

**EUREKA CHARTER TOWNSHIP BOARD MINUTES**  
**MONDAY, JUNE 12, 2017**  
**Approved**

Supervisor Rodney Roy, at the Eureka Township Hall, 9322 S. Greenville Road, Greenville, MI, called the Regular Meeting of the Eureka Charter Township Board to order on June 12, 2017, at 7:00 pm. After the Pledge of Allegiance, Clerk Ruwersma stated that six Board Members were present, which included the following: Supervisor Rodney Roy, Clerk Linda Ruwersma, Treasurer Cindy Hanson, Trustees Jeremy Austin, Marty Posekany, and Brad Kelley. Trustee Elaine Pendrick was absent. These minutes will not be approved until the July 10, 2017 Regular Board Meeting.

Approximately eight others were in attendance including Planning Commission Member Linda Weger, Zoning Official Mark Wilkin, County Commissioner Tom Lindeman, Deputy Rich Ward, City Councilmember Sylvia Warner, and Corey Smith from the *Daily News*.

During the first Public Comment, Commissioner Lindeman gave a brief report stating that there is a big problem in the County with so many unlicensed dogs. He also left some copies of the *Ticks and Your Health* booklet and some *Montcalm County* magazines.

Trustee Posekany moved, with a second by Trustee Austin to approve the June 12, 2017 Agenda and Consent Agenda. Ayes: 6, Roy, Ruwersma, Hanson, Austin, Kelley, and Posekany. Nays: 0. Motion carried.

Approving the Consent Agenda included accepting the May 8, 2017 Board Minutes as written. It also approved the Treasurer's report submitted with an ending balance of \$1,247,108.52 as of May 31, 2017; and the payment of the bills for June in the amount of \$100,992.46 covering e-bills 838-847 and checks numbering 15451-15500.

The consent agenda also included the Flat River Library Meeting minutes; the zoning report from Mr. Mark Wilkin showing 86 hours for May; and the Greenville Transit report showing 186 runs. There were 6 fires reported, but no building report was available for the month.

The sheriff report showed a total of 4,276 patrol miles, with 240 patrol hours, 44 traffic stops, 7 traffic citations, 212 property inspections, and 4 arrests.

The 2016 yearly audit was conducted on April 7, 2017, by Berthiaume & Company audit firm. Treasurer Hanson distributed copies of the final audit and stated that a representative will be at the July 10 2017 Board Meeting to discuss the audit report and answer any questions.

The Township Cleanup Day on Saturday, May 13, 2017, was again a huge success. Six dumpsters were set up and filled on the Township's vacant lots across Jordan Road; five

dumpsters for trash and one dumpster for steel. Tires were collected for a fee of \$2.00 each. Marty Posekany, Brad Kelley, Jeremy Austin, and Linda Weger volunteered to assist Supervisor Roy during the cleanup.

Supervisor Roy reported that he is collecting quotes for a new cemetery sign, for some flag poles, and for tree removal on the property.

The next Montcalm Townships Association Meeting/Dinner hosted by Belvidere and Cato Townships is scheduled for Tuesday, June 20, 2017, at 7:00 pm.

Trustee Kelley moved, with a second by Treasurer Hanson to approve the following additions to Zoning Ordinance 79:

**Section 3.29 - Prohibition on Medical Marihuana Dispensaries, Compassion Clubs, and Provisioning Centers and Other Similar Uses.**

No medical marihuana dispensary, compassion club or provisioning center shall be commenced, conducted, maintained, operated or utilized anywhere within Eureka Charter Township or on or from any property, land, building or structure within Eureka Charter Township. Furthermore, no person shall frequent, patronize or obtain or purchase any marihuana from or through any medical marihuana dispensary, compassion club or provisioning center within Eureka Charter Township. This prohibition also applies to marijuana secure transporters, growers, processors, safety compliance centers, processing facilities and similar uses as such uses and facilities are defined by state law.

**Section 3.30 – No Zoning Applications or Approvals or Permits for a Property That is in Violation of this Ordinance or a Court Order or Judgment.**

Should a parcel or lot be in material or substantial violation of any provision of this Ordinance (or a court order or judgment regarding this Ordinance or the use of the land), then the Township shall not accept, process or approve any request or application by the landowner(s) of the lot or parcel in violation (or anyone else with an interest in the property in violation) unless and until the existing violation or violations of this Ordinance (or the violation or violations of a court order or judgment regarding this Ordinance or the use of the land) have been fully corrected and the parcel or lot complies fully with this Ordinance (and any applicable court order or judgment). The prohibition contained in this Section shall also apply to any zoning request, application or petition, including requests for a zoning approval, rezoning, variance, special land use, temporary use, site plan, permit or other approval that is unrelated to the violation or violations of this Ordinance (or of any applicable court order or judgment) on the lot or parcel involved. The prohibition contained in this Section shall be in addition to (and not exclusive of) any other remedies available to the Township for the enforcement or administration of this Ordinance (or any court order or judgment) and shall be in addition to any other penalties, sanctions or proceedings available at law or equity against the landowner(s) or any other person,

firm or entity in violation of this Ordinance (or any court order or judgment).

**Section 3.31 – No Approval for Illegal Uses.**

No zoning approval, permit, variance, rezoning, site plan approval or zoning compliance permit shall be issued or granted by the Township for any use, activity, structure or building that is illegal under Michigan law or Township ordinance.

Ayes: 6, Roy, Ruwersma, Hanson, Austin, Kelley, and Posekany. Nays: 0. Motion carried.

Supervisor Roy gave a brief update on the FOIA requests made by the Greenville Public Schools stating that the school picked up the FOIA documents upon payment of \$396.20, but we have not heard back from them or from the detective handling the case. Questions from the Michigan Bureau of Elections were answered by a written response and returned, but we have not heard back from them either. A Eureka Charter Township Code of Conduct & Conflict of Interest Policy was also distributed to the Board to discuss next month.

Supervisor Roy is in the process of getting a quote from G&D Electric concerning replacing the bulbs at the hall with LED lights to see approximately how much the Township could save on the Consumers Energy bill for a year. G&D is also working on a quote to install larger electrical outlets on additional circuits at the hall in the meeting room because breakers are tripping during hall rentals. G&D also recently installed a new LED light outside.

During Audience and Board Member Comments, Trustee Kelley mentioned that he felt the corner of Snows Lake Road and M-91 is very dangerous for the many trucks that pull out coming from High Grade Materials. He would like the Board to get the ball rolling with Mark Christensen from the RCMC and M-DOT, to take some action on making this corner safer.

Trustee Posekany gave a brief Planning Commission Report stating the PC had a public hearing concerning the Medical Marihuana and only a few people showed up.

Trustee Austin mentioned about a resident living on Harlow Road who is visually impaired and wondered if the Township could have a sign put up near her home indicating that she is nearly blind. With her mailbox being on the opposite side of the road than her home, Treasurer Hanson stated that the post office might move the mailbox across the road to accommodate her disability.

After a few more comments, Supervisor Roy adjourned the meeting at approximately 8:04 pm.

Linda J. Ruwersma, CMMC/CMC  
Eureka Charter Township Clerk  
June 15, 2017