting

The next regular meeting is scheduled for Tuesday, October 15, 2019 at 7 pm at the Bennett Center. It may be moved to Tuesday, October 22, 2019; Director Church will let us know which date.

Motion to adjourn at 8:52 pm by Diana Lowe, supported by Jean Graham. **Motion carried 4-0.**

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Approved

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Date

Respectively Submitted by: Tammy L. Beal, Secretary

## **MHOG Water Authority Meeting**

**October 16, 2019**

**5:00 PM at Oceola Township Hall**

### **AGENDA**

- 1. Approval of the Minutes of September 18, 2019**
- 2. Call to Public**
- 3. Reports**
  - **Staff Reports: Greg Tatara**
  - **Treasurer (Robin Hunt)**
  - **Engineer (Gary Markstrom)**
  - **CPA (Ken Palka)**
- 4. New Business**
  - **Correspondence**
- 5. Old Business**
- 6. Adjournment**

### MHOG Water Authority Meeting MINUTES

The Marion, Howell, Oceola, Genoa Water Authority met on September 18, 2019 at 5:00 PM at the Oceola Township Hall. Members present were Bamber, Coddington, Rogers, Hanvey, Schuhmacher, Hunt and Counts.

The meeting was called to order by Chairman Hanvey.

A motion was made by Schuhmacher to approve the minutes of the August 21, 2019 meeting. The motion was seconded by Coddington and carried.

A call to the public was held.

A motion was made by Schuhmacher to approve up to \$33,513.00 for upgrading the Scada Systems at Industrial Pumping Station, Genoa Water Tower, Oceola Water Tower, Golf PRV and George Town Booster. The motion was seconded by Coddington and carried.

A motion was made by Rogers to approve a Preventive Maintenance Contract with Michigan Cat for 2020-2022 for our Generators. The motion was seconded by Coddington and carried.

A motion was made by Schuhmacher to approve a \$10,000 General Services Contract with Tetra Tech. A motion was supported by Coddington and carried.

A motion was made by Schuhmacher to have Peerless Midwest repair the pump for Well #4 at a cost not to exceed \$29,990. The motion was seconded by Hunt and carried.

A motion was made by Counts to approve expenditures of \$449,719.62 from the M.H.O.G. Operating Fund represented by checks numbered 8170-8198, and for direct deposit debits 497 thru 504. The motion was seconded by Coddington and carried.

A motion was made by Schuhmacher to approve an expenditure of \$500.00 from the MHOG Capital Reserve Replacement Fund represented by check 1062. The motion was seconded by Rogers and carried.

A motion was made by Schuhmacher to approve expenditures of \$43,778.70 from the MHOG Capital Reserve Improvement Fund represented by check number 1136. The motion was seconded by Coddington and carried.

A motion was made by Counts to adjourn. The motion was seconded by Hunt and carried.

William J. Bamber, Secretary

## HOWELL AREA FIRE AUTHORITY MEETING

Oceola Township Hall

1577 N. Latson Rd. – Howell, MI

October 16, 2019 – 6:00 PM

Authority Board  
Members and Other  
Officials:

Bill Bamber  
Oceola Township  
*Chairman*

Mike Coddington  
Howell Township  
*Vice Chairman*

Mark Fosdick  
Cohoctah Township  
*Secretary*

Robert Hanvey  
Marion Township  
*Member*

Nick Proctor  
City of Howell  
*Treasurer*

Andy Pless  
*Fire Chief*

Laura Walker  
*Asst. Sec./Treasurer*

1. Meeting called to order at 6:00 pm.
2. Pledge of Allegiance (all stand)
3. Approve minutes of the regular meeting of September 18, 2019
4. Call to Public (items not on agenda)
5. Chief's Comments
  - a. Open House
  - b. Update on OPEB funding status
  - c. Update on meeting with Fowlerville Fire Board
6. Approve payment of bills and payroll in the amount of \$167,437.90
7. New Business
8. Old Business
9. Closed Session
10. Adjourn

### WELCOME!

Visitors are invited to attend all meetings of the Howell Area Fire Authority Board.

If you wish to address the Board you will be recognized by the Chairman.

## HOWELL AREA FIRE AUTHORITY

September 18, 2019 – 6:00 pm

Oceola Township Hall – 1577 N. Latson Rd. Howell, MI 48843

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**Present:** Chairman Bill Bamber, Vice Chairman Mike Coddington, Secretary Mark Fosdick, Member Bob Hanvey, Fire Chief Andy Pless, Asst. Sec/Treas. Laura Walker, Attorney Kevin Gentry

**Absent:** Treasurer Nick Proctor

Chairman Bill Bamber called the meeting to order at 6:00 pm

**Approve the minutes of the regular meeting of August 21, 2019:** MOTION by Mr. Coddington, SUPPORT by Mr. Hanvey to approve the minutes of the regular meeting of August 21, 2019. MOTION CARRIED UNANIMOUSLY.

**Approve the minutes of the close session meeting of August 21, 2019:** MOTION by Mr. Fosdick, SUPPORT by Mr. Hanvey to approve the minutes of the closed session meeting of August 21, 2019. MOTION CARRIED UNANIMOUSLY.

**Call to Public:** No Response

**Discussion/Approval Permission to purchase 2 new LUCAS Devices:** MOTION by Mr. Fosdick, SUPPORT by Mr. Coddington to give Chief Andy Pless permission to purchase 2 new LUCAS devices for the Howell Area Fire Authority. MOTION CARRIED UNANIMOUSLY.

**Approve Payment of Bills and Payroll:** MOTION by Mr. Coddington, SUPPORT by Mr. Fosdick to authorize payment of bills and payroll in the amount of \$136,512.88. MOTION CARRIED UNANIMOUSLY.

**Adjourn:** MOTION by Mr. Fosdick, SUPPORT by Mr. Hanvey to adjourn the meeting at 6:12pm. MOTION CARRIED UNANIMOUSLY.

Respectfully Submitted: \_\_\_\_\_  
Laura Walker, Asst. Secretary/Treasurer

Approved By: \_\_\_\_\_  
Mark Fosdick, Secretary



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## MONTHLY UPDATE TO THE BOARD

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**TO:** HOWELL AREA FIRE AUTHORITY BOARD OF DIRECTORS  
**FROM:** ANDREW PLESS, FIRE CHIEF  
**SUBJECT:** MONTHLY HAFD REPORT FOR SEPTEMBER, 2019  
**DATE:** OCTOBER 9, 2019

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During the month of September, the HAFD responded to a total of 124 calls for service. There were 105 calls in September of 2018. The total year-to-date runs for 2019 was 1166. Last year's total at the end of September was 1054.

Some of the more significant events for the month included:

On September 26<sup>th</sup> Howell Firefighters responded to an animal rescue from a tree in the City of Howell. On arrival firefighters found a small kitten that had been in a tree for several days. The cat was safely removed from the tree and was uninjured.

On September 26<sup>th</sup> Howell Firefighters responded to a reported rolled over semi-truck on the East bound exit ramp from I-96 to M-59. The truck was loaded with taco shells and caused the roadway to be closed for several hours. The driver, from the East Coast had no CDL license and had been involved in a similar accident in Howell 3 years ago. He was arrested at the scene by LCSD. Firefighters stood-by until the truck was up-righted and removed from the highway for safety reasons.

On September 30<sup>th</sup> Howell Firefighters responded Automatic Aid to Hartland Deerfield on a structure fire in the 8000 block of Linden rd. Firefighters assisted at the scene and there was minor damage to the home. Cause of the fire was determined to be from a shorted electrical outlet.

On September 11<sup>th</sup> Howell Firefighters participated in several 9/11 memorial services paying respect to the 343 firefighters that lost their lives in 2001.

September was annual Audit month. We had our Financial Audit completed as well as our Work Comp and Risk Management Audits. Staff was extremely helpful during this process and made the audits go very smoothly.

Members of the Department participated in an all-day Large Truck Extrication training exercise put on by START Rescue out of Ann Arbor.

Training for the month of August consisted of the Firefighter survival techniques and Fire and EMS reporting

**The next meeting of the Howell Area Fire Authority Board is scheduled for Wednesday October 16<sup>th</sup>, 2019 at 6:00 pm.**

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# HOWELL AREA FIRE DEPARTMENT FIRE MARSHAL DIVISION

1211 W. Grand River  
Howell, MI 48843  
517-546-0560  
FAX: 517-546-6011  
[firemarshal@howellfire.net](mailto:firemarshal@howellfire.net)

**DATE:** October 9, 2019  
**TO:** Chief Pless  
Fire Authority Board  
**FROM:** Jamil Czubenko, Assistant Chief/Fire Marshal  
**REF:** September 2019 Month End

The month of September 2019 was busy in the Fire Marshal Division. I attended the Michigan Fire Inspectors Society Fall Education Conference in East Lansing for skills workshops and to interact with other inspectors.

Also, in September I passed the Professional Emergency Manager's exam and Capt. Hager passed the International Association of Arson Investigator's Fire Investigation Technician exam.

The FMD participated in emergency responses and department training throughout the month.

The FMD has been involved with new and proposed projects for vacant property and existing buildings throughout our jurisdiction. Proposals and plans for projects continue to be submitted for review and comment.

Melon Festival wrap up meetings occurred and planning for next year has begun. Fantasy of Lights planning meetings have also started for this year's event and we will again be host to Mr. and Mrs. Clause and their sleigh. The 2020 Home Show committee has also begun to make plans for their annual event. Sleepy Howell is Saturday, 10/19, and preparations continue.

Fire Prevention Week is October 6-12, 2019. "Not Every Hero Wears a Cape. Plan and Practice Your Escape!" is this year's NFPA message. The HAFD 2019 Open House is scheduled for Sunday, October 13, 2019 from 1:00pm to 4:00pm.

To date approximately 893 kids and 1150 adults have made public education contact with the HAFD, totaling approximately 100 personnel hours.

The HAFD visited 5 homes and installed a total of 10 smoke detectors, 4 CO detectors and replaced batteries in 6 detectors. To date, 198 working smoke detectors plus the 101 smokes and 24 CO detectors we've installed.

34 new inspections and 14 re-inspections were completed. 45 plan reviews, consultations and fire safety tests were also completed.

October 2019 brings us more planning for future building projects, our Open House, Sleepy Howell, the Fantasy of Lights and various fire prevention events.

STATION RESPONSES  
SEPTEMBER 2019

<b>STA. 20 - Main Station</b>		<b>STA. 22 - Oceola Twp.</b>	
Oceola Twp.	4	Oceola Twp.	20
Cohoctah Twp.	3	Cohoctah Twp.	1
Howell Twp.	22	Howell Twp.	0
Marion Twp.	8	Marion Twp.	1
City of Howell	44	City of Howell	1
Mutual Aid	1	Mutual Aid	2
<b>TOTAL:</b>	<b>82</b>	<b>TOTAL:</b>	<b>25</b>
<b>STA. 23 - Marion Twp.</b>		<b>STA. 24 - Cohoctah Twp.</b>	
Oceola Twp.	3	Oceola Twp.	3
Cohoctah Twp.	0	Cohoctah Twp.	4
Howell Twp.	0	Howell Twp.	5
Marion Twp.	12	Marion Twp.	0
City of Howell	1	City of Howell	2
Mutual Aid	0	Mutual Aid	0
<b>TOTAL:</b>	<b>16</b>	<b>TOTAL:</b>	<b>14</b>

MARION TWP  
Information technology

Incident List by Alarm Date/Time

Alarm Date Between {09/01/2019} And {09/30/2019}  
and Township = "MTP"

Incident-Exp#	Alm Date	Alm Time	Location	Incident Type
19-0001042-000	09/01/2019	18:11:06	3835 CEDAR LAKE RD	600 Good intent call, Other
19-0001049-000	09/03/2019	20:47:33	4858 YAX POINTE DR	611 Dispatched & cancelled en ro
19-0001054-000	09/04/2019	14:54:52	4858 YAX POINTE DR	311 Medical assist, assist EMS c
19-0001055-000	09/04/2019	18:31:06	2625 NORTON RD	551 Assist police or other gover
19-0001056-000	09/05/2019	10:35:26	PINGREE RD & W SCHAFER RD	322 Motor vehicle accident with
19-0001058-000	09/05/2019	11:52:54	W I96 & PINCKNEY RD	463 Vehicle accident, general cl
19-0001067-000	09/07/2019	12:43:30	5648 LANGE RD	631 Authorized controlled burnin
19-0001073-000	09/08/2019	14:53:52	2100 WHITE BIRCH TRL	611 Dispatched & cancelled en ro
19-0001081-000	09/10/2019	07:22:29	83 NEWBERRY LN	311 Medical assist, assist EMS c
19-0001100-000	09/16/2019	14:52:01	1600 PINCKNEY RD	324 Motor Vehicle Accident with
19-0001103-000	09/16/2019	19:45:19	4735 LAKESHIRE DR	311 Medical assist, assist EMS c
19-0001110-000	09/19/2019	22:53:17	5327 CRANBERRY CT	611 Dispatched & cancelled en ro
19-0001114-000	09/21/2019	14:30:27	1005 TRIANGLE LAKE RD	311 Medical assist, assist EMS c
19-0001124-000	09/23/2019	08:00:04	141 SCHROEDER PARK DR	745 Alarm system activation, no
19-0001131-000	09/24/2019	11:37:57	56 S BURKHART RD	745 Alarm system activation, no
19-0001138-000	09/26/2019	01:51:20	839 GLENLIVET ST	743 Smoke detector activation, n
19-0001144-000	09/27/2019	06:04:27	4315 WESTHILL DR	736 CO detector activation due t
19-0001147-000	09/27/2019	15:52:35	2256 SEXTON RD	311 Medical assist, assist EMS c
19-0001148-000	09/27/2019	17:31:34	W I96 & PINCKNEY RD	352 Extrication of victim(s) fro

Total Incident Count 19

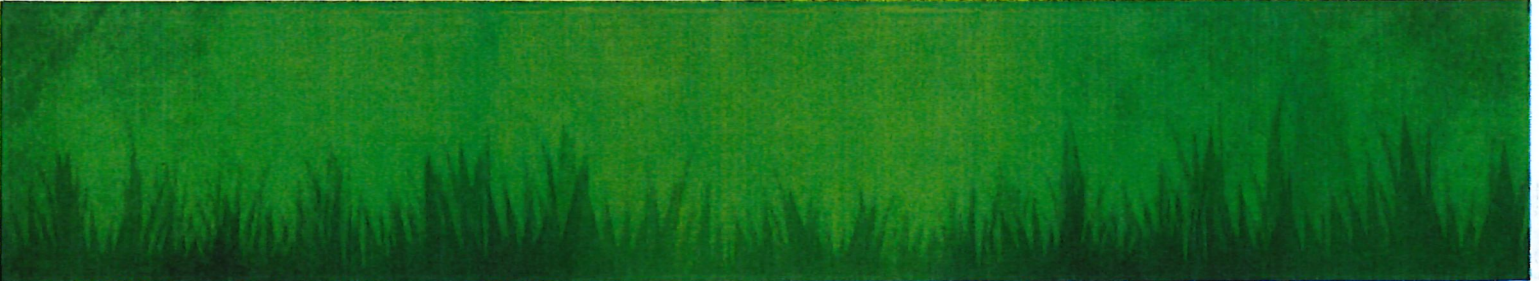
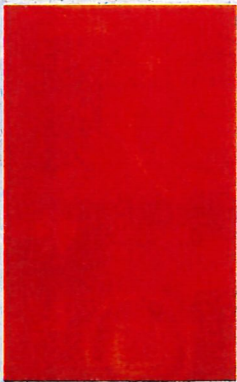


steps to the future



Introducing

# Oceola Community Center



# Enhancing our Community





## The NEED

### Top 3 questions asked annually...

1. Is there a place to walk inside?
2. Is there a place to come shoot hoops with my kids?
3. Are the schools going to allow us to have our adult sports programs this year?



## Current Programs and Limitations

---

### Enrichment

Dance

Karate (2 Days)

Cooking

Art

Music

Fencing

### Senior Center

Walking Club

pickle ball

Aerobics Classes (3 days)

Line dancing

Knitting club

Crafts

Card games

- ❖ All the activities above are offered at the Bennett or Ocala Centers and are limited to once a week (unless noted) because of space availability.



# Current Programs and Limitations

## Sports \* (Basketball, Volleyball & Archery)

### CURRENT HPS USE

Mondays: 4 gyms (4 staff)  
(2 gyms) Youth basketball practices (6-8 PM)  
\$35/gym = \$70  
Staff costs → \$10.25/hour/person = \$41  
(1 gym) Women's volleyball league (6-10 PM)  
Gym = \$45  
Staff = \$41  
(1 gym) Men's drop in basketball (8-10 PM)  
Gym = \$45  
Staff = \$20.50

**TOTAL: \$262.50/each Monday**  
Gym: \$160  
Staff: \$102.50

Tuesdays: 4 gyms (4 staff) – \*3 courts and 1 archery space  
(3 gyms) Youth basketball practices (6-8 PM)  
\$35/gym = \$105  
Staff costs → \$10.25/hour/person = \$61.50  
(1 gym) Youth archery (6-8 PM)  
Currently using The Hive and Jaime is instructor – no site supervisor or building rental fee  
**TOTAL: \$166.50/each Tuesday**  
Gym: \$105  
Staff: \$61.50

Wednesdays: 2 gyms (2 staff)  
(2 gyms) Youth basketball practices (6-8 PM)  
\$35/gym = \$70  
Staff costs → \$10.25/hour/person = \$41  
**TOTAL: \$111/each Wednesday**  
Gym: \$70  
Staff: \$41

Thursdays: 3 gyms (3 staff)  
(2 gyms) Youth basketball practices (6-8 PM)  
\$35/gym = \$70  
Staff costs → \$10.25/hour/person = \$41  
(1 gym) Men's drop in basketball (8-10 PM)  
Gym = \$45  
Staff = \$20.50  
**TOTAL: \$176.50/each Thursday**  
Gym: \$115  
Staff: \$61.50

Fridays: OPEN

Saturdays: 2 gyms (2 staff)  
(1 gym) Youth basketball games (9 AM – 1 PM)  
\$45/gym  
Staff costs → \$10.25/hour/person = \$41  
(1 gym) Men's basketball games (9 AM – 1 PM)  
\$45/gym + custodial fees (\$25 per hour) = \$145  
Staff costs → \$10.25/hour/person = \$41

**TOTAL: \$272/each Saturday**  
Gym: \$190  
Staff: \$82

**WEEKLY TOTAL: \$988.50**  
Gym costs: \$640  
Staff costs: \$348.50

\*HPS is utilized October – May (roughly 25 weeks) = \$16,000 each year for gym rentals

## Current Programs and Limitations

---

### Sports \*

- At HPS we are limited to the hours of 6:00-10:00 PM on weekdays and primarily only use their space from 9:00 AM-1:00 PM on weekends .
- Limited to 4 hour time blocks, if we need ever need to add an extra hour , we would pay as though we're using it for 4 hours (we would also be billed for the extra 4 hours of custodial costs rather than 1).
- Custodial Rates are charged even with multiple groups (different organizations) using facility.
- HAPRA Staff at multiple locations (1-10 locations depending on the night) = Lots of staff on payroll only 2-3hr a night working (hard to keep staff around)
- School scheduling: different people schedule each gym, conflicts come up last minute, school closures

## Other Facility Needs / Limitations

---

### **Bennett**

#### Limitations

- Storage
- Office Space
- Meeting Space
- Room Scheduling

#### Updates

- Boiler/HVAC
- Roof
- Windows
- Doors
- Bathrooms
- Outside Façade

### **Oceola**

#### Limitations

- Storage
- Space/Room Configurations
- Rentable space

#### Updates

- Roof
- Siding
- Bathrooms
- Lighting
- Windows
- Flooring
- Renovations for multi-functional space





## The IMPACT

Communities coming together to enrich lives 



**REVENUE**

Rentals	\$35,000	\$45,000
Enrichment Classes	\$61,000	\$79,300
Adult Volleyball	\$4,500	\$4,500
Adult Basketball	\$8,000	\$8,000
Drop in Basketball	\$3,300	\$5,000
Drop in Volleyball(need to rebuild program)	\$500	\$500
Youth Volleyball	\$6,000	\$6,000
Youth Basketball	\$15,000	\$15,000
Drop in Pickleball	\$550	\$1,500
Facility Membership(no instructor)	N/A	\$37,000
Program fees Senior	\$2,500	\$3,250
Program Fees Archery	\$3,000	\$3,000
Sponsorship (banners, equipment)	N/A	\$25,000
Grants	N/A	\$0
Concessions	\$3,000	\$3,000
<b>TOTAL REVENUE</b>	<b>\$142,350</b>	<b>\$236,050</b>






It's not just about the money, but strengthening

# **OUR MESSAGE...**

“Communities coming together to enrich lives  
by promoting active & healthy lifestyles.”



## Sports

- Expand current Youth and Adult sports
- Multiple times (Days/Nights) of Drop-In Basketball/ Volleyball
- Multiple Programs running at same time
- Multiple times/ courts of pickleball
- Year round programming
- Intramural style sports/ leagues
- Camps ,clinic, etc.
- Home school / Preschool Gym Program



Program Growth





## 50 & Beyond

- Daily walking / walking club
- Engages more of the active older adults
- Programs for the working “senior”
- Space for clubs/ new interest groups
- Sports Leagues
- Multiple activities at one time



Program Growth

## Rentals

- AAU/Club Tournaments
- Scout Lock-Ins
- Birthday Party Rental
- Multiple Groups + single location
- Concession Sales (Teen Fundraiser)
- Robotic Leagues/ Tournaments
- Private Sports Leagues
- Local HOA Meetings



Program Growth

# New Collaborations

Company

Logo

Here

## Banner Program

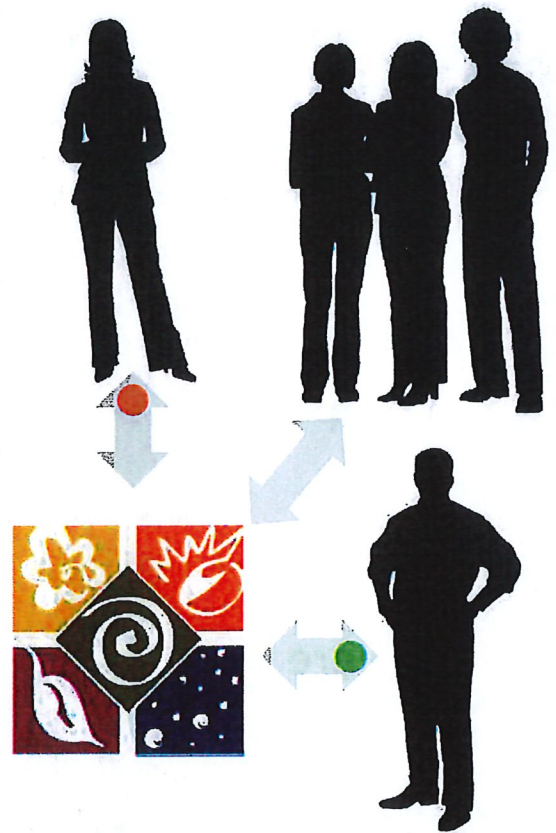
Businesses, Groups,  
Families, Etc.

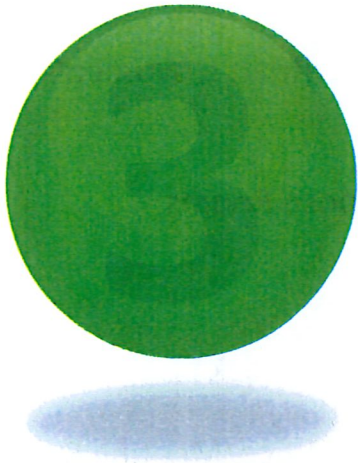
- \$600 1<sup>st</sup> year
- \$300 renewal
- Track, Fitness Area,  
Gym,




# New Collaborations

- Non-Resident Program Membership Fee
- AAU/Club Team Tournaments
- Therapy/ Rehabilitation Memberships
- Community Resource



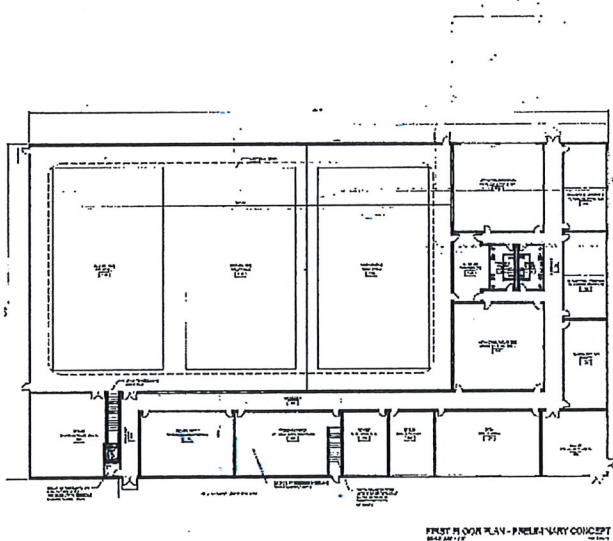


# The Look

If WE build it, they will come. 



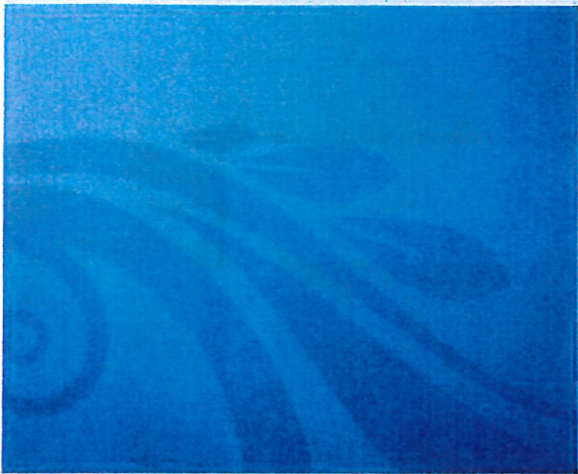
## Exciting new transitions



- 3 Full Size Courts
- Locker Rooms (Men's, Women's & Family)
- 6-8 Multi-purpose Rooms
- Kitchen
- Elevated Walking Track
- Administrative Office/Meeting Space
- Non-Instructional Fitness Space



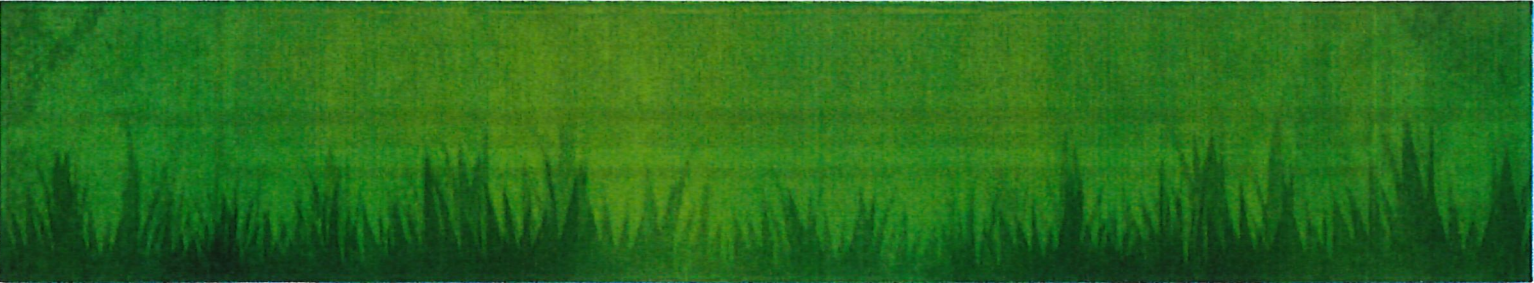
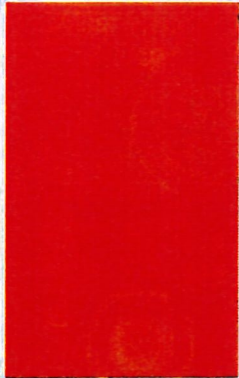
HOWELL AREA PARKS AND RECREATION AUTHORITY



steps to the future 

Introducing

# Oceola Community Center





**2020 HAPRA****COMBINED BUDGET**2020  
PROPOSED  
BUDGET

## DESCRIPTION

**REVENUES**

FUND 208 - ADMINISTRATION	565,050.00
FUND 213 - AQUATIC CENTER	\$130,500.00
FUND 214 - YOUTH SPORTS	\$129,660.00
FUND 215 - ENRICHMENT	\$91,000.00
FUND 216 - FESTIVALS & EVENTS	\$212,000.00
FUND 217 - PRESCHOOL	\$55,830.00
FUND 218 - SENIOR CENTER	\$23,500.00
FUND 219 - SUMMER CAMP	\$42,500.00
FUND 220 - BEACH - BOAT LAUNCH	\$53,500.00
FUND 221 - TEEN CENTER	\$74,150.00
FUND 223 - DOG PARK	\$13,000.00
FUND 224 - TRANSPORTATION	\$15,500.00
	\$1,406,190.00

**TOTAL Revenues****Expenditures**

FUND 208 - ADMINISTRATION	565,050.00
FUND 213 - AQUATIC CENTER	\$130,500.00
FUND 214 - YOUTH SPORTS	\$129,660.00
FUND 215 - ENRICHMENT	\$91,000.00
FUND 216 - FESTIVALS & EVENTS	\$212,000.00
FUND 217 - PRESCHOOL	\$55,830.00
FUND 218 - SENIOR CENTER	\$23,500.00
FUND 219 - SUMMER CAMP	\$42,500.00
FUND 220 - BEACH - BOAT LAUNCH	\$53,500.00
FUND 221 - TEEN CENTER	\$74,150.00
FUND 223 - DOG PARK	\$13,000.00
FUND 224 - TRANSPORTATION	\$15,500.00
	\$1,406,190.00

**TOTAL Expenditures****TOTAL REVENUES****TOTAL EXPENDITURES****NET OF REVENUES & EXPENDITURES**

	\$1,406,190.00
	\$1,406,190.00
	\$0.00

**ADMINISTRATION**

**ENDING DATE 12-31-2020**

**2020**

**FUND 208**

GL NUMBER	DESCRIPTION	PROPOSED
<b>REVENUES</b>		
208-751-587.001	PK/RC MARION TWP PARTICIPATION	105,000.00
208-751-587.002	PK/RC GENOA TWP PARTICIPATION	105,000.00
208-751-587.003	PK/RC OCEOLA TWP PARTICIPATION	105,000.00
208-751-587.005	PK/RC HOWELL CITY PARTICIPATION	105,000.00
208-751-587.006	PK/RC HOWELL TOWNSHIP PARTICIPATION	105,000.00
208-751-649.003	PK & REC GUIDE ADVERTISEMENT	0.00
208-751-651.020	BENNETT BUILDING RENTAL FEES	14,500.00
208-751-651.022	OCEOLA BUILDING RENTAL FEES	14,500.00
208-751-651.040	YOUTH SERVICES RENTAL	500.00
208-751-665.000	INVESTMENT INTEREST	300.00
208-751-667.003	RENTAL INCOME - EQUIPMENT	0.00
208-751-671.002	MISC REVENUES	250.00
	BEACH MANAGEMENT FEES	4,000.00
208-751-675.075	DOG PARK MAINTENANCE SERVICES FEES	6,000.00
<b>TOTAL REVENUES</b>		<b>565,050.00</b>
<b>EXPENSES</b>		
208-751-702.001	SALARY & WAGES - DIRECTOR	61,500.00
208-751-702.003	SALARY & WAGES - BUSINESS MANAGER	35,500.00
208-751-702.004	SALARY & WAGES - OPERATIONS MANAGER	28,500.00
208-751-702.024	SALARY & WAGES -MARKETING	37,960.00
208-751-702.030	SALARY & WAGES - FRONT OFFICE	35,000.00
208-751-702.034	SALARY & WAGE - FACILITIES MAINTENANCE	45,000.00
208-751-713.000	EMPLOYER SHARE FICA	18,300.00
208-751-714.000	EMPLOYEE MEDICAL INSURANCE	13,000.00
208-751-714.002	EMPLOYEE DISABILITY/LIFE INSURANCE	1,900.00
208-751-714.004	ICMA RETIREMENT	21,000.00
208-751-727.000	OFFICE SUPPLIES	1,500.00
208-751-730.000	POSTAGE	15,000.00
208-751-740.000	OPERATING SUPPLIES - GENERAL	1,500.00
208-751-740.025	OPERATING SUPPLIES - HUMAN RESOURCES	0.00
208-751-740.026	OPERATING SUPPLIES - STAFF SHIRTS/BADGES	2,000.00
208-751-751.000	GASOLINE & DIESEL FUEL	0.00
208-751-801.000	PROFESSIONAL SERVICES	35,000.00
208-751-804.000	CONTRACTUAL SERVICES	500.00
208-751-840.000	DUES, SUBSCRIPTIONS & MEMBERSHIPS	5,000.00
208-751-850.000	COMMUNICATION - TELEPHONES	7,000.00
208-751-850.008	COMMUNICATION - INTERNET & CABLE	2,800.00
280-751-850.008	COMMUNICATIONS - INTERNET & CABLE - YOUTH SERVICES CENTER	2,100.00

208-751-860.000	TRAVEL	5,000.00
208-751-900.000	MARKETING, PRINTING & PUBLISHING	20,000.00
208-751-910.000	INSURANCE	30,000.00
208-751-920.000	UTILITIES - ELECTRICITY - BENNETT CENTER	6,500.00
208-751-920.001	UTILITIES - GAS - BENNETT CENTER	5,500.00
208-751-920.002	UTILITIES - WATER/SEWER - BENNETT CENTER	1,800.00
208-751-920.003	UTILITIES - RUBBISH - BENNETT CENTER	700.00
208-751-920.008	UTILITIES - RUBBISH - BARNARD ST.	0.00
208-751-920.012	UTILITIES - ELECTRICITY - OCEOLA CENTER	4,000.00
208-751-920.013	UTILITIES - GAS - OCEOLA CENTER	2,500.00
208-751-920.014	UTILITIES - WATER/SEWER - OCEOLA CENTER	500.00
208-751-920.015	UTILITIES - RUBBISH - OCEOLA CENTER	600.00
208-751-920.030	UTILITIES - ELECTRICITY - YOUTH SERVICES CENTER	3,500.00
208-751-920.031	UTILITIES - GAS - YOUTH SERVICES CENTER	2,500.00
208-751-920.032	UTILITIES - WATER/SEWER - YOUTH SERVICES CENTER	800.00
208-751-920.033	UTILITIES - RUBBISH - YOUTH SERVICES CENTER	0.00
208-751-930.000	GROUNDS MAINTENANCE - BENNETT CENTER	4,000.00
208-751-930.006	REPAIR & MAINTENANCE - VEHICLES	0.00
208-751-930.014	OCEOLA BUILDING EXPENSE	15,000.00
208-751-930.014	GROUNDS MAINTENANCE - YOUTH SERVICES CENTER	1,500.00
208-751-931.000	BUILDING REPAIRS & MTCE. AND SUPPLIES - BENNETT	8,000.00
208-751-931.014	BUILDING REPAIRS & MTCE. AND SUPPLIES - OCEOLA	3,000.00
208-751-931.040	BUILDING REPAIRS & MTCE AND SUPPLIES - YOUTH	4,000.00
208-751-940.000	EQUIPMENT RENTAL	8,500.00
208-751-940.040	RENT - 214 N. WALNUT	23,000.00
208-751-956.000	MISCELLANEOUS	3,500.00
208-751-956.003	BANK CHARGES & FEES	5,000.00
208-751-957.000	EDUCATION / TRAINING	2,500.00
208-751-970.000	CAPITAL OUTLAY/EQUIPMENT	9,690.00
208-751-970.030	LEASEHOLD IMPROVEMENT - YOUTH SERVICES CENTER	5,000.00
208-751-980.000	OFFICE EQUIPMENT	400.00
208-751-980.004	EQUIPMENT - COMPUTER HARDWARE	2,000.00
208-751-980.005	EQUIPMENT - COMPUTER SOFTWARE	16,000.00
208-751-981.002	VEHICLES	0.00
<b>TOTAL EXPENDITURES</b>		<b>565,050.00</b>
<b>TOTAL REVENUES</b>		<b>565,050.00</b>
<b>TOTAL EXPENDITURES</b>		<b>565,050.00</b>
<b>NET OF REVENUES &amp; EXPENDITURES</b>		<b>0.00</b>

**AQUATIC CENTER**

**ENDING DATE 12-31-2020**

**FUND 213**

**2020**

GL NUMBER	DESCRIPTION	PROPOSED
<b>REVENUES</b>		
213-751-650.003	PROGRAM FEES - SPECIAL EVENTS	2,500.00
213-751-650.097	PROGRAM FEES - HEALTHWAYS	5,500.00
213-751-650.098	PROGRAM FEES - FITNESS	4,500.00
213-751-650.098	PROGRAM FEES - OPTUM	2,500.00
213-751-675.003	DONATIONS - GENERAL	0.00
213-751-678.010	SPONSORSHIP FEES	500.00
213-751-680.002	AQUATIC CENTER MANAGEMENT FEE	114,000.00
213-751-680.004	AQUATIC CENTER INCENTIVE	1,000.00
<b>TOTAL REVENUES</b>		<b>130,500.00</b>
<b>EXPENDITURES</b>		
213-751-702.029	SALARY & WAGES - AQUATIC CENTER MANAGER	35,000.00
213-751-702.059	SALARY & WAGES - AQUATIC SUPERVISOR	0.00
213-751-702.060	SALARY & WAGES - AQUATIC COORDINATORS	55,000.00
208-751-713.000	EMPLOYER SHARE FICA	6,900.00
208-751-714.000	EMPLOYEE MEDICAL INSURANCE	10,000.00
208-751-714.002	EMPLOYEE DISABILITY/LIFE INSURANCE	1,000.00
213-751-714.004	ICMA RETIREMENT	6,500.00
213-751-740.000	OPERATING SUPPLIES - GENERAL	500.00
213-751-740.003	OPERATING SUPPLIES - T-SHIRTS	0.00
213-751-740.035	OPERATING SUPPLIES - SPECIAL EVENTS	2,500.00
213-751-740.061	OPERATING SUPPLIES - FITNESS	1,600.00
213-751-740.061	OPERATING SUPPLIES - OPTUM	0.00
213-751-804.008	CONTRACT SERVICES - INSTRUCTORS	8,500.00
213-751-840.000	DUES & MEMBERSHIPS	200.00
213-751-860.000	CONFERENCE /TRANSPORTATION	1,000.00
213-751-900.000	PRINTING & PUBLISHING	0.00
213-751-957.000	EDUCATION / TRAINING	1,500.00
213-751-964.001	PROGRAM REFUNDS	200.00
213-751-980.000	OFFICE EQUIPMENT	100.00
213-751-970.000	CAPITAL OUTLAY	0.00
213-751-980.004	EQUIP / COMPUTER HARDWARE	0.00
213-751-980.005	EQUIP / COMPUTER SOFTWARE	0.00
<b>TOTAL EXPENDITURES</b>		<b>130,500.00</b>
<b>TOTAL REVENUES</b>		<b>130,500.00</b>
<b>TOTAL EXPENDITURES</b>		<b>130,500.00</b>
<b>NET OF REVENUES &amp; EXPENDITURES</b>		<b>0.00</b>

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## SPORTS

ENDING DATE 12-31-2020

FUND 214

2020

GL NUMBER	DESCRIPTION	PROPOSED
<b>REVENUES</b>		
214-751-650.006	GENOA SOCCER - FIELD RENTALS	14,000.00
214-751-650.050	PROGRAM FEES - VOLLEYBALL	4,000.00
214-751-650.051	PROGRAM FEES - ENRICHMENT	11,660.00
214-751-650.053	PROGRAM FEES - SOCCER	67,000.00
	PROGRAM FEES - SOFTBALL	3,500.00
214-751-650.054	PROGRAM FEES - BASKETBALL	20,000.00
	DROP IN BASKETBALL	2,000.00
	DROP IN VOLLEYBALL	0.00
214-751-651.009	PAGE FIELD RENTAL	6,500.00
214-751-678.095	SPONSORSHIP FEES	1,000.00
	<b>TOTAL REVENUES</b>	<b>129,660.00</b>
<b>EXPENDITURES</b>		
214-751-702.080	SALARY & WAGES - SPORTS MANAGER	41,600.00
214-751-702.081	SALARY & WAGES - SPORTS COORDINATORS	9,500.00
214-751-702.083	SALARY & WAGES - FACILITIES COORDINATORS	0.00
214-751-713.000	EMPLOYER SHARE FICA	3,900.00
214-751-714.000	EMPLOYEE MEDICAL INSURANCE	1,000.00
214-751-714.002	EMPLOYEE DISABILITY/LIFE INSURANCE	600.00
214-751-714.004	ICMA RETIREMENT	4,160.00
214-751-730.000	POSTAGE	0.00
214-751-740.000	OPERATING SUPPLIES - GENERAL	2,000.00
214-751-740.080	OPERATING SUPPLIES - VOLLEYBALL	1,200.00
214-751-740.081	OPERATING SUPPLIES - SOCCER	17,000.00
214-751-740.086	OPERATING SUPPLIES - BASKETBALL	3,000.00
214-751-801.017	BACKGROUND CHECKS	750.00
214-751-804.008	CONTRACT SERVICES - INSTRUCTORS	3,500.00
214-751-804.009	CONTRACT SERVICES - OFFICIALS /COACHES	4,500.00
214-751-804.010	CONTRACT SERVICES - FIELD MAINTENANCE	24,000.00
214-751-840.000	DUES & MEMBERSHIPS	200.00
214-751-860.000	CONFERENCE /TRANSPORTATION	1,400.00
214-751-900.000	PRINTING & PUBLISHING	0.00
214-751-940.000	EQUIPMENT RENTAL	0.00
214-751-942.001	PORTA JOHN RENTALS	1,800.00
214-751-957.000	EDUCATION / TRAINING	50.00
214-751-964.001	PROGRAM REFUNDS	500.00
214-751-965.000	HOWELL SCHOOLS REIMBURSEMENT	9,000.00
214-751-970.000	CAPTIAL OUTLAY	0.00
214-751-980.000	OFFICE EQUIPMENT	0.00

<b>TOTAL EXPENDITURES</b>		<b>129,660.00</b>
<b>TOTAL REVENUES</b>		<b>129,660.00</b>
<b>TOTAL EXPENDITURES</b>		<b>129,660.00</b>
<b>NET OF REVENUES &amp; EXPENDITURES</b>		<b>0.00</b>

**ENRICHMENT**

**ENDING DATE 12-31-2020**

**FUND 215**

**2020**

GL NUMBER	DESCRIPTION	PROPOSED
<b>REVENUES</b>		
215-751-650.002	PROGRAM FEES ENRICHMENT	61,000.00
215-751-650.020	PROGRAM FEES TRAVEL	30,000.00
215-751-671.013	MISC REV - SPECIAL EVENTS	0.00
215-751-678.070	SPONSORSHIP FEES - SPECIAL EVENTS	0.00
<b>TOTAL REVENUES</b>		<b>91,000.00</b>
<b>EXPENDITURES</b>		
215-751-702.034	SALARY & WAGE - FACILITIES	0.00
215-751-702.070	SALARY & WAGES - ENRICHMENT & TRAVEL COORDINATOR	24,000.00
215-751-702.071	SALARY & WAGES - PATRON SERVICES COORDINATOR	9,000.00
215-751-713.000	EMPLOYER SHARE FICA	2,500.00
215-751-714.000	EMPLOYEE MEDICAL INSURANCE	1,000.00
215-751-714.002	EMPLOYEE DISABILITY/LIFE INSURANCE	600.00
215-751-714.004	ICMA RETIREMENT	2,400.00
215-751-730.000	POSTAGE	5.00
215-751-740.031	OPERATING SUPPLIES - ENRICHMENT	100.00
215-751-740.035	OPERATING SUPPLIES - SPECIAL EVENTS	0.00
215-751-740.070	OPERATING SUPPLIES - TRAVEL	5,955.00
215-751-801.017	BACKGROUND CHECKS	40.00
215-751-804.070	CONTRACT SERVICES - ENRICHMENT INSTRUCTORS	30,000.00
215-751-804.071	CONTRACT SERVICES - TRAVEL	15,000.00
215-751-840.000	DUES & MEMBERSHIPS	0.00
215-751-860.000	CONFERENCE /TRANSPORTATION	0.00
215-751-900.000	PRINTING & PUBLISHING	0.00
215-751-964.001	PROGRAM REFUNDS	400.00
<b>TOTAL EXPENDITURES</b>		<b>91,000.00</b>
<b>TOTAL REVENUES</b>		<b>91,000.00</b>
<b>TOTAL EXPENDITURES</b>		<b>91,000.00</b>
<b>NET OF REVENUES &amp; EXPENDITURES</b>		<b>0.00</b>

**FESTIVALS**

ENDING DATE 12-31-2020

**FUND 216****2020**

GL NUMBER	DESCRIPTION	PROPOSED
<b>REVENUES</b>		
216-751-650.003	PROGRAM FEES SPECIAL EVENTS	27,000.00
216-751-671.013	MISC REVENUES - SPECIAL EVENTS	0.00
216-751-675.101	FUNDRAISING	0.00
216-751-678.040	SPONSORSHIP FEES - MELON FESTIVAL	45,000.00
216-751-678.041	STREET VENDOR FEES - MELON FESTIVAL	25,000.00
216-751-678.042	FESTIVAL TENT - MELON FESTIVAL	18,000.00
216-751-678.044	MIDWAY - MELON FESTIVAL	9,000.00
216-751-678.045	AD SALES - MELON FESTIVAL	0.00
216-751-678.046	MISC REVENUE - MELON FESTIVAL	500.00
216-751-678.047	SPONSORSHIP FEES - MELON RUN	6,500.00
216-751-678.048	PROGRAM FEES - MELON RUN	22,000.00
216-751-678.049	FOOD VENDOR FEES - MELON FESTIVAL	9,000.00
216-751-678.050	SPONSORSHIP FEES - LEGEND OF SLEEPY HOWELL	14,000.00
216-751-678.051	VENDOR FEES - LEGEND OF SLEEPY HOWELL	1,000.00
216-751-678.052	BOOTH FEES - LEGEND OF SLEEPY HOWELL	0.00
216-751-678.053	MISC REVENUE - LEGEND OF SLEEPY HOWELL	0.00
216-751-678.057	SPONSORSHIP FEES - HEADLESS HORSEMAN RUN	6,000.00
216-751-678.058	PROGRAM FEES - HEADLESS HORSEMAN RUN	22,000.00
216-751-678.070	SPONSORSHIP FEES - SPECIAL EVENTS	6,000.00
216-751-678.075	PROGRAM FEES - DOC MAY RIDE	1,000.00
<b>TOTAL REVENUES</b>		<b>212,000.00</b>
<b>EXPENDITURES</b>		
216-751-702.001	SALARY & WAGES - FESTIVAL & EVENTS DIRECTOR	44,000.00
216-751-702.004	SALARY & WAGES - OPERATIONS MANAGER	5,000.00
216-751-702.103	SALARY & WAGES - VARIOUS STAFF	10,000.00
208-751-713.000	EMPLOYER SHARE FICA	4,500.00
208-751-714.000	EMPLOYEE MEDICAL INSURANCE	6,250.00
208-751-714.002	EMPLOYEE DISABILITY/LIFE INSURANCE	550.00
216-751-714.004	ICMA RETIREMENT	4,400.00
216-751-727.000	OFFICE SUPPLIES	100.00
216-751-730.000	POSTAGE	100.00
216-751-740.000	OPERATING SUPPLIES	100.00
216-751-740.035	OPERATING SUPPLIES - SPECIAL EVENTS	11,500.00
216-751-740.100	OPERATING SUPPLIES - ENTERTAINMENT MELON	30,000.00
216-751-740.102	OPERATING SUPPLIES - MELON FESTIVAL	15,000.00
216-751-740.104	OPERATING SUPPLIES - FESTIVAL TENT	14,000.00
216-751-740.106	OPERATING SUPPLIES - MELON RUN	8,000.00



216-751-740.107	OPERATING SUPPLIES - MELON RUN - T-SHIRTS	0.00
216-751-740.201	OPERATING SUPPLIES - LEGEND OF SLEEPY HOWELL	6,000.00
216-751-740.203	OPERATING SUPPLIES - HEADLESS HORSEMAN RUN	11,000.00
216-751-740.204	OPERATING SUPPLIES - HEADLESS HORSEMAN RUN - T SHIRTS	0.00
216-751-804.075	CONTRACT SERVICES - SPECIAL EVENTS	2,000.00
216-751-804.112	CONTRACT SERVICES - MELON RUN	2,000.00
216-751-804.113	CONTRACT SERVICES - CITY OF HOWELL MELON FEST	9,500.00
216-751-804.210	CONTRACT SERVICES - LEGEND OF SLEEPY HOWELL	600.00
216-751-804.212	CONTRACT SERVICES - HEADLESS HORSEMAN RUN	2,000.00
216-751/804.114	CONTRACT SERVICES - CITY OF HOWELL LEGEND	8,000.00
216-751-840.000	DUES & MEMBERSHIPS	1,000.00
216-751-850.010	COMMUNICATION RADIOS	0.00
216-751-860.000	CONFERENCE /TRANSPORTATION	2,000.00
216-751-900.000	PRINTING & PUBLISHING	5,000.00
216-751-940.000	EQUIPMENT RENTAL	0.00
216-751-942.001	PORTA JOHN RENTALS	8,000.00
216-751-956.000	MISCELLANEOUS	0.00
216-751-957.000	EDUCATION/TRAINING	100.00
216-751-964.001	PROGRAM REFUNDS	300.00
208-751-970.000	CAPITAL OUTLAY/EQUIPMENT	1,000.00
216-751-980.004	EQUIPMENT - COMPUTER HARDWARE	0.00
216-751-980.005	EQUIPMENT - COMPUTER SOFTWARE	0.00
	<b>TOTAL EXPENDITURES</b>	<b>212,000.00</b>
	<b>TOTAL REVENUES</b>	<b>212,000.00</b>
	<b>TOTAL EXPENDITURES</b>	<b>212,000.00</b>
	<b>NET OF REVENUES &amp; EXPENDITURES</b>	<b>0.00</b>

**PRESCHOOL**

**ENDING DATE 12-31-2020**

**FUND 217**

**2020**

**GL NUMBER**

**DESCRIPTION**

**PROPOSED**

**REVENUES**

217-751-651.007	REC FEE/PRESCHOOL TUITION	50,400.00
217-751-651.030	REGISTRATION FEE	2,680.00
217-751-651.031	EXTENDED DAY FEE	0.00
217-751-651.032	DROP IN FEE	0.00
217-751-675.015	PRESCHOOL FUNDRAISING	2,750.00
<b>TOTAL REVENUES</b>		<b>55,830.00</b>
<b>EXPENDITURES</b>		
217-751-702.023	SALARY & WAGES - PRESCHOOL	47,500.00
217-751-713.000	EMPLOYER SHARE FICA	3,630.00
217-751-714.000	INSURANCE	1,500.00
217-751-727.000	OFFICE SUPPLIES	100.00
217-751-730.000	POSTAGE	0.00
217-751-740.028	OPERATING SUPPLIES - PRESCHOOL	2,000.00
217-751-801.017	BACKGROUND CHECKS	50.00
217-751-860.000	CONFERENCE /TRANSPORTATION	400.00
217-751-900.000	PRINTING & PUBLISHING	0.00
217-751-957.000	EDUCATION / TRAINING	150.00
217-751-964.001	PROGRAM REFUNDS	0.00
217-751-970.000	CAPTIAL OUTLAY	0.00
217-751-980.000	OFFICE EQUIPMENT	200.00
217-751-980.015	PRESCHOOL EQUIPMENT	300.00
<b>TOTAL EXPENDITURES</b>		<b>55,830.00</b>
<b>TOTAL REVENUES</b>		<b>55,830.00</b>
<b>TOTAL EXPENDITURES</b>		<b>55,830.00</b>
<b>NET OF REVENUES &amp; EXPENDITURES</b>		<b>0.00</b>

**SENIOR CENTER**

ENDING DATE 12-31-2020

**FUND 218****2020**

GL NUMBER	DESCRIPTION	PROPOSED
<b>REVENUES</b>		
218-751-590.000	GRANTS	1,000.00
218-751-650.030	PROGRAM FEES - ENRICHMENT	4,000.00
218-751-675.009	DONATIONS / PKS & RECS SENIORS	2,500.00
218-751-675.013	UNITED WAY SENIORS	7,500.00
218-751-675.100	FUNDRAISING ENRICHMENT	2,500.00
218-751-678.012	MEMBERSHIP FEES	4,000.00
218-751-678.015	SENIOR NEWSLETTER ADVT	0.00
218-751-678.030	SPONSORSHIP FEES - ENRICHMENT	2,000.00
218-751-678.060	BINGO	0.00
218-751-678.200	PROGRAM FEES - YOUNG AT HEART	0.00
<b>TOTAL REVENUES</b>		<b>23,500.00</b>
<b>EXPENDITURES</b>		
218-751-702.000	SALARY & WAGES - PATRON SERVICES COORDINATOR	0.00
218-751-702.027	SALARY & WAGES - SENIOR CENTER COORDINATOR	18,500.00
218-751-713.000	EMPLOYER SHARE FICA	1,500.00
218-751-727.000	OFFICE SUPPLIES	0.00
218-751-730.000	POSTAGE	700.00
218-751-740.032	OPERATING SUPPLIES - GENERAL	1,000.00
218-751-740.043	OPERATING SUPPLIES - BINGO	0.00
218-751-740.200	OPERATING SUPPLIES - YOUNG AT HEART	0.00
218-751-804.008	CONTRACT SERVICES - INSTRUCTORS	500.00
218-751-804.080	CONTRACT SERVICES - ENTERTAINMENT	900.00
218-751-840.000	DUES & MEMBERSHIPS	200.00
218-751-860.000	CONFERENCE AND TRANSPORTATION	100.00
218-751-900.000	MARKETING PRINTING & PUBLISHING	0.00
218-751-957.000	EDUCATION / TRAINING	100.00
218-751-964.001	PROGRAM REFUNDS	0.00
218-751-967.002	AGING GRANT EXPENSES	0.00
218-751-970.000	CAPITAL OUTLAY	0.00
<b>TOTAL EXPENDITURES</b>		<b>23,500.00</b>
<b>TOTAL REVENUES</b>		<b>23,500.00</b>
<b>TOTAL EXPENDITURES</b>		<b>23,500.00</b>
<b>NET OF REVENUES &amp; EXPENDITURES</b>		<b>0.00</b>

**SUMMER DAY CAMP**

**ENDING DATE 12-31-2020**

**FUND 219**

**2020**

GL NUMBER	DESCRIPTION	PROPOSED
<b>REVENUES</b>		
219-751-651.003	SUMMER CAMP	40,000.00
219-751-651.024	NONREFUNDABLE DEPOSITS	0.00
219-751-651.025	SPECIALTY CAMPS	2,500.00
<b>TOTAL REVENUES</b>		<b>42,500.00</b>
<b>EXPENDITURES</b>		
219-751-702.025	SALARY & WAGES - MANAGER	2,200.00
219-751-702.036	SALARY & WAGE - CAMP SUPERVISOR	4,410.00
219-751-702.037	SALARY & WAGES - CAMP COUNSELOR	24,165.00
208-751-713.000	EMPLOYER SHARE FICA	2,400.00
208-751-714.000	EMPLOYEE MEDICAL INSURANCE	0.00
208-751-714.002	EMPLOYEE DISABILITY/LIFE INSURANCE	0.00
219-751-714.004	ICMA RETIREMENT	0.00
219-751-727.000	OFFICE SUPPLIES	100.00
219-751-730.000	POSTAGE	0.00
219-751-740.003	OPERATING SUPPLIES - TSHIRTS	500.00
219-751-740.033	OPERATING SUPPLIES - GENERAL	1,500.00
219-751-740.041	OPERATING SUPPLIES - SNACKS	1,000.00
219-751-740.042	FIELD TRIPS	6,000.00
219-751-801.017	BACKGROUND CHECKS	125.00
219-751-840.000	DUES & MEMBERSHIPS	0.00
219-751-860.000	CONFERENCE /TRANSPORTATION	0.00
219-751-900.000	MARKETING PRINTING & PUBLISHING	25.00
219-751-957.000	EDUCATION / TRAINING	75.00
219-751-970.000	CAPITAL OUTLAY	0.00
219-751-980.000	OFFICE EQUIPMENT	0.00
	Deficit Elimination 2.7%	
<b>TOTAL EXPENDITURES</b>		<b>42,500.00</b>
<b>TOTAL REVENUES</b>		<b>42,500.00</b>
<b>TOTAL EXPENDITURES</b>		<b>42,500.00</b>
<b>NET OF REVENUES &amp; EXPENDITURES</b>		<b>0.00</b>

## CITY PARK/BOAT LAUNCH

ENDING DATE 12-31-2020

FUND 220

2020

GL NUMBER	DESCRIPTION	PROPOSED
<b>REVENUES</b>		
220-751-649.001	CONCESSION SALES - PARK	8,500.00
220-751-678.021	HOWELL CITY PARK GUARD REIMB	45,000.00
<b>TOTAL REVENUES</b>		<b>53,500.00</b>
<b>EXPENDITURES</b>		
220-751-702.000	SALARY & WAGES - MANAGER	10,800.00
220-751-702.028	SALARY & WAGES - SEASONAL	22,000.00
220-751-702.040	SALARY & WAGES - SUPERVISOR	7,500.00
220-751-713.000	EMPLOYER SHARE FICA	2,200.00
220-751-714.000	EMPLOYEE MEDICAL INSURANCE	0.00
220-751-714.002	EMPLOYEE DISABILITY/LIFE INSURANCE	0.00
220-751-714.004	ICMA RETIREMENT	0.00
220-751-740.000	OPERATING SUPPLIES GENERAL	500.00
220-751-740.035	OPERATING SUPPLIES - SPECIAL EVENTS	0.00
220-751-740.037	CONCESSION SUPPLIES	5,000.00
220-751-801.017	BACKGROUND CHECKS	200.00
220-751-801.018	MANAGEMENT SERVICES	4,000.00
220-751-970.000	CAPITAL OUTLAY/EQUIPMENT	1,300.00
<b>TOTAL EXPENDITURES</b>		<b>53,500.00</b>
<b>TOTAL REVENUES</b>		<b>53,500.00</b>
<b>TOTAL EXPENDITURES</b>		<b>53,500.00</b>
<b>NET OF REVENUES &amp; EXPENDITURES</b>		<b>0.00</b>

**TEEN CENTER  
FUND 221**

**ENDING DATE 12-31-2020**

**2020**

GL NUMBER	DESCRIPTION	PROPOSED
<b>REVENUES</b>		
221-751-649.000	CONCESSION SALES TEEN	3,500.00
221-751-650.005	PROGRAM FEES TEENS	7,500.00
221-751-650.100	SUMMER PROGRAM FEES	0.00
221-751-675.010	DONATIONS - TEEN	15,000.00
221-751-675.012	UNITED WAY - TEENS	27,000.00
221-751-675.110	FUNDRAISING	12,000.00
221-751-679.010	KELLOGG FOUNDATION GRANT REVENUE	0.00
221-751-679.025	FREUDENBURG GRANT REVENUE	0.00
221-751-679.100	GRANTS > \$ 1000	9,150.00
<b>TOTAL REVENUES</b>		<b>74,150.00</b>
<b>EXPENDITURES</b>		
221-751-702.026	SALARY & WAGES - YOUTH SERVICES MANAGER	32,800.00
	SALARY & WAGES - TEEN CENTER SUPERVISOR	7,800.00
221-751-702.035	SALARY & WAGES - TEEN CENTER COORDINATOR	18,500.00
213-751-713.000	EMPLOYER SHARE FICA	4,500.00
221-751-714.000	EMPLOYEE MEDICAL INSURANCE	3,500.00
221-751-714.002	EMPLOYEE DISABILITY/LIFE INSURANCE	550.00
221-751-714.004	ICMA RETIREMENT	3,500.00
221-751-727.000	OFFICE SUPPLIES	50.00
221-751-730.000	POSTAGE	0.00
221-751-740.000	OPERATING SUPPLIES	400.00
221-751-740.003	OPERATING SUPPLIES - T-SHIRTS	200.00
221-751-740.015	OPERATING SUPPLIES - CONCESSIONS	1,000.00
221-751-740.036	OPERATING SUPPLIES - TEENS GENERAL	300.00
221-751-840.000	DUES & MEMBERSHIPS	150.00
221-751-860.000	CONFERENCE /TRANSPORTATION	800.00
221-751-900.000	PRINTING & PUBLISHING	100.00
221-751-940.000	EQUIPMENT RENTAL	0.00
221-751-957.000	EDUCATION / TRAINING	0.00
221-751-970.000	CAPITAL OUTLAY EQUIP	0.00
221-751-979.010	KELLOGG FOUNDATION GRANT EXPENSES	0.00
221-751-979.025	FREUDENBURG GRANT EXPENSES	0.00
221-751-980.004	EQUIP / COMPUTER HARDWARE	0.00
<b>TOTAL EXPENDITURES</b>	<b>TOTAL EXPENSES</b>	<b>74,150.00</b>
<b>TOTAL REVENUES</b>	<b>TOTAL REVENUES</b>	<b>74,150.00</b>
<b>TOTAL EXPENDITURES</b>	<b>TOTAL EXPENSES</b>	<b>74,150.00</b>

NET OF REVENUES & EXPENDITURES	NET REV/EXP	0.00
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**DOG PARK****ENDING DATE 12-31-2020****FUND 223****2020**

GL NUMBER	DESCRIPTION	PROPOSED
<b>REVENUES</b>		
223-751-675.071	DOG PK DONATION - CONST	0.00
223-751-675.074	FOB SALES	13,000.00
<b>TOTAL REVENUES</b>		<b>13,000.00</b>
<b>EXPENDITURES</b>		
223-751-740.000	OPERATING SUPPLIES - GENERAL	2,600.00
223-751-801.018	MANAGEMENT SERVICES	6,000.00
223-751-900-000	PRINTING & PUBLISHING	150.00
223-751-910.000	INSURANCE	500.00
223-751-920.002	UTILITIES - WATER	400.00
223-751-930-000	REPAIRS & MAINTENANCE	300.00
223-751-967-071	CONSTRUCTION	500.00
223-751-967.072	GROUNDS MAINTENANCE	2,200.00
223-751-970.000	CAPITAL OUTLAY	350.00
<b>TOTAL EXPENDITURES</b>		<b>13,000.00</b>
<b>TOTAL REVENUES</b>		<b>13,000.00</b>
<b>TOTAL EXPENDITURES</b>		<b>13,000.00</b>
<b>NET OF REVENUES &amp; EXPENDITURES</b>		<b>0.00</b>



**TRANSPORTATION**

ENDING DATE 12-31-2020

FUND 224

**2020**

GL NUMBER	DESCRIPTION	PROPOSED
<b>REVENUES</b>		
224-751-675.041	UNITED WAY TRANSPORTATION	10,000.00
224-751-678.031	SPONSORSHIP FEES-TRANSPORTATION	5,500.00
<b>TOTAL REVENUES</b>		<b>15,500.00</b>
<b>EXPENDITURES</b>		
224-751-702.200	SALARY & WAGES DRIVER	0.00
224-751-713.000	EMPLOYER SHARE FICA	0.00
224-751-740.000	OPERATING SUPPLIES	0.00
224-751-751.000	GASOLINE & DIESEL FUEL	0.00
224-751-804.900	CONTRACT SERVICES LETS	8,500.00
224-751-804.905	CONTRACT SERVICES TRANSPORTATION	7,000.00
224-751-930.006	REPAIR & MAINT - VEHICLES	0.00
<b>TOTAL EXPENDITURES</b>		<b>15,500.00</b>
<b>TOTAL REVENUES</b>		<b>15,500.00</b>
<b>TOTAL EXPENDITURES</b>		<b>15,500.00</b>
<b>NET OF REVENUES &amp; EXPENDITURES</b>		<b>0.00</b>



**MARION TOWNSHIP**  
**2877 W. COON LAKE ROAD**  
**HOWELL, MI 48843**  
**Phone 517-546-1588**  
**Fax 517-546-6622**

**TRANSMITTAL**

**TO:** Board of Trustees

**DATE**

October 17, 2019

**PROJECT**

Land Division General Ordinance  
G-11-97

**VIA**

Hand Delivery

WE ARE SENDING:  Herewith  Under Separate Cover

**THE FOLLOWING:**

- o Attached is page one of the Land Division General Ordinance G-11-97 and the minutes from the Planning Commission Meeting of September 24, 2019 where looking at TXT#07-17 lot issues, this General Ordinance conflict with the Zoning Ordinance requirements for road frontage and private or public road. This would be more for future splits!

FOR YOUR:

approval/denial  
 other

as requested  
 review & comment

**REMARKS:**

**Please let me know if you have any questions.**

FROM: Dave Hamann, Zoning Administrator  
Copy: file

STATE OF MICHIGAN  
COUNTY OF LIVINGSTON  
TOWNSHIP OF MARION  
LAND DIVISION ORDINANCE NO. G-11-97

An ordinance to regulate the partitioning or divisions of parcels or tracts of land, enacted pursuant, but not limited, to Michigan Public Act 288 of 1967, as amended, and Act 246 of 1945, as amended, being the Township General Ordinance Statute; to provide a procedure therefore; to repeal any ordinance or provision thereof in conflict herewith; and to herewith prescribe penalties and enforcement remedies for the violation of this ordinance.

**Section 1: Title.** The ordinance shall be known and cited as the Marion Township Land Division Ordinance.

**Section II: Intent and Purpose.** The purpose of this ordinance is to carry out the provision of the State Land Division Act (1967 PA 288, as amended, formerly known as the Subdivision Control Act), to prevent the creation of parcels of property that do not comply with the State Land Division Act, to minimize potential boundary line disputes, to maintain orderly development of the community, and otherwise provide for the health, safety and welfare of the residents and property owners of the township by establishing reasonable standards for prior review and approval of land divisions within Marion Township.

**Section III: Definitions.** For the purpose of this ordinance, certain terms and words shall have the following meaning:

**Accessibility:** in reference to a parcel, means the parcel meets one or both of the following requirements:

1. Has an area where a driveway provides vehicular access to an existing road or street and meets all applicable location standards of the state transportation department or county road commission under Act No. 200 of the Public Acts of 1969, being sections 247.321 to 247.329 of the Michigan Compiled Laws, or has an area where a driveway can provide vehicular access to an existing road or street and meet all such applicable location standards.
2. Is served by an existing easement that provides vehicular access to an existing road or street and that meets all applicable location standards of the state transportation department or county road commission under Act No. 200 of the Public Acts of 1969 or can be served by a proposed easement that will provide vehicular access to an existing road or street and that will meet all such applicable location standards.

**Applicant or Proprietor:** A natural person, firm, association, partnership, corporation, or a combination of any of them that holds an ownership interest in land whether recorded or not.

John Enos said yes, it would replace the existing language. John also stated that if they are covered by Right-to-Farm, then they don't even need a SUP. They can do it in any district.

Bob Hanvey asked if this would override our marijuana prohibition.

John Enos said no way, that language is solid. A person can grow marijuana inside their home for themselves as long as no one else can see it or purchase it from them. Marion Township's prohibition is strong and opts the township out of allowing sale of marijuana within the township.

Bob Hanvey said that he would still prefer to have a Public Hearing notifying the community about the new language.

Jim Anderson suggested taking out the phrases "but not limited to..." along with "but not exclusively..."

Cheryl Range made a motion to schedule a Public Hearing for October 22, 2019 for Section 8.01.E.22 Nursery Operations in Marion Township. Bob Hanvey seconded. **Motion carried.**

Cheryl Range also motioned to remove the "Strawman" language, *Section 17.44 Landscape Nursery Special Use*, created by Dave.

### **3) TXT# 07-17 Proposed Changes Lots**

Bob Hanvey passed out copies of a map to the other commissioners. Bob asked the commissioners what Dave should do if a resident wanted to split their property where the black line indicated.

Larry Grunn said that the residents wouldn't be able to because there is no access point.

Bob said that our general ordinance states a split can occur if there is a place for an easement to go even if there is no road frontage. However, according to our zoning ordinance, they cannot split this unless there is frontage on the road. These two are very contradicting.

Dave Hamann said that there are a lot of situations like this throughout the township where zoning ordinances are conflicting with general ordinances. This was sent to the board at one point and they did not want to make any changes, even though they conflict each other.

Bob said that we need to pick which one of these ordinances we want to keep in effect.

Dave said that the Planning Commission cannot fix this, only the Board can.

Bob said that the Planning Commission can make a recommendation to the Board so they can make this correction.

Dave asked the commissioners what their actual recommendation to the board is going to be. We just need to make sure that our general ordinance helps support our zoning ordinance.

Cheryl Range motioned to **recommend** to the **BOT** to **remove Section III Accessibility #2 Easements**. Jim Anderson seconded. **Motion carried.**

### **4) Wellhead Protection Overlay District replacing 6.27**

John Enos met with Tim Schmidt and discussed some different items concerning the Wellhead Protection Overlay District. John will call Tim and see if he has looked at everything yet so they can continue discussion.

Cheryl Range motioned to postpone discussion on this until John Enos speaks with Tim. Bob Hanvey seconded. **Motion carried.**

MEMO

To: Marion Township Board  
From: Bob Hanvey  
Subject: General Fund Budget to Actual 1<sup>st</sup> Quarter Review  
Date: October 24, 2019

Attached for your review is the Budget to Actual report for the first quarter of fiscal year July 1, 2019 – June 30, 2020.

This report is presented to the Board of Trustees as required by the Township General Appropriation Act.

The audit entries that adjust for fiscal year issues have not yet been entered into the system. When the audit entries have been made we will have an accurate starting fund balance amount.

I suggest that we make a general review of the status and hold off on any budget amendments until after the audit.

10:21 AM

10/17/19

Accrual Basis

## #101 General Fund Profit & Loss Budget vs. Actual July 2019 through June 2020

	Jul '19 - Jun 20	Budget	\$ Over Budget	% of Budget
<b>Income</b>				
100-100 · INTEREST SWEEP - GENERAL FUND	2,931.26			
4402-20 · ACT 451 swamp land PILT	0.00	0.00	0.00	0.0%
44020 · PROPERTY TAX	313.48	380,000.00	-379,686.52	0.1%
44021 · TAX CHARGE BACKS	0.00	-500.00	500.00	0.0%
44025 · ADMIN FEES	87,448.62	110,000.00	-22,551.38	79.5%
44120 · DELINQUENT PERSONAL PROP TAX	4.26	0.00	4.26	100.0%
44450 · PENALTY & INTEREST	0.00	0.00	0.00	0.0%
44759 · SPECIAL EVENTS USE PERMIT	400.00	0.00	400.00	100.0%
44760 · LAND USE PERMITS	3,950.00	7,500.00	-3,550.00	52.7%
44761 · LAND DIVISION APP	650.00	500.00	150.00	130.0%
44762 · LAND COMBINATION PERMIT.	125.00	200.00	-75.00	62.5%
44770 · DOG LICENSES	90.00	200.00	-110.00	45.0%
45760 · STATE REV SHARING	296,294.00	870,000.00	-573,706.00	34.1%
45761 · PC-SITE PLAN & SPEC USE APP	500.00	1,000.00	-500.00	50.0%
45762 · MTG FEES - ZONING	1,400.00	1,000.00	400.00	140.0%
46280 · SUMMER TAX COLLECT-SCHOOL&SET	0.00	14,000.00	-14,000.00	0.0%
46420 · SALES & COPIES	25.00	0.00	25.00	100.0%
46500 · CHARTER (SPECTRUM)	32,366.40	126,000.00	-93,633.60	25.7%
46650 · INTEREST	309.98	500.00	-190.02	62.0%
46710 · FIRE STATION LEASE	0.00	1.00	-1.00	0.0%
46711 · AT&T CELL TOWER LEASE	10,183.24	23,800.00	-13,616.76	42.8%
46712 · METRO ACT FEES	0.00	10,000.00	-10,000.00	0.0%
46714 · ACT 425- CITY OF HOWELL	0.00	2,500.00	-2,500.00	0.0%
46717 · VERIZON CELL TOWER LEASE-MONTH	3,174.00	12,000.00	-8,826.00	26.5%
46718 · AT&T VIDEO FRANCHISE FEES	4,407.45	15,000.00	-10,592.55	29.4%
48040 · ELECTION REIMBURSEMENTS	5,859.44	0.00	5,859.44	100.0%
48050 · GRANT INCOME	2,736.80			
48061 · Donations	0.00	0.00	0.00	0.0%
48065 · HALL RENTAL	1,000.00	1,000.00	0.00	100.0%
49560 · OTHER	25.00	0.00	25.00	100.0%
<b>Total Income</b>	<b>454,193.93</b>	<b>1,574,701.00</b>	<b>-1,120,507.07</b>	<b>28.8%</b>
<b>Gross Profit</b>	<b>454,193.93</b>	<b>1,574,701.00</b>	<b>-1,120,507.07</b>	<b>28.8%</b>
<b>Expense</b>				
<b>6000 · PAYROLL</b>				
755 · PAYROLL TAXES-FICA/MEDICARE	12,103.66	41,200.00	-29,096.34	29.4%
759 · BCBS INVOICE - Health Premium	41,815.08	180,000.00	-138,184.92	23.2%
760 · MISC Stipend	9,600.00	30,000.00	-20,400.00	32.0%
761 · BCBS EMPLOYEE Contrabution	-5,575.36	-15,000.00	9,424.64	37.2%
766 · HSA CARD EMPLOYEE Contribution	240.00	0.00	240.00	100.0%
767 · HSA CARD EMPLOYER Contribution	0.00	52,000.00	-52,000.00	0.0%
771 · Colonial Life Ins E4270229	-265.83	0.00	-265.83	100.0%
774 · FLEX EMPLOYEE Dependent	0.00	0.00	0.00	0.0%
775 · FLEX EMPLOYEE Health	0.00	0.00	0.00	0.0%
776 · FLEX-LIMITED PURPOSE-EE CONTRIB	-240.00	0.00	-240.00	100.0%
778 · Friend of Court	0.00	0.00	0.00	0.0%
780 · PAYROLL SERVICES	1,088.10	4,200.00	-3,111.90	25.9%
<b>Total 6000 · PAYROLL</b>	<b>58,765.65</b>	<b>292,400.00</b>	<b>-233,634.35</b>	<b>20.1%</b>
<b>6101 · TOWNSHIP BOARD</b>				
101-702 · TRUSTEES	10,323.16	31,500.00	-21,176.84	32.8%
101-703 · MEETINGS & SEMINARS	0.00	1,500.00	-1,500.00	0.0%
101-805 · ORDINANCE ENFORCEMENT	0.00	50,000.00	-50,000.00	0.0%
101-810 · MTA MEMBERSHIP	0.00	6,000.00	-6,000.00	0.0%
101-860 · MILEAGE	11.02	600.00	-588.98	1.8%
101-870 · LUNCH STIPEND	0.00	250.00	-250.00	0.0%
101-900 · PRINTING & PUB	465.00	2,000.00	-1,535.00	23.3%
101-910 · RECORDING SECRETARY	870.00	3,000.00	-2,130.00	29.0%
101-956 · MISCELLANEOUS	0.00	250.00	-250.00	0.0%
<b>Total 6101 · TOWNSHIP BOARD</b>	<b>11,669.18</b>	<b>95,100.00</b>	<b>-83,430.82</b>	<b>12.3%</b>

10:21 AM

10/17/19

Accrual Basis

**#101 General Fund**  
**Profit & Loss Budget vs. Actual**  
**July 2019 through June 2020**

	Jul '19 - Jun 20	Budget	\$ Over Budget	% of Budget
<b>6171 · SUPERVISOR</b>				
171-702 · ANNUAL SALARY	15,714.73	47,600.00	-31,885.27	33.0%
171-727 · SUPPLIES	0.00	250.00	-250.00	0.0%
171-860 · MILEAGE	0.00	250.00	-250.00	0.0%
171-870 · LUNCH STIPEND	0.00	100.00	-100.00	0.0%
171-956 · MISCELLANEOUS	0.00	100.00	-100.00	0.0%
171-960 · TRAINING AND SEMINARS	0.00	1,500.00	-1,500.00	0.0%
<b>Total 6171 · SUPERVISOR</b>	<b>15,714.73</b>	<b>49,800.00</b>	<b>-34,085.27</b>	<b>31.6%</b>
<b>6175 · PUBLIC WORKS DPT</b>				
175-702 · SALARY	5,148.92	6,500.00	-1,351.08	79.2%
175-703 · REIMBURSE FROM WAT/SEWER	0.00	-6,500.00	6,500.00	0.0%
175-722 · WATERSHED PLANNING	0.00	450.00	-450.00	0.0%
175-727 · SUPPLIES	0.00	250.00	-250.00	0.0%
175-730 · SEMINARS	0.00	250.00	-250.00	0.0%
175-860 · MILEAGE	0.00	100.00	-100.00	0.0%
<b>Total 6175 · PUBLIC WORKS DPT</b>	<b>5,148.92</b>	<b>1,050.00</b>	<b>4,098.92</b>	<b>490.4%</b>
<b>6191 · ELECTIONS</b>				
191-702 · SALARY PRECINCT WORKERS	0.00	12,000.00	-12,000.00	0.0%
191-710 · EXTRA STAFF WORKERS	0.00	500.00	-500.00	0.0%
191-715 · Equipment	0.00	5,000.00	-5,000.00	0.0%
191-727 · SUPPLIES	94.01	2,500.00	-2,405.99	3.8%
191-860 · MILEAGE	41.76	250.00	-208.24	16.7%
191-865 · LUNCH STIPEND	50.00			
191-900 · PRINTING & PUB	0.00	400.00	-400.00	0.0%
191-925 · POSTAGE	0.00	1,500.00	-1,500.00	0.0%
191-956 · MISCELLANEOUS	0.00	1,000.00	-1,000.00	0.0%
191-960 · Elections Other	0.00	1,500.00	-1,500.00	0.0%
191-970 · FOIA EXPENSE -NOV 2016 ELECTION	0.00	50.00	-50.00	0.0%
<b>Total 6191 · ELECTIONS</b>	<b>185.77</b>	<b>24,700.00</b>	<b>-24,514.23</b>	<b>0.8%</b>
<b>6192 · SCHOOL ELECTIONS</b>				
192-702 · SALARIES	75.40	0.00	75.40	100.0%
192-727 · SUPPLIES	0.00	0.00	0.00	0.0%
192-800 · MILEAGE - SCHOOL ELECTION	0.00	0.00	0.00	0.0%
192-925 · POSTAGE	34.00	0.00	34.00	100.0%
192-956 · MISCELLANEOUS	0.00	0.00	0.00	0.0%
<b>Total 6192 · SCHOOL ELECTIONS</b>	<b>109.40</b>	<b>0.00</b>	<b>109.40</b>	<b>100.0%</b>
<b>6195 · LITIGATION - CHESTNUT</b>				
195-805 · LEGAL FEES	0.00	1,000.00	-1,000.00	0.0%
<b>Total 6195 · LITIGATION - CHESTNUT</b>	<b>0.00</b>	<b>1,000.00</b>	<b>-1,000.00</b>	<b>0.0%</b>
<b>6196 · LITIGATION - MARION OAKS</b>				
196-805 · LEGAL FEES	0.00	1,000.00	-1,000.00	0.0%
<b>Total 6196 · LITIGATION - MARION OAKS</b>	<b>0.00</b>	<b>1,000.00</b>	<b>-1,000.00</b>	<b>0.0%</b>
<b>6205 · PROFESSIONAL FEES</b>				
084-092 · Professional Fees	29.99	100.00	-70.01	30.0%
205-802 · AUDIT CONTRACT	0.00	10,000.00	-10,000.00	0.0%
205-803 · ACCT SERVICES	0.00	1,500.00	-1,500.00	0.0%
205-804 · SOFTWARE SUPPORT	2,227.00	16,000.00	-13,773.00	13.9%
205-807 · OTHER SERVICES - EDC	0.00	0.00	0.00	0.0%
205-809 · Planner/Consultant	0.00	4,500.00	-4,500.00	0.0%
205-812 · ENGINEERING FEES	0.00	4,500.00	-4,500.00	0.0%
<b>Total 6205 · PROFESSIONAL FEES</b>	<b>2,256.99</b>	<b>36,600.00</b>	<b>-34,343.01</b>	<b>6.2%</b>



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10/17/19

Accrual Basis

**#101 General Fund**  
**Profit & Loss Budget vs. Actual**  
**July 2019 through June 2020**

	Jul '19 - Jun 20	Budget	\$ Over Budget	% of Budget
<b>6209 · ASSESSOR</b>				
209-010 · DUES & MEMBERSHIPS	0.00	700.00	-700.00	0.0%
209-702 · FIELD/PREP WORK FOR ASSESSOR	1,719.70	6,000.00	-4,280.30	28.7%
209-727 · SUPPLIES	27.09	1,500.00	-1,472.91	1.8%
209-729 · Postage	0.00	2,500.00	-2,500.00	0.0%
209-801 · ASSESSOR'S SALARY	13,827.72	62,500.00	-48,672.28	22.1%
209-802 · DEPUTY ASSESSOR SALARY	25,575.23	64,000.00	-38,424.77	40.0%
209-805 · ATTORNEY	0.00	500.00	-500.00	0.0%
209-806 · OUTSIDE CONSULTANT	0.00	500.00	-500.00	0.0%
209-860 · MILEAGE	551.00	2,200.00	-1,649.00	25.0%
209-865 · LUNCH STIPEND	0.00	200.00	-200.00	0.0%
209-870 · SOFTWARE/TECHNOLOGY	0.00	500.00	-500.00	0.0%
209-920 · TRAINING AND SEMINARS	684.31	1,500.00	-815.69	45.6%
209-956 · MISCELLANEOUS	0.00	250.00	-250.00	0.0%
<b>Total 6209 · ASSESSOR</b>	<b>42,385.05</b>	<b>142,850.00</b>	<b>-100,464.95</b>	<b>29.7%</b>
<b>6210 · ATTORNEY</b>				
210-803 · GEN TWP ATTORNEY	1,802.00	15,000.00	-13,198.00	12.0%
210-805 · SPECIAL ATTORNEYS	187.00	700.00	-513.00	26.7%
210-808 · LEGAL SUPPORT	0.00	2,500.00	-2,500.00	0.0%
<b>Total 6210 · ATTORNEY</b>	<b>1,989.00</b>	<b>18,200.00</b>	<b>-16,211.00</b>	<b>10.9%</b>
<b>6215 · CLERK</b>				
215-021 · DEPUTY CLERK SALARY	11,563.60	36,000.00	-24,436.40	32.1%
215-702 · ANNUAL SALARY	15,714.73	47,600.00	-31,885.27	33.0%
215-705 · CLERK - ASSISTANT	0.00	200.00	-200.00	0.0%
215-727 · SUPPLIES	113.85	500.00	-386.15	22.8%
215-860 · MILEAGE	206.48	1,200.00	-993.52	17.2%
215-865 · LUNCH STIPEND	25.00	400.00	-375.00	6.3%
215-900 · DUES AND PUBLICATIONS	280.00	600.00	-320.00	46.7%
215-956 · MISCELLANEOUS	0.00	100.00	-100.00	0.0%
215-960 · TRAINING AND SEMINARS	461.35	3,200.00	-2,738.65	14.4%
<b>Total 6215 · CLERK</b>	<b>28,365.01</b>	<b>89,800.00</b>	<b>-61,434.99</b>	<b>31.6%</b>
<b>6225 · TAX ROLL</b>				
225-814 · TAX ROLL PREP	0.00	6,000.00	-6,000.00	0.0%
225-817 · POSTAGE	0.00	10,000.00	-10,000.00	0.0%
<b>Total 6225 · TAX ROLL</b>	<b>0.00</b>	<b>16,000.00</b>	<b>-16,000.00</b>	<b>0.0%</b>
<b>6247 · BOARD OF REVIEW</b>				
247-702 · SALARIES	100.00	2,500.00	-2,400.00	4.0%
247-900 · PRINTING & PUBLICATIONS	150.00	500.00	-350.00	30.0%
247-956 · MISCELLANEOUS	0.00	200.00	-200.00	0.0%
247-960 · Training & Seminars	0.00	1,000.00	-1,000.00	0.0%
<b>Total 6247 · BOARD OF REVIEW</b>	<b>250.00</b>	<b>4,200.00</b>	<b>-3,950.00</b>	<b>6.0%</b>
<b>6253 · TREASURER</b>				
253-021 · DEPUTY TREASURER	11,392.60	35,000.00	-23,607.40	32.6%
253-022 · ASSISTANT TREAS	4,607.50	27,000.00	-22,392.50	17.1%
253-030 · Collection Fees	0.00	200.00	-200.00	0.0%
253-702 · ANNUAL SALARY	15,714.73	47,600.00	-31,885.27	33.0%
253-727 · SUPPLIES	40.43	500.00	-459.57	8.1%
253-800 · SCANNER MAINT. FEE	0.00	650.00	-650.00	0.0%
253-805 · ATTORNEY	0.00	1,250.00	-1,250.00	0.0%
253-830 · POSTAGE - (receipts)	0.00	500.00	-500.00	0.0%
253-860 · MILEAGE	156.60	1,500.00	-1,343.40	10.4%
253-865 · LUNCH STIPEND	0.00	200.00	-200.00	0.0%
253-900 · DUES & PUBLICATIONS	20.00	250.00	-230.00	8.0%
253-956 · MISCELLANEOUS	0.00	100.00	-100.00	0.0%
253-960 · TRAINING & SEMINARS	119.00	2,000.00	-1,881.00	6.0%
<b>Total 6253 · TREASURER</b>	<b>32,050.86</b>	<b>116,750.00</b>	<b>-84,699.14</b>	<b>27.5%</b>

10:21 AM  
 10/17/19  
 Accrual Basis

## #101 General Fund Profit & Loss Budget vs. Actual July 2019 through June 2020

	Jul '19 - Jun 20	Budget	\$ Over Budget	% of Budget
<b>6265 · TOWNSHIP-GENERAL</b>				
265-020 · VOID	0.00			
265-022 · CUSTODIAL	975.00	5,000.00	-4,025.00	19.5%
265-702 · SECRETARY	10,139.43	24,000.00	-13,860.57	42.2%
265-705 · TRASH REMOVAL	0.00	750.00	-750.00	0.0%
265-706 · Recycle Bins	6,340.00	25,000.00	-18,660.00	25.4%
265-727 · SUPPLIES	1,391.82	12,000.00	-10,608.18	11.6%
265-728 · EQUIP. MAINT/LEASE	1,535.54	6,000.00	-4,464.46	25.6%
265-729 · POSTAGE	595.00	6,000.00	-5,405.00	9.9%
265-757 · MILEAGE	66.12	300.00	-233.88	22.0%
265-774 · LAWN, SNOW REMOVAL	2,220.00	12,000.00	-9,780.00	18.5%
265-775 · HALL REPAIRS	37.00	2,000.00	-1,963.00	1.9%
265-850 · TELEPHONE	1,605.17	6,000.00	-4,394.83	26.8%
265-921 · UTILITIES	1,871.64	10,000.00	-8,128.36	18.7%
265-922 · Cable	310.45	1,200.00	-889.55	25.9%
265-930 · MAJOR REPAIRS & GEN UPKEEP	2,414.50	10,000.00	-7,585.50	24.1%
265-935 · INTERNET SERVICES	727.00	1,400.00	-673.00	51.9%
265-956 · MISCELLANEOUS	0.00	1,000.00	-1,000.00	0.0%
265-957 · BANK CHARGES	50.00	30.00	20.00	166.7%
265-958 · Recording Fees	30.00	50.00	-20.00	60.0%
6265 · TOWNSHIP-GENERAL - Other	700.00	500.00	200.00	140.0%
<b>Total 6265 · TOWNSHIP-GENERAL</b>	<b>31,008.67</b>	<b>123,230.00</b>	<b>-92,221.33</b>	<b>25.2%</b>
<b>6276 · CEMETERY</b>				
276-702 · SEXTON SALARY	2,150.00	6,600.00	-4,450.00	32.6%
276-976 · TRANS TO CEMETERY FUND	0.00	15,000.00	-15,000.00	0.0%
<b>Total 6276 · CEMETERY</b>	<b>2,150.00</b>	<b>21,600.00</b>	<b>-19,450.00</b>	<b>10.0%</b>
<b>6410 · ZONING ADMINISTRATOR</b>				
410-702 · SALARY	12,992.80	40,000.00	-27,007.20	32.5%
410-704 · ASSIST. ZONING ADMIN.	0.00	8,500.00	-8,500.00	0.0%
410-706 · INSPECTION FEES	0.00	50.00	-50.00	0.0%
410-710 · ATTEND BOARD MEETINGS	300.00	2,000.00	-1,700.00	15.0%
410-727 · SUPPLIES	33.00	350.00	-317.00	9.4%
410-805 · ATTORNEY	0.00	250.00	-250.00	0.0%
410-860 · MILEAGE	263.90	1,500.00	-1,236.10	17.6%
410-870 · LUNCH STIPEND	0.00	50.00	-50.00	0.0%
410-956 · MISCELLANEOUS	0.00	100.00	-100.00	0.0%
410-957 · PLANNER	0.00	500.00	-500.00	0.0%
410-965 · ENGINEER	0.00	500.00	-500.00	0.0%
410960 · TRAINING AND SEMINARS	0.00	250.00	-250.00	0.0%
<b>Total 6410 · ZONING ADMINISTRATOR</b>	<b>13,589.70</b>	<b>54,050.00</b>	<b>-40,460.30</b>	<b>25.1%</b>
<b>6411 · PLANNING COMMISSION</b>				
411-702 · SALARIES	2,420.00	9,000.00	-6,580.00	26.9%
411-727 · SUPPLIES	0.00	150.00	-150.00	0.0%
411-730 · TRAINING FOR PLANNING COMMISSIO	194.57	1,000.00	-805.43	19.5%
411-750 · LUNCH STIPEND	0.00	150.00	-150.00	0.0%
411-805 · ATTORNEY	0.00	750.00	-750.00	0.0%
411-860 · MILEAGE	0.00	600.00	-600.00	0.0%
411-900 · PRINTING & PUB.	195.68	5,000.00	-4,804.32	3.9%
411-910 · RECORDING SECRETARY	475.00	2,000.00	-1,525.00	23.8%
411-950 · MISCELLANEOUS	0.00	100.00	-100.00	0.0%
411-956 · MASTERPLAN 2018	880.00	5,000.00	-4,120.00	17.6%
411-957 · PLANNER	2,302.50	6,000.00	-3,697.50	38.4%
411-958 · PROFESS SERV - PREAPPLICATION	0.00	2,000.00	-2,000.00	0.0%
411-965 · ENGINEER	4,875.00	2,000.00	2,875.00	243.8%
<b>Total 6411 · PLANNING COMMISSION</b>	<b>11,342.75</b>	<b>33,750.00</b>	<b>-22,407.25</b>	<b>33.6%</b>

10:21 AM

10/17/19

Accrual Basis

## #101 General Fund Profit & Loss Budget vs. Actual July 2019 through June 2020

	Jul '19 - Jun 20	Budget	\$ Over Budget	% of Budget
6412 · ZONING BOARD OF APPEALS				
412-702 · SALARIES	1,100.00	5,400.00	-4,300.00	20.4%
412-727 · SUPPLIES	0.00	50.00	-50.00	0.0%
412-730 · TRAINING SEMINARS	0.00	500.00	-500.00	0.0%
412-805 · ATTORNEY	501.50	1,250.00	-748.50	40.1%
412-900 · PRINTING & PUB	202.50	1,500.00	-1,297.50	13.5%
412-910 · RECORDING SECRETARY	195.00	1,000.00	-805.00	19.5%
412-956 · MISCELLANEOUS	0.00	100.00	-100.00	0.0%
412-957 · PLANNER	0.00	1,000.00	-1,000.00	0.0%
412-965 · ENGINEER	0.00	250.00	-250.00	0.0%
<b>Total 6412 · ZONING BOARD OF APPEALS</b>	<b>1,999.00</b>	<b>11,050.00</b>	<b>-9,051.00</b>	<b>18.1%</b>
6445 · DRAINS				
445-955 · DRAIN MAINTENANCE	0.00	12,000.00	-12,000.00	0.0%
<b>Total 6445 · DRAINS</b>	<b>0.00</b>	<b>12,000.00</b>	<b>-12,000.00</b>	<b>0.0%</b>
6446 · ROADS				
446-806 · ROAD MAINTENANCE	0.00	200,000.00	-200,000.00	0.0%
446-808 · DUST CONTROL	47,429.52	70,000.00	-22,570.48	67.8%
<b>Total 6446 · ROADS</b>	<b>47,429.52</b>	<b>270,000.00</b>	<b>-222,570.48</b>	<b>17.6%</b>
6756 · RECREATION DEPARTMENT				
756-702 · SALARY FOR REP	525.00	3,500.00	-2,975.00	15.0%
756-969 · HAPRA RECR CONTRACT	25,806.25	105,000.00	-79,193.75	24.6%
756-976 · TRANS TO RECREATION FUND	0.00	12,000.00	-12,000.00	0.0%
756-980 · MAINTENANCE RECREATION	0.00	5,000.00	-5,000.00	0.0%
<b>Total 6756 · RECREATION DEPARTMENT</b>	<b>26,331.25</b>	<b>125,500.00</b>	<b>-99,168.75</b>	<b>21.0%</b>
6856 · BONDS & INSURANCE				
856-910 · INSURANCE/BONDS	0.00	45,000.00	-45,000.00	0.0%
856-913 · FEES-ADMIN	0.00	500.00	-500.00	0.0%
856-914 · EMPLOYER RETIRE. CONTRIB. D.C.	11,699.54	37,000.00	-25,300.46	31.6%
<b>Total 6856 · BONDS &amp; INSURANCE</b>	<b>11,699.54</b>	<b>82,500.00</b>	<b>-70,800.46</b>	<b>14.2%</b>
6902 · BLDG IMP. CAPITAL OUTLAY				
902-977 · BLDG IMP. CAP OUTLAY	355.00	5,000.00	-4,645.00	7.1%
902-980 · OUTSIDE CONSULTANT	0.00	10,000.00	-10,000.00	0.0%
902-990 · TORNADO SIREN	850.00	1,000.00	-150.00	85.0%
<b>Total 6902 · BLDG IMP. CAPITAL OUTLAY</b>	<b>1,205.00</b>	<b>16,000.00</b>	<b>-14,795.00</b>	<b>7.5%</b>
6903 · EQUIPMENT& LAND				
903-977 · FURNITURE & FIXTURES	0.00	2,000.00	-2,000.00	0.0%
903-979 · COMPUTERS/SOFTWARE	1,199.48	20,000.00	-18,800.52	6.0%
<b>Total 6903 · EQUIPMENT&amp; LAND</b>	<b>1,199.48</b>	<b>22,000.00</b>	<b>-20,800.52</b>	<b>5.5%</b>
6904 · TRANSFERS				
0450 · TRANS OUT	0.00	25,000.00	-25,000.00	0.0%
<b>Total 6904 · TRANSFERS</b>	<b>0.00</b>	<b>25,000.00</b>	<b>-25,000.00</b>	<b>0.0%</b>
6990 · CONTINGENCY				
990-990 · CONTINGENCY	0.00	10,000.00	-10,000.00	0.0%
<b>Total 6990 · CONTINGENCY</b>	<b>0.00</b>	<b>10,000.00</b>	<b>-10,000.00</b>	<b>0.0%</b>
<b>Total Expense</b>	<b>346,845.47</b>	<b>1,696,130.00</b>	<b>-1,349,284.53</b>	<b>20.4%</b>
<b>Net Income</b>	<b>107,348.46</b>	<b>-121,429.00</b>	<b>228,777.46</b>	<b>-88.4%</b>

## Bob Hanvey

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**From:** mike <mike@michaelkehoelaw.com>  
**Sent:** Friday, September 27, 2019 2:00 PM  
**To:** Robert Hanvey  
**Cc:** Tammy Beal; Duane Stokes  
**Subject:** Re: Fireworks

Sure. Makes sense.

Mike

Michael J. Kehoe, P.C.  
Attorney at Law  
710 E. Grand River  
Howell, MI 48843  
(517) 546-4570

On Sep 27, 2019, at 1:44 PM, Bob Hanvey <[supervisor@mariontownship.com](mailto:supervisor@mariontownship.com)> wrote:

Hi Mike – I would like to present this email to the board for their consideration before we go farther.

Thanks

Bob Hanvey

**From:** mike [<mailto:mike@michaelkehoelaw.com>]  
**Sent:** Friday, September 27, 2019 10:48 AM  
**To:** Robert Hanvey <[supervisor@mariontownship.com](mailto:supervisor@mariontownship.com)>; Tammy Beal <[tammybeal@mariontownship.com](mailto:tammybeal@mariontownship.com)>; Duane Stokes <[dstokes@mariontownship.com](mailto:dstokes@mariontownship.com)>  
**Subject:** Fireworks

I've reviewed the statute on fireworks and the Township can, by ordinance, regulate the ignition, discharge, and use of consumer fireworks, including, but not limited to, an ordinance that prescribes the hours of the day or night during which a person may ignite, discharge, or use consumer fireworks. If the Township wants to have such an ordinance the ordinance cannot regulate the ignition, discharge, or use of consumer fireworks on the following days after 11 a.m.:

- (a) December 31 until 1 a.m. on January 1.
- (b) The Saturday and Sunday immediately preceding Memorial Day until 11:45 p.m. on each of those days.
- (c) June 29 to July 4 until 11:45 p.m. on each of those days.
- (d) July 5, if that date is a Friday or Saturday, until 11:45 p.m.
- (e) The Saturday and Sunday immediately preceding Labor Day until 11:45 p.m. on each of those days.

Any ordinance allowed under the statute is required to impose a civil fine of \$1,000.00 for each violation of the ordinance and no other fine or sanction. The ordinance must provide for the remittance of \$500.00 of the fine collected under the ordinance to the local law enforcement agency responsible for enforcing the ordinance. *SEE MCL 28.457 ATTACHED*

The Township is not allowed to enact or enforce an ordinance regulating the sale, display, storage, transportation, or distribution of fireworks regulated under the statute.

There are some sample ordinances I could review and put one together for Marion if you want. If you have any questions, please contact me.

Mike

Michael J. Kehoe, P.C.  
Attorney at Law  
710 E. Grand River  
Howell, MI 48843  
(517) 546-4570

**MICHIGAN FIREWORKS SAFETY ACT**  
**Act 256 of 2011**

AN ACT to revise, consolidate, and codify the laws relating to certain fireworks; to regulate the purchase, possession, sale, and use of certain fireworks; to establish a fireworks safety fund; to establish a fireworks safety fee; to provide for the transfer and expenditure of funds; to prescribe the powers and duties of certain state agencies; to provide for penalties and remedies; and to repeal acts and parts of acts.

**History:** 2011, Act 256, Eff. Jan. 1, 2012.

*The People of the State of Michigan enact:*

**28.451 Short title.**

Sec. 1. This act shall be known and may be cited as the "Michigan fireworks safety act".

**History:** 2011, Act 256, Eff. Jan. 1, 2012.

**28.452 Definitions.**

Sec. 2. As used in this act:

(a) "Agricultural and wildlife fireworks" means fireworks devices distributed to farmers, ranchers, and growers through a wildlife management program administered by the United States Department of the Interior or the department of natural resources of this state.

(b) "APA Standard 87-1" means the "APA Standard 87-1, Standard for Construction and Approval for Transportation of Fireworks, Novelties, and Theatrical Pyrotechnics", 2001 edition, published by the American Pyrotechnics Association of Bethesda, Maryland.

(c) "Articles pyrotechnic" means pyrotechnic devices for professional use that are similar to consumer fireworks in chemical composition and construction but not intended for consumer use, that meet the weight limits for consumer fireworks but are not labeled as such, and that are classified as UN0431 or UN0432 under 49 CFR 172.101.

(d) "Citation" means that term as described in section 17a.

(e) "Commercial manufacturer" means a person engaged in the manufacture of consumer fireworks.

(f) "Consumer fireworks" means fireworks devices that are designed to produce visible effects by combustion, that are required to comply with the construction, chemical composition, and labeling regulations promulgated by the United States Consumer Product Safety Commission under 16 CFR parts 1500 and 1507, and that are listed in APA Standard 87-1, 3.1.2, 3.1.3, or 3.5. Consumer fireworks does not include low-impact fireworks.

(g) "Consumer fireworks certificate" means a certificate issued under section 4.

(h) "Department" means the department of licensing and regulatory affairs.

(i) "Display fireworks" means large fireworks devices that are explosive materials intended for use in fireworks displays and designed to produce visible or audible effects by combustion, deflagration, or detonation, as provided in 27 CFR 555.11, 49 CFR 172, and APA Standard 87-1, 4.1.

(j) "Firework" or "fireworks" means any composition or device, except for a starting pistol, a flare gun, or a flare, designed for the purpose of producing a visible or audible effect by combustion, deflagration, or detonation. Fireworks consist of consumer fireworks, low-impact fireworks, articles pyrotechnic, display fireworks, homemade fireworks, and special effects.

(k) "Fireworks safety fund" means the fireworks safety fund created in section 11.

(l) "Homemade fireworks" means any composition or device designed for the purpose of producing a visible or audible effect by combustion, deflagration, or detonation that is not produced by a commercial manufacturer and does not comply with the construction, chemical composition, and labeling regulations of the United States Consumer Product Safety Commission under 16 CFR parts 1500 and 1507.

(m) "Local unit of government" means a city, village, or township.

(n) "Low-impact fireworks" means ground and handheld sparkling devices as that phrase is defined under APA Standard 87-1, 3.1, 3.1.1.1 to 3.1.1.8, and 3.5.

(o) "Minor" means an individual who is less than 18 years of age.

(p) "NFPA" means the National Fire Protection Association headquartered at 1 Batterymarch Park, Quincy, Massachusetts.

(q) "NFPA 1" means the "Uniform Fire Code", 2006 edition, developed by NFPA.

(r) "NFPA 72" means the "National Fire Alarm Code", 2002 edition, developed by NFPA.

(s) "NFPA 101" means the "Life Safety Code", 2009 edition, developed by NFPA.

(t) "NFPA 1123" means the "Code for Fireworks Display", 2010 edition, developed by NFPA.

(u) "NFPA 1124" means the "Code for the Manufacture, Transportation, Storage, and Retail Sales of Fireworks and Pyrotechnic Articles", 2006 edition, developed by NFPA.

(v) "NFPA 1126" means the "Standard for the Use of Pyrotechnics Before a Proximate Audience", 2011 edition, developed by NFPA.

(w) "Novelties" means that term as defined under APA Standard 87-1, 3.2, 3.2.1, 3.2.2, 3.2.3, 3.2.4, and 3.2.5 and all of the following:

(i) Toy plastic or paper caps for toy pistols in sheets, strips, rolls, or individual caps containing not more than .25 of a grain of explosive content per cap, in packages labeled to indicate the maximum explosive content per cap.

(ii) Toy pistols, toy cannons, toy canes, toy trick noisemakers, and toy guns in which toy caps as described in subparagraph (i) are used, that are constructed so that the hand cannot come in contact with the cap when in place for the explosion, and that are not designed to break apart or be separated so as to form a missile by the explosion.

(iii) Flitter sparklers in paper tubes not exceeding 1/8 inch in diameter.

(iv) Toy snakes not containing mercury, if packed in cardboard boxes with not more than 12 pieces per box for retail sale and if the manufacturer's name and the quantity contained in each box are printed on the box, and toy smoke devices.

(x) "Permanent building or structure" is a building or structure that is affixed to a foundation on a site that has fixed utility connections and that is intended to remain on the site for more than 180 consecutive calendar days.

(y) "Person" means an individual, agent, association, charitable organization, company, limited liability company, corporation, labor organization, legal representative, partnership, unincorporated organization, or any other legal or commercial entity.

(z) "Retailer" means a person that sells consumer fireworks or low-impact fireworks for resale to an individual for ultimate use.

(aa) "Retail location" means a facility listed under NFPA 1124, 7.1.2.

(bb) "Rule" means a rule, as that term is defined in section 7 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.207, promulgated by the department.

(cc) "Serious impairment of a body function" means that term as defined in section 58c of the Michigan vehicle code, 1949 PA 300, MCL 257.58c.

(dd) "Serious violation" means a violation of this act, an order issued under this act, or a rule promulgated or adopted by reference under this act for which a substantial probability exists that death or serious impairment of a body function to an individual other than the violator may result unless the violator did not and could not, with the exercise of reasonable diligence, know of the presence of the violation.

(ee) "Special effects" means a combination of chemical elements or chemical compounds capable of burning independently of the oxygen of the atmosphere and designed and intended to produce an audible, visual, mechanical, or thermal effect as an integral part of a motion picture, radio, television, theatrical, or opera production or live entertainment.

(ff) "State fire marshal" means the state fire marshal appointed under section 1b of the fire prevention code, 1941 PA 207, MCL 29.1b.

(gg) "Warehouse" means a permanent building or structure used primarily for the storage of consumer fireworks or low-impact fireworks.

(hh) "Wholesaler" means a person that sells consumer fireworks or low-impact fireworks to a retailer or any other person for resale. Wholesaler does not include a person that sells only display fireworks or special effects.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2012, Act 257, Imd. Eff. July 2, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

### **28.453 Novelties; inapplicability of act.**

Sec. 3. This act does not apply to novelties. Nothing in this act allows a local unit of government to enact or enforce an ordinance, code, or regulation pertaining to, or in any manner regulating, the sale, storage, display for sale, transportation, use, or distribution of novelties.

History: 2011, Act 256, Eff. Jan. 1, 2012.

### **28.454 Sale of consumer fireworks; certificate required; violation as civil fine; penalty; application; requirements; issuance; validity; issuance of original or renewal certificate; sales tax license information; denial; transfer; display; prohibition; location or address; disposition of fees.**

Sec. 4. (1) A person shall not sell consumer fireworks unless the person annually obtains and maintains a consumer fireworks certificate from the department under this section.

(2) A person that fails or neglects to comply with subsection (1) is responsible for a civil fine as follows:

(a) For a first violation, not more than \$5,000.00. The department shall determine the amount of the fine imposed under this subdivision by applying a scale, as developed by the department, that reflects the severity of the violation.

(b) For a second violation, not more than \$20,000.00.

(c) For a third or subsequent violation, not more than \$40,000.00.

(3) An applicant for a consumer fireworks certificate shall do all of the following:

(a) Submit an application no later than April 1 of each year in which the applicant will sell consumer fireworks.

(b) Include on the application the name and address of each retail location from which the applicant will sell consumer fireworks.

(c) Submit with the application all of the following, as applicable:

(i) A nonrefundable consumer fireworks certificate fee of \$1,250.00 for each retail location that is a permanent building or structure or \$1,000.00 for each retail location that is not a permanent building or structure. If the application includes 10 or more retail locations that are not permanent buildings or structures, the fee described in this subdivision shall be \$700.00 for each of those locations.

(ii) For an applicant who applies for a consumer fireworks certificate for a retail location that is not a permanent building or structure and who does not hold a consumer fireworks certificate for a permanent building or structure, a bond in the amount of \$5,000.00 to secure the collection of estimated sales tax and fireworks safety fees.

(iii) A copy of the applicant's current sales tax license, including the applicant's account number, issued by the department of treasury for each retail location where the applicant will sell consumer fireworks.

(iv) Any other document required by the department.

(4) The department shall not issue an initial consumer fireworks certificate to an applicant until the department of treasury has confirmed to the department that each sales tax license submitted by the applicant is current and valid, and that the applicant is otherwise eligible to obtain a consumer fireworks certificate under this act.

(5) A consumer fireworks certificate issued under this section is valid from the date of issue until April 30 of the year following the year in which it is issued. A person may renew a consumer fireworks certificate for a retail location by making application on a form prescribed by the department certifying that all information on file with the department is true and correct, that the person's sales tax license for the retail location is current and valid, and that the person has properly remitted all required fireworks safety fees for the preceding year. The department may deny the renewal of a consumer fireworks certificate if the department determines that the applicant did not properly remit all of the required fireworks safety fees for all preceding years, or sales tax for any of the preceding 5 years, during which the applicant held a consumer fireworks certificate. The department shall provide to the department of treasury the sales tax license information received from the applicant and any additional information as may be necessary to allow the department of treasury to confirm that each sales tax license submitted by the applicant is current and valid. The department shall enter into an agreement with the department of treasury under section 28(1) of 1941 PA 122, MCL 205.28, that will allow the department of treasury to provide that information to the department.

(6) Not more than 30 days after an application and all required supporting documentation and fees are submitted to the department under this section, the department shall issue a consumer fireworks certificate to the applicant or deny the application. If the department denies the application, the department shall indicate to the applicant the reason for denial.

(7) If the department denies an application for a consumer fireworks certificate under this section, the applicant may cure any defect in the application within 45 days after the denial without paying an additional fee. The department shall not unreasonably delay or deny an application.

(8) A consumer fireworks certificate is transferable upon approval by the department and the payment of a \$250.00 transfer fee. The department shall approve the transfer of a consumer fireworks certificate unless the transferee does not satisfy the eligibility requirements for an original consumer fireworks certificate under this act. The department shall not process a request for a transfer of location between June 1 and July 31.

(9) The holder of a consumer fireworks certificate shall prominently display the original certificate or a copy of the certificate in the each retail location to which the certificate applies. A person that violates this subsection is responsible for a civil fine of \$200.00.

(10) The department shall not issue a consumer fireworks certificate to either of the following:

(a) A person that is ineligible under this act.



(b) A person that has an outstanding fine issued under this act not currently under appeal.

(11) The face of the consumer fireworks certificate must indicate the location or address for which it was issued.

(12) Fees collected under this section shall be deposited in the fireworks safety fund.

**History:** 2011, Act 256, Eff. Jan. 1, 2012;<sup>(1)</sup>Am. 2012, Act 257, Imd. Eff. July 2, 2012;<sup>(2)</sup>Am. 2013, Act 65, Imd. Eff. June 19, 2013; <sup>(3)</sup>Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

**Compiler's note:** In subsection (9), the words "certificate in the each retail location" evidently should read "certificate in each retail location."

**28.455 Sale of consumer fireworks from retail location; conditions; automatic sprinkler system; failure to comply; civil fine; insurance coverage; notice of dates and times of permissible use; form and content; conditions for sale over phone or internet.**

Sec. 5. (1) A person shall not sell consumer fireworks from a retail location unless all of the following conditions are met:

(a) Except as provided in subdivision (b), the retail location and any adjacent or directly associated retail storage satisfies the applicable requirements of NFPA 101 and NFPA 1124 for consumer and low-impact fireworks that are not in conflict with this act and the Stille-DeRossett-Hale single state construction code act, 1972 PA 230, MCL 125.1501 to 125.1531. Any provision of the Stille-DeRossett-Hale single state construction code act, 1972 PA 230, MCL 125.1501 to 125.1531, that is inconsistent with the applicable requirements of NFPA 101 and NFPA 1124 is superseded to the extent of the inconsistency or conflict.

(b) If the retail location is a permanent building or structure, the building or structure is equipped with a fire suppression system in compliance with NFPA 1124. Beginning on the effective date of the 2018 act that added this sentence and notwithstanding the NFPA 1124 requirements regarding automatic sprinkler systems, if the retail location is in a permanent multitenant building or structure, the building or structure must be equipped with an automatic sprinkler system. The requirement for an automatic sprinkler system described in this subdivision does not apply to the retail location of a person that held a consumer fireworks certificate for a retail location of the same address in a permanent building or structure during the calendar year before the effective date of the 2018 act that added this sentence.

(c) The retailer at that retail location is licensed under section 3 of the general sales tax act, 1933 PA 167, MCL 205.53.

(d) The retailer has a valid federal taxpayer identification number. This requirement does not apply to a retailer that is a sole proprietorship.

(2) A person that fails or neglects to comply with subsection (1) is responsible for a civil fine of not more than \$2,500.00 for each violation. The department shall determine the amount of the fine imposed under this subsection by applying a scale, as developed by the department, that reflects the severity of the violation. Each day that a person is in noncompliance is a separate violation.

(3) During any period of time in which a person is selling consumer fireworks, the person shall add as an additional insured, or obtain and maintain public liability and product liability insurance coverage for, each retail location at which the person is selling consumer fireworks, in an amount not less than \$10,000,000.00 per occurrence. If the department determines that a person has failed or neglected to comply with this subsection, the department shall order the person to immediately cease operations and pay a civil fine of not more than \$5,000.00.

(4) A retailer shall provide with every purchase of consumer fireworks a notice listing the dates and times permitted under this act for the ignition, discharge, and use of consumer fireworks. The notice shall begin with the following statement: "State law permits, under MCL 28.457, the ignition, discharge, and use of consumer fireworks at the following times:". The retailer may provide the notice in a form and manner determined by the retailer, including, but not limited to, printing or stamping the notice on, or affixing the notice to, a receipt, bag, or the product being purchased, or a printed handout provided at the time of purchase. Posting the notice on a wall, window, display, or otherwise, at the retail location, does not satisfy the requirements of this subsection. A retailer who fails to provide the notice required by this subsection is responsible for a civil fine of \$100.00 for each day on which 1 or more violations occur. The department shall provide for the remittance of the fine collected under this subsection to the local law enforcement agency responsible for enforcing the notice requirement.

(5) A person shall not engage in the retail sale of consumer fireworks over the telephone, internet, or other like manner unless the consumer fireworks are picked up or shipped from a permanent location for which the person holds a valid consumer fireworks certificate.

**History:** 2011, Act 256, Eff. Jan. 1, 2012;<sup>(4)</sup>Am. 2013, Act 65, Imd. Eff. June 19, 2013;<sup>(5)</sup>Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

#### **28.456 Website; establishment and maintenance by department; registration with low-impact fireworks retail registry; application fee; failure to register; civil fine.**

Sec. 6. (1) The department shall establish and maintain, or cause to be established and maintained, an internet website that has as its purpose the protection of the residents of this state who purchase, use, or transport fireworks. The website must include, but is not limited to, both of the following:

- (a) A list of every person that is issued a consumer fireworks certificate under section 4.
- (b) A low-impact fireworks retail registry.

(2) A person shall not sell low-impact fireworks unless that person registers with the low-impact fireworks retail registry not less than 10 days before selling the fireworks in each calendar year and pays a \$50.00 registry application fee for each retail location registered. For a person with multiple retail locations, the registry application fees in total shall not exceed \$1,000.00. A person that holds a valid consumer fireworks certificate issued under section 4 is not required to register with the low-impact fireworks retail registry.

(3) If the department determines that a person that sells low-impact fireworks at retail has failed to register as described in this section, the department shall order the person to immediately cease the sale of low-impact fireworks until the person complies with subsection (2) and pay a civil fine of not more than \$1,000.00. For a first violation of this section, if a person complies with subsection (2) within 30 days of receiving a notice of violation, the department shall waive the civil fine described in this subsection.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

#### **28.457 Local ordinances.**

Sec. 7. (1) Except as provided in this act, a local unit of government shall not enact or enforce an ordinance, code, or regulation pertaining to or in any manner regulating the sale, display, storage, transportation, or distribution of fireworks regulated under this act.

(2) A local unit of government may enact an ordinance regulating the ignition, discharge, and use of consumer fireworks, including, but not limited to, an ordinance prescribing the hours of the day or night during which a person may ignite, discharge, or use consumer fireworks. If a local unit of government enacts an ordinance under this subsection, the ordinance shall not regulate the ignition, discharge, or use of consumer fireworks on the following days after 11 a.m.:

- (a) December 31 until 1 a.m. on January 1.
- (b) The Saturday and Sunday immediately preceding Memorial Day until 11:45 p.m. on each of those days.
- (c) June 29 to July 4 until 11:45 p.m. on each of those days.
- (d) July 5, if that date is a Friday or Saturday, until 11:45 p.m.
- (e) The Saturday and Sunday immediately preceding Labor Day until 11:45 p.m. on each of those days.

(3) An ordinance under subsection (2) shall impose a civil fine of \$1,000.00 for each violation of the ordinance and no other fine or sanction. The ordinance must provide for the remittance of \$500.00 of the fine collected under the ordinance to the local law enforcement agency responsible for enforcing the ordinance.

(4) Beginning August 1, 2019, a local unit of government with a population of 100,000 or more or a local unit of government located in a county with a population of 750,000 or more may enact or enforce an ordinance that regulates the use of a temporary structure. An ordinance established under this subsection may include, but is not limited to, a restriction on the number of permits issued for a temporary structure, regulation of the distance required between 2 or more temporary structures, or a zoning ordinance that regulates the use of a temporary structure. An ordinance established under this subsection may not prohibit the temporary storage, transportation, or distribution of fireworks by a consumer fireworks certificate holder at a retail location that is a permanent building or structure. As used in this subsection, "temporary structure" means a movable structure that is used in the sale, display, storage, transportation, or distribution of fireworks, including, but not limited to, a tent or a stand.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2013, Act 65, Imd. Eff. June 19, 2013;—Am. 2018, Act 635, Imd. Eff. Dec. 28, 2018.

#### **28.458 Fireworks safety fee; imposition; payment; deposit in fireworks safety fund; failure to comply; civil fine.**

Sec. 8. (1) A user fee, known as the fireworks safety fee, is imposed on retail transactions made in this state for consumer fireworks and low-impact fireworks as provided in section 9.

(2) A person that acquires consumer fireworks or low-impact fireworks in a retail transaction is liable for the fireworks safety fee on the transaction and, except as otherwise provided in this act, shall pay the fireworks safety fee to the retailer as a separate added amount to the consideration in the transaction. The

retailer shall collect the fireworks safety fee as an agent for the state.

(3) The fireworks safety fee shall be deposited in the fireworks safety fund.

(4) A person that fails to collect a fireworks safety fee as required under this section is responsible for a civil fine as follows:

(a) For a first violation, not more than \$5,000.00. If the person is a retailer of low-impact fireworks and, within 30 days of receiving a notice of violation, the person remits to the department the estimated equivalent of the amount the person should have collected under this section, the department shall waive the civil fine described in this subdivision.

(b) For a second violation, not more than \$20,000.00.

(c) For a third or subsequent violation, not more than \$40,000.00.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2012, Act 257, Imd. Eff. July 2, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

### **28.459 Fireworks safety fee; determination; rates; collection allowance.**

Sec. 9. (1) Except as provided in subsections (2) and (3), the fireworks safety fee is determined by the gross retail income from consumer fireworks and low-impact fireworks received by a retail merchant in a retail unitary transaction of consumer fireworks and low-impact fireworks and is imposed before any taxes are applied at the following rates:

FIREWORKS SAFETY FEE		GROSS RETAIL INCOME FROM THE RETAIL UNITARY TRANSACTION	
\$ 0		less than	\$ 0.08
\$ 0.01	at least	\$ 0.08 but less than	\$ 0.24
\$ 0.02	at least	\$ 0.24 but less than	\$ 0.40
\$ 0.03	at least	\$ 0.40 but less than	\$ 0.56
\$ 0.04	at least	\$ 0.56 but less than	\$ 0.72
\$ 0.05	at least	\$ 0.72 but less than	\$ 0.88
\$ 0.06	at least	\$ 0.88 but less than	\$ 1.04

(2) On a retail unitary transaction in which the gross retail income received by the retail merchant is \$1.04 or more, the fireworks safety fee is 6% of that gross retail income as determined before any taxes are applied.

(3) If the fireworks safety fee calculated under subsection (1) results in a fraction of 1/2 cent or more, the amount of the fireworks safety fee shall be rounded to the next additional cent.

(4) The retailer whose retail location is a permanent building or structure may retain 1% of the fireworks safety fees that the retailer collected under this section as a collection allowance.

History: 2011, Act 256, Eff. Jan. 1, 2012.

### **28.460 Fireworks safety fees; remittance; forms; manner; payment liability; past due amounts; aggregate filing; failure to remit; civil fine.**

Sec. 10. (1) A person that holds a consumer fireworks certificate or that is a retailer of low-impact fireworks is responsible for remitting all fireworks safety fees, as described in section 9, to the department. The person shall remit the fees collected with a form provided and in a manner prescribed by the department. The person shall hold in trust for the state the fees collected until those fees are remitted to the state. An individual who holds a consumer fireworks certificate or who is a retailer of low-impact fireworks is personally liable for the payment of the fees collected.

(2) The department may refer for collection to the department of treasury past due amounts of the fireworks safety fee consistent with section 13 of 1941 PA 122, MCL 205.13 or may initiate subrogation for collection within the department.

(3) A person that is responsible for remitting the collected fireworks safety fees under subsection (1) shall remit those fees no later than 20 days after the end of each preceding month. A person that operates 25 or more retail locations in this state that are permanent buildings or structures may remit the collected fees in an aggregate filing under 1 common identification number as determined by the department.

(4) A person that fails to remit the collected fireworks safety fees, as described in subsection (1), is responsible for a civil fine as follows:

(a) For a first violation, not more than \$5,000.00. If the person is a retailer of low-impact fireworks and, within 30 days of receiving a notice of violation, the person remits to the department the collected fees that are the subject of the violation, the department shall waive the civil fine described in this subdivision.

(b) For a second violation, not more than \$20,000.00.

(c) For a third or subsequent violation, not more than \$40,000.00.

History: 2011, Act 256, Eff. Jan. 1, 2012;<sup>(1)</sup>Am. 2013, Act 65, Imd. Eff. June 19, 2013;<sup>(2)</sup>Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

**28.461 Fireworks safety fund; creation within department of treasury; investment; money remaining in fund; lapse; expenditures; delegation of inspection duties; program.**

Sec. 11. (1) The fireworks safety fund is created within the department of treasury.

(2) The state treasurer may receive money or other assets from any source for deposit into the fund. The state treasurer shall direct the investment of the fund. The state treasurer shall credit to the fund interest and earnings from fund investments.

(3) Money in the fund at the close of the fiscal year shall remain in the fund and shall not lapse to the general fund.

(4) The department shall expend money deposited in the fund as follows:

(a) One hundred percent of the money received from fireworks safety fees under section 8 to be used for the training of firefighters under the direction and approval of the firefighters training council established under the firefighters training council act, 1966 PA 291, MCL 29.361 to 29.377.

(b) One hundred percent of the money received from consumer fireworks certificate fees under section 4 to administer this act and to pay the costs of delegating inspections under this act to local units of government under subsection (5).

(c) One hundred percent of the money received from the fees collected under section 11 of the firefighters training council act, 1966 PA 291, MCL 29.371, to be used for the training of firefighters under the direction and approval of the firefighters training council established under the firefighters training council act, 1966 PA 291, MCL 29.361 to 29.377.

(5) The department may establish a program for delegating inspection duties under this act to 1 or more local units of government. If a local unit of government agrees to carry out inspections, the department shall pay 50% of the consumer fireworks certificate fee paid by each retail location inspected by the local unit of government and retain the remaining 50% of that fee. If a local unit of government declines to participate in the program described in this subsection, the department shall retain its inspection duties under this act.

History: 2011, Act 256, Eff. Jan. 1, 2012;<sup>(1)</sup>Am. 2013, Act 65, Imd. Eff. June 19, 2013;<sup>(2)</sup>Am. 2017, Act 145, Eff. Jan. 31, 2018;<sup>(3)</sup>Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

**28.462 Prohibited conduct; permission required; violation as civil infraction; civil fine; sale to minor; definitions; violation of smoking prohibition; civil fine; signage.**

Sec. 12. (1) A person shall not ignite, discharge, or use consumer fireworks on public property, school property, church property, or the property of another person without that organization's or person's express permission to use those fireworks on those premises. Except as otherwise provided in this section, a person that violates this subsection is responsible for a state civil infraction and may be ordered to pay a civil fine of not more than \$500.00.

(2) A person shall not sell consumer fireworks to a minor. A person that violates this subsection shall be ordered to pay a civil fine of not more than \$1,000.00, or, for a second or subsequent violation of this subsection, a civil fine of not more than \$2,500.00. For a second or subsequent violation, the department shall suspend the person's consumer fireworks certificate for 90 days beginning on the date a civil fine is ordered. The age of an individual purchasing consumer fireworks shall be verified by any of the following:

(a) An operator's or chauffeur's license issued under the Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923.

(b) An official state personal identification card issued under 1972 PA 222, MCL 28.291 to 28.300.

(c) An enhanced driver license or enhanced official state personal identification card issued under the enhanced driver license and enhanced official state personal identification card act, 2008 PA 23, MCL 28.301 to 28.308.

(d) A military identification card.

(e) A passport.

(f) Any other bona fide photograph identification that establishes the identity and age of the individual.

(3) An individual shall not discharge, ignite, or use consumer fireworks or low-impact fireworks while under the influence of alcoholic liquor, a controlled substance, or a combination of alcoholic liquor and a controlled substance. A person that violates this subsection is responsible for a state civil infraction and may be ordered to pay a civil fine of not more than \$1,000.00. As used in this subsection:

(a) "Alcoholic liquor" means that term as defined in section 1d of the Michigan vehicle code, 1949 PA 300, MCL 257.1d.

(b) "Controlled substance" means that term as defined in section 8b of the Michigan vehicle code, 1949 PA

300, MCL 257.8b.

(4) An individual who violates the smoking prohibition described in NFPA 1124, 7.3.11.1, regardless of the type or quantity of consumer or low-impact fireworks present, is responsible for a civil fine of \$1,000.00.

(5) Signage stating the smoking prohibition described in subsection (4) satisfies the requirements of NFPA 1124.

(6) A person shall not ignite, discharge, or use consumer fireworks or low-impact fireworks in a manner that is intended to harass, scare, or injure livestock. As used in this subsection, "livestock" means that term as defined in section 5 of the animal industry act, 1988 PA 466, MCL 287.705.

**History:** 2011, Act 256, Eff. Jan. 1, 2012;<sup>(1)</sup>Am. 2012, Act 257, Imd. Eff. July 2, 2012;<sup>(2)</sup>Am. 2013, Act 65, Imd. Eff. June 19, 2013; <sup>(3)</sup>Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

#### **28.463 Repealed. 2018, Act 634, Imd. Eff. Dec. 28, 2018.**

Compiler's note: The repealed section pertained to requiring a wholesaler to maintain a resident agent.

#### **28.464 Identification of firework in violation of act; investigation; determination of violation; seizure; criminal or civil proceedings.**

Sec. 14. (1) A governmental or law enforcement agency that identifies a firework that is in violation of this act shall secure the firework and immediately notify the department of the alleged violation. The department or law enforcement agency shall investigate the alleged violation for compliance with this act.

(2) If the department or law enforcement agency determines through its investigation under subsection (1) that a violation of this act has occurred, except for a violation of section 6(2), the department or law enforcement agency may seize the firework as evidence of the violation. The department or law enforcement agency shall store, or cause to be stored, the evidence seized under this section pending disposition of any criminal or civil proceedings arising from the violation. If the person subject to criminal or civil proceedings under this section is found guilty, responsible, or liable for the violation, the person shall be required to pay the storage expense for the evidence seized.

**History:** 2011, Act 256, Eff. Jan. 1, 2012;<sup>(1)</sup>Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

#### **28.465 Storage of seized fireworks; disposal or destruction; storage and disposal costs; use for training purposes.**

Sec. 15. (1) Fireworks seized for an alleged violation of this act shall be stored in compliance with this act and the rules promulgated under this act.

(2) Following a final disposition of an appeal of a conviction under this act that affirms the conviction, the department may dispose of or destroy any fireworks retained as evidence in that prosecution.

(3) A person from whom fireworks are seized under this act shall pay the actual costs of storage and disposal of the seized fireworks if found guilty, responsible, or liable for a violation under this act.

(4) The department may use fireworks described in subsection (2) for training purposes.

**History:** 2011, Act 256, Eff. Jan. 1, 2012;<sup>(1)</sup>Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

#### **28.466 Articles pyrotechnic or display fireworks ignition; permit; competency and qualifications of operators; retention of fee.**

Sec. 16. (1) The legislative body of a city, village, or township, upon application in writing on forms provided by the department on the department's website and payment of a fee set by the legislative body, if any, may grant a permit for the use of agricultural or wildlife fireworks, articles pyrotechnic, display fireworks, consumer fireworks, or special effects manufactured for outdoor pest control or agricultural purposes, or for public or private display within the city, village, or township by municipalities, fair associations, amusement parks, or other organizations or individuals approved by the city, village, or township authority, if the applicable provisions of this act are met. After a permit has been granted, a permit holder may sell, possess, or transport fireworks for only the purposes described in the permit. A permit granted under this subsection is not transferable and shall not be issued to a minor.

(2) Before a permit for articles pyrotechnic or a display fireworks ignition is issued, the person applying for the permit shall furnish proof of financial responsibility by a bond or insurance in an amount, character, and form deemed necessary by the local governing authority to protect the public and to satisfy claims for damages to property or personal injuries arising out of an act or omission on the part of the person or an agent or employee of the person.

(3) The department shall not issue under this act a permit to a nonresident person for ignition of articles pyrotechnic or display fireworks in this state until the person has appointed in writing a resident member of the bar of this state or a resident agent to be the legal representative upon whom all process in an action or

proceeding against the person may be served.

(4) Before granting a permit under this act, the local governing authority shall rule on the competency and qualifications of an articles pyrotechnic and display fireworks operator, as furnished by the operator on the operator's application form, in accordance with the requirements provided under NFPA 1123, and on the time, place, and safety aspects of the display of articles pyrotechnic or display fireworks.

(5) A local unit of government that charges and collects a fee to issue a permit under this section shall retain the collected fee.

**History:** 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

#### **28.467 Conduct not prohibited by act.**

Sec. 17. Except as otherwise provided in this act, this act does not prohibit any of the following:

(a) A wholesaler, retailer, commercial manufacturer, or importer from selling, storing, using, transporting, or distributing consumer fireworks or low-impact fireworks.

(b) The use of fireworks by railroads or other transportation agencies or law enforcement agencies for signal purposes or illumination.

(c) The use of agricultural or wildlife fireworks.

(d) The sale or use of blank cartridges for any of the following:

(i) A show or play.

(ii) Signal or ceremonial purposes in athletics or sports.

(iii) Use by military organizations.

(iv) Use by law enforcement agencies.

(e) The possession, sale, or disposal of fireworks incidental to the public display of fireworks by wholesalers or other persons who possess a permit to possess, store, or sell explosives from the bureau of alcohol, tobacco, firearms, and explosives of the United States Department of Justice.

(f) Interstate wholesalers from selling, storing, using, transporting, or distributing fireworks.

(g) A person from parking a motor vehicle, or trailer, that is not being used for the storage of consumer fireworks, within 10 feet of a permanent building or structure used in the retail sale of consumer fireworks.

**History:** 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2012, Act 257, Imd. Eff. July 2, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

#### **28.467a Issuance of citation by state fire marshal.**

Sec. 17a. (1) If, as a result of an inspection or investigation, the state fire marshal or the state fire marshal's designee believes that a person has violated this act, an order issued under this act, or a rule promulgated under this act, the state fire marshal or the state fire marshal's designee shall issue a citation not more than 90 days after the completion of the physical inspection or investigation.

(2) The state fire marshal or the state fire marshal's designee shall issue the citation described in subsection (1) to the holder of the consumer fireworks certificate for, or to a person conducting or directing the sale of consumer fireworks without a consumer fireworks certificate at, the retail location that is the subject of the inspection or investigation. A holder of a consumer fireworks certificate, or a person conducting or directing the sale of consumer fireworks without a consumer fireworks certificate, as described in this subsection, is responsible for the acts or omissions of an individual under that person's employ or control.

(3) Except as otherwise provided in this act, upon issuance of a citation, the state fire marshal may immediately suspend the consumer fireworks certificate of the person receiving the citation.

(4) Upon a proper petition, a court of competent jurisdiction may enjoin a violation of this act.

(5) All of the following apply to a citation issued by the state fire marshal or the state fire marshal's designee under this act:

(a) It shall be in writing.

(b) It shall state on its face that it is an allegation of a violation of this act, describe with particularity the nature of the violation, and include a reference to the provision, rule, or order alleged to be violated.

(c) It shall contain all of the following:

(i) The date of the citation.

(ii) The name and title of the individual who issued the citation.

(iii) The name and address of the person receiving the citation.

(iv) The actions necessary to bring the person receiving the citation into compliance, including the payment of a fine.

(v) A space for the signature of the person receiving the citation indicating that the person has received the citation.

(vi) A space where the person receiving the citation may accept the citation and agree to comply or, in the

alternative, indicate the person's intent to contest the citation.

(vii) A notice that the person receiving the citation must accept or reject the terms of the citation in writing within 15 days of the receipt of the citation.

(viii) A brief description of the administrative hearing process and the process for settlement as provided for by rule.

(d) A citation may either be mailed to the person receiving the citation by certified mail, return receipt requested, or delivered in person by the state fire marshal, or the state fire marshal's designee who issued the citation.

**History:** Add. 2012, Act 257, Imd. Eff. July 2, 2012;<sup>(1)</sup>Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

#### **28.468 Violation of act; penalty; reimbursement of storage costs.**

Sec. 18. (1) Unless otherwise provided in this act, if a person violates this act, the person is guilty of a crime as follows:

(a) Except as otherwise provided in this section, a misdemeanor punishable by imprisonment for not more than 30 days or a fine of not more than \$1,000.00, or both.

(b) If the violation causes damage to the property of another person, a misdemeanor punishable by imprisonment for not more than 90 days or a fine of not more than \$5,000.00, or both.

(c) If the violation causes serious impairment of a body function of another person, a felony punishable by imprisonment for not more than 5 years or a fine of not more than \$5,000.00, or both.

(d) If the violation causes the death of another person, a felony punishable by imprisonment for not more than 15 years or a fine of not more than \$10,000.00, or both.

(2) In addition to any other penalty imposed for the violation of this act, a person that is found guilty of a violation of this act shall be required to reimburse the appropriate governmental agency for the costs of storing seized fireworks that the governmental agency confiscated for a violation of this act. This reimbursement shall be in a form and at a time as required by the department and as otherwise required by law.

**History:** 2011, Act 256, Eff. Jan. 1, 2012;<sup>(1)</sup>Am. 2012, Act 257, Imd. Eff. July 2, 2012.

#### **28.468a Citation for serious violation; fine; prosecution; payment of civil fines to department; collection proceedings.**

Sec. 18a. (1) Except as otherwise provided in this section, a person that receives a citation for a serious violation, an order issued under this act, or a rule promulgated under this act shall be assessed a civil fine of not more than \$1,000.00 for each violation.

(2) Except as otherwise provided in this section, a person that receives a citation for a violation of this act that is not a serious violation may be assessed a civil fine of not more than \$500.00 for each violation.

(3) Subsections (1) and (2) do not apply to violations for which a specific civil fine is provided by this act.

(4) The state fire marshal may request that the prosecuting attorney for the county in which a violation of this act occurred issue a complaint and request a warrant for the prosecution of an individual who commits a criminal violation of this act.

(5) A civil fine ordered under this act shall be paid to the department within 15 working days after the date the civil fine is ordered, not subject to further review, and credited to the fireworks safety fund.

(6) The department of treasury shall institute proceedings to collect any civil fines ordered but not paid under this act.

**History:** Add. 2012, Act 257, Imd. Eff. July 2, 2012;<sup>(1)</sup>Am. 2013, Act 65, Imd. Eff. June 19, 2013;<sup>(1)</sup>Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

**Compiler's note:** Act 65 of 2013 did not amend this section and evidently should not have been cited as amended.

#### **28.468b Issuance of certificate prohibited; revocation.**

Sec. 18b. (1) The department shall not issue, and an individual is ineligible to be issued, a consumer fireworks certificate if, as verified by the internet criminal history access tool (ICHAT) maintained by the department of state police, the individual was convicted of a felony involving theft, fraud, or arson.

(2) If due to a criminal conviction an individual will be ineligible for a consumer fireworks certificate on April 30 of the year following the year for which the individual currently holds a consumer fireworks certificate, the department shall revoke the current consumer fireworks certificate for the balance of the current year.

**History:** Add. 2012, Act 257, Imd. Eff. July 2, 2012;<sup>(1)</sup>Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

#### **28.468c Person ineligible to obtain consumer fireworks certificates; offenses; periods;**

**sanctions.**

Sec. 18c. (1) A person that is found responsible for any of the following is ineligible, beginning on the date of the finding, to obtain a consumer fireworks certificate for the period of time indicated:

- (a) A second violation of section 4(1), 5 years.
  - (b) A third or subsequent violation of section 4(1), 10 years.
  - (c) A first violation of section 8(4), 1 year.
  - (d) A second violation of section 8(4), 5 years.
  - (e) A third or subsequent violation of section 8(4), 10 years.
  - (f) A violation subject to section 18(1)(b), 1 year.
  - (g) A violation subject to section 18(1)(c), permanently.
  - (h) A violation subject to section 18(1)(d), permanently.
- (2) A sanction imposed under subsection (1) shall be imposed in addition to any other penalty or sanction imposed for a violation of this act.

**History:** Add. 2012, Act 257, Imd. Eff. July 2, 2012;<sup>[4]</sup>Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

**28.469 Inspections; delegation of authority and responsibility.**

Sec. 19. The department may delegate authority and responsibility to carry out inspections and other duties under this act.

**History:** 2011, Act 256, Eff. Jan. 1, 2012.

**28.470 Rules.**

Sec. 20. (1) The department shall promulgate rules under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, to administer this act, including, but not limited to, all of the following:

(a) Create uniform applications and other forms for dissemination to and use by local units of government under this act.

(b) Procedures for the collection of application fees and fireworks safety fees.

(c) Enforcement of regulatory duties.

(d) The enforcement of age limitations.

(2) Rules promulgated under this section shall conform to the following codes developed by the national fire protection association, except for any code provision that conflicts with this act:

(a) NFPA 1123, code for fireworks display.

(b) NFPA 1124, code for manufacture, transportation, storage, and retail sales of fireworks and pyrotechnic articles.

(c) NFPA 1126, standard for the use of pyrotechnics.

(3) The rules promulgated under former chapter XXXIX of the Michigan penal code, 1931 PA 328, MCL 750.243a to 750.243e, pertaining to the display of articles pyrotechnic and display fireworks that are in effect on the effective date of this act shall remain in effect until rescinded or otherwise changed according to law, as provided for in section 31 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.231.

**History:** 2011, Act 256, Eff. Jan. 1, 2012.

**28.471 Repealed. 2018, Act 305, Imd. Eff. June 29, 2018.**

**Compiler's note:** The repealed section pertained to a report by the state fire marshal.



**Bob Hanvey**

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**From:** Lisa Maher <lmaher@charter.net>  
**Sent:** Thursday, October 10, 2019 12:23 PM  
**To:** Bob Hanvey  
**Subject:** Proposal from Lisa Maher

Hello Bob,

- Per our earlier conversation I'm sending this proposal. You are correct in \$30,000 amount.
- 1.5 sewer for 987 Peavy (\$10000+\$5000) \$15000
- 1.5 sewer for 977 Peavy (\$10000+\$5000) \$15000
- 1 city water tap in to be available at the property front of 977 Peavy Rd (actual tap in fee has been paid in full to Marion Township by Larry Maher, just need the line brought up to the property front where we can run it to the house)
- 1 retained water tap in that is owed to 987 Peavy for unlikely, but possible future tap in.

Total of \$30,000 plus one reserved water for 987 Peavy Rd to satisfy all contractual obligations for water and sewer for properties at 987 Peavy Rd and 977 Peavy rd.

This would be easier and beneficial for both myself and the township where my needs are met and the township saves money and resources. If the township agrees to this proposal I'll have my attorney write up a contract at my expense.

Please let me know how you would like to proceed and if you have further questions.

Blessings,  
Lisa Maher

October 17, 2019

Bob Hanvey  
Supervisor  
Marion Township  
2877 W. Coon Lake Rd.  
Howell, MI 48843

RE: Peavy Road Sanitary Sewer  
Recommendation of Contract Award

Dear Mr. Hanvey,

We have received and tabulated contractor bids for the above-referenced project. The complete bid tabulation is attached, but below is a summary of the total bid prices submitted:

Contractor	Base Bid Gravity Sewer, Complete	Alternate 1 Force Main, Complete
<b>TLS Construction</b>	\$98,840.00	\$36,235.00
<b>Fonson Company</b>	\$111,792.00	\$55,111.00

Spicer Group has had direct and positive experience working on projects with TLS Construction. Because they are the low bidder, have proven themselves as qualified, and have correctly submitted all required documents in their bid package, **we recommend Alternate 1, Force Main Complete be awarded to TLS Construction in the amount of \$36,235.00.** At your direction, we are prepared to issue a Notice of Award to the successful bidder.

If you have any questions or need further clarification, please feel free to contact us.

Sincerely,

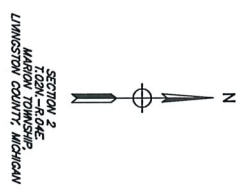
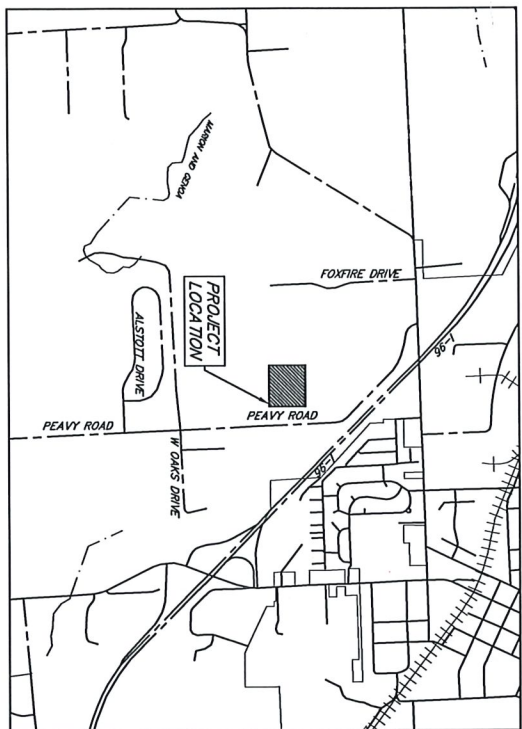
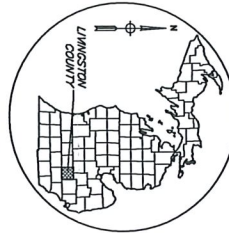


**Tracy Anderson, P.E.**  
Project Manager  
**SPICER GROUP, INC.**  
125 Helle Blvd., Suite 2  
Dundee, MI 48131

CC: SGI File

# PEAVY ROAD SANITARY SEWER

## MARION TOWNSHIP LIVINGSTON COUNTY, MICHIGAN

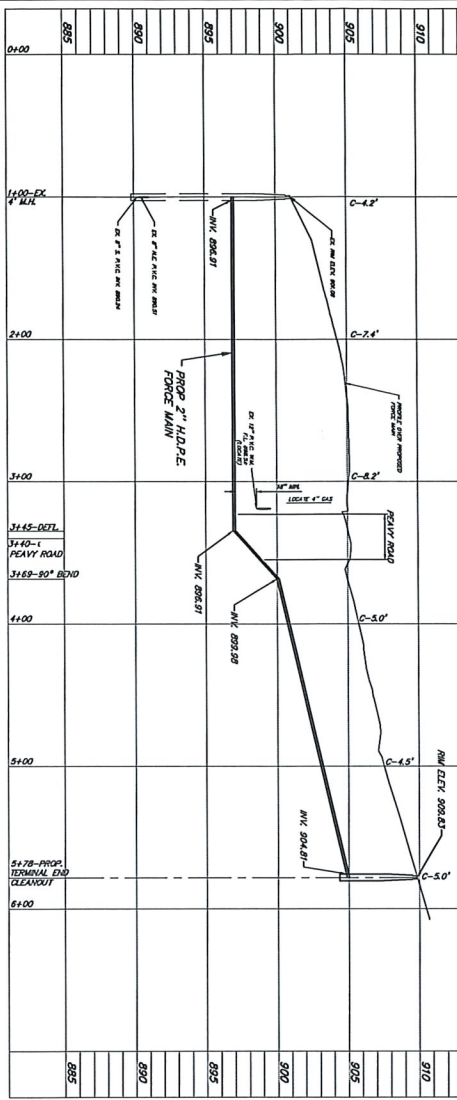
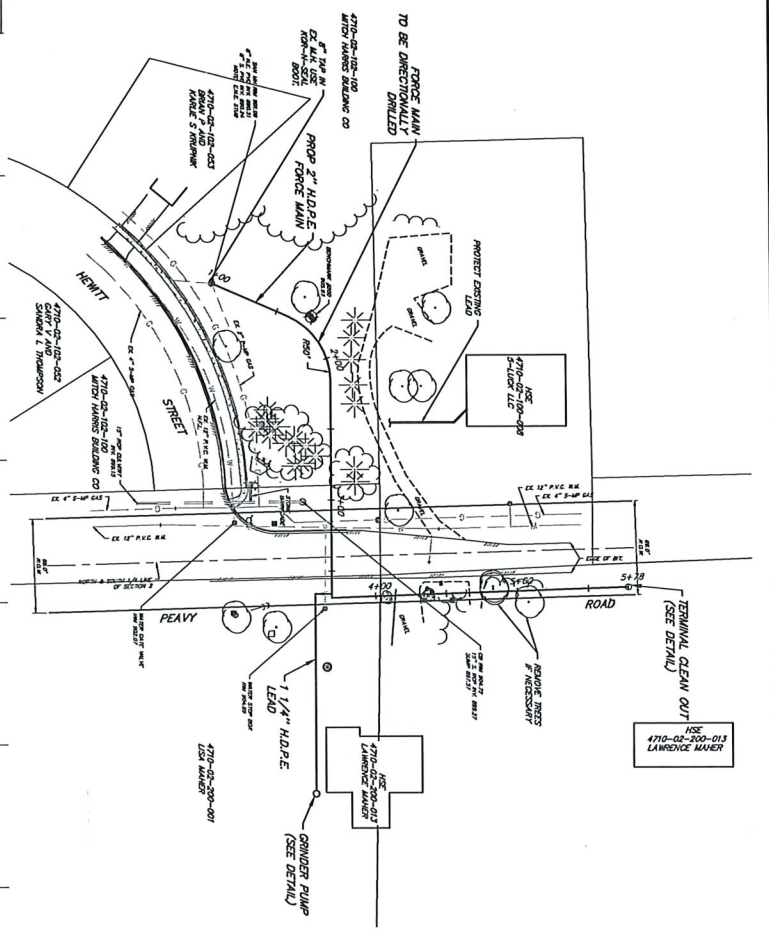


PLAN INDEX		
FILE NO.	DESCRIPTION	NO.
DS-5088-1	COVER SHEET	1
DS-5088-2	NOTE SHEET	2
DS-5088-1	SANITARY SEWER PLAN AND PROFILE	3
DS-5088-2	FORCE MAIN PLAN AND PROFILE	4
DS-1158-24	SANITARY SEWER DETAILS FOR SEWER INSPECTION, SERVICES AND MANHOLES	

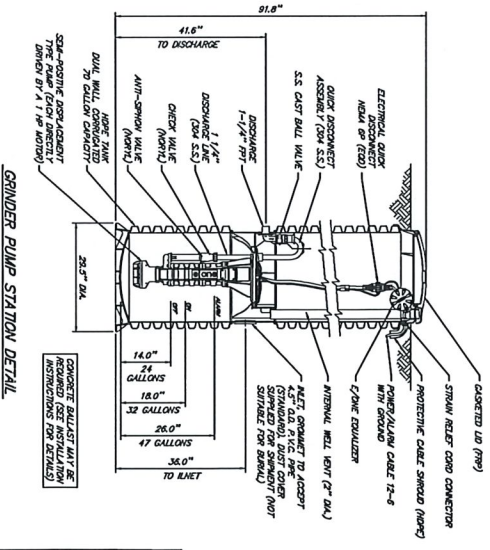
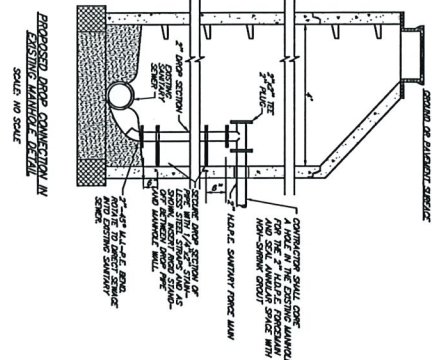
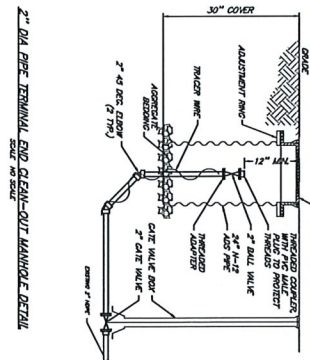
<b>COVER SHEET</b>	
MARION TOWNSHIP LIVINGSTON COUNTY, MICHIGAN	
<b>Spigar</b>	
<small>                 123 Main Street, Suite 2                  Livingston, Michigan 48150                  Phone: 517-780-0000                  Fax: 517-780-0001                  Email: info@spigar.com             </small>	
DATE: 08/11/09 TIME: 10:00 AM SCALE: AS SHOWN	DATE: 08/11/09 TIME: 10:00 AM SCALE: AS SHOWN
FILE NO.: DS-5088-1 SHEET NO.: 1 OF 4	PROJECT NO.: 127507550019 DRAWING NO.: DS







CONNECTION DETAIL  
 HEAD TO BE SET  
 MAIN TO EXISTING  
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NO.	REVISIONS	DATE

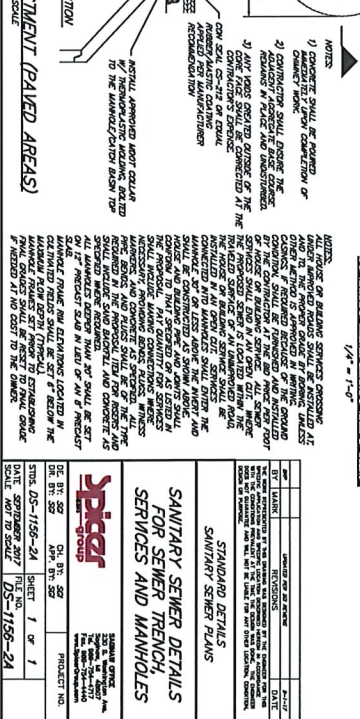
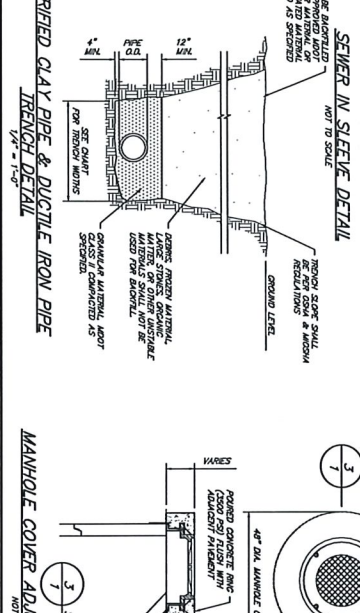
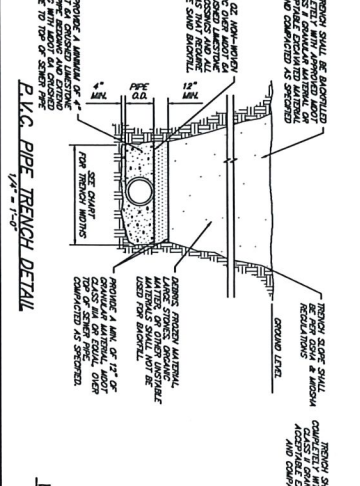
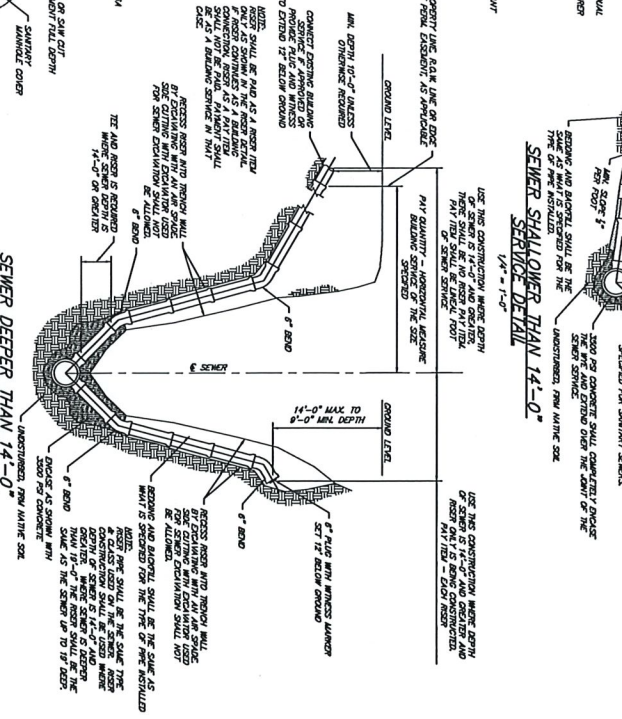
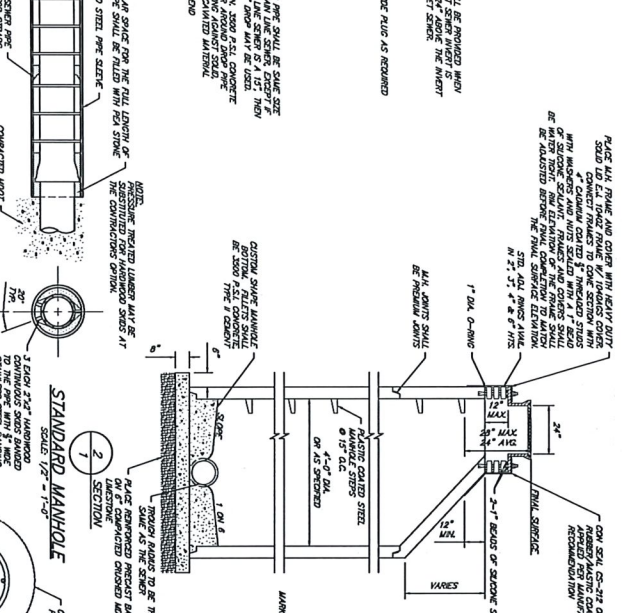
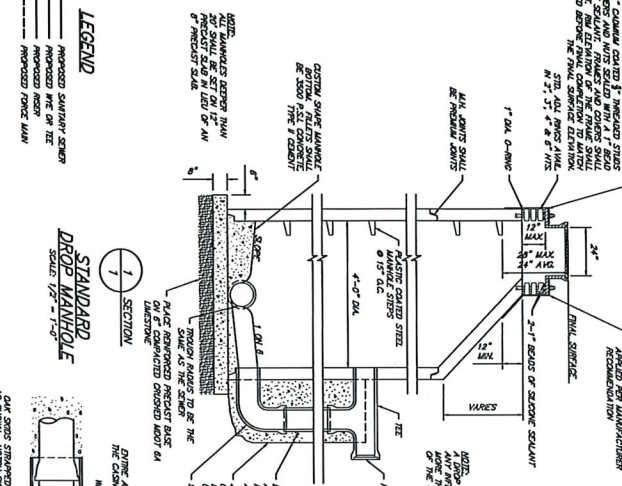
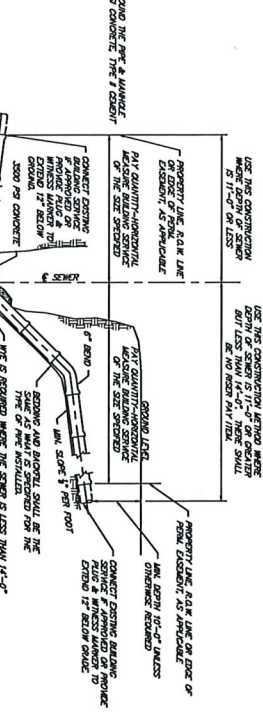
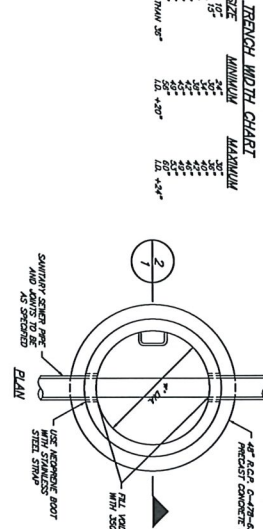
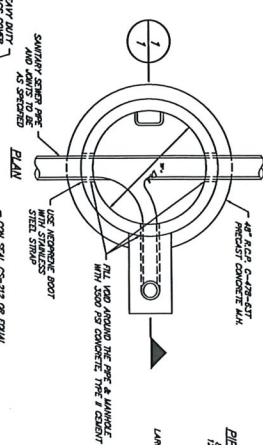
SECTION 2  
 TOWN-ROAD  
 MARION TOWNSHIP  
 LIVINGSTON COUNTY, MICHIGAN

**FORCE MAIN  
 PLAN AND PROFILE**

MARION TOWNSHIP  
 LIVINGSTON COUNTY, MICHIGAN

**SPICER GROUP**

PROJECT NO. 127501522019  
 SHEET 4 OF 4  
 DATE 05-15-21  
 FILE NO. DS-5089-2



**LEGEND**

PROPOSED SANITARY SEWER  
 PROPOSED W.P. OR T.E.  
 PROPOSED MAIN  
 PROPOSED FORCE MAIN

**STANDARD MANHOLE**  
 SCALE: 1/4" = 1'-0"

**SEWER IN SLEEVE DETAIL**  
 SCALE: 1/4" = 1'-0"

**STANDARD MANHOLE**  
 SCALE: 1/4" = 1'-0"

**SEWER DEEPER THAN 14'-0" SERVICE AND RISER DETAIL**  
 SCALE: 1/4" = 1'-0"

**E.V.C. PIPE TRENCH DETAIL**  
 SCALE: 1/4" = 1'-0"

**VITRIFIED CLAY PIPE & DUCTILE IRON PIPE TRENCH DETAIL**  
 SCALE: 1/4" = 1'-0"

**MANHOLE COVER ADJUSTMENT (PAVED AREAS)**  
 SCALE: 1/4" = 1'-0"

**NOTES:**

- 1) CONCRETE SHALL BE REINFORCED WITH #4 BARS AT 18" ON CENTER OR AS SPECIFIED BY THE CONTRACTOR.
- 2) CONTRACTOR SHALL DESIGN THE TRENCH TO ACCOMMODATE THE PROPOSED PIPE AND MANHOLE WITH PROPER SLOPE AND ELEVATION.
- 3) ALL TRENCHES SHALL BE PROTECTED WITH 18" MIN. DEPTH OF CONCRETE OR OTHER APPROVED MATERIAL.
- 4) ALL MANHOLES SHALL BE REINFORCED WITH #4 BARS AT 18" ON CENTER OR AS SPECIFIED BY THE CONTRACTOR.
- 5) ALL MANHOLES SHALL BE REINFORCED WITH #4 BARS AT 18" ON CENTER OR AS SPECIFIED BY THE CONTRACTOR.
- 6) ALL MANHOLES SHALL BE REINFORCED WITH #4 BARS AT 18" ON CENTER OR AS SPECIFIED BY THE CONTRACTOR.
- 7) ALL MANHOLES SHALL BE REINFORCED WITH #4 BARS AT 18" ON CENTER OR AS SPECIFIED BY THE CONTRACTOR.
- 8) ALL MANHOLES SHALL BE REINFORCED WITH #4 BARS AT 18" ON CENTER OR AS SPECIFIED BY THE CONTRACTOR.
- 9) ALL MANHOLES SHALL BE REINFORCED WITH #4 BARS AT 18" ON CENTER OR AS SPECIFIED BY THE CONTRACTOR.
- 10) ALL MANHOLES SHALL BE REINFORCED WITH #4 BARS AT 18" ON CENTER OR AS SPECIFIED BY THE CONTRACTOR.

**STANDARD DETAILS**

**SANITARY SEWER PLANS**

**SANITARY SEWER DETAILS**

**FOR SEWER TRENCH, SERVICES AND MANHOLES**

**DATE: 05-11-2017**

**PROJECT NO.:**

**SHEET 1 OF 1**

**SCALE: 05-1156-24**

**DATE: 05-11-2017**

**MARION TOWNSHIP**  
**2877 W. COON LAKE ROAD**  
**HOWELL, MI 48843**  
**Phone 517-546-1588**  
**Fax 517-546-6622**

***TRANSMITTAL***

<b>TO:</b> Board of Trustees	<b>DATE</b>	October 17, 2019
	<b>PROJECT</b>	Candidates for ZBA
	<b>VIA</b>	Hand Delivery

WE ARE SENDING:  Herewith  Under Separate Cover

THE FOLLOWING:

- o Attached is the re-appointment for Zoning Board of Appeals which includes several resumes for appointment of one primary board member and we need two alternates appointed. Today we have one alternate and statute allows for two and we have had situations where there were only four board members present making a tie decision unfair.

FOR YOUR:  approval/denial  as requested  
 other  review & comment

REMARKS:

**Please let me know if you have any questions.**

FROM: Dave Hamann, Zoning Administrator  
Copy: file



## Dave Hamann

---

**From:** Dan <Dan@reidglass.com>  
**Sent:** Thursday, September 05, 2019 10:37 AM  
**To:** Dave Hamann  
**Cc:** Ed Galubensky  
**Subject:** Re: Need email for change

Good morning Dave,

I'm sorry to inform you that due to outside obligations and limited time restraints that I cannot dedicate the necessary efforts and time towards the ZBA as it stands now. I could however fill in as a Alternate if needed. Thank you for your attention with this matter

Thanks,

Dan Rossbach-

Dave Hamann <za@mariontownship.com> wrote:

Ed and Dan, I need email or send one to Bob or Tammy stating you are both requesting being re-appointed to Zoning Board of Appeals, one as alternate and the other and regular member! Board needs this to put it on agenda to get approval.

Dave Hamann  
Zoning Administrator  
Marion Township  
za@mariontownship.com

## Dave Hamann

---

**From:** Ed Galubensky <galubensky@sbcglobal.net>  
**Sent:** Monday, September 09, 2019 8:12 AM  
**To:** Dave Hamann  
**Subject:** Re: Need email for change

Dave,  
I am requesting to be re-appointed to a regular member of the Zoning Board of Appeals. I am currently an alternate.

Thanks,

Ed Galubensky

On Thursday, September 5, 2019, 10:23:44 AM EDT, Dave Hamann <za@mariontownship.com> wrote:

Ed and Dan, I need email or send one to Bob or Tammy stating you are both requesting being re-appointed to Zoning Board of Appeals, one as alternate and the other and regular member! Board needs this to put it on agenda to get approval.

Dave Hamann

Zoning Administrator

Marion Township

za@mariontownship.com

## Bob Hanvey

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**From:** Diane Bockhausen <dbockhausen@gmail.com>  
**Sent:** Sunday, October 13, 2019 9:58 PM  
**To:** Bob Hanvey  
**Subject:** Re: Position on the Marion Township Zoning Board of Appeals  
**Attachments:** Resume Diane.docx

Bob,  
As requested attached is my resume. I am interested in a position on the ZBA. I have been a resident and property owner in Marion Township for 30 years. My interest in the welfare of the township is evidenced by my active participation on the Township Board of Review and my most recent application to work the precincts during voting.  
Thank you for your consideration.

Diane DeWitt Bockhausen

On Fri, Oct 11, 2019 at 5:14 PM Bob Hanvey <[supervisor@mariontownship.com](mailto:supervisor@mariontownship.com)> wrote:

Hi Diane - Please send an email as an application for a position on the ZBA. Also include a resume.

We have several people interested and it will be a difficult decision for the Board.

Thanks for your interest!

Bob Hanvey

## **Diane D. Bockhausen**

3710 Jesse Drive Howell, MI 48843 517-290-3354 dbockhausen@gmail.com

**Objective** To obtain a position on the Marion Township Zoning Board

**Experience** **Board of Review**, Marion Township  
2015 – Present

**Independent Contractor**, EMPCO in Troy, MI  
2006 – Present

Assess police applicants for hiring and promotion using in basket, oral boards, mock presentations and role play. Author questions for police entry level and promotional testing.

**Community Corrections Manager**, Livingston County  
April 2010 – February 2014

Directed Community Corrections for Livingston County based on a grant funded by the State of Michigan. This included creating programming, overseeing funding, managing employees, budgeting and coordination of efforts on state and local levels.

**Assistant Division Commander**, Michigan State Police  
July 1986 – February 2002

Supported leadership and administration of ten state police posts and over 300 employees. Directed recruiting and EEO efforts of the Michigan State Police including implementing and teaching behavior based selection processes. Coordinated lawsuits filed against the Michigan State Police with the Attorney General. Acted as the employer's advocate responding to grievances and facilitating discipline. Acted as Administrative Law Judge in Private Security and Investigation Appeals.

**Lieutenant, Sergeant and Trooper**, Michigan State Police

February 1977 – July 1986

Commanding Officer of the Romeo and St. Clair State Police Posts and Southeast Michigan 911 Center.

Commanding Officer of the Latent Print Unit at the East Lansing Laboratory. Latent Fingerprint Specialist at the Madison Heights Laboratory. Road patrol and investigation at the Pontiac and Benton Harbor State Police Posts.

## **Education**

FBI National Academy, Quantico, VA  
168 Session graduating in 1996

Detroit College of Law – Detroit, MI – Juris Doctor  
January 1989 Graduated Cum Laude, two time recipient of the Dean's Book Award.

Michigan State University  
1972 to 1976 Bachelor of Arts in Journalism

## **Additional**

Active member of the Michigan State Bar

Resident and owner of two properties in Marion Township:  
\*3710 Jesse Drive and a contiguous 2 acre parcel since 1989  
\*2533 Rubbins Road since 2012

2006 Dispute Resolution Center of Washtenaw Mediation Training. I subsequently volunteered in Small Claims Court in Washtenaw County as a Mediator.

President of the Michigan FBI National Academy in 2000

Applied to work at Marion Township precincts for voting.

Diane D. Bockhausen

## Dave Hamann

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**From:** Scott Richardson <srichardson922@icloud.com>  
**Sent:** Monday, September 23, 2019 11:00 AM  
**To:** za@mariontownship.com  
**Subject:** ZBA alternate position  
**Attachments:** Resume.pdf

Good Morning Dave,

I have attached my resume as you requested. I am interested in joining the zoning Board of Appeals as an alternate as a way to get involved in my community. Marion Township is a great place for people to live and enjoy. I desire to to help ensure that remains true for years to come. When Linda Manson-Dempsey mentioned that this opening was available, I saw it as an opportunity to help that desire come to fruition. Thank you for your time. Please let me know if there is any additional information that you may need. Have a great day.

Scott Richardson

# Scott A Richardson

2071 Mason • Howell, MI United States 48843 • 517-404-6269 • srichardson922@icloud.com

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## Work Experience

- 12/2018 - Present Oakland Livingston Human Services Agency, Howell, Michigan  
*Assistant Director for Housing*
- Manage a team of five employees.
  - Oversee all homeless service programming for OLHSA.
  - Responsible for grant management for grants exceeding one million dollars and reporting requirements.
  - Approve all service expenditures.
  - Ensure compliance with various federal, state, and local housing-related policies
  - Oversee the expansion of current program and the implementation of new housing specific programs.
- 05/2016 - 12/2018 The Salvation Army of Livingston County, Howell, MI United States  
*Director of Social Services*
- Manage a team of three employees.
  - Oversee all social services programming for The Salvation Army of Livingston County including housing and utility assistance programs.
  - Oversee the Summer Lunch Bunch summer feeding program and maintain compliance with the Michigan Department of Education.
  - Responsible for grant management and reporting requirements.
  - Approve all service expenditures.
  - Responsible for all direct-services for any housing-related service.
  - Former chair for the Livingston County Homeless Continuum of Care Committee (HCCC).
  - As former chair for the HCCC, responsible for monitoring all collaborative programs and timely reports to the community, as well as, state and federal reporting.
  - Plan and implement Thanksgiving and Christmas assistance to over 500 families each year.
  - Provide monthly reports to both the Advisory Board and Corps Council
  - Responsible for monthly statistics reports to Divisional Headquarters
- 08/2012 - 05/2016 The Salvation Army of Livingston County, Howell, MI USA  
*Housing Services Caseworker*
- Provide assistance to individuals needing emergency assistance with rent and homelessness.
  - Work with clients to build a housing plan to help prevent future housing emergencies.
  - Work with various agencies and faith-based organizations to identify and fill gaps in assistance within the community.
  - Tracking of services provided through the use of assistance databases such as MSHMIS and Salvation Army specific case management software.
  - Serve as a liaison between The Salvation Army and various community groups including serving as chair of the Livingston County Continuum of Care (CoC) Committee
  - Assisted with revising the community's 10-year plan to end homelessness and re-evaluate the committees of the local CoC.
  - Participated in a presentation to the local United Way for funding on behalf of the various agencies within the CoC.
  - Develop new programs aimed at preventing evictions and keeping families housed.
  - Worked with Central Michigan 2-1-1 to implement an after-hours call system for households facing a housing emergency. Consumers can call 2-1-1 after-hours to obtain an emergency voucher for a hotel room with follow-up at a CoC agency the next day.
  - Provided assistance to seasonal programs i.e. Red Kettle Campaign and Christmas Assistance.
- 09/2004 - 07/2012 Schafer's House of Music, LLC, Howell, MI USA  
*Store Manager*
- Led a sales team of 4 salespeople
  - Responsible for the coordination of 5 school music rental programs
  - Oversaw inventory control for the entire store
  - Coordinate the schedule of 10 studios for a musical education program
  - Served as a guest judge for high school level career day activities
  - Represented the store for civic organizations i.e. DDA committees, Chamber events

- Designed software database to manage store rental accounts

## **Education**

2007 - 2011

Cleary University, Howell, MI USA

*Bachelor of Business Administration in Business Management GPA: 3.56*

- Used job-related problems for the exploration of potential solutions to problems
- Gained real-world experience through exposure to case studies based on real-life problems with discussion about the pros and cons of each example.
- Worked in groups to obtain a common goal
- Successfully wrote a new marketing plan with a group that replaced the current marketing plan for the annual Cleary Alumni Golf Outing.
- Graduated Cum Laude

## **Skills**

- Proficient in Microsoft Office
- Excellent verbal and non-verbal communication skills
- Proven ability to multi-task and respond to a quick changing work landscape

## **Activities**

- Member and past Chair of the Livingston County Continuum of Care Committee
- Member and Past President of the Livingston County Concert Band



## Bob Hanvey

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**From:** Jean Root <fourguysandagirl@cac.net>  
**Sent:** Thursday, October 10, 2019 8:04 PM  
**To:** supervisor@mariontownship.com  
**Subject:** Zoning Board of Appeals

Good Evening Bob ,

I spoke with Dave H. today and I am interested in a position on the Zoning Board of Appeals. I understand that there is a possibility of being an alternate, either would interest me. Please let me know if there is anything available and what I may need to do as part of the application process. I am out of town until 10-20.

Thank you,  
Jean Root

Sent from my iPhone

## Dave Hamann

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**From:** Jean Root <fourguysandagirl@cac.net>  
**Sent:** Wednesday, October 16, 2019 8:00 PM  
**To:** Dave Hamann  
**Subject:** Re: ZBA?

Good Morning Dave,

Please provide the following information as an application for the Zoning Board of Appeals;

My name is Jean Root. I have lived at 723 E. Davis Rd. for 26 plus years. My husband Ken and I have raised 3 sons that attended Howell Public Schools and graduated from Michigan colleges. I was very active in many school activities including coaching and support staff for varsity athletics. We own a small business that employs 9 employees.

I served on the Marion Township Planning Commission for approximately 16 years. During my time serving on the commission I served as secretary, worked on the previous master plan, and worked diligently to provide a common sense approach to interpret and rewrite many of the Marion Township Ordinances.

I am interested in serving again for Marion Township. I believe that my previous experience for the township will give me greater insight to provide sound judgement and advice for our elected officials and the township at large.

Thank you for your consideration .

Jean Root

Sent from my iPhone

On Oct 16, 2019, at 12:53 PM, Dave Hamann <za@mariontownship.com> wrote:

Anything you like!

Dave Hamann  
Zoning Administrator  
Marion Township  
za@mariontownship.com

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**From:** Jean Root [mailto:fourguysandagirl@cac.net]  
**Sent:** Wednesday, October 16, 2019 3:47 PM  
**To:** Dave Hamann <za@mariontownship.com>  
**Subject:** Re: ZBA?

Can I just email you my information? Or does it need to be in a resume format?

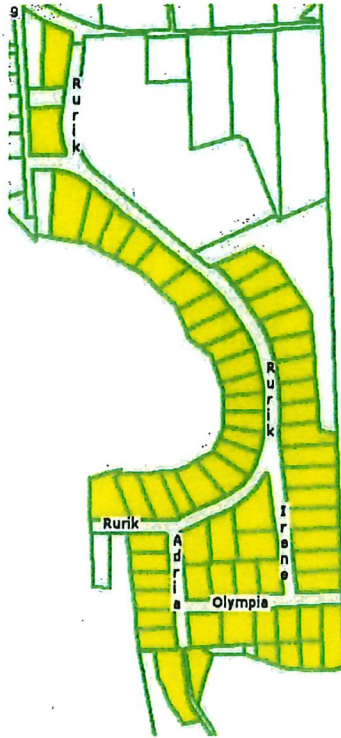
Jean

Sent from my iPhone

On Oct 16, 2019, at 7:35 AM, Dave Hamann <[za@mariontownship.com](mailto:za@mariontownship.com)> wrote:

RESOLUTION SCHEDULING HEARING ON THE CREATION OF  
RURIK, IRENE, OLYMPIA, ADRIA DRIVES SNOW REMOVAL  
**SPECIAL ASSESSMENT DISTRICT**

BE IT HEREBY RESOLVED the township board does hereby tentatively declare its intent to provide snow removal service to the following described area in Marion Township



Parcel Numbers		
4710-25-201-001	4710-25-201-035	4710-25-202-024
4710-25-201-002	4710-25-201-036	4710-25-202-025
4710-25-201-003	4710-25-202-001	4710-25-202-026
4710-25-201-004	4710-25-202-002	4710-25-202-027
4710-25-201-008	4710-25-202-003	4710-25-202-028
4710-25-201-037	4710-25-202-004	4710-25-202-029
4710-25-201-038	4710-25-202-005	4710-25-202-032
	4710-25-202-006	4710-25-202-033
4710-25-201-012	4710-25-202-007	4710-25-202-034
4710-25-201-013	4710-25-202-008	4710-25-202-035
4710-25-201-015	4710-25-202-009	4710-25-202-036
4710-25-201-016	4710-25-202-010	4710-25-202-038
4710-25-201-018	4710-25-202-011	4710-25-202-039
4710-25-201-019	4710-25-202-012	4710-25-202-040
4710-25-201-021	4710-25-202-013	4710-25-202-050
4710-25-201-022	4710-25-202-014	4710-25-202-052
4710-25-201-025	4710-25-202-015	4710-25-202-054
	4710-25-202-016	4710-25-400-007
4710-25-201-028	4710-25-202-017	4710-25-400-018
4710-25-201-027	4710-25-202-018	4710-25-400-019
4710-25-201-032	4710-25-202-019	
4710-25-201-034	4710-25-202-020	

BE IT FURTHER RESOLVED that the township board does tentatively designate the special assessment district against which the costs of the service is to be placed as Rurik Snow Removal District which shall include the lands and premises more particularly described above.

BE IT FURTHER RESOLVED that a hearing on any objections to the service, to the cost, and to the special assessment district proposed to be established for the assessment of the cost of such service, shall be held on November 14, 2019 at a regular meeting of the township board at the Marion Township Hall, 2877 West Coon Lake Road, Howell MI 48843, commencing at 7:30 PM.

BE IT FURTHER RESOLVED that the clerk is instructed to give the proper notice of such hearing by mailing and publication in accordance with law and statute provided.

BE IT FURTHER RESOLVED that all resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are hereby rescinded.

Roll call vote:

I, the undersigned, the duly qualified and acting Clerk for the Township of Marion, Livingston County, Michigan, DO HEREBY CERTIFY that the foregoing is a true and complete copy of certain proceedings taken by the Board of Trustees at a meeting held on the 24<sup>th</sup> day of October, 2019, and further certify that the above Resolution was adopted at said meeting.

\_\_\_\_\_  
Marion Township Clerk

\_\_\_\_\_  
Date