

CHARTER TOWNSHIP OF EMMETT
Public Hearing for Dangerous Buildings
December 12, 2019

Supervisor Tim Hill called the Public Hearing to order at 5:00 p.m. on Thursday December 12, 2019. The Meeting was held at the Township Hall located at 621 Cliff Street, Battle Creek, MI 49014. The pledge of allegiance followed the opening.

BOARD MEETING ATTENDANCE-

Brown, Buller, Gunning, Myers, Myers-Malone, Dougherty, & Hill

QUORUM PRESENT

The Zoning Administrator, DeShon spoke about the following parcels and gave quotes for tasks;

1) 1414 East Michigan Avenue: \$19,200 or \$22,000 for demolition.

-Representative of the property asked for building to be removed from the dangerous buildings because of all the work put into the building in the last few months, looking for a buyer that fits the property.

2) 15286 Ackerson Drive: \$9,500 or \$11,950 for demolition.

-DeShon reported that no representative of the property has made contact with the Building Inspector or Zoning Administrator, no contact from owner at all about this property. Back taxes are owed for 2018. Some Permits were pulled including Mechanical, Electrical, and Plumbing, but no Building Permits pulled.

3) 424 Wildwood Avenue: \$2500 or \$2600 to fill in hole.

-Owner of the property asked for an extension as he has the fill dirt. Resident stated he would help him fill in the hole.

4) 924 North Raymond Road: \$18,750 or \$17,250 to demolition.

--Deshon reported that no representative of the property has made contact with the Building Inspector or Zoning Administrator, no contact from owner at all about this property. Back taxes are owed for 2018.

Board Comments:

Gunning- We are supposed to be helping the Residents.

Buller- Raymond Road sold on land contract, the buyer was not informed that the building was in the dangerous buildings process.

Myers- Ackerson Drive; I see the logic of giving back to the County & Public Safety issues, this is a timely process. Raymond Road property; This is an eyesore that has sat for plenty of time.

Dougherty- Appreciates work on the old bank on the corner of wattles, giving them 6-month extension is great as it's a valuable property.

Brown- Property on Ackerson drive what do we do?

Motion 19-12-01 by Brown/Myers to close the Public Hearing at 5:30pm.

Voice Vote.

ALL YES
MOTION CARRIED

CHARTER TOWNSHIP OF EMMETT
Regular Board Meeting
December 12, 2019

Supervisor Tim Hill called the Meeting to order at 5:30 p.m. on Thursday December 12, 2019. The Meeting was held at the Township Hall located at 621 Cliff Street, Battle Creek, MI 49014.
The pledge of allegiance followed the opening.

BOARD MEETING ATTENDANCE-

Brown, Buller, Gunning, Myers, Myers-Malone, Dougherty, & Hill

QUORUM PRESENT

APPROVAL OF AGENDA-

Add: Discussion on Assessor working from Florida for two consecutive months on his vacation. & Medical Marijuana Ordinance Amendment.

Remove: Wage Committee & Hazel Foundation Property.

Motion 19-12-02 by Brown/Gunning to approve the Agenda with Additions/Subtractions.

Roll Call Vote: Buller, Gunning, Myers, Myers-Malone, Dougherty, Hill, & Brown **ALL YES**

MOTION CARRIED

Motion 19-12-03 by Buller/Gunning to approve the Consent Agenda.

Roll Call Vote: Gunning, Myers, Myers-Malone, Dougherty, Hill, Brown, and Buller **ALL YES**

MOTION CARRIED

Motion 19-12-04 by Gunning/Buller to approve the monthly check register.

Roll Call Vote: Myers, Myers-Malone, Dougherty, Hill, Brown, Buller, and Gunning **ALL YES**

MOTION CARRIED

PRESENTATIONS-

DEPARTMENTAL VERBAL REPORTS-

Supervisor, Tim Hill-

The Supervisor Presented; John Midgley from the Calhoun County Road Department spoke on the local road project. He stated that the attorneys from both the County and the Township are working on the Roads contract then the Roads contract will come back for Township Board approval once the contract is finished. Lakeland won the bid for 16% under the engineers estimate. They will start work pending the contract approval. Midgley answered questions about the D drive Bridge that they are hoping to have it open by Christmas, many delays made this a hard project, will not be 100% completed until Spring 2020. Midgley also stated that the County could have quarterly meetings with Townships (one on one).

Clerk, Tracy Myers- Malone-

Elections- We are in need of inspectors for the March 10th Presidential Primary (2020). Election Inspector Training on February 25th at Battle Creek City Hall at 2pm. If anyone is interested in becoming involved in your community this is a great way to meet new people and make some extra money. The 2 Year certification Training will be Wednesday June 24, 2020 at the Kellogg arena at 10am-noon. If you haven't signed up to be on our permanent absent voter list please consider it, come into the office to sign up or visit the website, www.emmett.org and follow the tabs; Township Government →Clerks Office →Elections Information

→Permanent Absent Voter List. The Clerks Department is gearing up for the Presidential Primary March 10, 2020. This is a different election where voters will have to choose a ballot style, republican or democrat, more information will be relayed to inform the registered voters of Emmett Township.

Cemetery- Please be respectful of others decorations at grave sites.

General- Myers-Malone is now the Vice President of the Calhoun County Clerks Association. The Marihuana Committee will be meeting on Tuesday January 7, 2020 at 6pm in the Township Board Room. The Council of Election Officials (CEO Committee) and Legislative Committee are a great new venture that I'm excited to be a part of the democratic process. Candidate packets are now available, please come see me in the office to pick up your packet. All 7 seats are up and will be elected by the people. Petitions are due back to the Clerk's Office by April 21, 2020 at 4pm. Candidates are welcome to FOIA lists of voters for canvassing which can also be found on the County's webpage.

Marihuana Advisory Committee Report, Trustee Dougherty- Myself, the Clerk, & the Supervisor were appointed to this advisory committee. We have had (2) two meetings so far, both were very informative. We would like more input from people; feedback of what they want in Emmett Township. Valuable discussion for both the pros and cons of Recreational Adult Use Marihuana. The Public voted this in, but we need to make a decision. Recommendations have been heard from none to (8) eight recreational marihuana. The City has already allowed recreational use. We will have to make a recommendation to the Board soon, but we want to do what is right for the community and the future of Emmett Township. We are leaving a legacy; let your voice be heard. The next meeting is January 7, 2020 at 6pm in the Board Room.

Committee member gave opinion on recreational, strongly opposed, doesn't want to overwhelm our task force and not be prepared.

Treasurer, Rachelle Myers-

TAXES:

-Winter Bills have been mailed out and Township is currently accepting Both Summer and Winter payments. Please call ahead for Summer Balance owing since it is subject to penalty fees.

-When using the Drop Box please use the envelopes provided, remember to place only checks, no cash

-Recycling Cards are still available; please stop by the office to pick yours up

-Dog License are available online, visit Calhoun County's Web site. A list of available Vet Office is listed on the Emmett Twp Facebook website.

-Township Office hours are Monday-Thursday 7 am thru 4:30 pm, office is open during lunch hours.

-Township Office will be closed December 24th, December 25th, December 31st and January 1st

SEWER:

-American Public Works Award RECIPIENT for 2019

PLANNING & ZONING-

Motion 19-12-05 by Myers/Gunning to appoint Steve Buller to the Zoning Board of Appeals (ZBA).

Roll Call Vote: Gunning, Myers, Myers-Malone, Dougherty, Hill, Brown, and Buller **ALL YES**

MOTION CARRIED

Motion 19-12-06 by Gunning/Dougherty to approve Conditional Use for Medical Marihuana Cultivation at 1130 North Raymond Road. (parcels #13-10-180-023-00 & 13-10-180-029-00).

Roll Call Vote: Myers, Dougherty, Brown, Gunning, Myers-Malone, Buller, & Hill **ALL YES**

Qualified:

Dougherty (YES)- Not discussing what we want or don't want, it is here and we are legally bound. This has to be decided and it meets the qualifications.

MOTION CARRIED

Motion 19-12-07 by Myers/Buller to approve a Conditional Use & Site Plan Review for a carwash, parcel #13-10-030-011-18 with conditions that if there is a traffic impediment or problem that the license be revoked.

Roll Call Vote: Dougherty, Brown, Myers-Malone, Buller, Hill, & Myers

SIX YES

Gunning

ONE NO

Qualified:

Dougherty (YES)- This was a parking lot, someone is liable. Supports the business going in.

Buller (YES)- Clear that Meijer's is responsible; they own the outlot and maintain the parking lot. Businesses access through parking lots everywhere and everybody uses parking lots for access to other businesses for example Starbucks. How fast can you wash a car? The carwash business will not cause the problems it would be the existing businesses that use the parking lot as a drive (KCFCU and Sherwin Williams). The carwash is not in jeopardy. No proof of who caused the road problems.

Hill (YES)- Agrees with the business. Private roads, Meijer is responsible. Not worried about revoking license.

MOTION CARRIED

Motion 19-12-08 by Dougherty/Brown to approve Conditional Use & Site Plan Review for a Provisioning Center at 1770 East Columbia Avenue.

Roll Call Vote: Myers, Dougherty, Brown, Gunning, & Hill

FIVE YES

Myers-Malone & Buller

TWO NOS

Qualified:

Buller (NO)- Feels like were stepping on toes of the committee, wish we would have tabled this. These places employ a lot of people, but believes that we have reached our saturation point.

MOTION CARRIED

Motion 19-12-09 by Myers-Malone/Buller to approve waiver of Conditional Use Fee for a Community Building for the American Legion Post 257.

Roll Call Vote: Myers, Dougherty, Brown, Gunning, Myers-Malone, Buller, and Hill

ALL YES

Qualified:

Hill (YES)- Having military on that corner is a great cause. Supports whatever they need.

Dougherty (YES)- As an American legion member, veteran, and recipient of the purple heart he totally supports this cause! This is a wonderful thing, would love to help.

MOTION CARRIED

Motion 19-12-10 by Buller/Dougherty to extend (6) six-month request from the Dangerous Buildings as long as it stays on the market for 1414 East Michigan Avenue.

Roll Call Vote: Buller, Hill, Myers, Dougherty, Brown, Gunning, and Myers-Malone

ALL YES

MOTION CARRIED

Motion 19-12-11 by Brown/Dougherty to Demolish 15286 Ackerson Drive after verification that no one is living inside.

Motion 19-12-12 by Myers/Dougherty to withdrawal previous motion.

Roll Call Vote: Gunning, Myers-Malone, Buller, Hill, Myers, Dougherty, and Brown **ALL YES**
MOTION CARRIED

Motion 19-12-13 by Brown/Gunning to table 15286 Ackerson Drive until January Board Meeting to give time for Interim Chief to make contact with the Owners of the property.

Roll Call Vote: Brown, Gunning, Myers-Malone, Buller, Hill, Myers, and Dougherty **ALL YES**
MOTION CARRIED

Motion 19-12-14 by Buller/Brown to table 424 Wildwood Avenue from the Dangerous Buildings; to report next month to make sure the hole is filled in. Resident offered to help fill in the hole.

Roll Call Vote: Dougherty, Brown, Gunning, Myer-Malone, Buller, Hill, and Myers **ALL YES**
MOTION CARRIED

Motion 19-12-15 by Gunning/Dougherty to let the County take 924 North Raymond Road off the Dangerous Buildings list of properties.

Roll Call Vote: Myers, Dougherty, Brown, Gunning, Myers-Malone, Buller, and Hill **ALL YES**

Qualified:

Buller (YES)- What if they pay the taxes, then what?

MOTION CARRIED

ASSESSING- Discussion of Assessor working form Florida for two consecutive months while on vacation.

PUBLIC SAFETY-

Calls for Service for November 2019	11/19	10/19
Complaints/ Calls for Service	738	773
Criminal Complaints	189	175
Total	927	948
Citations	65	74
Motor Carrier	24	43
Traffic Crashes	59	39
Arrests	34	42
Felony	6	6
Misdemeanor	28	36
Fire Calls	132	118

November continued keeping everyone busy doing investigations with almost 1000 calls for service. Fire response was more than October's, and due to the weather, we had many more traffic crashes that require a lot of manpower and man hours.

Traffic crashes take up a lot of time and manpower. Please remember with the cold weather and snow, to slow down and give yourself a little extra time and distance while traveling. We had quite a few comments this last

month about our response to calls for service on I-94. Remember that I94 runs right through Emmett Township, so enforcement and any incidents out on the highway between M-66 and Mile Marker 105, are still ultimately the Departments responsibility, so you will see officers out there.

November's fire training was skipped due to the Thanksgiving holiday. We are also skipping December due to Christmas.

I just want to remind everyone that this year's Shop with a Cop event will be on Saturday, 12/14. We will be holding it at the Woodland Church on Helmer Road. Officers from the 9 different Calhoun County Police departments will be taking 75 children out to Harper Village that morning to do some shopping and have some fun.

I hope everyone has a good month, and has a safe and Merry Christmas and a Happy New Year.

RESOLUTIONS & PROCLAMATIONS-

UNFINISHED BUSINESS-

Motion 19-12-16 by Myers-Malone/Myers to open bids for "Clerk of the Works" once criteria has been set.

Roll Call Vote: Brown, Gunning, Myers-Malone, Buller, Hill, Myers, & Dougherty **ALL YES**
MOTION CARRIED

NEW BUSINESS-

Motion 19-12-17 by Myers/Dougherty to advertise the Public Safety Director Position in the MACP for a budget of \$200.

Roll Call Vote: Myers, Dougherty, Brown, Gunning, Myers-Malone, Buller, and Hill **ALL YES**
MOTION CARRIED

Motion 19-12-18 by Myers-Malone/Myers to approve ~~Ordinance #3 of 2019~~ **Ordinance #4 of 2019**; Medical Marihuana Amendment.

Roll Call Vote: Hill, Myers, Dougherty, Brown, Gunning, Myers-Malone, and Buller **ALL YES**

Qualified:

Myers (YES)- This change should have been made months ago, hopefully we can get that number down where the Board voted it.

MOTION CARRIED

PUBLIC COMMENTS-

Resident thanked the Assessor for the job he does.

Resident works for the federal government for the IRS, the federal government is working on making Marihuana a lower-class drug that could be taxed so understand why Board members are worried about losing that tax money from recreational like they did with the Medical Marihuana. Three things that are bothersome; violence, drug driving, and minors.

Resident unaware of all the different types of uses of Marihuana.

Resident asked about Supervisors interview with WWMT, paying off the Road project with marihuana money? Is that legal?

Resident asked about the Advisory Committee for Marihuana and what the goal was during the moratorium.

Business owner has two applications in process for cultivation of Marihuana, has 1 million dollars already invested in this property.

Resident that owns property next to the Marihuana business owner stated that the 1 million dollars for the purchase of the property was his investment and the Board doesn't have to allow this.

BOARD COMMENTS-

Brown- None.

Dougherty- Elections are coming up. Recommendations for a newsletter were brought to his attention. Del-Rays old property removal needs to come back to the Board if they aren't going to remove the building from the property.

Myers-Malone- Happy that the Board passed the amendment to the Medical Marihuana Ordinance. Merry Christmas & Happy New Year.

Hill- We don't stay in Roberts Rules of Order, apologized to Deb Belles for confusion on Road Manager "Clerk of the Works". Merry Christmas & Happy New Year.

Myers- Happy that the numbers are in the Medical Marihuana Ordinance now. Happy to be on the Road Committee and get the Clerk of the Works criteria set. Happy Holidays.

Buller- Marihuana Processing Seminar was good but scary, hope we don't get any. Thanked the Board for the time he has been on the Consolidated Dispatch Authority, AMSA Board, ~~resigned~~ **term expired**. Happy Holidays.

Gunning- Road Committee Chair stated that very few Board Members came to the Committee Meetings, but wanted to make clear that he wanted to leave the decision up to the public, then vote on what the residents want done with the roads. Merry Christmas.

ADJOURNMENT

Motion 19-12-19 by Dougherty/Buller to adjourn at 8:41p.m.

Voice Vote

**ALL YES
MOTION CARRIED**

*Timothy Hill, Supervisor
Emmett Charter Township*

*Tracy Myers-Malone, Clerk
Emmett Charter Township*