

Marcellus Township Regular Board Meeting
Minutes
December 20, 2022

Supervisor Koshar called the meeting to order at 6:00p.m. The board and visitors recited the Pledge of Allegiance

Roll Call: Koshar, Hess, Mroz, Schick, Plummer

Motion by Hess, second by Mroz, to approve the agenda as presented. Motion carried.

Motion by Schick, second by Mroz, to approve the minutes from the November 15, 2022 meeting as presented. Motion carried

Motion by Koshar, support by Schick, to pay the bills in the amount of \$46,988.87. Treasurer Mroz will look in to payment to RLI Surety and report back.

Roll Call: Ayes: Koshar, Hess, Mroz, Schick, Plummer – motion carried

Motion by Koshar, support by Hess, to accept treasurer's report as presented. Motion carried

Public Comments:

- None

REPORTS:

- Sheriff Behnke presented the board with the budget for 2023 to approve. Motion by Hess, second by Plummer to accept the sheriff's department budget for 2023 for Marcellus Township. Roll call vote: Ayes, Koshar, Hess, Mroz, Schick, Plummer - Motion Carried
- Trustee Schick presented the MAESA amended budget. Motion by Schick with a second by Koshar to approve the amended 2022 budget. Motion carried. Motion by Schick, second by Mroz to approve the 2023 MAESA budget. Motion carried. Discussion regarding term limits of the MAESA board. Supervisor Koshar gave a copy regarding term limits. Resolution for accounts, the 80-20 split ends in 2024. MAESA is divided by the village of Marcelles and the Township of Marcellus.
- Sexton Kruger report two burials. There was also discussion about moving two of the posts on the new fencing at the cemetery as they aren't wide enough to pass thru. Talked about the headstones for Linda Reigle, Billy says everything should be good, there should be a replacement stone there.

- Supervisor Koshar – Discussion regarding the audit from Seber Tans. Motion by Koshar, second by Schick to accept attached motion regarding marijuana “Permits and Licensing Fund” All ayes – motion carried (Plummer absent)
 - Supervisor Koshar led discussion regarding Saddlebag Lake project. Quotes from Bailey Asphalt, LLC and Woolf Excavating were presented. Motion by Koshar, second by Mroz to accept contracts. Roll call vote – Ayes: Koshar, Mroz, Schick, Hess. Absent: Plummer – Motion carried. As voted on November 2022, Township will disengage from using Merritt Midwest, Inc.
 - Discussion regarding towers for Wireless Broadband
 - Discussion regarding village annexation. Will verify that 425 agreement is proper
 - Discussion regarding revenue Sugar Leaf.
- Motion by Mroz, second by Hess to approve 2023 Aquatic Weed Control contract. All ayes – Motion Carried

New Business

- Tucker Atkinson from Ranger Power shared an update on the solar project in the township.

Motion by Koshar, support by Hess, to adjourn at 7:35pm. Motion carried.

Respectfully Submitted,

Edward J. Koshar
Township Supervisor

Darcie L Plummer
Township Clerk

MARCELLUS TOWNSHIP, CASS COUNTY, MICHIGAN

RESOLUTION TO CONFIRM THE PROPOSED DISPOSITION OF FUNDS CONNECTED TO THE "PERMITS & LICENSING FUND" AND IN COMPLIANCE WITH THE SUGGESTIONS FOR CORRECTIONS TO BE MADE ON THE SeberTans 2021-2022 ANNUAL AUDIT.

At the Regular Marcellus Township Board meeting held on December 20, 2022, the Board discussed the disbursements that were made during 2022 from the "Permits and Licensing Fund". Also discussed were the suggestions presented by SeberTans, PLC to correct the disbursements that were made to the Marcellus Fire Department & Ambulance Service (MAESA) and the Cass County Sheriff's Department from the "Permits & Licensing Fund" during the fiscal year 2022/23.

Therefore, it is moved by Koshar and Seconded by Schick, as follows:

1. That the Marcellus Township Board approve charging a 10% de-minimis fee annually based on the Township's Budget (at this time the budget is approximately \$210,000), to the "Permits & Licensing Fund" for the ongoing administration costs in overseeing the marijuana ordinances, marijuana establishments, consultations, research and other ongoing tasks as they become apparent and placed into the "General Fund".
2. That the Marcellus Township Board approve applying 25% of the Sheriff Contract's invoices that are presented, from the "Permits and Licensing Fund" for the purpose of paying for patrolling and enforcing the laws in respect to the licensed, established and active marijuana establishments. The respective Sheriff Contract invoices will be paid from the Police Fund and the Police Fund will be reimbursed the afore mentioned 25% of the invoices presented from the "Permits and Licensing Fund".
3. That the Marcellus Township Board approve the use of the "Permits and Licensing" fund on Township road improvements on roads that are deemed to be critical to the respective continual use for patrolling the licensed, established and active marijuana establishments and the additional traffic caused by larger transportation vehicles, employees coming and going and the general operation of said establishments.
4. That the Marcellus Township Board acknowledges that the amount of \$25,000 that was given to the Marcellus Fire Department & Ambulance Service (MAESA) that was made in the 2022-23 year will apply and be reflected in the 2022-23 audit, not for the 2021-22 audit. The funds mentioned will be listed as due to and due from as of June, 2022 and then cleared in the 2022-23 audit year. SeberTans will assist with all adjustments to clear this up once this resolution is formally passed.
5. That the Marcellus Township Board understands that the 10% de-minimis fee for the years 2021 & 2022 equal \$42,000.00. The Township Treasurer will deposit \$17,000.00 from the "Permits & Licensing Fund" into the Marcellus Township "General Fund" which represents the \$42,000.00 de-minimis fee owed to the Township "General Fund" for 2021 & 2022, less the \$25,000.00 owed to the "Permits & Licensing Fund" that was paid to the Marcellus Fire Department and Ambulance Service (MAESA).
6. It is further understood that the funds paid from the "Permits & Licensing Fund" to reimburse the "Police Fund" is ok the way it was handled and the Marcellus Township "General Fund" is not affected.

The proposals that are presented in this Resolution was completed with advice and conversation with our Township Attorney. There was a phone discussion with the Cass County Sheriff and he has agreed to include the marijuana patrolling in the 2022-23 Contract. And suggestions from a representative from Seber/Tans was headed and acknowledged.

Roll Call Vote

Ayes Koshar, Mroz, Schick, Hess

Nays: None

Absent: Plummer

Abstain: None

Resolution declared adopted.

Date: December 20, 2022

Signed: 

Darcie L. Plummer
Marcellus Township Clerk