



City Of Fraser

CENTENNIAL COMMUNITY

MAYOR

Joseph Nichols

COUNCIL

Mayor Pro Tem Michael Carnagie

Acting Mayor Matt Hemelberg

Patrice M. Schornak

Yvette Foster

Kathy Blanke

Michael Lesich

CITY MANAGER

Richard E. Haberman

CITY CLERK

Kelly Ann Dolland

FRASER CITY COUNCIL – REGULAR MEETING THURSDAY – DECEMBER 10, 2015 – 7:00 P.M. CITY HALL

OPENING PRAYER: Pastor Kevin Harbin Christ Methodist Church

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. APPROVAL OF AGENDA
4. CITIZEN PARTICIPATION ON AGENDA ITEMS
5. PRESENTATIONS –
 - a. No presentations for this meeting
6. PUBLIC HEARINGS
 - a. There are no items scheduled for public hearing.
7. CONSENT AGENDA
 - a. Approval of Minutes of the Regular Council Meeting of November 12, 2015.
 - b. Approval of Minutes of the Special Council Meeting of November 16, 2015.
 - c. Approval of the 2016 Fraser City Council Meeting dates.
 - d. Approval of Bills for the month of November 2015 in the amount of \$1,703,330.88.
 - e. Receive and file the minutes of the September 14, 2015 meeting of the Library Board.
 - f. Receive and file minutes of the October 6, 2015 meeting of the Historical Commission.
 - g. Request Council appoint Joan Lowes to the Library Board, term to expire on 6-30-2020.
 - h. Request Council approve resolution assigning of the current water contract with DWSD to the Great Lakes Water Authority (GLWA).
 - i. Request Council set public hearing on application from Healthmark Industries for the establishment of a Plant Rehabilitation District at 18600 Malyn St. Fraser, MI.

8. REQUESTS FOR COUNCIL ACTION –

- a) Request Council consider an ordinance regulating the sale, delivery and transfer of certain types of animals as defined regulating the location for the sale, delivery and transfer, providing for disclosure of certificate of origins providing exemptions, including provisions for existing pet shops and providing for penalties, repealer, severability and effective date.
- b) Request the Council discuss proposed ordinance of the Regulation of Oil and Gas Drilling and refer ordinance to the Planning Commission as recommended by the City Attorney.
- c) Request the Council discuss and advise the Administration regarding proposed ordinance(s) regarding the growing of medical marijuana in so-called “grow houses.”

9. REPORT OF THE CITY ADMINISTRATION/PENDING ITEMS

10. REPORT OF MAYOR AND CITY COUNCIL/NEW BUSINESS

11. CITIZEN PARTICIPATION

12. ADJOURNMENT

(Posted Friday, December 4, 2015 4:30p.m.)

THE CITY OF FRASER WILL PROVIDE NECESSARY REASONABLE AUXILIARY AIDS AND SERVICES TO INDIVIDUALS WITH DISABILITIES AT THE MEETING UPON FOUR DAYS NOTICE TO:

RANDY WARUNEK, BUILDING DEPARTMENT
(586) 293-3100 EXT 154

IT IS THE POLICY OF THE CITY OF FRASER THAT NO PERSON, ON THE BASIS OF RACE, CREED, COLOR, RELIGION, NATIONAL ORIGIN, OR ANCESTRY, AGE, SEX, MARITAL STATUS, OR DISABILITY SHALL BE DISCRIMINATED AGAINST, EXCLUDED FROM PARTICIPATION, DENIED THE BENEFITS OF, OR OTHERWISE SUBJECTED TO DISCRIMINATION IN ANY PROGRAM OR ACTIVITY FOR WHICH IT IS RESPONSIBLE.

AGENDA NOTES

Periodically I provide additional discussion notes for agenda items. This is to provide some points to assist the Council in addressing the issues. As we move forward the plan is to provide you with timely information over a period of time so when an item appears on the agenda it is ready for Council action and not a surprise to anyone. However, due to the short timeline since your inauguration I thought these notes would assist coupled with last week's update.

Section 7 Consent Agenda: Typically this section of the meeting is a list of items that most often requires no additional explanation and the Administration anticipates no opposition to the requested action. However, if a member of Council does want an item on the Consent Agenda discussed in more detail a motion to remove that item to the Mayor is appropriate. The motion would require a second and approval of the Council and if successful the item is removed and placed in Section 8 of the Agenda for Council Action.

Item 8a: This is the "puppy mill" ordinance discussed in last week's update and in my reply to Councilor Lesich's email on Monday. The action requested is for the Council to adopt as presented. However, during the discussion if the majority of Council wants to amend or clarify sections this can be done and the City Attorney can advise as to the appropriate process for this and then the Ordinance can be adopted as amended or changed.

Items 8b & 8c:

As both ordinances require Zoning work each must be referred to the Planning Commission for that action. The discussion by the Council and consensus derived from that discussion will assist the Administration in advising the Planning Commission as to what the Council is looking for and once they have acted each ordinance would be finalized and provided back to the Council for final adoption at a future date.

Minutes
Fraser City Council - Regular Meeting
Thursday, November 12th, 2015 - 7:00 P.M

A Regular Meeting of the Fraser City Council was conducted on the above date at the City Municipal Building, located at 33000 Garfield Road, Fraser, County of Macomb, Michigan.

Present: Mayor Hagerty and Council Members Accavitti, Carnagie, Cilluffo, Hemelberg, and Jennings
Absent: None
Also Present: Richard Haberman, City Manager
Kelly Dolland, City Clerk
Jack Dolan, City Attorney

1. **Call Meeting to Order** - Mayor Hagerty called the regular meeting to order at **7:00** p.m.

2. **Pledge of Allegiance**

3. **Approval of Agenda**

Member Accavitti moved, seconded by Member Hemelberg, TO APPROVE THE AGENDA AS PRESENTED.

The motion carried unanimously

4. **Citizen Participation on Agenda Item** - None

5. **Presentations**

a. Presentation from United Paint and Chemical to Fraser First Booster Club for Boundless Park. Mr. Carnagie on behalf of United Paint and Chemical presented Vania Apps, Fraser First Booster Club a check of \$1,500 to the Fraser First Booster Club.

b. Fraser Fire Honor Guard to Fraser First Booster Club for Boundless Park. Mr. Carnagie, Mr. Collins and Mr. Kelley presented Vania Apps, Fraser First Booster Club a check of \$1,500 to the Fraser First Booster Club.

c. Presentation from Fraser Paid on Call Firefighters to Fraser First Booster Club for Boundless Park. Mr. Carnagie, Mr. Collins and Mr. Kelley presented Vania Apps, Fraser First Booster Club a check of \$3,000 to the Fraser First Booster Club.

Vania Apps, Fraser First Booster Club acknowledged Hanover Grove Homeowners Association's donation of \$1,500.

All donations helped to build a boundless park firetruck.

Linda Davis Kirksey spoke of a Land & Water Conservation Grant, The Daughters of the Revolution Grant and The Green Scott Organization.

6. **Public Hearing** - None

7. **Consent Agenda**

Member Cilluffo moved, seconded by Member Carnagie, TO APPROVE THE CONSENT AGENDA ITEMS AS PRESENTED.

- a. Approval of Minutes of the Regular Council Meeting of October 6, 2015.
- b. Approval of Amended Minutes of the June 18, 2015 Special Council meeting to insert the vote count for item 4(c) amendment to the FY 2015-2016 Budget.
- c. Approval of Bills for the Month of October 2015 in the amount of \$2,402,574.36.
- d. Receive and file minutes of the September 1, 2015 meeting of Recreation Commission.
- e. Approval of Smart Bus Municipal Credit-Community Credit Contract for FY 2016.
- f. Approval of Minutes of the July 1st, 2015 Planning Commission meeting.
- g. Approval of Minutes of the August 5th, 2015 Planning Commission meeting.
- h. Approval of Minutes of the September 2nd, 2015 Planning Commission meeting.

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Fraser City Council - Regular Meeting
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The motion carried unanimously

8. Requests For Council Action - None

9. Report of City Administration/Pending Items

- Mr. Haberman spoke of the difficult decision the existing council made during their tenure.
- Congratulated Mayor Hagerty.
- Mr. Dolan thanked the Council for their dedication and commitment.

10. Report of Mayor and City Council/New Business

- Councilman Cilluffo thanked the community for the opportunity to represent the City of Fraser.
- Councilperson Jennings spoke of the Historical Commission December 6th, 2015 Christmas event. Councilperson Jennings spoke of the 2007-2011 council. Believed this council made the toughest decisions.
- Councilman Carnagie stated it was a pleasure working with the outgoing members and looks forward to work with the incoming council.
- Councilman Hemelberg thanked the departing council members, stating he learned a lot from those members.
- Councilman Accavitti, stated he had worked with three City Managers, three Mayors and a great number of Council Members. He hopes that the new council will work together.
- Mayor Hagerty stated he had attended Council meeting for 32 years and last four as Mayor of the City. He thanked the tax payers, voters, administration, employees and council. He also thanked his wife and family, and especially his parents.

11. Citizen Participation

Michael Lesich, 15201 Fairview
Linda Davis Kirksey, Fraser First Booster Club
Gary Niadlo Hanover Grove Homeowners Association
Kenny Immler, Hawk Industries

12. Adjournment

Member Accavitti moved, seconded by Member Hemelberg, to ADJOURN THE REGULAR COUNCIL MEETING OF NOVEMBER 12TH, 2015 AT 7:43 P.M.

The motion unanimously

Respectfully submitted,

Kelly Dolland, City Clerk

Doug Hagerty, Mayor

/kd

draft

Fraser City Council - Special Meeting
Monday, November 16th, 2015 - 7:30 P.M

A Special Meeting of the Fraser City Council was conducted on the above date at the City Municipal Building, located at 33000 Garfield Road, Fraser, County of Macomb, Michigan.

Present: Mayor-elect Nichols and Council Members Carnagie, Hemelberg, and Council-elect Schornak, Foster, Blanke and Lesich.

Absent: None

Also Present: Richard Haberman, City Manager
Kelly Dolland, City Clerk
Tim Tomlinson, City Attorney

1. **Call Meeting to Order** – Councilman Carnagie called the Special meeting to order at **7:30** p.m.

2. **Swearing In – Oath of Office**

a. Presentation of Flags by Fraser Honor Guard – Fraser Honor Guard posted the colors and National Anthem was sung by Lauren Cichocki.

b. Invocation by Minister Robert Brannon led the audience in prayer.

c. Introduction and Oath of Office

Judge Marco A. Santia administered the Oath of Office to Mayor Joseph Nichols; Judge Catherine Steenland administered the Oath of Office to Councilperson Patrice Schornak; Judge Catherine Steenland administered the Oath of Office to Councilperson Yvette Foster; Judge Catherine Steenland administered the Oath of Office to Councilperson Kathy Blanke; Judge Suzanne Faunce administered the Oath of Office to Councilman Michael Lesich.

3. **Organizational Activity**

a. Request Council to elect Councilor Michael Carnagie as Mayor Pro-Tem.

Mayor Nichols moved, seconded by Member Hemelberg, TO APPROVE THE APPOINTMENT OF MICHAEL CARNAGIE TO MAYOR PRO-TEM.

A roll call vote was taken:

Blanke - Yes	Carnagie - Yes
Foster - Yes	Hemelberg - Yes
Nichols - Yes	Lesich - Yes
Schornak - Yes	

The motion carried unanimously

Mayor Pro-Tem Carnagie moved, Seconded by Member Schornak, TO AMEND THE AGENDA TO APPOINT AN ACTING MAYOR.

The motion carried unanimously

b. Request Council elect Councilor Matt Hemelberg as Acting Mayor.

Mayor Nichols moved, seconded by Member Foster, TO APPROVE THE APPOINTMENT OF MATT HEMELBERG TO ACTING MAYOR.

The motion carried unanimously

4. **Citizen Participation on Agenda Item**

State Senator Steve Bieda congratulated the new Council.
Angie Morelli, 16226 Pine Ridge Drive North, congratulated the new Council.

Mayor and Councilmember Comments

- Councilperson Blanke thanked the residents of Fraser, the previous members of council and family.
- Councilperson Schornak thanked the voters, family, and friends.

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Fraser City Council - Regular Meeting
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- Councilman Lesich thanked the citizens and his family.
- Councilperson Foster thanked the citizens and family for their support.
- Mayor Pro-Tem Carnagie thanked the Mayor and Council.
- Acting Mayor Hemelberg, thanked Senator Beida and the Judges for their participation.
- Mayor Nichols expressed his enthusiasm for the position of Mayor.

5. **Closing Prayer**

Minister Robert Brannon offered a closing prayer at this time.

12. **Adjournment**

Member Lesich moved, seconded by Mayor Pre-Tem Carnagie, to ADJOURN THE REGULAR COUNCIL MEETING OF NOVEMBER 16TH, 2015 AT 8:17 P.M.

The motion unanimously
Respectfully submitted,

Kelly Dolland, City Clerk

Joe Nichols, Mayor

/kd



CITY MANAGER
Richard E. Haberman

CITY CLERK
Kelly Ann Dolland

City Of Fraser

CENTENNIAL COMMUNITY

MAYOR
Joseph Nichols

COUNCIL
Mayor Pro Tem Michael Carnagie
Acting Mayor Matt Hemelberg
Patrice M. Schornak
Yvette Foster
Kathy Blanke
Michael Lesich

draft

City of Fraser City Hall 33000 Garfield Rd 2016 City Council Meeting Schedule

January, 7th, 2016
February, 11th, 2016
March 10th, 2016
April 14th, 2016
May 12th, 2016
June 9th, 2016
July 14th, 2016
August 11th, 2016
September 8th, 2016
October 13th, 2016
November 10th, 2016
December 8th, 2016

Held the second Thursday of each month in the Council Chambers at 7:00 p.m.

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CHECK REGISTER FOR CITY OF FRASER
CHECK DATE FROM 11/01/2015 - 11/30/2015

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Bank PNC GENERAL CHECKING						
11/05/2015	PNC	98 (E)	GOOGLE	GOOGLE INC	GOOGLE	180.15
11/06/2015	PNC	119463	ABDMAT	MATTHEW S. ABDO	INDIGENT ATTORNEY FEES	175.00
					INDIGENT ATTORNEY FEES	175.00
						350.00
11/06/2015	PNC	119464	ABSWAT	ABSOPURE WATER COMPANY	ABSOPURE DIS 5 GAL/DEPOSIT BOTTLE	6.95
11/06/2015	PNC	119465	ACCENV	ACCURATE ENVIRONMENTAL LLC	WATER SAMPLES	1,265.00
					WATER SAMPLES	1,265.00
						2,530.00
11/06/2015	PNC	119466	AEW	ANDERSON, ECKSTEIN & WESTRICK, INC	PROJECT 0190-0307-0 FRASER GENERAL - DPW	1,090.00
					PROJECT 0190-0355-0 7-27-15/8-23-15	96.60
					PROJECT 0190-0356-0 7-27-15/8-23-15	390.70
					PROJECT 0190-0358-0 7-27-15/8-23-15	12,050.00
					PROJECT 0190-0359-0 7-27-15/8-23-15	2,157.00
					PROJECT 0190-0324-0 7-27-15/08-23-15	1,940.50
					PROJECT #0190-0333-0 7-27-15/8-23-15	162.00
					PROJECT 0190-0346-0 7-27-15/8-23-15	200.00
					PROJECT 0190-0342-0 7-27-15/8-23-15	356.00
					PROJECT 0190-0349-0 7-27-15/8-23-15	2,157.90
					PROJECT 0190-0354-0 7-27-15/8-23-15	243.00
					PROJECT 0190-0243-0 0727-15	220.00
					MCKINLEY PARK IMPROVMENTS	2,019.50
						23,083.20
11/06/2015	PNC	119467	AEW	VOID		V
11/06/2015	PNC	119468	AIRGAS	AIRGAS USA, LLC	HELIUM	281.10
					LG ACETYLENE/LG. ARGON/LG. OXYGEN	142.40
					LG. ACETYLENE/LG. HELIUM/LG. OXYGEN	106.10
						529.60
11/06/2015	PNC	119469	AMAZON	GECRB/AMAZON	BOOKS	225.97
					BOOKS	235.10
					BOOKS	70.86
					BOOKS	88.81
					BOOKS/LIBRARY	20.55
					CREDIT/BOOKS	(0.02)
					CREDIT/ BOOKS	(0.03)
					CREDIT/BOOKS	(0.05)
					CREDIT/BOOKS	(0.91)
					CREDIT/BOOKS	(3.00)
					CREDIT/BOOKS	(0.05)
					CREDIT/BOOKS	(0.06)
					CREDIT/BOOKS	(0.02)
					CREDIT/BOOKS	(0.01)
						637.14
11/06/2015	PNC	119470	AMAZON	VOID		V
11/06/2015	PNC	119471	AMEMES	AMERICAN MESSAGING	LOCKBOX PAYMENT/DPW	43.53
11/06/2015	PNC	119472	AMEGAS	AMERIGAS-STERLING HEIGHTS	PROPANE	606.24
11/06/2015	PNC	119473	ASPUNL	ASPHALT UNLIMITED, INC	SENIOR CENTER PAVING	3,875.00

CHECK REGISTER FOR CITY OF FRASER
 CHECK DATE FROM 11/01/2015 - 11/30/2015

Check Date	Bank	Check	Vendor	Vendor Name	Description	Amount
11/06/2015	PNC	119474	AUSAUS	AUSILIO LAW GROUP	INDIGENT ATTORNEY FEES INDIGENT ATTORNEY FEES INDIGENT ATTORNEY FEES	175.00 337.50 175.00 687.50
11/06/2015	PNC	119475	AUTMOT	AUTO MOTIVE ENHANCERS, INC	MAINTENANCE/ 2001 CHEVY EXPRESS G2500 MAINTENANCE 2014 FORD TAURUS MAINTENANCE 2014 FORD F-150	280.74 206.51 937.18 1,424.43
11/06/2015	PNC	119476	BANVAC	BANK'S VACUUM - SHELBY TWP	VACCUMN/PS HEPA FILTER	214.98 10.99 225.97
11/06/2015	PNC	119477	BARCAM	CAMILLA BARKOVIC	INDIGENT ATTORNEY FEES INDIGENT ATTORNEY FEES	150.00 275.00 425.00
11/06/2015	PNC	119478	BOBSAN	BOBS SANITATION SERVICE, INC	CONSTRUCTION RESTROOMS/STEPHANS PARK	320.00
11/06/2015	PNC	119479	BROKIM	KIMBERLY T. BROWN	INDIGENT ATTORNEY FEES	175.00
11/06/2015	PNC	119480	BURJEF	JEFFREY M. BURNS PLC	INDIGENT ATTORNEY FEES	225.00
11/06/2015	PNC	119481	CENTRA	CENTRAL TRANSPORT	ASPHALT MACHINE	141.22
11/06/2015	PNC	119482	MISC	CERIDIAN		664.00
11/06/2015	PNC	119483	CHIRAN	RANDALL J. CHIOINI	INDIGENT ATTORNEY FEES	175.00
11/06/2015	PNC	119484	CHRCO	CHRISTIAN CONCRETE CUTTING INC.	CONCRETE/ASPHALT SAWING 31273 EAST WIND	275.00
11/06/2015	PNC	119485	999BLD	CHRISTINE DALTON	REFUND- OVERPAYMENT OF ROOF PERMIT	45.00
11/06/2015	PNC	119486	METCHR	CHRISTOPHER METRY	INDIGENT ATTORNEY FEES	225.00
11/06/2015	PNC	119487	CINTAS	CINTAS CORPORATION #354	JANITORIAL SUPPLIES DPW JANITORIAL SUPPLIES DPW JANITORIAL SUPPLIES/LIBRARY JANITORIAL SUPPLIES/SENIOR HOUSING JANIRIAL SUPPLIES/SR. CENTER JANITORIAL SUPPLIES/CITY HALL	400.00 1,138.93 79.48 79.80 129.09 241.81 2,069.11
11/06/2015	PNC	119488	CLANCY	CLANCY EXCAVATING CO	BROKEN ASPHALT/CRUSHED CONCRETE	3,536.99
11/06/2015	PNC	119489	COJJEF	LAW OFFICES OF JEFFREY A COJOCAR PC	INDIGENT ATTORNEY FEES	75.00
11/06/2015	PNC	119490	CONENG	CONSUMERS ENERGY	GAS 9-11-15/10-10-15 HIDDEN PINE GAS 9-11-15/10-09-15 LIBRARY GAS 9-17-15/10-15-15 CITY HALL 9-18-15/10-16-15/KENDALL GAS 9-18-15/10-16-15 MASONIC GAS 09-18-15/10-16-15/MASONIC GAS 9-18-15/10-16-15/KENDALL	121.45 58.64 487.37 28.20 27.63 20.45 51.47 795.21
11/06/2015	PNC	119491	CROJAS	JASMIN CROMWELL	ADULT YOGA CLASSES REC	31.50
11/06/2015	PNC	119492	CZAJAM	JAMES CZARNECKI II	INDIGENT ATTORNEY FEES INDIGENT ATTORNEY FEES	175.00 225.00 400.00

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11/06/2015	PNC	119493	DTEENG	DETROIT ENERGY	INSTALLATION FEE FOR ELECTRICAL SERVICE	100.00
11/06/2015	PNC	119494	DTEENG	DETROIT ENERGY	ELECTRIC BILLS NOVEMBER 2015	7,757.72
11/06/2015	PNC	119495	DTESTR	DETROIT ENERGY STREET LIGHTS	COMPANY OWNED ORNAMENTAL SEPT 2015	8,815.32
					TRAFFIC/SIGNAL LIGHTS SEPT 2015	106.24
					COMPANY OWNED OVERHEAD SPET 2015	9,790.60
						18,712.16
11/06/2015	PNC	119496	DETWAT	DETROIT WATER & SEWERAGE DEPT	CITY WATER 10-23-15/12-07-15	8,898.79
11/06/2015	PNC	119497	DETSHE	SHERRIEE L. DETZLER PLLC	INDIGENT ATTORNEY FEES	75.00
11/06/2015	PNC	119498	DOTTIM	DOTY LAW	INDIGENT ATTORNEY FEES	50.00
11/06/2015	PNC	119499	9999BB	EDWARD AND REBECCA HYVONEN	BOND RELEASE	100.00
11/06/2015	PNC	119500	FRALAW	FRASER LAWN CENTER, INC	SPARK PLUG	2.99
11/06/2015	PNC	119501	G2CON	G2 CONSULTING GROUP, LLC	AEW NO. 0190-0356/2015 RESURFACING SERVI	3,248.00
					AEW PROJECT #0190-0356 RESURFACING SERVI	1,633.50
					PROJECT#150545/MCKINLEY PARK QC AND TEST	803.00
						5,684.50
11/06/2015	PNC	119502	GREPES	GREAT LAKES PEST CONTROL CO. INC	PEST CONTROL OCT 2015/CITY HALL	75.00
					PEST CONTROL OCT 2015/34935 HIDDEN PINE	50.00
					PESTS CONTROL OCT 2015/LIBRARY	50.00
					PEST CONTROL OCT 2015/DPW	50.00
						225.00
11/06/2015	PNC	119503	GUNMET	GUNNERS METERS & PARTS, INC	SUPPLIES/DPW-WATER	2,615.00
11/06/2015	PNC	119504	HALFIR	HALT FIRE	TWIST LOCK STROBE	83.45
					MOBILE REPAIR	1,360.84
					MOBILE REPAIR	1,643.22
						3,087.51
11/06/2015	PNC	119505	HAMDOU	DOUG HAMEL	INDIGENT ATTORNEY FEES	75.00
11/06/2015	PNC	119506	HAUDAV	DAVID R. HAUGAN	INDIGENT ATTORNEY FEES	175.00
11/06/2015	PNC	119507	HDSWW	HD SUPPLY WATERWORKS, LTD	WATER DEPT. SUPPLIES	673.80
11/06/2015	PNC	119508	HILJAM	LAW OFFICES OF JAMES R. HILLER PPC	INDIGNET ATTORNEY FEES	225.00
11/06/2015	PNC	119509	HURWHO	HURON WHOLESALE SUPPLY, INC	2 X 4 X3/4 CELOTEX (64 FT)	149.40
11/06/2015	PNC	119510	INGRAM	INGRAM LIBRARY SERVICES	BOOKS	47.14
11/06/2015	PNC	119511	IROAND	ANDREA C. IRONS	INDIGENT ATTORNEY FEES	275.00
11/06/2015	PNC	119512	999LIB	JOHN SANZENBACHER	WINDOW WORK - BAUMGARTNER HOUSE	1,275.00
11/06/2015	PNC	119513	999REC	KELLY FARMER	PROGRAM CANCELATION BY PARENT FOR PARENT	60.00
11/06/2015	PNC	119514	KRATHO	THOMAS KRALL	INDIGENT ATTORNEY FEES	75.00
11/06/2015	PNC	119515	LEBRO	LEBRO CHEMICAL COMPANY	ICE MELTER	758.75
11/06/2015	PNC	119516	LESTIR	LESLIE TIRE	TIRES/PS	780.00
11/06/2015	PNC	119517	FRALIB	LIBRARY PETTY CASH	LIBRARY PETTY CASH	118.73
11/06/2015	PNC	119518	LUCMAN	LUCIDO & MANZELLA PC	INDIGENT ATTORNEY FEES	75.00
11/06/2015	PNC	119519	MCROAD	MACOMB COUNTY DEPARTMENT OF ROADS	CONCRETE PAVEMENT REPAIR	92,735.87
11/06/2015	PNC	119520	MCPWK	MACOMB COUNTY TREASURER	IWC CHARGES FOR SEPTEMBER 2015	7,672.50
11/06/2015	PNC	119521	MCTRCT	MACOMB COUNTY TREASURER	COUNTY LIBNRARY FEE - OCT 2015	359.40
11/06/2015	PNC	119522	MCTRS	MACOMB COUNTY TREASURER		1,693.02
11/06/2015	PNC	119523	MALJAS	JASON MALKIEWICZ	INDIGENT ATORNEY FEES	37.50
11/06/2015	PNC	119524	MACEO	MI ASSOCIATION OF	CODE ENFORCEMENT OFFICIALS MEETING 11-10	20.00
11/06/2015	PNC	119525	MACEO	MI ASSOCIATION OF	CODE ENFORCEMENT OFFICIALS MEETING	20.00
11/06/2015	PNC	119526	MWCOMP	MICHIGAN MUNICIPAL WORKER'S COMP	WORKERS COMPENSATION PREMIUM 3RD QUARTER	21,567.00
11/06/2015	PNC	119527	MWCOMP	VOID		
11/06/2015	PNC	119528	MIRCT	STATE OF MICHIGAN TREASURER		23,409.86
11/06/2015	PNC	119529	MISANT	ANTHONY MISURACA	INDIGENT ATTORNEY FEES	175.00
11/06/2015	PNC	119530	999LIB	MT. CLEMENS LIBRARY	LOST BOOK PAYABLE TO MT. CLEMENS LIBRARY	55.07

Check Date	Bank	Check	Vendor	Vendor Name	Description	Amount
11/06/2015	PNC	119531	OCC	OAKLAND COMMUNITY COLLEGE	ADVANCE TRAINING 911/PS	190.00
11/06/2015	PNC	119532	OFFMAX	OFFICEMAX INCORPORATED	ENVELOPES	21.02
11/06/2015	PNC	119533	PITBOW	PITNEY BOWES	INK	339.98
11/06/2015	PNC	119534	PBEASY	EASYPERMIT POSTAGE	POSTAGE	412.70
11/06/2015	PNC	119535	PRISYS	PRINTING SYSTEMS, INC	POLL LIST SHEETS/WITH LABELS	175.00
11/06/2015	PNC	119536	RECPET	RECREATION PETTY CASH	PETTY CASH/REC	210.54
11/06/2015	PNC	119537	9999BB	ROGER AND KATIE BIESIADA	RELEASE BOND	100.00
11/06/2015	PNC	119538	S&SSPR	S&S SPRINKLER SERVICE	SPRINKLER WINTER MAINTENANCE	830.00
11/06/2015	PNC	119539	SCHCAH	SCHOENHERR, CAHILL & WARNEZ, PC	INDIGENT ATTORNEY FEES	200.00
11/06/2015	PNC	119540	SCOCON	SCODELLER CONSTRUCTION, INC.	JOINT AND CRACK SEALING	51,719.53
11/06/2015	PNC	119541	SHIJAM	JAMES SHIMKO	INSPECTOR FEE- OCT 2015	400.00
11/06/2015	PNC	119542	SIMJOH	LAW OFFICES OF JOHN J. SIMON	INDIGENT ATTORNEY FEES	225.00
11/06/2015	PNC	119543	SPEEDC	SPEED CLEAN SERVICE	POWERS WASH STEPHANS PARK RESTROOMS	160.00
					APT#111 COMPLETE CLEAN	160.00
						320.00
11/06/2015	PNC	119544	MISC	ST. CLAIR, KAREN	UB REFUND FOR ACCOUNT: 121-00650-00	214.58
11/06/2015	PNC	119545	STESAR	SARAH STESLICKI	INDIGENT ATTORNEY FEES	262.50
11/06/2015	PNC	119546	STETRI	STEVEN TRINER	HEALTH CARE REIMBURSEMENT/AUG-OCT 2015	675.00
11/06/2015	PNC	119547	MISC	SUSAN BOWLIN	PHONE REPAIR	117.00
11/06/2015	PNC	119548	TEAFIN	TEAM FINANCIAL GROUP, INC	SUPPLIES - LIBRARY COPIER	238.46
11/06/2015	PNC	119549	USASAF	USA SAFE & LOCK	INSTALL CYLINDERS ON DOORS	907.50
11/06/2015	PNC	119550	VANROB	ROBERT J. VANHOUTTE	INDIGENT ATTORNEY FEES	225.00
11/06/2015	PNC	119551	999FIN	WILLIAM LOCICCHIO	SIDEWALK REPAIR NOT PERFORMED/CHARGED TO	324.50
11/06/2015	PNC	119552	WORBOO	WORLD BOOK, INC	BOOKS LIBRARY	169.00
					BOOKS LIBRARY	635.00
						804.00
11/06/2015	PNC	119553	XTRMAN	XTRALIGHT MANUFACTURING, LTD	FIXED NETWORK AMI SYSTEM	22,953.00
11/17/2015	PNC	119625	MISC	MICHELE KWIATKOWSKI	MISC. EXPENSE	305.24
11/18/2015	PNC	119626	SHIJAM	JAMES SHIMKO	PLUMBING INSP.	1,080.00
11/18/2015	PNC	99(E)	ENTERP	ENTERPRISE FM TRUST	ENTERPRISE FLEET MANAGEMENT	12,053.80
					R & M PARTS-PS	1,090.07
						13,143.87
11/20/2015	PNC	119554	AEW	ANDERSON, ECKSTEIN & WESTRICK, INC	SEPT 21-OCT 18 2015/PROJECT 0190-0359-0	1,100.50
					SEPT 21-OCT 18 2015/PROJECT 0190-0355-0	1,023.20
					SEPT 21 - OCT 18 2015/PROJECT# 0190-0354	517.40
					SEPT 21-OCT 18, 2015/PROJECT #0190-0349-	279.20
					SEPT 21-OCT 18 2015/PROJECT #0190-0346-0	300.00
					SEPT 21 - OCT 18 2015/PROJECT#0190-0342-	140.50
					SEPT 21-OCT 18 2015/PROJECT#0190-0329-0	657.10
					SEPT 21-OCT 18 2015 PROJECT#0190-0324-0	1,144.00
					SEPT 21/OCT 18 2015/ PROJECT# 0190-0307-	560.00
					SEPT 21-OCT 18 2015/PROJECT#0190-0243-0	120.00
					SEPT 21 - OCT 18 2015/PROJECT#0190-0152-	70.00
						5,911.90
11/20/2015	PNC	119555	AEW	VOID		
11/20/2015	PNC	119556	999REC	ALLEGRA LOUTH	REFUND/REC	10.00
11/20/2015	PNC	119557	999LIB	AMATULHAGG ASMAA	LIBRARY BOOK REFUND	8.45
11/20/2015	PNC	119558	ASPUNL	ASPHALT UNLIMITED, INC	ASPHALT REPAIR/UTICA ROAD	3,995.00
11/20/2015	PNC	119559	SBC	AT&T	PHONE CHARGES/PS NOV 2015	100.68
					PHONE CHARGES DPW/OCT 25/NOV. 24, 2015	153.64

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					PHONE CHARGES FIN/OCT 22-NOV 21, 2015	28.64
						282.96
11/20/2015	PNC	119560	BELEQU	BELL EQUIPMENT COMPANY	SUPPLIES/DPW	1,220.00
11/20/2015	PNC	119561	999REC	BRENDAN GORDLEY	REFEREE FEE/REC	96.00
11/20/2015	PNC	119562	BSNSPO	BSN SPORTS INC	UMPIRE/REFEREE FLAG/REC	155.92
11/20/2015	PNC	119563	BURSPO	BURKE'S SPORT HAVEN, INC	BASKETBALL T-SHIRTS/REC	210.00
					FLAG FOOTBALL TSHIRTS/REC	48.00
						258.00
11/20/2015	PNC	119564	CINFIR	CINTAS FIRST AID & SAFETY	SUPPLIES/DPW	44.65
11/20/2015	PNC	119565	COMCAS	COMCAST	CABLE CHARGES/DPW	82.50
11/20/2015	PNC	119566	999REC	CONNOR FERGUSON	REFEREE FEE/REC	108.00
11/20/2015	PNC	119567	CONENG	CONSUMERS ENERGY	SENIOR HOUSE #123	18.13
					SENIOR HOUSE#207	12.09
					GAS SENIOR HOUSE #103	6.05
						36.27
11/20/2015	PNC	119568	CORMUN	CORNERSTONE MUNICIPAL	ACA MONTHLY FEE-NOVEMBER 2015	833.33
11/20/2015	PNC	119569	CROJAS	JASMIN CROMWELL	CHAIR YOGA/REC	552.00
11/20/2015	PNC	119570	DALES	DALE'S LANDSCAPING SUPPLY, INC	SALT DOME COVER/DPW	139.50
11/20/2015	PNC	119571	DETELE	DETROIT ELEVATOR COMPANY	MAINTENANCE NOV 2015	175.00
					POWER PACK ASSEMBLY/LIBRARY	220.00
						395.00
11/20/2015	PNC	119572	999REC	DETROIT HISTORICAL SOCIETY	DETROIT HISTORICAL SOCIETY TOUR/SENIOR C	440.00
11/20/2015	PNC	119573	MISC	ELISSA R. ZIMMER	MLA CONFERNCE/LIBRARY	10.00
11/20/2015	PNC	119574	ERASER	ERADICO PEST SERVICES, INC	PEST CONTROL SENIOR HOUSING	55.00
11/20/2015	PNC	119575	FALCON	FALCON ROAD MAINTENANCE EQUIPMENT	ASHPHALT RELEASE AGENT AND PUMP/DPW	1,569.64
11/20/2015	PNC	119576	HARLIF	THE HARTFORD-PRIORITY ACCOUNTS	PREMIUM MONTH OF NOVEMBER 2015	3,579.19
11/20/2015	PNC	119577	HARLIF	VOID		
11/20/2015	PNC	119578	HDSWW	HD SUPPLY WATERWORKS, LTD	WATER DEPARTEMENT SUPPLIES	156.48
11/20/2015	PNC	119579	HOMDEP	HOME DEPOT CREDIT SERVICES	SUPPLIES/DPW	120.58
					SUPPLIES/DPW	39.80
					SUPPLIES/DPW	59.26
					SUPPLIES/SENIOR HOUSING	24.11
					SUPPLIES/HISTORICAL COMMISSION	24.44
					SUPPLIES/DPW	94.97
					SUPPLIES/SENIOR HOUSING	29.91
					SUPPLIES/DPW	135.47
						528.54
11/20/2015	PNC	119580	HOMDEP	VOID		
11/20/2015	PNC	119581	MISC	JIMMY JOHNS STORE #310	NOVEMBER 16TH MAYOR AND COUNCIL SWEARING	197.33
11/20/2015	PNC	119582	ELLJOH	JOHN C. ELLIS	HEALTH CARE REIMBURSEMENT NOVE 2015	225.00
11/20/2015	PNC	119583	KERALB	KERR ALBERT OFFICE SUPPLY	OFFICE SUPPLIES/FINANCE	68.20
11/20/2015	PNC	119584	KINMAR	MARK KING	HEALTH CARE REIMBURSEMENT NOV 20125	225.00
11/20/2015	PNC	119585	KIRHUT	KIRK, HUTH, LANGE & BADALAMENTI PLC	PROFESSIONAL SERVICES OCTOBER 2015	1,512.25
11/20/2015	PNC	119586	KNATRU	KNAPHEIDE TRUCK EQUIPMENT	SUPPLY AND INSTALL PARTS SNOW PLOW/TRUCK	5,685.00
11/20/2015	PNC	119587	KONICA	KONICA MINOLTA BUSINESS SOLUTIONS	MONTHLY SERVICE FEE OCT 2015	19.26
11/20/2015	PNC	119588	LESTIR	LESLIE TIRE	TIRES/TRUCK #9	540.00
11/20/2015	PNC	119589	MCROAD	MACOMB COUNTY DEPARTMENT OF ROADS	TRAFFIC SIGNAL MAINTENANCE	476.65
11/20/2015	PNC	119590	MACDAI	THE MACOMB DAILY	2016 SUBSCRIPTION	286.00
11/20/2015	PNC	119591	MAIPLU	MAIL PLUS	MAILING/LIBRARY	3.95

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					MAILING/DPW WATER SAMPLE	272.20
					MAILING/LIBRARY	6.65
					MAILING/LIBRARY	5.95
						<u>288.75</u>
11/20/2015	PNC	119592	MASGAR	MASTER GARDENER LAWN CENTER	OCTOBER MAINTENANCE	2,500.00
11/20/2015	PNC	119593	MEIJER	MEIJER	CITY OF FRASER PHOTO CONVERTED TO WALL S	381.56 V
11/20/2015	PNC	119594	MERS	MERS	EMPLOYEE RETIREMENT	226,626.89
11/20/2015	PNC	119595	MACEO	MI ASSOCIATION OF	2016 ANNUAL DUES MACEO	60.00
11/20/2015	PNC	119596	MACEO	MI ASSOCIATION OF	2016 ANNUAL MACEO DUES	60.00
11/20/2015	PNC	119597	MICTEL	MICH TEL	SERVICE CALL/ASSESSING PHONES/GOODFELLOW	170.00
11/20/2015	PNC	119598	MINMIX	MINI MIX, INC	CONCRETE/33246 REGAL	1,300.00
					CONCRETE 31234 E. WIND	632.50
					CONCRETE 15321 SHERWOOD	1,003.00
						<u>2,935.50</u>
11/20/2015	PNC	119599	OCC	OAKLAND COMMUNITY COLLEGE	ADVANCE POLICE TRAINING	190.00
11/20/2015	PNC	119600	ORITRA	ORIENTAL TRADING CO. INC	PROGRAM SUPPLIES/REC	78.20
11/20/2015	PNC	119601	999REC	PAUL BAUR	REFEREE FEE/REC	108.00
11/20/2015	PNC	119602	PLAMOR	PLANTE MORAN	SERVICES THROUGH OCTOBER 31, 2015	18,065.63
11/20/2015	PNC	119603	PRIOFF	PRIME OFFICE INNOVATIONS	PRINTER MAINTENANCE/DC	131.99
11/20/2015	PNC	119604	QMIGRO	QMI GROUP, INC	CHRISTMAS IN FRASER BUTTONS/REC	287.66
11/20/2015	PNC	119605	RATSEP	RATTEE SEPTIC	SEPTIC TANK PUMPING	600.00
11/20/2015	PNC	119606	RAYELE	RAY ELECTRIC	LIGHTING	118.32
					LIGHTING SUPPLIES/COUNCIL CHAMBERS	294.32
						<u>412.64</u>
11/20/2015	PNC	119607	RECPET	RECREATION PETTY CASH	PETTY CASH RECREATION	277.29
11/20/2015	PNC	119608	REINDE	REINDEL TRUE VALUE	OCTOBER BILLING	611.60
11/20/2015	PNC	119609	RIZZO	RIZZO SERVICES	REFUSE/RECYCLE/COMPOST	58,998.25
11/20/2015	PNC	119610	999LIB	ROBIN COOK	LIBRARY BOOK REFUND	9.00
11/20/2015	PNC	119611	ROSRUB	ROSEN PUBLISHING	BOOKS/LIBRARY	20.70
11/20/2015	PNC	119612	999REC	SEBASTIAN TAVALARI	REFEREE FEE/REC	108.00
11/20/2015	PNC	119613	SHIJAM	JAMES SHIMKO	PLUMBING INSPECTOR PAY OCTOBER 2015	1,080.00 V
11/20/2015	PNC	119614	SHRCOR	SHREDCORP	SHREDDING SEPTEMBER 2105/REC	30.00
					SHREDDING ACTIVITY CENTER OCTOBER 2015/R	30.00
						<u>60.00</u>
11/20/2015	PNC	119615	SPEEDC	SPEED CLEAN SERVICE	CLEAN STEPHANS PARK RESTROOMS	160.00
					CLEAN CT FLOORS	375.00
						<u>535.00</u>
11/20/2015	PNC	119616	STETRI	STEVEN TRINER	HEALTH CARE REIMBURSEMENT NOE 2015	225.00
11/20/2015	PNC	119617	999REC	TROY SMITH	REFEREE FEE/REC	108.00
11/20/2015	PNC	119618	ULTFLO	ULTRA FLOORS	FLOORING #103	1,264.54
					FLOORING #114	864.86
						<u>2,129.40</u>
11/20/2015	PNC	119619	VERIZON	VERIZON	PHONE CHARGES SEPT/OCT 2015	11.27
11/20/2015	PNC	119620	9999CT	VICTORIA L. RESKE	RESTITUTION PAYMENT	300.00
11/20/2015	PNC	119621	WOLRON	RONALD WOLBER	HEALTH CARE REIMBURSEMENT NOV 2015	225.00
11/20/2015	PNC	119622	9999BB	WOODS CONSTRUCTION AND INTERIORS	BOND RELEASE	250.00
11/20/2015	PNC	119623	WOWCAB	WOW INTERNET-CABLE-PHONE	CABLE CHARGES ACTIVITY CENTER	193.89
11/20/2015	PNC	119624	YORDOL	YORK, DOLAN & TOMLINSON, P.C.	LEGAL SERVICES OCTOBER 2015	8,324.00

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11/20/2015	PNC	119627	39PROB	39TH DISTRICT COURT - ROSEVILLE	OVERSIGHT FEES	280.00
11/20/2015	PNC	119628	39THRS	39TH DISTRICT COURT ROSEVILLE	ALCOHOL EDUCATION PROGRAM	75.00
11/20/2015	PNC	119629	ABRGAF	ABRAHAM & GAFFNEY, P.C.	AUDIT FIELDWORK	15,000.00
11/20/2015	PNC	119630	AIRGAS	AIRGAS USA, LLC	HELIUM/PROPANE RENTAL	59.21
					LG. ACETYLENE/LR. HELIUM/LARGE OXYGEN	109.27
					LG. ACETYLENE/LARGE ARGON/LARGE OXYGEN	146.78
						315.26
11/20/2015	PNC	119631	ABPA	AMERICAN BACKFLOW PREVENTION ASSOC.	NATIONAL MEMBERSHIP FEE	105.00
11/20/2015	PNC	119632	ANNARB	ANN ARBOR CREDIT BUREAU, INC		179.08
11/20/2015	PNC	119633	ASPUNL	ASPHALT UNLIMITED, INC	ASHPHALT REPAIR CAR WASH/MCNAMEE & HANOV	3,995.00
11/20/2015	PNC	119634	SBC	AT&T	PHONE CHARGES OCT 11-NOV 10, 2015 SENIOR	25.01
11/20/2015	PNC	119635	AT&TCAP	AT&T CAPITAL SERVICES, INC.	E911 POSITRON VIPER SOLUTION WITH ALL AT	1,452.81
11/20/2015	PNC	119636	AUTMOT	AUTO MOTIVE ENHANCERS, INC	AUTOMOTIVE SUPPLIES/2009 JEEP	56.26
					AUTOMOTIVE SUPPLIES/2014 FORD F-150	36.81
						93.07
11/20/2015	PNC	119637	BADPIG	BAD PIG CUSTOMS	MOTORCYCLE REPAIR UNIT 1	300.00
					MOTORCYCLE REPAIR UNIT#2	257.00
						557.00
11/20/2015	PNC	119638	BOA	BANK OF AMERICA		27.82
						26.73
						54.55
11/20/2015	PNC	119639	BUDGAR	GARY BUDCHUK	PAYMENT FOR CHECKS RETURNED	1,253.56
11/20/2015	PNC	119640	CHRCON	CHRISTIAN CONCRETE CUTTING INC.	CONCRETE/ASPHALT SAWING UTICA RD. WATER	275.00
11/20/2015	PNC	119641	999LIB	CHRISTINE TRICARICO	AUTHOR VISIT/LIBRARY	50.00
11/20/2015	PNC	119642	CINTAS	CINTAS CORPORATION #354	SUPPLIES/SENIOR CENTER	161.53
					SUPPLIES/DPW	110.00
					SUPPLIES/DPW	1,171.37
					SUPPLIES/LIBRARY	111.92
					SUPPLIES/SENIOR HOUSING	112.24
					SUPPLIES/CITY HALL	274.25
						1,941.31
11/20/2015	PNC	119643	COMMIN	COMPASS MINERALS	BULK HIGHWAY COARSE/DPW	11,553.37
					BULK HIGHWAY COARSE/DPW	11,349.33
						22,902.70
11/20/2015	PNC	119644	CONENG	CONSUMERS ENERGY	GAS SENIOR HOUSE #307	4.48
11/20/2015	PNC	119645	EBSCO	EBSCO	MAGAZINE RENEWALS/LIBRARY	2,210.05
11/20/2015	PNC	119646	ESKROO	ESKO ROOFING AND SHEET METAL, INC.	SENIOR CENTER ROOF REPAIR	281.00
11/20/2015	PNC	119647	FIRCHO	FIRST CHOICE SERVICES	COFFEE SUPPLIES/SENIOR CENTER/REC	207.41
11/20/2015	PNC	119648	FISAUT	FISHER AUTO PARTS, INC	AUTO PARTS	204.48
11/20/2015	PNC	119649	FCOA	FRASER COMMAND OFFICERS ASSOC	POLC UNION DUES OCTOBER 2015	520.00
11/20/2015	PNC	119650	FRADIS	FRASER DISPATCHERS ASSOCIATION	DISPATCH UNION DUES FOR OCTOBER 2015	412.50
11/20/2015	PNC	119651	FRALIE	FRASER LIEUTENANTS ASSOCIATION	LIEUTENTNATS UNION DUES OCTOBER 2015	120.00
11/20/2015	PNC	119652	FRALIO	FRASER LIONS	TENT RENTAL FOR CITY PICNIC/REC	765.00
11/20/2015	PNC	119653	FPOAM	FRASER POLICE OFFICERS ASSOCIATION	POAM UNION DUES OCTOBER 2016	2,036.50
11/20/2015	PNC	119654	FRAWAT	CITY OF FRASER	9-16-15/10-20-15 WATER BILLS	2,679.32

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					10/7/15-9/16/15 PARK MAINTENANCE WATER	29.81
						<u>2,709.13</u>
11/20/2015	PNC	119655	999REC	FRIENDS OF THE OCTAGON HOUSE	TOUR OF OCTAGON HOUSE/ACTIVITY CENTER	70.00
11/20/2015	PNC	119656	GRELAK	GREAT LAKES SECURITY HARDWARE	KEYS/DPW	20.00
11/20/2015	PNC	119657	HEINAPP	HEINOWSKI APPRAISAL AND CONSULTING,	APPRAISAL SERVICES/FRASER HOCKEYLAND	9,600.00
11/20/2015	PNC	119658	MISC	HEYDENREICH HOLDINGS LLC LLC	FULL REFUND FOR REMOVAL OF ROYAL PARK WE	920.00
11/20/2015	PNC	119659	HITS	HITS, INC	PATROL OFFICER TRAINING	250.00
11/20/2015	PNC	119660	INACOM	INACOMP	COMPUTER SUPPLIES	1,287.35
					COMPUTER SUPPLIES	<u>264.98</u>
						1,552.33
11/20/2015	PNC	119661	999REC	JANICE KLINK	REFUND CANCELLATION OF PROGRAM/REC	27.00
11/20/2015	PNC	119662	999REC	JENNIFER CHRISTMAN	REFUND CANCELLATION OF PROGRAM/REC	32.00
11/20/2015	PNC	119663	JOHNTT	JOHNSON THERMOL TEMP INC	SERVICE CALL STEPHENS PARK	325.00
11/20/2015	PNC	119664	K/EELE	K/E ELECTRIC SUPPLY CORP.	LIGHTING SUPPLIES/DPW	345.11
					LIGHTING SUPPLIES/DPW	84.45
					LIGHTING/DPW	49.91
					LIGHTING SUPPLIES/DPW	68.90
					CREDIT/LIGHTING SUPPLIES DPW	<u>(246.96)</u>
						301.41
11/20/2015	PNC	119665	999REC	KATHLEEN FARNUM	REFUND FOR VAN CARD/REC	15.00
11/20/2015	PNC	119666	MISC	KELLY ANN DOLLAND	SUPPLIES FOR MAYOR AND COUNCIL SWEARING	112.29
11/20/2015	PNC	119667	999REC	KEN PHAM	REFEREE FEE/REC	48.00
11/20/2015	PNC	119668	999REC	KIMBERLY VALADE	REFUND CANCELLATION OF PROGRAM/REC	64.00
11/20/2015	PNC	119669	KONICA	KONICA MINOLTA BUSINESS SOLUTIONS	MONTHLY SERVICE FEE	60.06
11/20/2015	PNC	119670	MCFIN	MACOMB COUNTY FINANCE DEPARTMENT	PAPER ORDER NOVEMBER 2015	248.44
11/20/2015	PNC	119671	MCPWK	MACOMB COUNTY TREASURER	POLLUTANT SURCHARGE 8-14-15/9-16-15	88.34
					DWSD DISPOSAL SERVICES/OMI O & M/MCWDD	<u>205,086.37</u>
						205,174.71
11/20/2015	PNC	119672	MAXTOW	MAXX TOWING & TRANSPORT	TOW FEES	2,725.00
11/20/2015	PNC	119673	MCDLOR	LORENA MCDOWELL	MLA CONFERENCE PARKING REIMBURSEMENT	10.00
11/20/2015	PNC	119674	MERS	MERS	EMPLOYEE RETIREMENT	229,484.66
					REMAINING PENSION BALANCE JULY & SEPTEM	<u>17,872.82</u>
						247,357.48
11/20/2015	PNC	119675	OAKLAN	OAKLAND COUNTY	CLEMIS LIVESCAN UPGRADE	7,985.74
11/20/2015	PNC	119676	OFFMAX	OFFICEMAX INCORPORATED	OFFICE SUPPLIES	82.90
					OFFICE SUPPLIES	<u>97.27</u>
						180.17
11/20/2015	PNC	119677	PETMIC	MICHAEL PETTYES	SUPPLIES	62.46
11/20/2015	PNC	119678	PRISYS	PRINTING SYSTEMS, INC		13.66
11/20/2015	PNC	119679	RAYELE	RAY ELECTRIC	LIGHTING/LIBRARY	11.61
					LIGHTING/LIBRARY	<u>89.62</u>
						101.23
11/20/2015	PNC	119680	SHEKEN	KEN SHEPARD	POWER WASH SENIOR HOUSING	2,100.00
					PAINTING SENIOR HOUSE#103/#114/#208	<u>3,190.00</u>

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						5,290.00
11/20/2015	PNC	119681	SHR-IT	SHRED-IT USA	SHREDDING CITY HALL	61.25
11/20/2015	PNC	119682	SHRCOR	SHREDCORP	SHREDDING/DC	100.00
11/20/2015	PNC	119683	SPEOIL	SPENCER OIL COMPANY	DIESEL FUEL	1,240.58
					UNLEADED FUEL	3,667.39
						4,907.97
11/20/2015	PNC	119684	STAIND	STATE INDUSTRIAL PRODUCTS	SPW SPECIAL PURPOSE WAX/DPW	293.96
11/20/2015	PNC	119685	SUNMED	SUNSHINE MEDICAL SUPPLY, INC	GLOVES/PS	266.45
11/20/2015	PNC	119686	SUPDEN	SUPPLY DEN	SUPPLIES/PS	5.86
11/20/2015	PNC	119687	TAGTIN	TAG TINTZ & GRAPHX LLC		237.90
11/20/2015	PNC	119688	TEAMST	TEAMSTERS LOCAL 214	TEAMSTERS UNION DUES OCTOBER 2015	1,197.91
11/20/2015	PNC	119689	UNIMAN	UNIQUE MANAGEMENT SERVICES, INC	SMALL BALANCE PLACEMENTS	29.50
					LARGE BALANCE PLACEMENTS	53.70
						83.20
11/20/2015	PNC	119690	UNILAB	UNITED LABORATORIES	JANITORIAL SUPPLIES/DPW	723.31
11/20/2015	PNC	119691	WARRAN	RANDOLPH WARUNEK	PAYMENT FOR PAYCHECKS RETURNED	768.86
11/20/2015	PNC	119692	WOWCAB	WOW INTERNET-CABLE-PHONE	CABLE CHARGES/DPW	132.20
					CABLE CHARGES/PS	174.75
						306.95
11/25/2015	PNC	119693	39PROB	39TH DISTRICT COURT - ROSEVILLE	OVERSIGHT FEES-REPORTING PROBATION	635.00
11/25/2015	PNC	119694	39THRS	39TH DISTRICT COURT ROSEVILLE	NON REPORTING PROBATION FEES	200.00
11/25/2015	PNC	119695	ABSWAT	ABSOPURE WATER COMPANY	C & C COOLER CHARGE NOV 2015/LIB	8.00
					MONTHLY ADMIN CHARGE/LIB	1.55
						9.55
11/25/2015	PNC	119696	ADVPUB	ADVANCED PUBLIC SAFETY, INC	ZEBRA RW420 PRINTER (CLEMIS)/PS	1,001.70
11/25/2015	PNC	119697	AMAZON	GECRB/AMAZON	BOOKS/LIBRARY	181.14
					BOOKS/LIBRARY	12.99
					BOOKS/LIBRARY	14.99
					BOOKS/LIBRARY	176.10
					BOOKS/LIBRARY	14.95
					BOOKS/LIBRARY	14.88
					BOOKS/LIBRARY	15.48
					BOOKS/LIBRARY	19.88
					BOOKS/LIBRARY	19.96
					BOOKS/LIBRARY	75.84
					BOOKS/LIBRARY	129.19
					BOOKS/LIBRARY	106.75
					CREDIT/LIBRARY	(0.02)
					CREDIT/LIBRARY	(0.03)
					CREDIT/LIBRARY	(0.05)
					AMAZON	(0.91)
					CREDIT/LIBRARY	(3.00)
					CREDIT/LIBRARY	(0.05)
					CREDIT/LIBRARY	(0.06)
					CREDIT/LIBRARY	(0.02)
					CREDIT/LIBRARY	(0.01)
					CREDIT/LIBRARY	(4.00)
					CREDIT/LIBRARY	(6.28)
					CREDIT/LIBRARY	(0.01)

Check Date	Bank	Check	Vendor	Vendor Name	Description	Amount	
					CREDIT/LIBRARY	(2.25)	
					CREDIT/LIBRARY	(0.56)	
					CREDIT/LIBRARY	(0.69)	
					CREDIT/LIBRARY	(0.01)	
					CREDIT LIBRARY	(0.01)	
					CREDIT/LIBRARY	(2.00)	
					CREDIT/LIBRARY	(0.04)	
					CREDIT/LIBRARY	(0.02)	
					CREDIT/LIBRARY	(0.02)	
					CREDIT/LIBRARY	(0.01)	
					CREDIT/LIBRARY	(0.03)	
					CREDIT/LIBRARY	(0.01)	
						<u>762.06</u>	
11/25/2015	PNC	119698	AMAZON	VOID			V
11/25/2015	PNC	119699	AMAZON	VOID			V
11/25/2015	PNC	119700	AMAZON	VOID			V
11/25/2015	PNC	119701	AMAZON	VOID			V
11/25/2015	PNC	119702	SBC	AT&T	PHONE CHARGES/PS	50.02	
					PHONE CHARGES/PS	31.16	
					PHONE CHARGES/MGR	<u>759.35</u>	
						840.53	
11/25/2015	PNC	119703	AUDIO	AUDIO SENTRY CORPORATION	FRASER LIFT STATION 12-1-15/12-31-15	47.50	
11/25/2015	PNC	119704	BC600	BLUE CROSS/BLUE SHIELD OF MICHIGAN	DEC 2015 BILLING	35,920.32	
					DEC 2015 BILLING/RETIRES	<u>12,421.10</u>	
						48,341.42	
11/25/2015	PNC	119705	BOBSAN	BOBS SANITATION SERVICE, INC	CONSTRUCTION RESTROOM RENTAL	320.00	
11/25/2015	PNC	119706	BOUTRE	BOUND TREE MEDICAL	SUPPLIES/PS	848.24	
11/25/2015	PNC	119707	BSNSPO	BSN SPORTS INC	MAC X600 VOLLEYBALLS/REC	44.48	
11/25/2015	PNC	119708	COPSPL	C.O.P.S. HEALTH TRUST PLAN	VISION INSURANCE DEC 2015	168.00	
11/25/2015	PNC	119709	CELLEN	LEN CELLETTI	PROF. SERVICE-COURT SECURITY DUTIES	405.00	
11/25/2015	PNC	119710	999REC	CHIVON VERSACE	REFUND/REC	50.00	
11/25/2015	PNC	119711	CINTAS	CINTAS CORPORATION #354	SUPPLIES/LIBRARY	79.48	
					SUPPLIES/DPW	1,138.93	
					SUPPLIES/SR. CENTER	129.09	
					SUPPLIES/CITY HALL	241.81	
					SUPPLIES/SR HOUSING	<u>79.80</u>	
						1,669.11	
11/25/2015	PNC	119712	COLWOL	COLMAN-WOLF SUPPLY CO.	TSHIRTS/DPW	76.00	
11/25/2015	PNC	119713	COSTCO	CAPITAL ONE COMMERCIAL	SUPPLES/PS/DPW/CLERK	61.44	
					SUPPLIES/REC	<u>92.11</u>	
						153.55	
11/25/2015	PNC	119714	DELLEN	DELTA DENTAL OF MICHIGAN	DENTAL BENEFITS ACTIVE & RETIREES DEC. 2	11,946.52	
11/25/2015	PNC	119715	DELLEN	VOID			V
11/25/2015	PNC	119716	DTEENG	DETROIT ENERGY	ELECTRIC SERVICE NOV 2015	30.09	
11/25/2015	PNC	119717	ELESOU	MC&E/ELECTION SOURCE	FLAT METAL BALL END TIES/ELECTION BAGS	35.53	
11/25/2015	PNC	119718	MISC	ELIZABETH A. SLOMINSKI	ELECTION WORKER PAYMENT	205.00	
11/25/2015	PNC	119719	999LIB	EMMA R. HANDRAN	REFUND ON OVERDUE FINE/LIBRARY	10.00	
11/25/2015	PNC	119720	FIRCHO	FIRST CHOICE SERVICES	COFFEE SUPPLIE/REC	133.92	
11/25/2015	PNC	119721	FRACIN	CINDY FRAKES-ZIEGER	TEACHER FEE/REC	168.00	

Check Date	Bank	Check	Vendor	Vendor Name	Description	Amount
					REIMBURSEMENT FOR INDORR PLAYGROUND SUPP	321.75
						489.75
11/25/2015	PNC	119722	FCOA	FRASER COMMAND OFFICERS ASSOC	POLC UNION DUES NOVEMBER 2015	416.00
11/25/2015	PNC	119723	FRADIS	FRASER DISPATCHERS ASSOCIATION	DISPATCH DUES NOVEMBER 2015	300.00
11/25/2015	PNC	119724	FRALIE	FRASER LIEUTENANTS ASSOCIATION	LIEUTENANTS UNION DUES NOVEMBER 2015	96.00
11/25/2015	PNC	119725	FPOAM	FRASER POLICE OFFICERS ASSOCIATION	POAM UNION DUES NOVEMBER 2015	1,618.00
11/25/2015	PNC	119726	GRANIC	GRANICUS, INC	MONTHLY MANAGED SERVICE	395.00
11/25/2015	PNC	119727	HDSWW	HD SUPPLY WATERWORKS, LTD	WATER DEPT. SUPPLIES	795.93
					WATER DEPT. SUPPLIES	84.10
						880.03
11/25/2015	PNC	119728	HEBSAR	SARAH HEBERT	MILEAGE REIMBURSEMENT	106.38
11/25/2015	PNC	119729	HENFOR	HENRY FORD HEALTH SYSTEM	EMPLOYEE TESTING/PS	489.00
					MEDICAL SERVICES/DPW	158.00
						647.00
11/25/2015	PNC	119730	INGRAM	INGRAM LIBRARY SERVICES	BOOKS LIBRARY	364.52
					BOOKS LIBRARY	25.49
					BOOKS/LIBRARY	8.04
					BOOKS/LIBRARY	7.47
					BOOKS/LIBRARY	8.02
					CREDIT/LIBRARY	(6.81)
					CREDIT/LIBRARY	(4.95)
					CREDIT/LIBRARY	(46.12)
						355.66
11/25/2015	PNC	119731	INGRAM	VOID		
11/25/2015	PNC	119732	JOHNTT	JOHNSON THERMOL TEMP INC	SERVICE CALL#203 AND #210 SENIOR HOUSING	2,900.00
11/25/2015	PNC	119733	KERALB	KERR ALBERT OFFICE SUPPLY	OFFICE SUPPLIES/WATER/FINANCE	97.46
11/25/2015	PNC	119734	KINMEL	MELISSA M. KING, P.C.	PRO. SER. MAGISTRATE & ADMIN DUTIES	1,200.00
11/25/2015	PNC	119735	LEBRO	LEBRO CHEMICAL COMPANY	JANITORIAL SUPPLIE/DPW	484.85
					JANITORIAL SUPPLIES/DPW	359.25
					ICE MELTING COMPOUND/DPW	758.75
						1,602.85
11/25/2015	PNC	119736	MISC	LOVE. KURT	Sum Tax Refund 14-06-227-019	53.53
11/25/2015	PNC	119737	MCROAD	MACOMB COUNTY DEPARTMENT OF ROADS	TRAFFIC SIGNAL MAINTENANCE	372.42
11/25/2015	PNC	119738	MCPWK	MACOMB COUNTY TREASURER	IWC CHARGES FOR OCTOBER 2015	7,672.50
11/25/2015	PNC	119739	MACMEC	MACOMB MECHANICAL, INC	RESTROOM REPAIR/LIBRARY	201.00
11/25/2015	PNC	119740	MIDEQ	STATE OF MICHIGAN-DEQ	SAFE DRINKING WATER MANAGEMENT	5,237.59
11/25/2015	PNC	119741	MICTEL	MICH TEL	MONTHLY PHONE CHARGES	991.80
11/25/2015	PNC	119742	MISC	MOUAT. DEAN & WILSON. CELIA	Sum Tax Refund 11-31-303-010	132.42
11/25/2015	PNC	119743	OFFMAX	OFFICEMAX INCORPORATED	OFFICE SUPPLIES/PS	56.06
					OFFICE SUPPLIES/PS	11.95
					OFFICE SUPPLIES/PS	4.06
					OFFICE SUPPLIES	6.25
					OFFICES SUPLES/LIB/FIN/DPW	102.67
					OFFICE SUPPLIES/LIBRARY	27.14
					OFFICE SUPPLIES/DC/LIBRARY	28.57
						236.70
11/25/2015	PNC	119744	OFFMAX	VOID		
11/25/2015	PNC	119745	PHAFOU	PHASE FOUR	AUTOMOTIVE SUPPLIES/DPW	651.00

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12/01/2015 08:51 AM
User: CAROLYNN
DB: Fraser

CHECK REGISTER FOR CITY OF FRASER
CHECK DATE FROM 11/01/2015 - 11/30/2015

Page: 12/12

Check Date	Bank	Check	Vendor	Vendor Name	Description	Amount
11/25/2015	PNC	119746	PRISYS	PRINTING SYSTEMS, INC	BALLOTS/FOLDING 2015 ELECTION ENVELOPES/ABSENT BALLOT RETURN REC. BOARD ENVELOPE/CLERK	2,678.70 370.70 30.63 3,080.03
11/25/2015	PNC	119747	SHRCOR	SHREDCORP	SHREDDING/PS	50.00
11/25/2015	PNC	119748	SPEEDC	SPEED CLEAN SERVICE	CLEANING/ACTIVITY CENTER APT#114 CLEANING CLEAN SEMTA BUS #31038/RECREATION JANITORIAL SERVICE/LIBRARY JANITORIAL SERVICE CITY HALL JANITORIAL SERVICE/PS SERVICE CALL/PS SEMTA BUS#35080/COMPLETE CLEAN	1,199.85 160.00 450.00 170.00 200.00 240.00 110.00 450.00 2,979.85
11/25/2015	PNC	119749	SPEEDC	VOID		
11/25/2015	PNC	119750	TEAMST	TEAMSTERS LOCAL 214	/DPW/CLERICAL UNION DUES NOV 2015	1,183.68
11/25/2015	PNC	119751	TYCINT	TYCO INTEGRATED SECURITY	CHARGES 11-04-15/12-31-15/SENIOR CENTER	73.43
11/25/2015	PNC	119752	ULTFLO	ULTRA FLOORS	CARPET #202/SENIOR CENTER	1,264.54
11/25/2015	PNC	119753	MISC	VORA DINESH	Sum Tax Refund 14-05-429-027	771.37
11/25/2015	PNC	119754	WORCAR	THE WORKS CAR WASH & DETAIL, LLC	FULL SERVICE WASH/OCT-NOV 2015/PS	314.50
11/25/2015	PNC	119755	WOWCAB	WOW INTERNET-CABLE-PHONE	CABLE CHARGES FINANCE	59.81
11/25/2015	PNC	119756	FIRCHO	FIRST CHOICE SERVICES	COFFEE SUPPLIES/DPW COFFEE SUPPLIES/DPW	97.95 53.45 151.40
11/25/2015	PNC	119757	MATCEM	MATTIOLI CEMENT COMPANY	2015 CONCREETE PAVEMENT REPAIR PROGRAM/A	193,985.00
11/25/2015	PNC	119758	PRO-LINE	PRO-LINE ASPHALT PAVING CORPORATION	2015 HMA RESURFACING PROGRAM AEW# 0190-0	160,752.93

PNC TOTALS:

Total of 298 Checks:
Less 17 Void Checks:

Total of 281 Disbursements:

1,704,812.44
1,481.56

1,703,330.88

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Fraser Public Library Board

Minutes of Monday, September 14, 2015

Meeting convened: 1:05 p.m. by Linda, acting in lieu of a current Chair

Attendance: Lorena McDowell, Director; Linda Champion; Dee Laramie; & Tina Bullis

Absent: Bill Kelley (unexcused)

Agenda approval: Using the Agenda model from our May 18th meeting, to be used at this meeting, a motion was made by Linda & seconded by Tina to use it as is. Motion carried.

Approval of minutes: Minutes from our June 8th meeting were approved from a motion made by Dee & seconded by Tina.

Secretary's Report: Linda, as secretary, took the reins to chair today's meeting until a new Board Member is interviewed & confirmed. Once we have 5 again, the Chair position can be up for election. Linda will chair in November as well.

Treasurer's Report: Lorena had nothing to report as she still hasn't gotten an up-to-date fund report. City Hall has now rectified the books up through October, 2014!

Chairperson's Report: The position for Board Member, vacated by Nancy Ehrke in June, was posted. It was on the Website, in the Newsletter, & on the electronic bulletin board, once only. Lorena has spoken with one interested citizen.

Director's Report

Lorena McDowell reported on the following items: ♦**Fund Reports:** None, as reported earlier. She doesn't know when these will be forthcoming & doesn't even really know how much she has spent, officially. The Friends had given the Library \$2,000 in the spring for Children's Books & have now given another \$2,000 for Adult NF materials. ♦**Staffing:** A Youth Services Librarian has been hired. Elissa will complete her YA certification in December, having already finished her library science degree. Ken Dailey is the new Reference Librarian. ♦**Website Development:** Ken is developing a Library website, which will be patron-friendlier than the City's! He is working on this as time permits from regular duties. ♦ **Damaged/Lost Materials:** The Board revisited our Policy, adopted 3/29/11. With updates noted, Linda made a motion, seconded by Tina, to approve the updated policy to go for final approval by the City. Motion carried. A patron has an issue with this policy & wants to come to our November meeting. Linda said she was more than welcome to attend, but we stand by policies which we approve & by Staff who uphold them, as should the City. ♦**Open Board Position:** Discussed earlier. ♦**Programming:** Lorena went over all the Fall programs. Elissa has been working hard to get quality Adult & Children's programs. The print schedules are not quite ready, but items are on the website. ♦**Nonfiction & Discards - Update:** Reported that headway is being made.

JUNE STATISTICS: Reference 1,097, Internet 1,163, Wireless users 1,790, Door 4,864, Circulation desk 2,191, Hold to another library 1,777, Holds from another library 2,102, New users 66, Materials Circulation 6,228 (261 ebooks), Zinio 8, Freegal 0, MelCat (Sent 82, Received 19, Returned 100), Internet /lost card fees \$50.00, Fax \$181, Unique (Cash \$257.20, Waived \$5.00, Material \$13.95), Acquisitions 135 (Adult 92, Juvenile 88, BCDs 0, CDs 3, DVDs 16), Deselected 414 (Adult 25, Juvenile 1059)

JULY STATISTICS: Reference 1,253, Internet 1,073, Wireless users 1,941, Door 5,291, Circulation desk 2,226, Hold to another library 1,860, Holds from another library 2,064, New users 00, Materials Circulation 7,169 (282 ebooks), Zinio 20, Freegal 14, MelCat (Sent 99, Received 30, Returned 106), Internet /lost card fees \$56.00, Fax \$59, Unique (Cash \$154.40, Waived \$5.00, Material \$36.95), Acquisitions 135 (Adult 147, Juvenile 455, BCDs 16, CDs 15, DVDs 10), Deselected 414 (Adult 122, Juvenile 830)

AUGUST STATISTICS: Reference 866, Internet 981, Wireless users 1,730, Door 4,965, Circulation desk 1,983, Hold to another library 1,908, Holds from another library 2,237, New users 63, Materials Circulation 6,631 (237 ebooks), Zinio 5, Freegal 0, MelCat (Sent 95, Received 47, Returned 136), Internet /lost card fees \$58.00, Fax \$119, Unique (Cash \$128.14, Waived \$10.00, Material \$30.99), Acquisitions 135 (Adult 77, Juvenile 109, BCDs 30, CDs 10, DVDs 22), Deselected 414 (Adult 174, Juvenile 111)

Lorena noted that Fraser has the lowest Zinio & Freegal statistics in the Cooperative. Our eBooks are under 300, which is, again, low for the cooperative. Linda suggested keeping Freegal for another year to see if this service gains momentum; Zinio is older. Lorena will get more statistics & report the status in November.

Old Business: Linda asked Tina about the City Parade in July. She said that she was happy that the Library was near the front of the Parade, as opposed closer to the tail end of it. They handed out pamphlets. Overall, it was a good experience.

New Business: Lorena mentioned that old By-Law information (such as our meeting time & currency) is being disseminated by the City. We need to update this document. Linda said she would look through her notes to see if she has a copy of the formerly approved By-Laws & bring it in November.

Audience Participation: None.

Adjournment: At 2:20 p.m.

Next Meeting: *Monday, November 9, 2015, 1:00 p.m., at the Library.*

Respectfully submitted,

Linda S. Champion, Secretary

LSC:9/19/15

Fraser Historical Commission

Minutes

Monday, October 5, 2015

Present: Harry Hodgson; Nancy Ehrke; Donald Coveny; Bob Buffa; Linda Champion; Lori Bargowski; Marilyn Wright; Joe Chimenti; Vince Calabrese; Betty Slominski; Lorraine Fradle, Society President; & Lorena McDowell, liaison.

Absent: Dori Guoin, Member-at-Large (excused)

Guest: Shannon McCalley

1. Call to order at 7:05 p.m. by Marilyn.
2. Pledge to Flag
3. Approve Agenda: Linda made the motion, seconded by Nancy, to approve the agenda. Motion carried.
4. Approve Minutes: On a motion made by Vince, seconded by Nancy, minutes were approved, as amended.
5. Liaison report: Lorena said that Karen Hodges, the Commission's recommendation for its vacant position, is on the City's agenda for its upcoming meeting. Wood chips have been received. There is still no fund report, but the City is now current through May, 2015. The Library has sold no tickets to our Zuccaro's fundraiser. Harry needs a card for Home Depot. Discussion ensued.
- 6a) Builders Corp Report (BCR): Vince has a company coming to look at the windows, maybe this week. Will it do them in November? It should only take a day to do the glazing on the sills. The Commissioners wanted to know a quote & how soon? Vince estimated the cost between \$500-1,000. This job will be hired out. The mannequins are in the basement. The BCR still has to hang Steve Bieda's House tribute. Betty needs 50 yard waste bags. Joe will purchase them.
- 7a) Vintage Map: Vince is tired of calling the company, so he plans on making an appointment & taking the map to it!
- 7b) Barn Sale: Marilyn distributed the Income/Expenses Sheet. Refer to it for detailed breakdowns. The net profit was \$1,774.08, about \$100 less than in June.
- 7c) Dinner Show: Lori gave us the menu for this evening. Vince will be the emcee. Sixty-one tickets have been sold, including the 10 Commissioners' tickets.
- 8a) Haunted House Tour: Linda reported that all was in place for "Woeful Wednesday." Lorraine was purchasing the treats, & the docents were assigned spots on the tour.
9. Commissioners' Reports: ☐ Marilyn reported that at the October Open House we made a total of \$134.65. It breaks down as follows: Gift Shop, \$16; Museum, \$48.25; Barn, \$59.90; & Depot, \$26.50. Our cleaner, Cathy Semon, needs to come. Linda will call. Crocker House has some upcoming activities. Discussed having Dulcimers for our Christmas Open House. ☐ Betty said the Gardeners have worked in the garden the last 2 weeks. They are not done yet for the winter, but almost. They clean the berm & the annuals. On the 21st, Betty & Nancy will be at the House. Bob volunteered his truck to take items to St. John. ☐ Linda said that our Abe Lincoln (Ron Carley) FINALLY received his check from the City! We received \$10 in donations from our Cemetery Talk & Walk. We had 11 people attend the talk; 15 for the walk itself. ☐ Lori got certificates for Jim & Keith for presenting on the "Walk/Talk" Day. ☐ Lorraine gave deposits to Julie Racine from the Gift Store. She has bought the lottery tickets for that Board for the dinner show. ☐ Harry took the ladder &

- replaced bulbs & put in LED lights inside the South side of the Barn. ☐ Nancy mentioned that she & Linda will attend the FHS Fall Craft Show on Saturday, October 17, 10-4 p.m. She now has 307 email addresses for our e-newsletter--& growing!
10. Adjourned at 8:05 p.m. on a motion by Vince, seconded by Nancy.

Next meeting: Monday, November 2, 2015, 7 p.m., at the Depot.

Respectfully submitted,



HAPPY
THANKSGIVING

Linda S. Champion, Recording Secretary
LSC:10/31/15

From: Lorena McDowell
Sent: Tuesday, November 10, 2015 4:43 PM
To: Rich Haberman; Kelly Dolland; Linda Champion
Subject: Joan Lowes Recommendation

Hello,

The Library Board would like to recommend Joan Lowes for the vacant Library Board seat. Her application has been received and filed by the City and she has been interviewed by the Library Board. After her interview, the Library Board made a motion (and seconded it) to recommend her to Council for the position, which was unanimously carried.

Sincerely,
Lorena McDowell
Director
Fraser Public Library



June 25, 2015

Richard Haberman, City Manager
City of Fraser
33000 Garfield Road
Fraser, MI 48026-1879

Regarding: Request for Consent to Assignment of Water Contract

Dear Valued Water Customer:

I write to you today with exciting news about the future of your existing water service contract with the City of Detroit Water and Sewerage Department. On June 12, 2015, a historic agreement to lease the assets of the Detroit water supply and sewage disposal systems was reached between the City of Detroit and the Great Lakes Water Authority. Under the terms of the Regional Water Supply System Lease Agreement, the Great Lakes Water Authority has assumed responsibility for the operations of the Detroit-owned water system and will be the provider of future water service to our wholesale customers.

Rest assured that your community will continue to receive the high quality drinking water that you have come to rely on. However, as may be expected in such matters, certain actions must be taken by your community in order to assure that the Great Lakes Water Authority may legally continue to provide your water service. While the Regional Water Supply System Lease Agreement assigned all City of Detroit wholesale water service contracts to the Great Lakes Water Authority, Article 13 of your existing water service contract requires your written consent to this assignment. This letter is intended to serve as the City of Detroit's request to provide your community's consent to the assignment of its contract to the Great Lakes Water Authority. Aside from the change in service provider, the terms of your water service contract will not be changed by this assignment.

As you may imagine, the transition in operating responsibility from the Detroit Water and Sewerage Department to the Great Lakes Water Authority is on a "fast track" for completion and we need your help. Attached to this letter is an Agreement to Assign Wholesale Customer Water Service Contract between the City of Detroit Water and Sewerage Department, the Great Lakes Water Authority and your community, and a form of resolution approving the agreement; which resolution you may choose to utilize in your discretion. We have also attached a summary of both Lease Agreements for your use as background material. If you wish to consent to the assignment of your contract to the Great Lakes Water Authority, please have the attached Agreement to Assign Wholesale Customer Water Service Contract approved by your legislative body as soon as possible. The management and staff of the Detroit Water and Sewerage Department are willing and available to assist you in this process, including providing subject matter experts to meet with and discuss this matter with you and/or your legislative body, if you desire.

Please contact me at (313) 224-4701, or our contracted facilitator, Teresa Newman, at (248) 476-7577 with any questions you may have regarding this request. Finally, thank you for your continued cooperation and support as we move forward to implementing the Lease Agreements between the City of Detroit and the Great Lakes Water Authority.

Sincerely,

Sue F. McCormick
Director, Detroit Water and Sewerage Department
Interim CEO, Great Lakes Water Authority

Resolution Regarding Assignment Agreement With The City Of Detroit
And The Great Lakes Water Authority

By Member: _____:

Whereas, on September 9, 2014, a Memorandum of Understanding Regarding the Formation of the Great Lakes Water Authority was adopted by the City of Detroit, the State of Michigan and the counties of Wayne, Oakland and Macomb; and

Whereas, the Memorandum of Understanding required, among other things, that the City of Detroit and the counties of Wayne, Oakland and Macomb adopt Articles of Incorporation no later than October 10, 2014, and that the City of Detroit and the Great Lakes Water Authority execute a lease agreement regarding the operation and management of the Detroit water supply and sewage disposal systems; and

Whereas, on October 10, 2014, the City of Detroit and the counties of Wayne, Oakland and Macomb adopted the Articles of Incorporation of Great Lakes Water Authority; and

Whereas, on June 12, 2015, the City of Detroit and the Great Lakes Water Authority executed two 40-year lease agreements regarding (1) the operation and management of the Detroit water supply system ("Water Lease") and (2) the operation and management of the Detroit sewage disposal system; and

Whereas, Pursuant to Sections 4.1(a)(i), 4.1(d) and 4.4 of the Water Lease, the City of Detroit assigned and the Great Lakes Water Authority assumed all of Detroit's rights, duties, liabilities, responsibilities and obligations under the wholesale customer water contracts without any impairment to said contracts; and

Whereas, Article III of the Water Lease provides that the effective date of the Water Lease is dependent upon the satisfaction of certain conditions precedent, including obtaining the consent of the wholesale water customers to the assignment of their 30-year water service contracts to the Great Lakes Water Authority pursuant to Section 3.2(j) of the Water Lease; and

Whereas, pursuant to the Water Lease, and as provided in Article 13 of the Water Service Contract, the City of Detroit has presented an Agreement to Assign Wholesale Customer Water Service Contract between the City of Detroit Water and Sewerage Department, the Great Lakes Water Authority and this community for the assignment of the Water Service Contract with the City of Detroit Water and Sewerage Department to the Great Lakes Water Authority with a request for approval; and

Whereas, this Honorable Body finds it is in the best interests of this community to consent to the assignment of the Water Service Contract to the Great Lakes Water Authority;

NOW THEREFORE BE IT RESOLVED, that the attached Agreement to Assign Wholesale Customer Water Service Contract between the City of Detroit Water and Sewerage Department, the Great Lakes Water Authority, and _____ is approved; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution and the executed Agreement to Assign Wholesale Customer Water Service Contract be returned to the City of Detroit Water and Sewerage Department within seven (7) days of the date of this Resolution.

Adopted by _____

Date: _____, 2015

Agreement to Assign Wholesale Customer Water Service Contract

This Agreement to Assign Wholesale Customer Water Service Contract ("Agreement") is entered into by and between the City of Detroit Water and Sewerage Department, a Michigan municipal corporation ("Detroit"), and the Great Lakes Water Authority, a Michigan municipal authority and public body corporate created pursuant to Act 233 of 1955 ("GLWA"), and the City of Fraser, a Michigan municipal corporation ("Customer") (collectively, the "Parties"), and states as follows:

Recitals

A. Detroit and Customer entered into a water service contract dated January 13, 2009, as subsequently amended ("Contract"), which is fully incorporated by reference; and

B. On June 12, 2015, Detroit and the GLWA entered into a lease agreement whereby the GLWA was conveyed, amongst other items, a leasehold interest in all Detroit water facilities ("Water Lease Agreement"); and

C. Pursuant to Sections 4.1(a)(i), 4.1(d) and 4.4 of the Water Lease Agreement, Detroit has assigned and the GLWA has assumed all of Detroit's rights, duties, liabilities, responsibilities and obligations (collectively, "Rights and Obligations") under the Contract without any impairment to the Contract; and

D. Article III of the Water Lease Agreement provides that the effective date of the Water Lease Agreement is dependent upon the satisfaction of certain conditions precedent, including obtaining the consent of Customer to the assignment of its Contract to the GLWA as provided in Section 3.2(j); and

E. The Parties intend to achieve a novation of the Contract by the substitution of the GLWA for Detroit with respect to all rights and Obligations under the Contract; and

Accordingly, in consideration for Detroit's agreement to assign its Rights and Obligations under the Contract, and the GLWA's agreement to assume those Rights and Obligations, and the Customer's agreement to accept this substitution, the Parties agree as follows:

1. The GLWA shall be assigned Detroit's Rights and Obligations under the Contract as of the date upon which the conditions precedent to the Water Lease Agreement have been met, which date shall be the effective date of the novation and of this Agreement ("Effective Date"). All terms and conditions of this Agreement shall take effect only upon the Effective Date. In the event that the conditions precedent necessary to effectuate the Water Lease Agreement are not met, then this Agreement shall become null and void and shall have no legal effect.

2. The Rights and Obligations of Detroit under the Contract shall be extinguished and Detroit waives any claims and rights against the Customer that it now has or may have in the future in connection with the Contract and shall not be permitted to bring any such claims against Customer. Any claim brought in violation of this Agreement shall be controlled by the terms of the Water Lease Agreement.

3. The GLWA shall be bound by and perform the Contract in accordance with the terms and conditions of the Contract. The GLWA assumes all Rights and Obligations of, and all claims against, Detroit under the Contract as if the GLWA were the original party to the Contract. The GLWA ratifies all previous actions taken by Detroit with respect to the Contract, with the same force and effect as if the action had been taken by the GLWA.

4. The Customer recognizes the GLWA as Detroit's successor in interest in and to the Contract and that the GLWA is entitled to all rights, titles and interests of Detroit in and to the Contract as if the GLWA were the original party to the Contract.

5. All terms, conditions, and covenants of the Contract shall remain in full force and effect, and the GLWA shall fulfill all such terms, conditions and covenants.

6. This Agreement and all actions arising under it shall be governed by the law of the State of Michigan.

7. This Agreement may be executed and delivered in counterparts, including by facsimile transmission, each of which will be deemed an original.

In Witness Whereof, the Parties, by their duly authorized officers and representatives, indicate their concurrence with the terms and conditions of this Agreement:

City of Detroit, Water and Sewerage Department:

By: _____
Sue F. McCormick
Its: Director

Great Lakes Water Authority:

APPROVED BY GLWA
BOARD OF DIRECTORS ON:

By: _____
Sue F. McCormick
Its: Interim Chief Executive Officer

Date

City of Fraser:

By: _____
Doug Hagerty
Its: Mayor

By: _____
Richard Haberman
Its: City Manager

APPROVED BY
FRASER CITY COUNCIL ON:

Date



City of Detroit-Great Lakes Water Authority Water & Sewer Leases & Service Agreement

WATER AND SEWER FACILITIES LEASES:

- GLWA to be conveyed (via a leasehold interest) all regional water and sewerage facilities.
- GLWA to be conveyed interest in all water and sewer system revenues including City of Detroit retail revenues.
- DWSD bonds to be assigned to GLWA and are payable solely from Net Revenues of the System, no full faith and credit pledge.
- GLWA revenue requirements that are targeted not to increase by more than 4 percent per year include \$50M lease payment, \$4.5M Water Residential Assistance Program payment and GLWA employee related frozen Pension Obligation as expenses shared regionally (on a “common-to-all” basis).
 - Per an independent study conducted by Plante & Moran the 4-percent revenue increase cap is sufficient to support these payments and provide funds for “common-to-all” revenue-financed capital.
- The \$50M lease payment may only be used, at City’s discretion, to pay for Detroit local capital improvements or Detroit’s debt service obligations for bonds issued to pay for local or regional improvements.
- A budget stabilization fund to be created and funds set aside from Detroit retail revenues to ensure Detroit meets its customer collection responsibilities.
- GLWA to be assigned existing wholesale service contracts (subject to any required customer approvals not to be unreasonably withheld), vendor contracts, and labor contracts. GLWA is a successor employer.

WATER AND SEWER SERVICES AGREEMENT:

- City of Detroit is delegated, as Authority’s agent, responsibility for setting retail rates, billing, collection and enforcement. Revocable by Authority in event of failure to satisfy requirements.

- Authority to establish two-year budget (periodically adjusted) and require quarterly financial reporting on Detroit retail performance with a Reconciliation Committee to address significant budget to actual variances, if necessary.
- Recent changes in the rate-setting policies of DWSD have provided additional assurances that wholesale and Detroit retail revenues will be realized.

*Leases become effective with the completion of conditions precedent including bondholder consents, contract assignments, permit transfers, Master Bond Ordinance, etc.



33671 Doreka
Fraser, Michigan 48026
Telephone: (586) 774-7600
Fax: (586) 774-6473
www.HMARK.com

November 19, 2015

Mr. Joseph Nichols, Mayor
and City Council
City of Fraser
33000 Garfield Road
Fraser, MI 48026

Dear Mr. Nichols and Council Members:

Healthmark Industries Co., Inc. ("the company") hereby informs the City of Fraser, Michigan ("the city"), of its intention to file an application for the establishment of a Plant Rehabilitation District, under the provisions of 198 PA 1974, at 18600 Malyln Street (Parcel Number 11-32-278-001) The PRD will be created for the benefit of Healthmark Industries in its desire to secure from the City of Fraser the approval of a Plant Rehabilitation Tax Exemption and subsequently, from the State of Michigan, the issuance of a Plant Rehabilitation Tax Exemption Certificate for real property investments.

Healthmark Industries is a family owned and operated health care products manufacturing and global supply company headquartered in Fraser, Michigan. Founded in 1969, the company now has three facilities in Fraser. It is the intention of the company to invest an estimated \$ 2,585,235 in real and personal property that will substantially increase productivity. Of that amount over \$2,085,235 will be in improvement to the existing real property. This investment will result in the retention of 0 jobs and the creation of approximately 25 new jobs over the next two years.

Following submission of the PRD application, the company looks forward to addressing, at public hearing, any questions that you and the residents of Fraser may have regarding this project. If you have questions or concerns in the interim, please contact me at 586-491-2002.

Sincerely,

Mark Basile

Application for Industrial Facilities Tax Exemption Certificate

Issued under authority of Public Act 198 of 1974, as amended. Filing is mandatory.

INSTRUCTIONS: File the original and two copies of this form and the required attachments (three complete sets) with the clerk of the local government unit. The State Tax Commission (STC) requires two complete sets (one original and one copy). One copy is retained by the clerk. If you have any questions regarding the completion of this form, call (517) 373-3302.

To be completed by Clerk of Local Government Unit	
Signature of Clerk	Date Received by Local Unit

STC Use Only	
Date Received by STC	Application Number

APPLICANT INFORMATION

All boxes must be completed.

1a. Company Name (Applicant must be the occupant/operator of the facility) Healthmark Industries Co., Inc.		1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code) 33911													
1c. Facility Address (City, State, ZIP Code) (real and/or personal property location) 18560-18600 Malyn, Fraser, MI 48026		1d. City/Township/Village (indicate which) City of Fraser	1e. County Macomb												
2. Type of Approval Requested ☒ New (Sec. 2(5)) ☐ Transfer ☐ Speculative Building (Sec. 3(8)) ☐ Rehabilitation (Sec. 3(6)) ☐ Research and Development (Sec. 2(10)) ☐ Increase/Amendment		3a. School District where facility is located Fraser 3b. School Code 50100													
4. Amount of years requested for exemption (1-12 Years) 12 years															
5. Per section 5, the application shall contain or be accompanied by a general description of the facility and a general description of the proposed use of the facility, the general nature and extent of the restoration, replacement, or construction to be undertaken, a descriptive list of the equipment that will be part of the facility. Attach additional page(s) if more room is needed. Phase 2 Healthmark campus - renovation of existing facility (18600 Malyn - 43,681 sqft) for warehousing and production spaces. Construction of addition (16,480 sqft) for shipping, receiving & support offices. Products to be produced/warehoused/shipped are all related to sterilization and testing of hospital surgical scopes and equipment. Phase 2 - Facade renovation.															
6a. Cost of land and building improvements (excluding cost of land) * Attach list of improvements and associated costs. * Also attach a copy of building permit if project has already begun.		▶ <u>2,085,235</u> Real Property Costs													
6b. Cost of machinery, equipment, furniture and fixtures * Attach itemized listing with month, day and year of beginning of installation, plus total		▶ <u>500,000</u> Personal Property Costs													
6c. Total Project Costs * Round Costs to Nearest Dollar		▶ <u>2,585,235</u> Total of Real & Personal Costs													
7. Indicate the time schedule for start and finish of construction and equipment installation. Projects must be completed within a two year period of the effective date of the certificate unless otherwise approved by the STC. <table border="0"><thead><tr><th></th><th>Begin Date (M/D/Y)</th><th>End Date (M/D/Y)</th><th></th></tr></thead><tbody><tr><td>Real Property Improvements</td><td>▶ <u>1/15/2016</u></td><td><u>1/14/2018</u></td><td>▶ ☒ Owned ☐ Leased</td></tr><tr><td>Personal Property Improvements</td><td>▶ <u>06/01/2016</u></td><td><u>05/31/2018</u></td><td>▶ ☒ Owned ☐ Leased</td></tr></tbody></table>					Begin Date (M/D/Y)	End Date (M/D/Y)		Real Property Improvements	▶ <u>1/15/2016</u>	<u>1/14/2018</u>	▶ ☒ Owned ☐ Leased	Personal Property Improvements	▶ <u>06/01/2016</u>	<u>05/31/2018</u>	▶ ☒ Owned ☐ Leased
	Begin Date (M/D/Y)	End Date (M/D/Y)													
Real Property Improvements	▶ <u>1/15/2016</u>	<u>1/14/2018</u>	▶ ☒ Owned ☐ Leased												
Personal Property Improvements	▶ <u>06/01/2016</u>	<u>05/31/2018</u>	▶ ☒ Owned ☐ Leased												
8. Are State Education Taxes reduced or abated by the Michigan Economic Development Corporation (MEDC)? If yes, applicant must attach a signed MEDC Letter of Commitment to receive this exemption. ☒ Yes ☐ No															
9. No. of existing jobs at this facility that will be retained as a result of this project. 0		10. No. of new jobs at this facility expected to create within 2 years of completion. 25													
11. Rehabilitation applications only: Complete a, b and c of this section. You must attach the assessor's statement of SEV for the entire plant rehabilitation district and obsolescence statement for property. The Taxable Value (TV) data below must be as of December 31 of the year prior to the rehabilitation. <table border="0"><tbody><tr><td>a. TV of Real Property (excluding land)</td><td><u>\$489,000</u></td></tr><tr><td>b. TV of Personal Property (excluding inventory)</td><td><u>\$0-</u></td></tr><tr><td>c. Total TV</td><td><u>\$489,000</u></td></tr></tbody></table>				a. TV of Real Property (excluding land)	<u>\$489,000</u>	b. TV of Personal Property (excluding inventory)	<u>\$0-</u>	c. Total TV	<u>\$489,000</u>						
a. TV of Real Property (excluding land)	<u>\$489,000</u>														
b. TV of Personal Property (excluding inventory)	<u>\$0-</u>														
c. Total TV	<u>\$489,000</u>														
12a. Check the type of District the facility is located in: ☐ Industrial Development District ☒ Plant Rehabilitation District															
12b. Date district was established by local government unit (contact local unit) 1/14/2016		12c. Is this application for a speculative building (Sec. 3(8))? ☐ Yes ☒ No													

APPLICANT CERTIFICATION - complete all boxes.

The undersigned, authorized officer of the company making this application certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way and that all are truly descriptive of the industrial property for which this application is being submitted.

It is further certified that the undersigned is familiar with the provisions of P.A. 198 of 1974, as amended, being Sections 207.551 to 207.572, inclusive, of the Michigan Compiled Laws; and to the best of his/her knowledge and belief, (s)he has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local unit of government and the issuance of an Industrial Facilities Exemption Certificate by the State Tax Commission.

13a. Preparer Name John Dondanville	13b. Telephone Number (248) 514-6543	13c. Fax Number (248) 340-8998	13d. E-mail Address johnd@D5groupLLC.com
14a. Name of Contact Person John Dondanville	14b. Telephone Number (248) 514-6543	14c. Fax Number (248) 340-8998	14d. E-mail Address johnd@D5groupLLC.com
▶ 15a. Name of Company Officer (No Authorized Agents) Mark D. Basile			
15b. Signature of Company Officer (No Authorized Agents) 		15c. Fax Number (586) 491-2113	15d. Date 11/19/2015
▶ 15e. Mailing Address (Street, City, State, ZIP Code) 33671 Doreka, Fraser, MI 48026		15f. Telephone Number (586) 774-7600	15g. E-mail Address mdbasile@hmark.com

LOCAL GOVERNMENT ACTION & CERTIFICATION - complete all boxes.

This section must be completed by the clerk of the local governing unit before submitting application to the State Tax Commission. Check items on file at the Local Unit and those included with the submittal.

▶ 16. Action taken by local government unit ☐ Abatement Approved for _____ Yrs Real (1-12), _____ Yrs Pers (1-12) After Completion ☐ Yes ☐ No ☐ Denied (Include Resolution Denying)	16b. The State Tax Commission Requires the following documents be filed for an administratively complete application: Check or Indicate N/A if Not Applicable ☐ 1. Original Application plus attachments, and one complete copy ☐ 2. Resolution establishing district ☐ 3. Resolution approving/denying application. ☐ 4. Letter of Agreement (Signed by local unit and applicant) ☐ 5. Affidavit of Fees (Signed by local unit and applicant) ☐ 6. Building Permit for real improvements if project has already begun ☐ 7. Equipment List with dates of beginning of installation ☐ 8. Form 3222 (if applicable) ☐ 9. Speculative building resolution and affidavits (if applicable)
16a. Documents Required to be on file with the Local Unit Check or Indicate N/A if Not Applicable ☐ 1. Notice to the public prior to hearing establishing a district. ☐ 2. Notice to taxing authorities of opportunity for a hearing. ☐ 3. List of taxing authorities notified for district and application action. ☐ 4. Lease Agreement showing applicants tax liability.	
16c. LUCI Code	16d. School Code
17. Name of Local Government Body	▶ 18. Date of Resolution Approving/Denying this Application

Attached hereto is an original application and all documents listed in 16b. I also certify that all documents listed in 16a are on file at the local unit for inspection at any time, and that any leases show sufficient tax liability.

19a. Signature of Clerk	19b. Name of Clerk	19c. E-mail Address
19d. Clerk's Mailing Address (Street, City, State, ZIP Code)		
19e. Telephone Number	19f. Fax Number	

State Tax Commission Rule Number 57: Complete applications approved by the local unit and received by the State Tax Commission by October 31 each year will be acted upon by December 31. Applications received after October 31 may be acted upon in the following year.

Local Unit: Mail one original and one copy of the completed application and all required attachments to:

Michigan Department of Treasury
State Tax Commission
PO Box 30471
Lansing, MI 48909

(For guaranteed receipt by the STC, it is recommended that applications are sent by certified mail.)

STC USE ONLY				
▶ LUCI Code	▶ Begin Date Real	▶ Begin Date Personal	▶ End Date Real	▶ End Date Personal

CITY OF FRASER
APPLICATION FOR ESTABLISHMENT OF AN
INDUSTRIAL DEVELOPMENT DISTRICT
OR A PLANT REHABILITATION

P.A. 198 of 1974 As Amended

Please file original and three (3) copies with the City Clerk's Office

1. **Applicant (Company Name)** BCP Limited, LLC (Healthmark Industries)
Address of Proposed Project 18560-18600 Malyn
(number & street) Fraser, MI 48026

Present Location BCP Limited, LLC (Healthmark Industries)
(number & street) 33671 Doreka
(City, State, Zip) Fraser, MI 48026

2. Legal description of Proposed District:

Part of Lots 24 and 25 and all of Lot 26, of CATALLO INDUSTRIAL PARK, according to the plat thereof as recorded in Liber 77 of Plats, pages 1, 2 and 3, Macomb County Records, described as: Beginning at the Northeast corner of said Lot 26; thence South 00 degrees 25 minutes 36 seconds West 244.51 feet along the East line of Lot 26; thence South 31 degrees 33 minutes 54 seconds West 64.21 feet along the Westerly line of the Grand Trunk Western Railroad; thence North 88 degrees 33 minutes 45 seconds West 224.98 feet along the South line of Lots 25 and 26; thence North 58 degrees 26 minutes 06 seconds West 155.42 feet; thence North 88 degrees 33 minutes 45 seconds West 72.69 feet; thence North 01 degree 26 minutes 15 seconds East 222.00 feet along the West line of Lot 24; thence South 88 degrees 33 minutes 45 seconds East 460.00 feet along the North line of Lots 24, 25 and 26 to the Point of Beginning. Tax Item No. 11-32-278-001

3. **Do you own the property?** ☒ Yes ☐ No

If no: **Option** _____
Other _____

Purchase Agreement _____
(attach copy)

4. Type of District Requested:

☐ Industrial Development (IDD)

☒ Plant Rehabilitation (PRD)

5. Description of Proposed Project including product proposed to be manufactured, size and general description of Project:

Phase 2 Healthmark campus - renovation of existing facility (18560-600 Malyn - 43,645 sqft) for
production and warehousing space. Construction of 16,480 sqft addition connecting the 18600
Malyn and 34260 James J Pompo existing buildings. Addition will be primarily shipping/receiving.
Products to be produced are all related to sterilization and testing of hospital surgical scopes and
equipment. Facade renovation.

6. Give an estimated cost of the following components for the proposed project:

Land Improvements (excluding land)	<u>\$185,000</u>
Building Improvements	<u>\$1,900,235</u>
Machinery & Equipment	<u>\$400,000</u>
Furniture & Fixtures	<u>\$100,000</u>

If request for district establishment is granted, itemized cost figures will be required when application for Industrial Facilities Exemption Certificate is filed.

Application for Establishment of IDD or PRD
PAGE TWO

7. Time schedule for start and completion of construction and equipment installation:

BUILDING

Start Date: January, 2016
Completion Date: July, 2017

EQUIPMENT INSTALLATION

Start Date: May, 2016
Completion Date: July, 2017

8. Will Machinery & Equipment be: ☒ Owned or ☐ Leased by applicant?
Will Machinery & Equipment be: ☒ Owned or ☐ Leased by applicant?

If either item above will be leased, applicant must be responsible for taxes in order to apply for Exemption Certificate. A complete copy of leases will be required when application for Industrial Facilities Exemption Certificate is filed.

9. How many employees do you currently have? 76
and how many employees will you have when this project is completed? 116 (2 years)

10. When project is completed what number of employees will be:

Management/Professional	<u>10</u>	Un-Skilled	<u>20</u>
Skilled	<u>10</u>	Office	<u>56</u>
Semi-Skilled	<u>10</u>	TOTAL ESTIMATED PAYROLL \$ <u>7,000,000</u>	

Will this project cause a relocation of facilities from another Michigan government unit to this community? ☐ Yes ☒ No

If yes, a certified copy of a resolution passed by that governmental unit consenting to the relocation will be required when the application for Industrial Facilities Exemption Certificate is filed.

12. If this request is for a Plant Rehabilitation District, please complete the following:

Current Year S.E.V. of Personal Property	<u>\$0</u>
Current Year S.E.V. of Real Property (excluding land)	<u>\$489,000</u>

PRINTED NAME & TITLE OF COMPANY OFFICER: Mark Basile, President

SIGNATURE OF OFFICER: 

DATE: 11/19/2015

\$650
AN APPLICATION FILING FEE OF \$500 (NON-REFUNDABLE)
MUST BE INCLUDED WITH THIS APPLICATION

RETURN APPLICATION TO:

CITY OF FRASER
CITY CLERK'S OFFICE
33000 GARFIELD ROAD
FRASER, MI 48026

INDUSTRIAL FACILITIES EXEMPTION APPLICATION AFFIDAVIT OF FEES

In accordance with State Tax Commission Bulletin No. 3 dated January 1998, the Local Unit and Applicant for Industrial Facilities Exemption Certificate do hereby swear and affirm that no payment of any kind, whether they be referred to as "fees," "payments in lieu of taxes," "donations," or by other like terms, such payments are contrary to the legislative intent of Act 198 that exemption certificates have the effect of abating all ad valorem property taxes levied by taxing units with the unit of local government which approves the certificate.

We do swear and affirm by our signatures below that "no payment of any kind in excess of the fee allowed, as amended by Public Act 323 of 1996, has been made or promised in exchange for favorable consideration of an exemption certificate application."

City/Township/Village of: Fraser

Signed: _____

Print Name: _____

Title: _____

Dated: _____

Applicant: Healthmark Industries, Inc.

Signed: 

Print Name: Mark D. Basile

Title: President

Dated: 4/14/15

Healthmark Industries, Inc.
Statement Attached To And Made Part Of
Form 1012
Application For Industrial Facilities Exemption Certificate

**-AFFIDAVIT-
DATE OF PROJECT COMMENCEMENT**

I, Mark D. Basile, President of Healthmark Industries, Inc., do hereby certify that the commencement of the installation of the real property described in this application occurred on 1/14/16.


SIGNATURE

1/14/16
DATE

President
TITLE

IFT LETTER OF AGREEMENT
Per P.A. 334 of 1993

INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE
LETTER OF AGREEMENT:

This agreement between (Company) Healthmark Industries, Inc. and the City of Fraser is for the requirements of P.A. 198, as amended, P.A. 334, Section 22. In consideration of approval of this exemption certificate, the (company) Healthmark Industries, Inc. understands that through its investment of (money) \$2,585,235.00 and the City of Fraser, by its investment of the IFT, are mutually investing and benefiting from this economic development project, and, furthermore, agree to the following:

N.A.

This agreement is assignable and transferable by either party with advance written consent. The agreement may only be altered upon mutual consent of both parties.

City of Fraser

Date



Applicant Signature

Date

Healthmark Industries

LEGAL DESCRIPTION

18560/18600 Malyn
Fraser, MI 48026

Industrial Facilities Tax Exemption Application

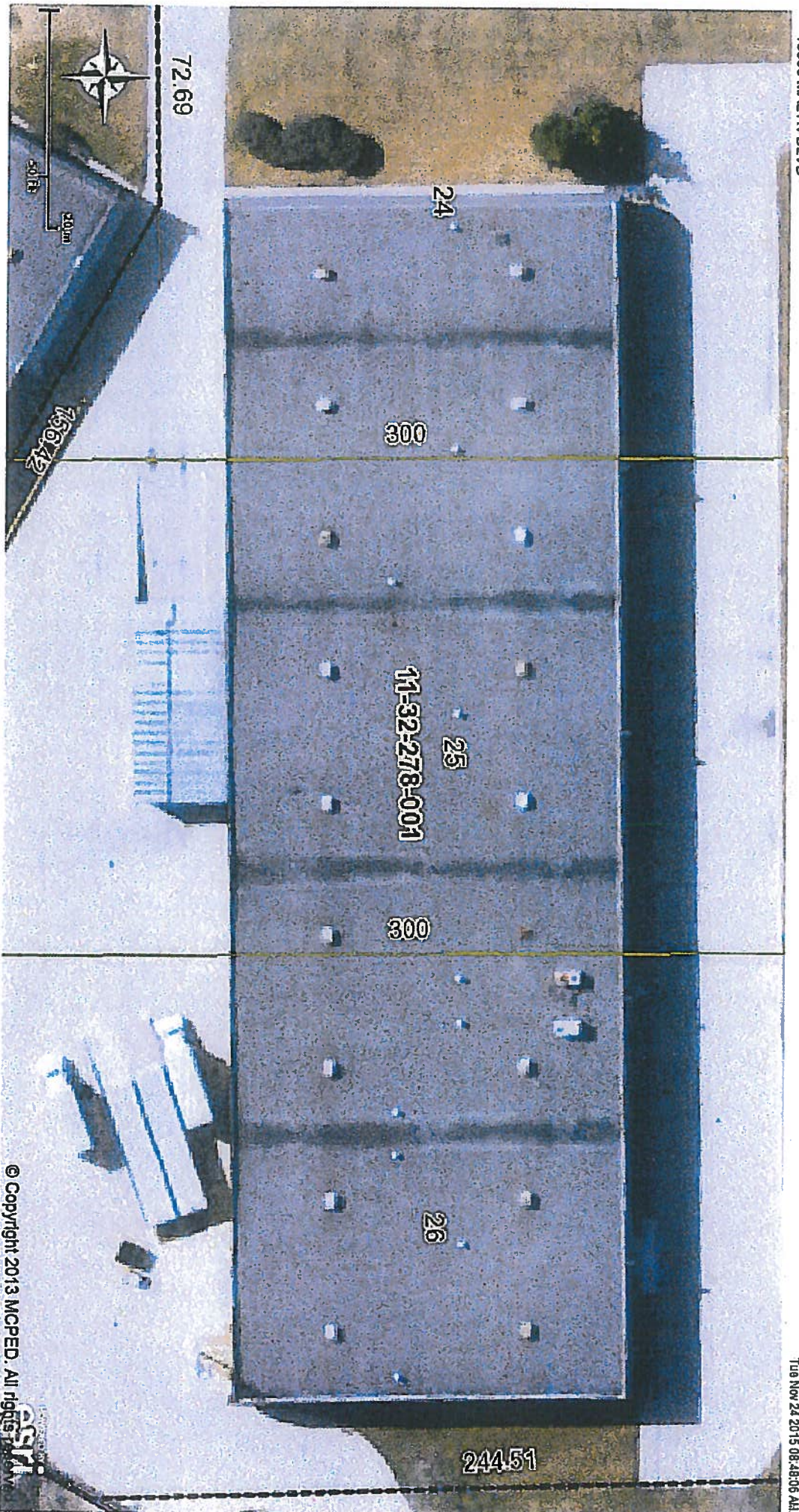
Parcel Identification Number: 11-32-278-001

Legal Description:

CATALLO INDUSTRIAL PARK PART OF LOTS 24 & 25 & ALL OF LOT 26 DESC AS
BEG AT NE COR LOT 26; TH S0°25'36"W 244.51 FT; TH S31°33'54"W 64.19 FT; TH
N88°33'45"W 224.98 FT; TH N58° 26'06"W 155.42 FT; TH N88°33'- 45"W 72.69 FT; TH
N01°26'15"E 222.0 FT; TH S88°33'45"E 460.0 FT TO POB. CITY OF FRASER

Macomb County GIS

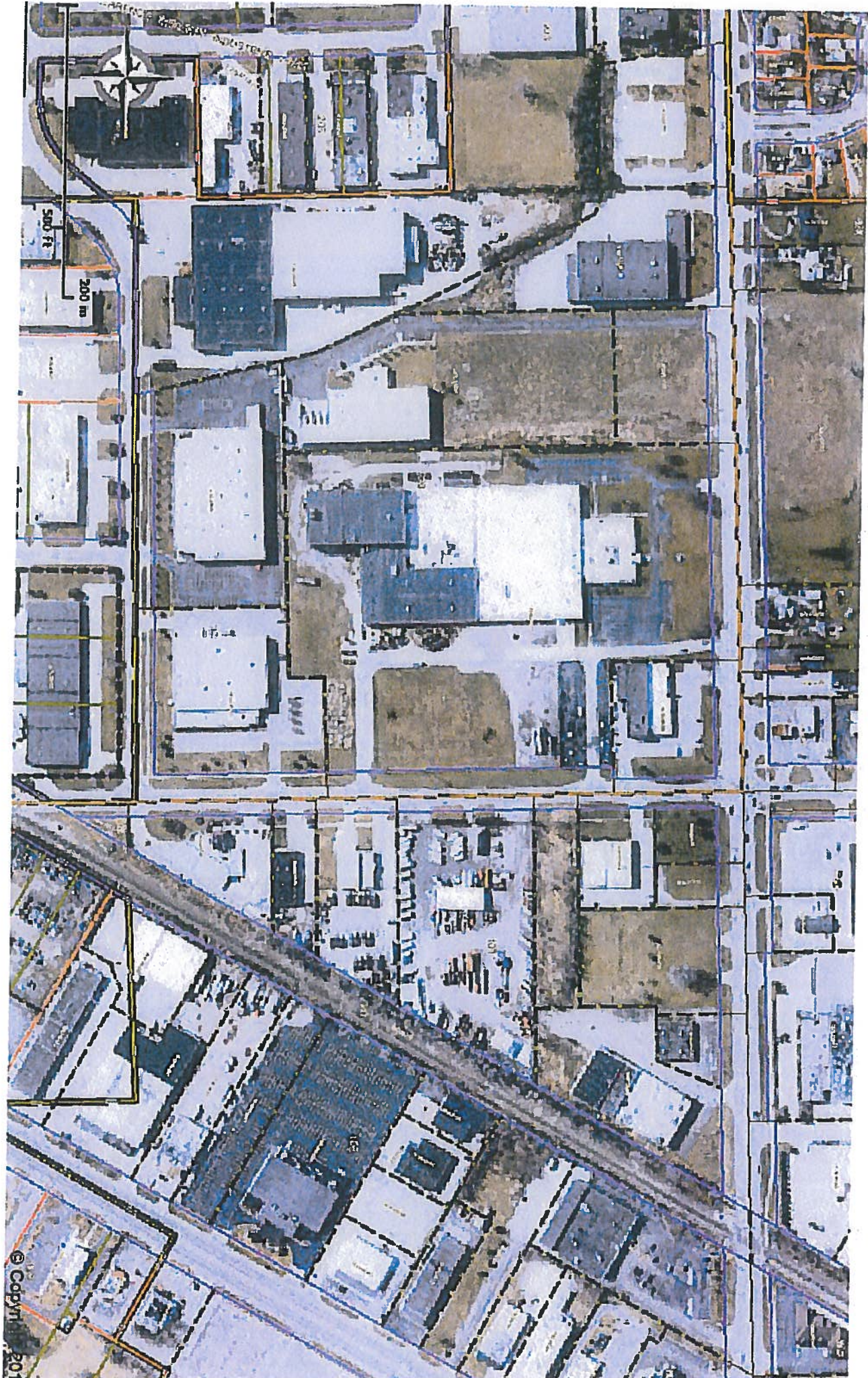
18560 MALYN BLVD



Tue Nov 24 2015 08:48:06 AM

Macomb County GIS

18560 MALVERN BLVD



CITY OF FRASER

33000 GARFIELD RD
FRASER, MI 48026

(586) 293-3100

Description/Notes

IFT
33671 DOREKA DRIVE
FRASER, MI 48026

Receipt: 309525

Entry Date: 11/19/2015

Post Date: 11/20/2015

Cashier: KELLY

Received Of: HEALTHMARK INDUSTRIES

33671 DOREKA DRIVE
FRASER MI 48026

The sum of: 650.00

		GL Account #	DEBIT	CREDIT
IFT	IFT APPLICATIONS	101-000-001.000	650.00	
		101-000-605.000		650.00
			Total	650.00
	TENDERED: CHECKS	34714		650.00

580187 / 07-10

HEALTHMARK INDUSTRIES CO.
33671 DOREKA DRIVE
FRASER, MI 48026
PH. (800) 521-6224

FIFTH THIRD BANK
74-545-724

DATE 11/19/2015

AMOUNT \$650.00

34714

PAY Six Hundred Fifty Dollars And 00 Cents

TO THE ORDER OF CITY OF FRASER
FINANCE DEPARTMENT
33000 GARFIELD ROAD
FRASER MI 48026-0010

AUTHORIZED SIGNATURE

11034714 1072405455 7914493064

Signed: Kelly An Wall

APPLICATION
INDUSTRIAL FACILITIES (PLANT REHABILITATION)
EXEMPTION CERTIFICATE
ATTACHMENT - SECTION 6A

ATTACHMENT TO 6A - COST OF BUILDING
BUILDERS ESTIMATE

Healthmark Industries, Inc./BCP Limited, LLC
18600 Malyn
Fraser, MI 48026

COST OF LAND IMPROVEMENTS	Estimated	
	Installation Date	Cost
Demolition & Site Work		\$100,000
Site Utilities		\$15,000
Site Concrete		\$40,000
Landscaping		\$30,000
TOTAL COST		\$185,000

COST OF BUILDING	Estimated	
	Installation Date	Cost
Concrete		\$173,880
Steel		\$168,320
Masonry		\$197,500
Precast		\$15,000
Roofing		\$117,400
Metal Siding		\$111,960
Metal Studs/DW		\$25,000
Flooring		\$66,000
Acoustical		\$6,510
Fire Protection		\$44,720
Plumbing		\$39,000
Electrical		\$45,356
Generator		\$25,000
HVAC Distrib.		\$100,000
Dock Equipment		\$100,000
Doors/Frames		\$20,000
Strip Doors		\$10,000
Int. Windows		\$6,000
Ext. Windows		\$77,000
Hardware		\$8,000
Toilet Partitions		\$1,500
Toilet Acces.		\$800
Lockers		\$15,000
Millwork		\$4,500
Dishwasher		\$300
Window Trtmts		\$1,000
Fire Ext.		\$1,250
Paint		\$124,500
Final Cleaning		\$9,550

APPLICATION
INDUSTRIAL FACILITIES (PLANT REHABILITATION)
EXEMPTION CERTIFICATE
ATTACHMENT - SECTION 6A

ATTACHMENT TO 6A - COST OF BUILDING
BUILDERS ESTIMATE

Healthmark Industries, Inc./BCP Limited, LLC
18600 Malyn
Fraser, MI 48026

Contingency	\$83,255
G.C.'s	\$132,643
GC Fee	\$169,290
TOTAL COST	\$1,900,235

\$2,085,235

GRAND TOTAL: REAL PROPERTY - \$2,085,235



City of Fraser

Assessing Office

33000 Garfield, Fraser, MI 48026

Phone: (586) 293-3104

Fax: (586) 293-4717

Statement of Obsolescence 18560/18600 Malyn, Fraser, MI 11-32-278-001

The subject property is a light industrial building with separate office space that includes a two story area and a separate mezzanine storage in the shop area. Built in 1980 this 43,200 square foot building has been vacant or under occupied for some time.

Obsolescence is evident in the lack of modern electrical, plumbing features, and in the physical and functional utility as noted in the poor condition of the walls, ceiling materials, and flooring. Inadequate restrooms require complete renovation as well as additional facilities.

In the opinion of the assessor, this property suffers in excess of 50% obsolescence.



Gary R. Blash, Assessor

City of Fraser

Date: 3/13/15

**APPLICATION
INDUSTRIAL FACILITIES (PLANT REHABILITATION)
EXEMPTION CERTIFICATE
ATTACHMENT - SECTION 6A**

**ATTACHMENT TO 6A - COST OF BUILDING
BUILDERS ESTIMATE**

**Healthmark Industries, Inc./BCP Limited, LLC
18600 Malyn
Fraser, MI 48026**

COST OF LAND IMPROVEMENTS	Estimated	
	Installation Date	Cost
Demolition & Site Work		\$100,000
Site Utilities		\$15,000
Site Concrete		\$40,000
Landscaping		\$30,000
TOTAL COST		\$185,000

COST OF BUILDING	Estimated	
	Installation Date	Cost
Concrete		\$173,880
Steel		\$168,320
Masonry		\$197,500
Precast		\$15,000
Roofing		\$117,400
Metal Siding		\$111,960
Metal Studs/DW		\$25,000
Flooring		\$66,000
Acoustical		\$6,510
Fire Protection		\$44,720
Plumbing		\$39,000
Electrical		\$45,356
Generator		\$25,000
HVAC Distrib.		\$100,000
Dock Equipment		\$100,000
Doors/Frames		\$20,000
Strip Doors		\$10,000
Int. Windows		\$6,000
Ext. Windows		\$77,000
Hardware		\$8,000
Toilet Partitions		\$1,500
Toilet Acces.		\$800
Lockers		\$15,000
Millwork		\$4,500
Dishwasher		\$300
Window Trtmts		\$1,000
Fire Ext.		\$1,250
Paint		\$124,500
Final Cleaning		\$9,550

APPLICATION
INDUSTRIAL FACILITIES (PLANT REHABILITATION)
EXEMPTION CERTIFICATE
ATTACHMENT - SECTION 6A

ATTACHMENT TO 6A - COST OF BUILDING
BUILDERS ESTIMATE

Healthmark Industries, Inc./BCP Limited, LLC
18600 Malyn
Fraser, MI 48026

Contingency	\$83,255
G.C.'s	\$132,643
GC Fee	\$169,290
TOTAL COST	\$1,900,235

\$2,085,235

GRAND TOTAL: REAL PROPERTY - \$2,085,235



City of Fraser

Assessing Office

33000 Garfield, Fraser, MI 48026

Phone: (586) 293-3104

Fax: (586) 293-4717

Statement of Obsolescence

18560/18600 Malyn, Fraser, MI

11-32-278-001

The subject property is a light industrial building with separate office space that includes a two story area and a separate mezzanine storage in the shop area. Built in 1980 this 43,200 square foot building has been vacant or under occupied for some time.

Obsolescence is evident in the lack of modern electrical, plumbing features, and in the physical and functional utility as noted in the poor condition of the walls, ceiling materials, and flooring. Inadequate restrooms require complete renovation as well as additional facilities.

In the opinion of the assessor, this property suffers in excess of 50% obsolescence.



Gary R. Blash, Assessor

City of Fraser

Date: 3/13/15

MOTION MADE BY: _____

MOTION SECONDED BY: _____

AN ORDINANCE REGULATING THE SALE, DELIVERY AND TRANSFER OF CERTAIN TYPES OF ANIMALS AS DEFINED REGULATING THE LOCATION FOR THE SALE, DELIVERY AND TRANSFER, PROVIDING FOR DISCLOSURE OF CERTIFICATE OF ORIGINS PROVIDING EXEMPTIONS, INCLUDING PROVISIONS FOR EXISTING PET SHOPS AND PROVIDING FOR PENALTIES, REPEALER, SEVERABILITY AND EFFECTIVE DATE.

**CITY OF FRASER
MACOMB COUNTY, MICHIGAN**

ORDINANCE NO. _____

THE CITY OF FRASER ORDAINS:

Section 1. Preamble.

WHEREAS,

In order to promote and protect public health, safety and welfare, and to advance the legitimate rational regulation of businesses and promote and protect the citizens and animals from harm, deter fraud with respect to pet origin and promote and protect health and welfare of defined pets the following ordinance provisions are presented for enactment.

Section 2. Article 19.5 of the Code of Ordinances is hereby added as follows:

Sec. 19.5-1. Short Title.

This chapter shall be known and cited as the Pet Acquisition Ordinance of the City of Fraser and will so be referred to within this chapter.

Sec. 19.5-2 Definitions.

As used in this chapter unless the context requires a different meaning, the following words and phrases shall have the meaning ascribed by this section:

- (a) Animal Control Shelter. A facility operated by or under contract with a state, county, or a municipality for the impoundment and care of animals that are delivered to the facility, found, recovered, or at large, or otherwise held, due to violations of a municipal ordinance, state law, or which otherwise are surrendered.
- (b) Animal Protection Shelter. The facility operated by a person, humane society, a society for the prevention of cruelty to animals, or another non-profit organization for care of homeless animals.
- (c) Animal Rescue Organization. Any not-for-profit organization which has tax-exempt Status under Section 501(c)(3) of the United States Internal Revenue Code, whose Mission and practice is, in whole or in significant part, the rescue and placement of Animals in permanent homes.
- (d) Cat. An animal of the species of domestic cat, Felis catus.
- (e) Certificate of Origin. A document requiring the source of the animal sold or Transferred by the retail seller. The certificate shall include the name, premise Address, phone number and email address, if available, of the source of the animal.

- (f) Dog. An animal of the species of domestic dog, *Canis lupus familiaris*.
- (g) Any pet store or pet operator that displayed, sold, delivered, offered for sale, offered for adoption, bartered, auctioned, gave away or otherwise transferred live animals as the principal business of such facility on the effective date of this ordinance and complied with all applicable provisions of the Fraser Code of Ordinances and state law.
- (h) Ferret. A domesticated animal of any age of the species *Mustela furo*.
- (i) Large Reptiles. The members of the class reptilian including, but not limited to monitor lizards, alligators, pythons, boa constrictors, venomous reptiles and constrictor snakes that grow to more than 72 inches long.
- (j) Long Lived Birds. Any bird whose life expectancy is expected to exceed 25 years, including but not limited to cockatoos, macaws, and amazons.
- (k) Offsite Retail Sale. The exchange of consideration for an animal regardless of the age of the animal at a location other than where the animal was bred.
- (l) Pet Store. A place where animals are sold or offered for sale, including retail sale or other sale, exchanged or transferred.
- (m) Pet Store Operator. A person who has an ownership interest in or operates a pet store or both.
- (n) Rabbit. A long eared, short tailed lagomorph mammal with long hind legs of the leporidae family.
- (o) Retail Sale. An offer for sale, offer for adoption, barter, auction, giving away, display for commercial purposes or otherwise transfer of any animal that is not bred on the premises.
- (p) Zoological Park. Any facility other than a pet shop or kennel displaying or exhibiting one or more species of non-domesticated animals operated by a person, partnership, corporation or any other business entity or government agency and accredited by the Association of Zoos and Aquariums.

Sec. 19.5-3. **Prohibitions.**

- (a) No pet store shall sell, offer for retail sale, or sale, offer for adoption, trade, barter, auction, give away, deliver, or otherwise dispose of or transfer dogs, cats, ferrets, rabbits, long lived birds, or large reptiles.
- (b) No person or entity shall offer for retail sale, offer for adoption, trade, barter, auction, give away or otherwise transfer dogs, cats, ferrets, rabbits, long lived birds, or large reptiles on a roadside, public right of way, commercial parking lot or sidewalk, outdoor special sale, swap meet, flea market, or other similar event or location.
- (c) No person or business entity shall hold off-site retail sales of animals in a location other than where the animal was bred.
- (d) A pet store shall not sell or transfer any live animal without providing disclosure through a certificate of origin prior to the sale or transfer.
- (e) No person shall knowingly provide or present an inaccurate certificate of origin.

Sec. 19.5-4. **Exemptions.**

This ordinance does not apply to:

- (a) A person or business entity that sells, offers for sale, offers for adoption, trades, barter, gives away, delivers or otherwise transfers or disposes of dogs, cats, ferrets, rabbits, long lived birds or large reptiles that were bred and reared on the premises of the person or business entity.
- (b) A publicly operated animal control shelter, animal protection shelter, or zoological park.
- (c) A private, charitable, non-profit humane society or animal rescue organization.
- (d) A publicly operated animal control agency, non-profit humane society, or non-profit animal rescue organization that operates out of or in connection with a pet store.

Sec. 19.5-5. **Existing Pet Store.**

An existing pet store may continue to display, offer for sale, offer for adoption, barter, auction, give away or otherwise transfer dogs, cats, ferrets, rabbits, large lived birds, or large reptiles for a period of one year from the date of adoption of this ordinance.

Sec. 19.5-6. **Adoption of Shelter and Rescue Animals.**

Nothing in this ordinance shall prevent a pet store or its owner operator, or employees from providing space and appropriate care for animals owned by an animal control shelter, animal protection shelter, non-profit humane society or non-profit animal rescue agency and maintained at the pet store for the purpose of adopting those animals by the public.

Section 3. Penalty. Any person or entity who violates the terms and provisions of this Chapter shall be guilty of a misdemeanor punishable by imprisonment for not more than 93 days or a fine of not more than \$500.00 or both plus any terms or conditions of probation as authorized and imposed by the court, plus costs including costs of prosecution.

Section 4. Repealer. All ordinances or parts of ordinances in conflict herewith are repealed only to the extent necessary to give this ordinance full force and effect.

Section 5. Severability. If any article, section, subsection, sentence, clause, phrase, or portion of this ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed separate, distinct, and independent and such holding shall not affect the validity of remaining portions of this ordinance, it being the intent of the city that this ordinance shall be fully severable.

Section 6. Effective Date. This ordinance shall be effective 10 days after publication following adoption.

ORDINANCE ADOPTED.

AYES:
NAYS:
ABSENT:

Attested:

Doug Hagerty, Mayor

Kelly Dolland, City Clerk

CERTIFICATION

I KELLY DOLLAND, City Clerk for the City of Fraser, County of Macomb, State of Michigan, certify that this is a true copy of ordinance no. ____adopted by the Council of the City of Fraser assembled in a regular session on_____ 2015.

Kelly Dolland, City Clerk

City Council:

PUBLICATION DATE:

Macomb Daily, _____, 2015.

YORK, DOLAN & TOMLINSON, P.C.

Attorneys and Counselors at Law
42850 Garfield, Suite 101
Clinton Township, Michigan 48038
586-263-5050
Fax 586-263-4763

John A. Dolan (jdolan@yorkdolanlaw.com)
Timothy D. Tomlinson (ttomlinson@yorkdolanlaw.com)

Fred A. York (1930-1989)

November 13, 2015

**CONFIDENTIAL
ATTORNEY CLIENT PRIVILEGE
NOT FOR DISCLOSURE TO THIRD PERSONS**

Via Email

Mr. Richard Haberman
City Manager
City of Fraser
33000 Garfield
Fraser, MI 48026

Re: Proposed Ordinance – Regulation of Oil and Gas Drilling

Dear Mr. Haberman:

As we discussed, included please find a proposed ordinance regulating oil and gas drilling. I have looked at ordinances including Rochester Hills, the City of Auburn Hills and the City of Troy. Actually, because of a twist in the Zoning Enabling Acts, cities have more authority than townships to regulate in this area. Accordingly, it is appropriate to examine city regulation versus township regulation.

Of importance, is that we reserve some property from which a drilling operation could occur. Thus, I have provided this to Patrick and to Scott. We may have to revise the distance limitations and acreage limitations so that we have some property available. Currently, I have arbitrarily placed three acres and restriction to IC zoning.

I am hoping that Scott can pay particular attention to our processes for evaluating the site and proposed transportation to and from the site.

Upon a review by the administration and professionals, it would be appropriate I believe to present this to council for discussion. They would then in turn refer the proposed ordinance back to the Planning Commission. Because this is a Zoning Ordinance, we have to first have a public hearing and recommendation from the Planning Commission with referral back to the City Council for adoption.

November 13, 2015
Page Two
Re: Ordinance

Drilling operations have recently become quite controversial. Communities do not want to be stuck without an applicable ordinance having to try to deal after the fact rather than having regulations in place beforehand.

Please advise should you have any questions. We remain,

Very truly yours,

YORK, DOLAN & TOMLINSON, P.C.

John A. Dolan
John A. Dolan

JAD/sam
Attachment
cc: Scott Lockwood w/attachment
Patrick Meagher w/attachment

**CITY OF FRASER
MACOMB COUNTY, MICHIGAN**

ORDINANCE NO. _____

THE CITY OF FRASER ORDAINS:

Section 1. Preamble.

The following ordinance is proposed in order to promote and protect the public health, safety and welfare of the residents of the City of Fraser regulating oil and drilling operations as permitted pursuant to federal and state law including furnishing definitions, providing the standards, locations, screening, well height, facility processing permit procedures, operations, inspection, submittals, testing and analysis and other similar regulations in order to allow for this activity in a manner which will not disturb and disrupt the adjoining properties, which will promote and provide for the harmonious use of properties, promote and protect property values, promote aesthetics, avoid nuisance, avoid traffic interference and destruction of streets, preserve and protect city streets and public ways and otherwise promote and protect health.

Section 2. The Code of Ordinances for the City of Fraser pursuant to the Zoning Code, Chapter 32, Section 3, definitions, is amended adding the following definitions which shall be interlineated alphabetically and which read as follows:

Derrick. Any portable framework, tower mast, and/or structure which is required or used in connection with drilling or re-working a well for the production of oil or gas.

Drilling Pad. The area of surface operations surrounding the surface location of a well or wells. Such area shall not include an access road to the drilling pad.

Hydraulic Fracturing or Fracking. The process of injecting water, customized fluids, sand, steam, or gas into a gas well under pressure to improve gas recovery.

Horizontal Drilling. The drilling of an oil or natural gas well at an angle so that the well runs parallel to the formation containing the oil or gas.

Oil and Gas. Crude oil, natural gas, methane gas, coal bed methane gas, propane, butane and/or any other products or similar substances that are produced by drilling an oil or gas well.

Oil and Gas Development. The well site preparation, construction, drilling, redrilling, hydraulic fracturing, and/or site restoration associated with an oil or gas well of any depth; water and other fluid storage, impoundment and transportation used for such activities; and the installation and use of all associated equipment, including tanks, meters, and other equipment and structures whether permanent or temporary; and the site preparation, construction, installation, maintenance and repair of oil and gas pipelines and associated equipment and other equipment and activities associated with the exploration for, production and transportation of oil and gas. The definition does not include natural gas compressor stations and natural gas processing plants or facilities performing the equivalent functions.

Oil or Gas Well. A pierced or bored hole drilled or being drilled in the ground for the purpose of, or to be used for, producing, extracting or injecting gas, oil, petroleum or another liquid related to oil or gas production or storage, including brine disposal or being drilled for an exploration for such purposes.

Oil or Gas Well Site. The location of facilities, structures, materials and equipment whether temporary or permanent, that are used for or incidental to the preparation, construction, drilling, production or operation of an oil or gas well, or exploration for a potential oil or gas well.

Natural Gas Compressor Station. A facility designed and constructed to compress natural gas originating from a gas well, or collection of such wells operating as a midstream facility for delivery of gas to a transmission pipeline, distribution pipeline, natural gas processing plant, or

underground storage field, including one or more natural gas compressors, associated buildings, pipes, valves, tanks and other equipment.

Natural Gas Processing Plant. A facility designed and constructed to remove materials such as ethane, propane, butane, methane and other constituents or similar substances from natural gas to allow such natural gas to be of such quality as is required or appropriate for transmission or distribution to commercial markets, but not including facilities or equipment that is designed and constructed primarily to remove water, water vapor, oil or naturally occurring liquids from the natural gas.

Storage Well. A well used for and in connection with the underground storage of natural gas, including injection into or withdrawal from an underground storage reservoir for monitoring or observation of reservoir pressure.

Section 3. The Code of Ordinances of the City of Fraser, Chapter 32 is hereby revised and amended adding Section 32-181 and renumbering the present Section 32-181 as 32-182 and renumbering the following sections as well with 32-181 to read as follows:

- (A) The following requirements shall apply to the location, installation, drilling and operation of any well for the commercial extraction of oil, gas or other hydrocarbons in the City:
 - 1. May be allowed only in the industrial controlled district IC.
 - 2. It shall be situated on a minimum lot size of three acres.
 - 3. Spacing and Well Setbacks. In addition to the spacing and setback requirements of the State of Michigan and regulations of its supervisor of wells, the drilling completion or operation of oil or gas wells, or well sites shall not be located within 300 feet from any road right-of-way, 500 feet of a residentially zoned or used property, or any property used for religious facility, public or private school, hospital, hospital clinic or healthcare facility and 100 feet from any other property line. The proponent seeking to engage in activity shall also demonstrate to the City, a legal entitlement to drill on adjacent properties through mineral right acquisition or other means. Measurement of setback shall be made from the edge of the well site (in a straight line, without regard to intervening structures or objects), to the closest exterior point of the adjacent parcel.
 - 4. Height. The completed well head structure shall not exceed 22 feet in height. Any temporary drilling derrick or other facility shall not exceed 110 feet in height. Temporary drilling derricks and rigs shall not be in place for longer than 60 days. A permit for an additional 30 days may be secured upon presentation to the City Manager of sufficient documentation demonstrating that reasonable progress has occurred throughout the initial 60 day period and that operations can be completed within an additional 30 days.
 - 5. Fencing, Landscaping and Lighting. An oil or gas well site shall be completely enclosed with a 6’ high fence with materials compliant with ordinances. Staggered 6’ tall Evergreen trees shall be placed around the perimeter of the fence with a minimum landscape greenbelt buffer of 25 feet in depth. This landscaping buffer shall be in place within 30 days of the removal of the temporary drilling deck/rig. Exterior lighting shall comply with the provisions of the City’s Ordinances and shall be shielded so as not to be disruptive to adjoining parcels.
 - 6. Nuisance Mitigation. The drilling, completion, or operation of oil or gas wells or other wells drilled for oil and gas exploration purposes shall comply with the additional site requirements of the Ordinance Section 32-144(5) and any other applicable ordinance provisions. Such standards address

potential nuisances such as noise, smoke, dust, and the like. To the extent this Ordinance is more restrictive the provisions of this Ordinance shall control.

7. Dust, Noise, Vibration, and Odors. All operations shall be conducted in a manner so as to minimize, as far as practicable dust, noise, vibration or noxious odors and shall be in accordance with the best accepted practices defined by the Michigan Department of Environmental Quality for the production of oil, gas, or other hydrocarbon substances in urban areas. All equipment used shall be constructed and operated so that vibration, dust, odor or other harmful or annoying substances or effects will be minimized by the operations carried on at any time, or from anything incidental thereto, and to minimize the annoyance of persons living or working in the vicinity. Additionally, the site or structures on the property shall not be permitted to become dilapidated, unsightly, or unsafe. The City may impose additional reasonable restrictions upon such operations as to reduce adverse impacts upon adjacent properties.
8. Oil and Gas Processing Facilities. Associated processing facilities that separate oil, gas and brine and hold said products for transport off-site for further refinement and processing are not permitted.
9. Compliance with Laws and Permit Issuance. The drilling, completion, or operation of oil and gas wells or other wells drilled for the purpose of oil or gas exploration shall be done in conformity with all State and Federal laws, statutes, rules, and regulations pertaining thereto and particularly with the State of Michigan and regulations of its Supervisor of Wells. This shall include obtaining the required permit from the Supervisor of Wells which permit shall be provided to the City prior to the City issuing special use approval under this Section. This requirement applies to, but is not limited to the plugging of wells, the exploring for, producing, marketing and transportation of petroleum products and the disposition and removal of any byproducts utilized and associated with said activities.
10. Associated Permits and Approvals. Special use approval for the drilling, completion, or operation of oil or gas wells or other wells drilled for oil or gas exploration purposes is in addition to and not in lieu of any permit or plan which may be required by any other provision of the City of Fraser Zoning Ordinance, Building and Fire Codes, or by any other governmental agency, unless expressly outlined.
11. Operations.
 - a. Permitted Construction Activity Hours. Site preparation and construction of well sites are limited to the hours of 8 a.m. to 8 p.m. Construction activities associated with establishing of well sites may be eligible for an exception by the Building Department if such activities are in compliance with applicable laws and permits and is demonstrated that noise and disturbance from such activities will not be annoying or disturbing to surrounding uses.
 - b. The movement of drilling rigs, tanker trucks or heavy equipment used in connection with drilling or operation of oil or gas wells over city roads and streets, shall require the approval of the City Manager in conjunction with a review by the City Engineer. A proposed traffic route and the axel weight, vehicle weight and description shall be submitted in advance to the City by the Applicant.
 - c. All brine, mud, slush, saltwater, chemicals, wastewater, chemical fluids or waste produced or used in the drilling of production of oil or gas shall be safely, lawfully and properly disposed of to prevent

infiltration of or damage to any fresh water well, groundwater, watercourse, pond, lake or wetland. Such materials shall be promptly removed from the site and shall not be continuously stored upon the site.

- d. The oil or gas well site shall be kept in a clean and orderly condition, free of trash and debris, with vegetation cut. Machinery which is not expected to be used on the site within a two week period, shall not be kept or stored at the well site.
 - e. An oil or gas well shall include measures or controls satisfactory to the City Engineer to prevent migration, run-off or discharge of any hazardous materials, including but not limited to chemicals, oil or gas produced or used in the drilling of production of oil or gas, to adjoining property, or to the sanitary sewer system, storm water system or any natural or artificial watercourse, pond, lake, or wetland. There shall be no off-site discharge of storm water except to an approved drainage system in accordance with the City's engineering requirements.
12. Inspection. The Building Official and any other designee of the City Manager shall have the right and privilege at any time during the construction phase and any drilling operation to enter upon the premises subject to special land use approval for the purpose of making inspections to determine if the requirements of this section and other applicable ordinances are complied with.
13. Injection Wells. Injection wells used for brine disposal or other chemicals from production of wells or from other sources are prohibited within the City.
14. Pipelines. No operator shall excavate or construct any lines for the conveyance of fuel, water, oil, gas or petroleum liquids under or through the streets, alleys or other properties owned by the City without an easement or right-of-way issued by the City.
15. Submittal Requirements. In addition to the requirements for a site plan and other submittal requirements under the general provisions of special land use, the following information shall be submitted as part of the application:
- a. Environmental Impact Study. Applicant shall submit an Environmental Impact Statement filed with the Michigan Department of Environmental Quality in connection with a well permit under the applicable provisions of the Natural Resources and Environmental Protection Act, MCL 524.61501 et seq. or as otherwise amended and administrative rules promulgated thereunder.
 - b. Hydrogeological analysis.
 - c. Emergency Response Plan. Pursuant to State and Federal law, the operator shall provide any information necessary to assist the City Emergency Services Department with an emergency response plan and hazardous materials survey establishing written procedures to minimize any hazard resulting from the operation. The Emergency Response Plan shall include emergency contact information.
 - d. Reclamation Plan. A written statement describing how the land will be returned to a stable and productive condition post drilling operations shall be furnished. Time for completion of reclamation shall be provided. The City may require a bond calculated at the estimated cost of reclamation procedures which shall be returned

following reclamation or may be drawn upon in the event reclamation is not completed if provided in a timely fashion.

- e. The Operations Plan shall include identification of site ingress and egress, a haul route map, hours of operation, soil erosion, mud and dust control plan, noise control plan, identification of operational noise impacts including documentation of establishing noise levels and mitigating noise levels, shall provide topography, shall provide an odor and fume control plan, pollution prevention plan, impact mitigation plan, monitoring and control plan.

Section 4. Repealer. Any and all provisions of the current ordinance in conflict with the terms and provisions of this ordinance are repealed, only to the extent necessary to give this ordinance full force and effect.

Section 5. Severability. Should any word, phrase, sentence, paragraph or section of this ordinance be held invalid or unconstitutional by any court of competent jurisdiction, the remaining provisions of this ordinance shall remain in full force and effect this ordinance being deemed severable.

Section 6. Penalty. Violation of this ordinance shall be a violation of the Zoning Code and all such penalty provisions shall apply.

Section 7. Effective Date. The amendment to this ordinance shall take effect seven (7) days after publication following adoption which shall be published within fifteen (15) days of adoption pursuant to the Michigan Zoning Enabling Act.

ORDINANCE ADOPTED.

AYES:
NAYS:
ABSENT:

Joseph Nichols, Mayor

Attested:

Kelly Dolland, City Clerk

PUBLICATION NOTICE PLANNING COMMISSION:
PLANNING COMMISSION HEARING:
COUNCIL ACTION:
PUBLICATION FOLLOWING COUNCIL ADOPTION:

CERTIFICATION

I KELLY DOLLAND, City Clerk for the City of Fraser, County of Macomb, State of Michigan, certify that this is a true copy of ordinance no. ____ adopted by the Council of the City of Fraser assembled in a regular session on _____ 2015.

Kelly Dolland, City Clerk

**CHARTER TOWNSHIP OF CLINTON
MACOMB COUNTY, MICHIGAN**

ORDINANCE NO.

THE CHARTER TOWNSHIP OF CLINTON ORDAINS:

Section 1. Preamble.

Whereas, in order to promote and protect public health, safety and welfare and to provide for the orderly regulation and harmonious location of medical marijuana, cultivation, growth, storage, and exchange within the Township in order to protect and promote the rights of surrounding property owners, protect and provide for the orderly development of property, the preservation of property values, the harmonious use of surrounding property and to promote public health, safety and welfare, the following ordinance is established.

Section 2.

THE CHARTER TOWNSHIP OF CLINTON HEREBY ADDS TO CHAPTER 1299 OF THE CODE OF ORDINANCES, SECTION 1299(P) MEDICAL MARIJUANA CULTIVATION, GROWTH, STORAGE, EXCHANGE AND PROCESSING.

1. The growth cultivation, processing storage and exchange of medical marijuana by a qualifying patient or by a primary caregiver as defined pursuant to state law including MCL 333.26423 shall be permitted only in single family or multi-family zoning districts within a single family detached dwelling which is owned or rented and occupied by the qualifying patient or primary caregiver for their residential use.

2. The foregoing activities shall be in full compliance with all applicable Township ordinances and other applicable state and county laws and shall not occupy more than 25% of the usable area as measured by interior floor space of the dwelling unit excluding the basement square footage, or 200 square feet whichever is less.

3. Provisionary centers or dispensaries where marijuana is exchanged for a qualified patient or 250 square feet for a primary caregiver between qualified patients or caregivers are unlawful. Exchanges between qualified patients and caregivers may only occur at the principal home residence of the primary caregiver or qualifying patient.

Section 3. Penalty. Any person who violates any of the provisions of this ordinance Shall be guilty of a misdemeanor, punishable as provided under the penalty provisions for a misdemeanor pursuant to this Code of Ordinances.

Section 4. Repealer. All ordinances in conflict herewith are repealed, only to the extent necessary to give this ordinance full force and effect.

Section 5. Severability. Each section, subsection, sentence, clause and phrase of this ordinance is declared to be an independent section, subsection, sentence, clause and phrase and in the event any portion of this ordinance is held unenforceable by a court of competent jurisdiction, the remainder shall remain in full force and effect.

Section 6. Effective Date. This ordinance shall become effective following public hearing and recommendation by the Planning Commission and upon adoption by the Board of Trustees and publication in a newspaper of general circulation.

AYES:

NAYS:

ABSENT:

ORDINANCE DECLARED ADOPTED.

KIM MELTZER, CLERK
CHARTER TOWNSHIP OF CLINTON

INTRODUCED:
FIRST PUBLICATION:
ADOPTED:
SECOND PUBLICATION:

CERTIFICATION

I KIM MELTZER, Clerk for the Township of Clinton, County of Macomb, State of Michigan, certify that this is a true copy of an Ordinance adopted by the Board of Trustees of the Charter Township of Clinton at its regular meeting on the ____ day of _____ 2015.

KIM MELTZER, CLERK

MOTION BY: Dean Reynolds

SUPPORTED BY: Ken Pearl

TO INTRODUCE AND PUBLISH WITH THE INTENT TO ADOPT AT THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE CHARTER TOWNSHIP OF CLINTON, CHAPTER 620.05 REGULATING THE TRANSPORTATION AND POSSESSION OF USABLE MARIJUANA IN OR UPON A MOTOR VEHICLE OR SELF- PROPELLED VEHICLE PROVIDING FOR PENALTY, SEVERABILITY, REPEALER AND EFFECTIVE DATE.

MOTION BY:

SUPPORTED BY:

TO ADOPT AND PUBLISH AT THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE CHARTER TOWNSHIP OF CLINTON, CHAPTER 620.05 REGULATING THE TRANSPORTATION AND POSSESSION OF USABLE MARIJUANA IN OR UPON A MOTOR VEHICLE OR SELF- PROPELLED VEHICLE PROVIDING FOR PENALTY, SEVERABILITY, REPEALER AND EFFECTIVE DATE.

**CHARTER TOWNSHIP OF CLINTON
MACOMB COUNTY, MICHIGAN**

ORDINANCE NO. 417

THE CHARTER TOWNSHIP OF CLINTON ORDAINS:

Section 1. Preamble.

Whereas, in order to promote and protect public health, safety and welfare and to advance the legitimate and rational regulation in the transportation of usable marijuana for medical purposes as defined pursuant to state law including MCL 333.26423 in motor vehicles or self-propelled vehicles designed for land travel in order to promote vehicular and pedestrian safety and the safety and protection of property and otherwise to protect and promote the wellbeing and the safety of the public, the Township is desirous of regulating the transportation of usable medical marijuana.

Section 2.

CHAPTER 620.05, TRANSPORTATION OR POSSESSION OF USABLE MEDICAL MARIJUANA, MOTOR VEHICLE OR SELF-PROPELLED VEHICLE.

- (A) Motor vehicle shall refer to motor vehicle as defined pursuant to state law whether licensed or unlicensed, operational or non-operational, moving or standing.
- (B) Self-propelled vehicles shall mean any apparatus or vehicle designed for land travel motorized or un-motorized.
- (C) The owner of any motor vehicle or self-propelled vehicle, or the operator of any motor vehicle or self-propelled vehicle, shall not permit or cause to be permitted the transportation or possession of usable marijuana as defined in MCL 333.26423 in or upon such vehicle unless it is enclosed in a case that is carried in the trunk of the vehicle where a trunk is provided or is enclosed in a case with a lock which is in a locked position and which is placed in an area not readily accessible by a person in the drivers position which in the case of a sport utility vehicle or other similar vehicle without a trunk, shall mean the storage area in the rear of the vehicle.
- (D) No person other than a driver or operator of the vehicle or self-propelled vehicle shall transport or possess usable marijuana as defined in MCL 333.26423, except in the trunk of such vehicle if the trunk is provided or otherwise in an area not readily accessible and in a case which is in a locked position, where the vehicle is a sport utility vehicle or other similar vehicle, the storage area in the rear of the vehicle shall be the proper location for placement of such locked compartment.

Section 3. Penalty. Any person who violates any of the provisions of this ordinance Shall be guilty of a misdemeanor, punishable as provided under the penalty provisions for a misdemeanor pursuant to this Code of Ordinances.

Section 4. Repealer. All ordinances in conflict herewith are repealed, only to the extent necessary to give this ordinance full force and effect.

Section 5. Severability. Each section, subsection, sentence, clause and phrase of this ordinance is declared to be an independent section, subsection, sentence, clause and phrase and in the event any portion of this ordinance is held unenforceable by a court of competent jurisdiction, the remainder shall remain in full force and effect.

Section 6. Effective Date. This ordinance as an emergency ordinance shall become effective upon adoption following publication.

AYES: Reynolds, Pearl, Gielegem, Cannon, West, Sowerby, Meltizer

NAYS: None

ABSENT: None

ORDINANCE DECLARED ADOPTED.

KIM MELTZER, CLERK
CHARTER TOWNSHIP OF CLINTON

INTRODUCED: September 21, 2015

FIRST PUBLICATION: September 30, 2015

ADOPTED:

SECOND PUBLICATION:

CERTIFICATION

I KIM MELTZER, Clerk for the Township of Clinton, County of Macomb, State of Michigan, certify that this is a true copy of an Ordinance adopted by the Board of Trustees of the Charter Township of Clinton at its regular meeting on the ____ day of _____ 2015.

KIM MELTZER, CLERK

*Chesterfield Charter Township, MI
Thursday, November 19, 2015*

Chapter 76. Zoning

Article III. General Provisions

Sec. 76-98. Medical marijuana uses.

[Ord. No. 110-97, 12-6-2010]

(a) Intent.

- (1) Voters in the State of Michigan approved a referendum authorizing the use of marijuana for certain medical conditions, being the Michigan Medical Marihuana Act, MCL 333.26421, et seq. ("The Act").
- (2) The specified intent of The Act is to enable certain specified persons who comply with the registration provisions of the law to acquire, possess, cultivate, grow and use marijuana as well as to assist specifically registered individuals identified in the statute without being subject to criminal prosecution under state law in limited, specific circumstances.
- (3) Despite the specific provisions of The Act and the activities identified in The Act, marijuana remains a controlled substance (Schedule 1 drug) under Michigan law. The activities set forth in The Act have a potential for abuse. Such activities should be closely monitored and, to the extent permissible, regulated by local authorities.
- (4) If not closely monitored or regulated, the presence of marijuana even for the purposes specified by The Act may present an increase for illegal conduct and/or activity which adversely affects the health, safety and welfare of the residents of Chesterfield Township.
- (5) Nothing in this section shall be construed to allow persons to engage in conduct that endangers others or causes a public nuisance, or to allow use, possession or control of marijuana for non-medical purposes or allow any other activity relating to cultivation/growing, distribution or consumption of marijuana that is otherwise illegal.

- (b) Medical marijuana dispensary, compassion centers or other similar operation for the consumption or distribution of medicinal marijuana. It shall be unlawful for any person or entity to own, manage, conduct, or operate a medical marijuana dispensary, compassion center or other similar operation, or to participate as an employee, contractor, agent or volunteer, or in any other manner or capacity, in any medical marijuana dispensary, compassion center, growth facility, growth cooperative or other similar operation in the township.
- (c) Registered primary caregiver. A registered primary caregiver, in compliance with the General Rules of the Michigan Department of Community Health, The Act and the requirements of this section, shall be permitted to grow marijuana as a home occupation subject to the applicable provisions of 76-508. Nothing in the section, or in any other regulatory provision, is intended to grant, nor shall they be construed as granting, immunity from criminal prosecution for growing, sale, consumption, use, distribution, or possession of marijuana not in strict compliance with The Act and the General

Rules. Also, since federal law is not affected by The Act or General Rules, nothing in this section, or in any other regulatory provision, is intended to grant, nor shall they be construed as granting, immunity from criminal prosecution under federal law. The Act does not protect users, caregivers or the owners of properties on which the medical use of marijuana is occurring from federal prosecution, or from having their property seized by federal authorities under the Federal Controlled Substances Act. The following requirements for a registered primary caregiver shall apply:

- (1) The medical use of marijuana shall comply at all times and in all circumstances with The Act and the General Rules of the Michigan Department of Community Health, as they may be amended from time to time;
- (2) A registered primary caregiver must be located outside of a one-thousand-foot radius from any school, including child care or day care facilities operated by a school, to insure community compliance with federal "Drug-Free School Zone" requirements;
- (3) Not more than one primary caregiver shall be permitted to service qualifying patients on a single parcel;
- (4) All medical marijuana shall be contained within the main building in an enclosed, locked facility inaccessible on all sides and equipped with locks or other security devices that permit access only by the registered primary caregiver or qualifying patient;
- (5) All necessary building, electrical, plumbing and mechanical permits shall be obtained for any portion of the residential structure in which electrical wiring, lighting and/or watering devices that support the production of marijuana are located;
- (6) That portion of the residential structure where energy usage and heat exceeds typical residential use, such as a grow room, and the storage of any chemicals such as herbicides, pesticides, and fertilizers shall be subject to inspection and approval by the township fire department to insure compliance with the Michigan Fire Protection Code.

Sec. 12-304. - Medical marijuana.

- (a) Individuals who are "qualifying patients" or "primary caregivers" as those terms are used in the Michigan Medical Marihuana Act shall comply with the requirements set forth in the Act and the requirements set forth herein.
- (b) The term "enclosed, locked facility" means a closet, room, or other comparable, stationary, and fully enclosed area equipped with secured locks or other functioning security devices that permit access only by a registered primary caregiver or registered qualifying patient. Marijuana plants grown outdoors are considered to be in an enclosed, locked facility if they are not visible to the unaided eye from an adjacent property when viewed by an individual at ground level or from a permanent structure and are grown within a stationary structure that is enclosed on all sides, except for the base, by chain-link fencing, wooden slats, or a similar material that prevents access by the general public and that is anchored, attached, or affixed to the ground; located on land that is owned, leased, or rented by either the registered qualifying patient or a person designated through the state registration process as the primary caregiver for the registered qualifying patient or patients for whom the marijuana plants are grown; and equipped with functioning locks or other security devices that restrict access to only the registered qualifying patient or the registered primary caregiver who owns, leases, or rents the property on which the structure is located. Enclosed, locked facility includes a motor vehicle if both of the following conditions are met:
 - (1) The vehicle is being used temporarily to transport living marijuana plants from one location to another with the intent to permanently retain those plants at the second location.
 - (2) An individual is not inside the vehicle unless he or she is either the registered qualifying patient to whom the living marijuana plants belong or the individual designated through the departmental registration process as the primary caregiver for the registered qualifying patient.
- (c) A person who has been issued and possesses a lawful registry identification card as a qualifying patient as set forth in the Act shall comply with the following requirements:
 - (1) A qualifying patient who has been issued and possesses a registry identification card shall not be subject to arrest, prosecution, or penalty for the medical use of marijuana in accordance with state law, provided that the qualifying patient possesses an amount of marijuana that does not exceed 2.5 ounces of usable marijuana, and, if the qualifying patient has not specified that a primary caregiver will be allowed under state law to cultivate marijuana for the qualifying patient, twelve (12) marijuana plants kept in an enclosed, locked facility. Any incidental amount of seeds, stalks, and unusable roots shall also be allowed and shall not be included in this amount. The privilege from arrest under this subsection applies only if the qualifying patient presents both his or her registry identification card and a valid driver license or government-issued identification card that bears a photographic image of the qualifying patient.
 - (2) A qualifying patient may grow and process medical marijuana in compliance with the Act in one (1) enclosed, locked facility within or upon an owner-occupied, detached single-family residential dwelling/premises where the qualifying patient lives and which is the qualifying patient's residence pursuant to Michigan law, or in another location specifically permitted by law or ordinance, so that growing and processing does not occur in multiple locations.

- (3) Storage of medical marijuana by a qualifying patient shall only occur within one (1) enclosed, locked facility at the primary residence of the qualifying patient or in another location specifically permitted by law or ordinance so that storage does not occur in multiple locations.
 - (4) No person other than the qualifying patient shall be engaged or involved in the growing, processing, or handling of medical marijuana, except as permitted by law or ordinance for primary caregivers.
 - (5) Use of the qualifying patient's residential dwelling for medical marijuana related purposes shall be clearly incidental and subordinate to its use for single-family residential purposes. Not more than twenty-five (25) percent of the gross finished floor area of the dwelling or two hundred (200) square feet of floor area of the dwelling, whichever is less, shall be used for the growing, processing, and handling of medical marijuana. Any modifications to the dwelling made for the purpose of cultivating medical marijuana shall comply with all applicable building, electrical, mechanical, and fire safety code requirements, including all requisite permit applications and related inspections. No part of an accessory building, detached garage, pole barn, or similar building or structure shall be used for the growing, processing, or distribution of medical marijuana unless such building or structure has been inspected and approved for the building, electrical, mechanical, and fire safety requirements of such use and fits the definition of an enclosed, locked facility.
 - (6) A qualifying patient may possess on his or her person and under the qualifying patient's exclusive control an amount of medical marijuana deemed medically necessary to alleviate the condition that gave rise to the qualifying patient's registration with the state.
 - (7) Should a qualifying patient wish to dispose of any unused medical marijuana, any incidental amount of seeds, stalks, and unusable roots, the material shall be removed by a commercial drug disposal carrier registered with the United States Drug Enforcement Administration and/or the state for proper disposal in a manner prescribed by law and regulation. Under no circumstance shall a qualifying patient dispose of any unused medical marijuana, or any incidental amount of seeds, stalks, and unusable roots, through a regular garbage receptacle, public waste retrieval services, or by burning.
 - (8) There shall be no visible change to the outside appearance of the qualifying patient's residential property or other visible evidence of the conduct of the medical marijuana operation occurring on the property.
 - (9) No marijuana, marijuana plants, marijuana paraphernalia, or plant growing apparatus shall be visible from the exterior of the dwelling.
 - (10) No equipment or process shall be used in growing, processing, or handling medical marijuana which creates noise, vibration, glare, light, fumes, odors, or electrical interference detectable to the normal senses at or beyond the property line of the qualifying patient's residential property. In case of electrical interference, no equipment or process shall be used which creates visual or audible interference with any radio, television, or similar receiver off the premises or causes fluctuation of line voltage off the premises.
 - (11) The growing, processing, distribution, sale, and handling of medical marijuana shall comply at all times with the Act and any applicable regulations or requirements by the Michigan Department of Community Health or any other Michigan agency.
- (d) A person who has been issued and possesses a lawful registry identification card as a primary caregiver as set forth in the Act shall comply with the following requirements:

- (1) A primary caregiver who has been issued and possesses a registry identification card shall not be subject to arrest, prosecution, or penalty for assisting a qualifying patient to whom he or she is connected through the state's registration process with the medical use of marijuana in accordance with state law. The privilege from arrest under this subsection applies only if the primary caregiver presents both his or her registry identification card and a valid driver license or government-issued identification card that bears a photographic image of the primary caregiver. This subsection applies only if the primary caregiver possesses an amount of marijuana that does not exceed:
 - a. Two and one-half (2.5) ounces of usable marijuana for each qualifying patient to whom he or she is connected through the state's registration process; and
 - b. For each registered qualifying patient who has specified that the primary caregiver will be allowed under state law to cultivate marijuana for the qualifying patient, twelve (12) marijuana plants kept in an enclosed, locked facility; and
 - c. Any incidental amount of seeds, stalks, and unusable roots.
- (2) A primary caregiver may grow and process medical marijuana in compliance with the Act in one (1) enclosed, locked facility within or upon an owner-occupied, detached single-family residential dwelling/premises where the primary caregiver lives and which is the primary caregiver's residence pursuant to Michigan law, or in another location specifically permitted by law or ordinance, so that growing and processing does not occur in multiple locations.
- (3) No person other than the primary caregiver shall be engaged or involved in the growing, processing, dispensing, delivery, or handling of marijuana, except to the extent that the primary caregiver lawfully transfers medical marijuana to a qualifying patient to whom the primary caregiver is linked through the state registration system.
- (4) Use of the primary caregiver's residential dwelling for medical marijuana related purposes shall be clearly incidental and subordinate to its use for single-family residential purposes. Not more than twenty-five (25) percent of the gross finished floor area of the dwelling or two hundred (200) square feet of floor area of the dwelling, whichever is less, shall be used for the growing, processing, and handling of medical marijuana. Any modifications to the dwelling made for the purpose of cultivating medical marijuana shall comply with all applicable building, electrical, mechanical, and fire safety code requirements, including all requisite permit applications and related inspections. No part of an accessory building, detached garage, pole barn, or similar building or structure shall be used for the growing, processing, or distribution of medical marijuana unless such building or structure has been inspected and approved for the building, electrical, mechanical, and fire safety requirements of such use and fits the definition of an enclosed, locked facility.
- (5) No qualifying patient shall visit, come to, or be present at the primary caregiver's residence to purchase, smoke, consume, obtain, or receive possession of any marijuana. Rather, the primary caregiver must personally deliver the marijuana to his/her qualifying patient. No person may deliver medical marijuana to a qualifying patient other than the primary caregiver linked through the state registry system to that qualifying patient.
- (6) There shall be no visible change to the outside appearance of the primary caregiver's residential property or other visible evidence of the conduct of the medical marijuana operation occurring on the property.
- (7) No marijuana, marijuana plants, marijuana paraphernalia, or plant growing apparatus shall be

visible from the exterior of the dwelling.

- (8) No equipment or process shall be used in growing, processing, or handling medical marijuana which creates noise, vibration, glare, light, fumes, odors, or electrical interference detectable to the normal senses at or beyond the property line of the primary caregiver's residential property. In case of electrical interference, no equipment or process shall be used which creates visual or audible interference with any radio, television, or similar receiver off the premises or causes fluctuation of line voltage off the premises.
 - (9) The growing, processing, distribution, sale, and handling of medical marijuana shall comply at all times with the Act and any applicable regulations or requirements by the Michigan Department of Community Health or any other Michigan agency.
 - (10) All medical marijuana shall be contained within the primary caregiver's enclosed, locked facility, except when being lawfully delivered by the primary caregiver to a qualifying patient off-site or being used by the primary caregiver as a qualifying patient. Manufacturing and storage of medical marijuana shall only be allowed inside one (1) enclosed, locked facility at any given time so that manufacturing and storage does not occur in multiple locations.
 - (11) No on-site consumption or smoking of marijuana is allowed on a primary caregiver's residential property except for any medical marijuana consumption by the primary caregiver himself/herself if he/she is a qualifying patient and in full compliance with the Act.
 - (12) No sign in the form of a device, structure, fixture, or placard using graphics, symbols, and/or written copy designed specifically for the purpose of advertising or identifying a particular dwelling or property as being associated with the use or cultivation of medical marijuana or marijuana in general shall be visible from any location outside of the residential dwelling.
 - (13) Under no circumstances shall any third parties have access to the enclosed, locked facility where medical marijuana is being manufactured and/or stored.
 - (14) The residential premises upon which a primary caregiver cultivates medical marijuana shall not be a location at which any other commodity, product, or service is also sold, distributed, or otherwise available. It shall be a violation of this section for any person to participate as a primary caregiver in a jointly operated facility where primary caregivers jointly share building space which is used in common to dispense medical marijuana to qualifying patients or assist qualifying patients with the medical use of marijuana. Use "in common," as that phrase is used in this subsection, shall include a shared or common reception area or shared or common customer service area.
 - (15) Medical marijuana dispensaries and cooperatives are prohibited.
 - (16) Should a primary caregiver wish to dispose of any unused medical marijuana, or any incidental amount of seeds, stalks, and unusable roots, the material shall be removed by a commercial drug disposal carrier registered with the United States Drug Enforcement Administration and/or the state for proper disposal in a manner prescribed by law and regulation. Under no circumstance shall a primary caregiver dispose of any unused medical marijuana, or any incidental amount of seeds, stalks, and unusable roots, through a regular garbage receptacle, public waste retrieval services, or by burning.
- (e) This section shall not permit any person to do any of the following:
- (1) Undertake any task under the influence of marijuana, when doing so would constitute negligence or professional malpractice.

- (2) Possess marijuana, or otherwise engage in the medical use of marijuana:
 - a. In a school bus;
 - b. On the grounds of any preschool or primary or secondary school; or
 - c. In any correctional facility.
- (3) Smoke marijuana:
 - a. On any form of public transportation; or
 - b. In any public place.
- (4) Operate, navigate, or be in actual physical control of any motor vehicle, aircraft, or motorboat while under the influence of marijuana.
- (5) Use marijuana if that person does not have a serious or debilitating medical condition.
- (f) There shall be a presumption that a qualifying patient or primary caregiver is engaged in the medical use of marijuana in accordance with the Act and this section if the qualifying patient or primary caregiver:
 - (1) Is in possession of a registry identification card; and
 - (2) Is in possession of an amount of marijuana that does not exceed the amount allowed under the Act or this section. The presumption may be rebutted by evidence that conduct related to marijuana was not for the purpose of alleviating the qualifying patient's debilitating medical condition or symptoms associated with the debilitating medical condition, in accordance with this section.
- (g) Fraudulent representation to a law enforcement official of any fact or circumstance relating to the medical use of marijuana to avoid arrest or prosecution shall be a misdemeanor punishable by a fine of five hundred dollars (\$500.00), which shall be in addition to any other penalties that may apply for making a false statement or for the use of marijuana other than use undertaken pursuant to this section or state law.
- (h) No person shall transport or possess usable marijuana as defined in the Act in or upon a motor vehicle or any self-propelled vehicle designed for land travel unless the useable marijuana is either:
 - (1) Enclosed in a case that is carried in the trunk of the vehicle; or
 - (2) Enclosed in a case that is not readily accessible from the interior of the vehicle in vehicles which do not have a trunk.
- (i) A person who violates subsection (h) is guilty of a misdemeanor punishable by imprisonment for not more than ninety-three (93) days or a fine of not more than five hundred dollars (\$500.00), or both.

(Ord. No. 262, § 2, 4-23-14)

State Law reference— Medical Marihuana Act, MCL 333.26421 et seq.; transportation of medical marijuana, MCL 750.474.

Sec. 12-305. - No immunity.

- (a) The Act authorizes a narrow exception to the prosecution under state laws that otherwise criminalize the cultivation, distribution, possession and use of marijuana. Outside the purview of the Act, the possession and use of marijuana in the State of Michigan remains a misdemeanor

offense, and possession with intent to deliver, and delivery and manufacture of marijuana, remain felonies. Marijuana is also classified federally as a Schedule I Drug under the Controlled Substances Act and is illegal to possess, manufacture, distribute, or dispense under federal law.

- (b) Nothing in this chapter, or in any companion regulatory provision adopted in any other provision of this Code, is intended to grant, nor shall they be construed as granting, immunity from criminal prosecution for the cultivation, sale, consumption, use, distribution, or possession of marijuana not in strict compliance with the Act. Also, because federal law is not affected by that Act, nothing in this chapter, or in any companion regulatory provision adopted in any other provision of this Code, is intended to grant, nor shall they be construed as granting, immunity from criminal prosecution under federal law. The Act does not protect users, caregivers, or the owners of properties on which the medical use of marijuana is occurring from federal prosecution, or from having their property seized by federal authorities under the Federal Controlled Substances Act.

(Ord. No. 262, § 2, 4-23-14)

City of Roseville, MI
Thursday, November 19, 2015

Chapter 370. Zoning

Article XIX. Use Permits

§ 370-73. Medical marihuana dispensaries.

[Added 10-13-2009 by Ord. No. 1229]

Medical marihuana dispensaries shall be permitted in OS, B-1, B-2, B-3, I-1, and I-2 Districts, subject to review and approval by the Planning Commission, provided that they meet the conditions set forth in this section.

A. Definitions.

DEBILITATING MEDICAL CONDITION

One or more of the following:

- (1) Cancer, glaucoma, positive status for human immunodeficiency virus, acquired immune deficiency syndrome, hepatitis C, amyotrophic lateral sclerosis, Crohn's disease, agitation of Alzheimer's disease, nail-patella syndrome (NPS), or the treatment of these conditions.
- (2) A chronic or debilitating disease or medical condition or its treatment that produces one or more of the following: cachexia or wasting syndrome; severe and chronic pain; severe nausea; seizures, including but not limited to those characteristic of epilepsy; or severe and persistent muscle spasm, including but not limited to those characteristic of multiple sclerosis.
- (3) Any other medical condition or its treatment approved by the department, as provided for in MCLA § 333.26425.

DEPARTMENT

The State Department of Community Health.

DRUG PARAPHERNALIA

All equipment, products and materials of any kind which are used, intended for use, or designed for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling, or otherwise introducing into the human body a controlled substance, as defined in Section 7104 of the Michigan Public Health Code (Act No. 368 of the MI Public Acts of 1978, as amended),^[1] in violation of the laws of the State of Michigan.

ENCLOSED, LOCKED FACILITY

A closet, room, or other enclosed area equipped with locks or other security devices that permits access only by a registered primary caregiver or registered qualifying patient.

MARIHUANA

That term as defined in Section 7106 of the Public Health Code, 1978 PA 368, MCLA § 333.7106.

MEDICAL MARIHUANA DISPENSARY

Any retail store, storefront, office building, or other structure or any type of mobile unit or entity that dispenses, facilitates, sells, or provides, in any manner, marihuana or cannabis or any product containing marihuana or cannabis.

MEDICAL USE

The acquisition, possession, cultivation, manufacture, use, internal possession, delivery, transfer, or transportation of marihuana or paraphernalia relating to the administration of marihuana to treat or alleviate a registered qualifying patient's debilitating medical condition or symptoms associated with the debilitating medical condition.

PHYSICIAN

An individual licensed as a physician under Part 170 of the Public Health Code, 1978 PA 368, MCLA §§ 333.17001 to 333.17084, or an osteopathic physician under Part 175 of the Public Health Code, 1978 PA 368, MCLA §§ 333.17501 to 333.17556.

PRIMARY CAREGIVER

A person who is at least 21 years old and who has agreed to assist with a patient's medical use of marihuana and who has never been convicted of a felony involving illegal drugs.

QUALIFYING PATIENT

A person who has been diagnosed by a physician as having a debilitating medical condition.

REGISTRY IDENTIFICATION CARD

A document issued by the Department that identifies a person as a registered qualifying patient or registered primary caregiver.

USABLE MARIHUANA

The dried leaves and flowers of the marihuana plant, and any mixture or preparation thereof, but does not include the seeds, stalks, and roots of the plant.

VISITING QUALIFYING PATIENT

A patient who is not a resident of this state or who has been a resident of this state for less than 30 days.

WRITTEN CERTIFICATION

A document signed by a physician, stating the patient's debilitating medical condition and stating that, in the physician's professional opinion, the patient is likely to receive therapeutic or palliative benefit from the medical use of marihuana to treat or alleviate the patient's debilitating medical condition or symptoms associated with the debilitating medical condition.

[1] *Editor's Note: See MCLA § 333.7104.*

B. Conditions and standards.

- (1) No use which purports to have distributed marihuana prior to the enactment of this section, shall be deemed to have been a legally established use under the provisions of the Zoning Ordinance, and such use shall not be entitled to claim legal nonconforming status.
- (2) Medical marihuana dispensaries shall not be allowed as home occupations.

- (3) Cultivation of medical marihuana in a medical marihuana dispensary is only allowed if specifically authorized by a use permit. A use permit is a request to allow a use which is permitted by the Zoning Ordinance, provided that the use will not cause an adverse impact on adjacent property or properties in the area.
 - (4) No medical marihuana dispensary shall be located within 1,000 feet of any other medical marihuana dispensary nor within 1,000 feet of any of the following uses:
 - (a) Any church.
 - (b) Any school, public or private, having a curriculum including kindergarten or any one or more of the grades one through 12.
 - (c) Any residential-zoned district or any residential use.
 - (5) All activity related to a medical marihuana dispensary, including but not limited to growing and dispensing, shall be done indoors.
 - (6) The site shall abut a major thoroughfare right-of-way, and all ingress and egress to and from the site shall be via that major thoroughfare.
 - (7) Medical marihuana dispensaries shall be operated in compliance with the provisions of the Department of Community Health.
 - (8) Smoking or consumption of medical marihuana shall not be allowed on the site of the dispensary.
 - (9) No patients under the age of 18 shall be permitted in the dispensary at any time except in the presence of a qualifying patient or his/her primary caregiver.
 - (10) No retail sales of drug paraphernalia, as defined in this chapter, are permitted at the dispensary, except to patients or their designees.
 - (11) The dispensary shall be operated in compliance with regulations the City may issue regarding security measures, recordkeeping, proper identification for patients, delivery of medical marihuana by employees of the medical marihuana dispensary to patients who would otherwise not be able to obtain it from a dispensary by reason of physical or mental disability, storage of marihuana on the site, on-site cultivation and the maximum amount that may be dispensed in any single transaction. Such regulations may be modified from time to time as the City deems appropriate.
 - (12) Each dispensary shall display, in a manner legible and visible to its clientele:
 - (a) Notice that patients under the age of 18 are not allowed in the dispensary except in the presence of his/her parent or guardian;
 - (b) No consumption of medical marijuana shall occur within the vicinity of the dispensary.
 - (13) Only operators and their employees, patients, parents or guardians of patients under 18 years of age, and their primary caregiver, may be permitted to enter a medical marihuana dispensary for the purpose of obtaining medical marihuana or other goods or products associated with its use.
 - (14) Medical marihuana dispensaries can grow up to 60 plants.
- C. Civil forfeiture.
- (1)

Any drug paraphernalia used, sold, possessed with intent to use or sell, or manufactured with intent to sell in violation of this chapter shall be seized and forfeited to the City of Roseville, Michigan.

- (2) Any marihuana, aka marijuana, sold or possessed with intent to sell in violation of this chapter shall be seized and forfeited to the City of Roseville Michigan.

Sec. 60-69 - Medical marijuana.

The following zoning ordinance provisions apply to the use, distribution, sale, and cultivation of marijuana, as otherwise approved and allowed pursuant to state law:

- (1) *Intent and purpose.* The section as proposed is intended to permit those persons in need of medical marijuana for medicinal purposes as allowed under the state act to be afforded a reasonable opportunity to be treated and for those persons who are permitted to furnish medical marijuana, to furnish it within the limitations of the act in order to protect public health, safety, and welfare.

The section is intended to afford law enforcement an opportunity to distinguish between an unlawful enterprise and an enterprise operating, consistent with the state law regulating medical marijuana by providing defined areas for cultivation of medical marijuana and defined areas where use and transfer of marijuana are permitted.

This section is also intended to protect and preserve the value of residential, commercial and industrial districts.

This section is intended to prohibit the cultivation of marijuana in residential districts in order to protect and preserve peace, order, property and safety of persons as a result of reliable information that the growth of marijuana in residential districts is associated with an increase in break-ins, home invasions, and other criminal activity perpetrated upon persons growing marijuana in residential settings.

This section regulating marijuana in residential areas is further intended to avoid injury to property and bodily injury resulting from issues associated with the growth of marijuana, including problems with insufficient or improper electrical supply, problems with ventilation leading to mold, or other health hazards and other hazards which are associated with the cultivation of marijuana in residential settings and which is otherwise often difficult to detect and regulate.

This section is intended to preserve, protect and further the public health, safety and welfare of the residents of the City of New Baltimore and the public at large.

- (2) *Definitions.* [The following words, terms and phrases, when used in this subsection, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:]
- a. *Act* refers to the Michigan Medical Marijuana Act, MCL 333.26421 et seq. currently, or as amended.
 - b. *Registered primary care giver* refers to a person meeting the definition of caregiver under state law and who has been issued and possesses a registry identification card and possesses the documentation that constitutes a valid registry under the Act.
 - c. *Marijuana, Marijuana* (or *Marihuana*) means that term as defined in Section 7106 of the Public Health Code, 1978 PA 368, MCL 333.7106.
 - d.

Medical use means the acquisition, possession, cultivation, manufacture, use, internal possession, delivery, transportation of marijuana, or paraphernalia relating to the administration of marijuana to treat or alleviate a registered qualifying patient's debilitating medical condition, or symptoms associated with the debilitating medical condition, as further defined under the Act.

- e. *Registered qualifying patient* refers to a person meeting the definition under state law and has been issued and possesses a registry identification card which is valid under the Act, as amended.
 - f. *Enclosed locked facility* means a closet, room, or other comparable stationary and fully enclosed area equipped with secure locks or other functioning security devices that permit access only by a registered primary care giver, or registered qualifying patient. Marijuana plants grown outdoors, are considered to be in an enclosed, locked facility if they are not visible to the unaided eye from an adjacent property when viewed by an individual at ground level, or from a permanent structure and are grown within a stationary structure that is enclosed on all sides, except for the base, by chain-link fencing, wooden slats, or a similar material that prevents access by the general public and that it is anchored, attached, or affixed to the ground; located on land that is owned, leased, or rented by either the registered qualifying patient, or a person designated through the department registration process, as the primary giver, for the registered qualifying patient, or patients for whom the marijuana plants are grown; and equipped with functioning locks or other security devices that restrict access only to the registered qualifying patient, or the registered primary caregiver, who owns, leases, or rents the property on which the structure is located. Marijuana plants grown outdoors in an enclosed, locked facility shall be subject to special approval land use under the zoning ordinance. Enclosed, locked facility includes a motor vehicle if both of the following conditions are met:
 - 1. The vehicle is being used temporarily to transport living marijuana plants from one location to another with the intent to permanently retain those plants at the second location.
 - 2. An individual is not inside the vehicle unless he or she is either the registered qualifying patient to whom the living marijuana plants belong, or the individual designated through the Department of Registration process as the primary caregiver for the registered qualifying patient.
 - g. *Parcel* shall mean a separate legally described area of real property with its own separate tax ID number issued through the City of New Baltimore Assessing Department with a minimum frontage of 100 feet and a minimum depth 200 feet.
 - h. *Transfer* means to convey, sell, give, deliver, or allow the possession by another person or entity.
 - i. *[Other provisions and terms.]* The other provisions and terms of the Michigan Medical Marijuana Act for purposes of deferential context are incorporated by reference as though more fully restated.
- (3) *Medical marijuana for registered qualifying patients.* Registered qualifying patients, or visiting qualified patients may use, possess and store medical marijuana as provided in the Michigan Medical Marijuana Act, MCL 333.26421 et seq., as amended and as further provided herein.

- a. *Registered qualifying patient without a registered primary care giver:*
1. A registered qualifying patient may use possess and store marijuana in their principal residence within the City of New Baltimore for personal use only, compliant with applicable law.
 2. A registered qualifying patient is prohibited from cultivating, growing, manufacturing, or producing marijuana anywhere other than the industrial I district; section 60-142 at a parcel in an enclosed locked facility, compliant with the provisions of this section including [subsection] (3)b.5. and any other applicable laws.
 3. Each registered qualifying patient is limited to 12 plants, at a parcel in an enclosed locked facility in the industrial district section 60-142; and up to 2.5 ounces of the usable product for those 12 plants at their principal residence in the City of New Baltimore.
 4. Both the registered qualifying patient and the owners, agents, and employees of the parcel at which marijuana for medical use is present by a registered qualified patient are responsible jointly and severally for compliance with this section.
- b. *Registered qualifying patient with a registered primary care giver:*
1. If a registered qualifying patient has a registered primary care giver, such patient is prohibited from growing marijuana anywhere within the City of New Baltimore.
 2. Each registered qualifying patient may possess up to 2.5 ounces of marijuana as provided for in the Act.
 3. Each registered qualified patient shall receive any necessary treatment, using marijuana and provided by the caregiver only at the primary residence of the individual registered qualifying patient in New Baltimore.
 4. Medical marijuana for a registered primary caregiver. Any registered primary caregiver may acquire, possess, cultivate, manufacture, transfer, or transport medical marijuana compliant with the Michigan Medical Marijuana Act, MCL 333.26421 et seq. as amended and further subject to the following:
 - (i) A registered primary caregiver may only grow, cultivate, manufacture, process and store marijuana in a parcel in the industrial I-district; section 60-142 and in an enclosed locked facility.
 - (ii) A registered primary caregiver, may only transfer medical marijuana in the City of New Baltimore, to a registered qualified patient who is in his or her care, in the City of New Baltimore, at the principal residence of the patient if situated within the City of New Baltimore. Transfer of medical marijuana outside the City of New Baltimore, shall otherwise be fully compliant with all other applicable law, including the Michigan Medical Marijuana Act, MCL 333.26421 et seq., as amended and any other applicable law.
 - (iii) The registered primary caregiver is responsible for utilizing at a parcel an enclosed locked facility, compliant with state law for cultivating, growing, manufacturing, processing and storing marijuana for medical use only. The enclosed locked facility utilized by the primary registered caregiver, shall provide separation by fully enclosed walls, or fences, for plants that are grown on behalf of each registered qualifying patient, on whose behalf the registered primary

- caregiver is furnishing marijuana for medical use, so it is accessible only to the primary caregiver. The processing and storing of medical marijuana is permitted only by registered primary caregivers, and registered qualifying patients.
- (iv) The registered primary caregiver may grow up to a maximum of 72 plants. No more than 12 plants, for each individual registered qualifying patient.
 - (v) The registered primary caregiver is responsible for providing the security necessary to assure that the growing marijuana and usable product are accessible for use only by the primary registered caregiver for transfer to, only to registered qualifying patients who are registered to the registered primary caregiver and must fully comply with the provisions of the Michigan Medical Marijuana Act, MCL 333.26421 et seq., as amended.
5. Parcels situated with enclosed locked facilities. The cultivation, growth, manufacturing of marijuana and processing by other than a registered qualifying patient are permitted only in the industrial I-district; section 60-142. Marijuana may be transported to and from such facility, but shall not be transferred by a registered primary caregiver to a registered qualifying patient, or another registered primary caregiver at such facility. The following specific provisions additionally apply:
- (i) Each parcel upon which enclosed locked facilities with marijuana for medical use are present, must be a minimum of 300 feet from any parcel upon which any school, or school facility is situated, residential district, and any other parcel upon which marijuana in a secure cultivation facility is present.
 - (ii) Transfers are prohibited. Only cultivation, growth, processing, storing and transporting to and from is permitted.
 - (iii) Each enclosed locked facility for marijuana for medical use, must contain a minimum of 200 square feet and shall not exceed 1,200 square feet.
 - (iv) Each individual enclosed locked facility shall receive a certificate of zoning compliance before the presence of marijuana is allowed.
 - (v) Each enclosed locked facility must be separate from any other enclosed locked facility and maintained, enclosed and locked.
 - (vi) All persons, including but not limited to registered primary caregivers and registered qualified patients, are prohibited from the use, or consumption of medical marijuana at any parcel upon which enclosed locked facilities for marijuana, for medical purposes, is present.
 - (vii) Registered primary caregivers and registered qualifying patients, as well as any other persons, are prohibited from consumption, transfer, or use of medical marijuana for medical use at the parcel of land situated with enclosed locked facilities.
 - (viii) Marijuana plants grown outdoors in an enclosed, locked facility shall be subject to special approval land use under the zoning ordinance.
6. Cultivation of medical marijuana as defined under the Michigan Medical Marijuana Act, MCL 333.26421 et seq. as amended, is prohibited in any zoning district, except the industrial I district; section 60-142.
7. The consumption, transfer, or use of marijuana, in public, or a place opened to the

public is prohibited.

(Ord. No. 188, § 1, 3-25-2013)