

Waverly Township, Van Buren County, Michigan

42114 M-43 Highway

Paw Paw, MI, 49079

January 6, 2022

1. Call to Order: Meeting called to order at 7:00 PM by Supervisor Reits who also led the group in the Pledge of Allegiance.
2. Introduction of the Board: Bob Reits, Supervisor; Starr Houston, Clerk; Tom Fleetwood, Trustee. Absent: Linda Bloom. Tony Millek.
3. Agenda: no additions, corrections. Motion made by Houston to accept the agenda as published. Seconded by Fleetwood. All approve.
4. Minutes from the December 2, 2021, Approval. Jack Brown requests that we correct his statement regarding hemp not being covered by Right to Farm to also include marijuana. Ernie Brown requests that we enter the time that Supervisor Reits left the meeting. Motion to approve minutes with the preceding corrections made by Fleetwood. Seconded by Houston. All approve.
5. Sheriff Report: 110 calls in Waverly Township for all entities. Many have been motor vehicle crashes due to weather. Advised to exercise due caution. Many were also animal welfare calls. Be sure to provide food, water and shelter to outside animals.
6. Audience comment: Theresa Laraway requested a brief time to thank Grasshopper Farms for their assistance when her house caught fire. They saw the fire on their security cameras and called 911 on her behalf. They also came over and donated money for her and her family to be able to get supplies as they had lost everything. This thanks was seconded by another resident who had a similar experience following a house fire. They wanted to recognize Grasshopper for being good neighbors and members of the community.
7. Supervisor Report: Urged audience and board members to keep comments brief due to the inclement weather.
 - a. Board of Review for taxes will be in March. The organizational meeting is March 8 at noon and times for appointments will be published and available for sign up in the office of the clerk.
8. Clerk Report: Starr Houston presented the bills for the end of the year. Although it appears that some vendors were paid twice, the payments were for the end of November and the end of December. Total was for \$41,588.16. Motion made by Houston to approve bills as listed. Seconded by Reits. Roll Call: Reits, yes; Fleetwood, yes; Houston, yes.
 - a. Applications for Houston and Administrative Assistant Blower to become Notary Publics. It is a lengthy process and may take 6 weeks to 3 months to complete.

9. Treasurer Report: Linda Bloom absent. Nothing conveyed to bring up on her behalf.
10. Trustee Fleetwood:
 - a. Planning and Zoning continue working on the ordinances for Recreational and Medical Marijuana. Residents urged to contact the committee with any suggestions or concerns.
 - b. As there is a moratorium on new marijuana related businesses, Fleetwood wondered if this would be a good time to direct the Planning and Zoning Committee to investigate regulations regarding dispensaries. The state revenue sharing is much greater for dispensaries than for grow operations. As there are 2 Board members absent and the attorney is also not present, Supervisor Reits has tabled this issue to a later date.
11. Attorney Report: No representative at meeting. Defer to next month.
12. Unfinished Business: None
13. New Business. Jack Brown raised question as to whether Stroeble Farms building is competed as per the performance bond. Fleetwood assured him that the building is completed as outlined in the bond. Jack is also concerned that they have promised to plant lavender plants around the periphery for mitigation of the odor, however, there are only 18 small plants. He also wondered if there are any studies that show if there is any effect of the smell on growing children. Lori Reits volunteered to do a literature review on this topic.
14. Public Comments: Some concerns had been raised before about residents not being recognized to speak during earlier portions of the meeting. Trustee Fleetwood reminded the audience that this is the township's business meeting, and that the audience is not actually allowed to speak until the Public Comments portion of the meeting. Ernie Brown is concerned that the board has gotten away from the 3-minute rule on those recognized to speak. Reits stated that this would be placed at the top of the agenda from now on as reminder.
15. Question raised as to whether the township has received any of the American Recovery Act money from the Federal government. Clerk Houston stated that some has been received, but she had not heard from the Treasurer about the exact amount.
16. Motion to adjourn meeting made by Supervisor Reits; Seconded by Fleetwood. All approved. Meeting adjourned at 7:47 PM.

Approved

Waverly Township
42114 M-43 Highway
Paw Paw, MI, 49079

Regular Board Meeting Minutes

February 3, 2022

1. Call to Order and Pledge of Allegiance: Meeting called to order at 7:02 PM by Supervisor Reits, who also lead the group in the Pledge of Allegiance.
2. Introduction of Board Members: Robert Reits, Supervisor; Starr Houston, Clerk; Tony Millek, Trustee; Tom Fleetwood, Trustee; Linda Bloom, Treasurer; Harold Schuitmaker, Attorney; Lori Reits, Recording Secretary.
3. Supervisor Reits announced the death of Sandra Oakleaf, long time Clerk and Jay Millek, brother of Trustee Millek. He called for a moment of silence. After the pause, Reits announced that a tree would be planted at the township hall in memory of Sandra Oakleaf.
4. Agenda- Additions, Corrections, Approval. Section added to Supervisor's comments regarding annual budget. Motion made by Millek and seconded by Fleetwood to accept agenda with proposed addition. All approved.
5. Minutes from January 6, 2022, meeting reviewed for approval. Typographic error noted in section 7, Supervisor's Comments. Do should be changed to due to the bad weather. Motion made by Millek and seconded by Fleetwood to approve the minutes with the prior mentioned correction. All approved.
6. Sheriff's Report: There were 101 calls in Waverly Township from all agencies. Some calls may be reported more than once if more than one agency responds. Most were general calls, 1 motor vehicle crash which prompted a reminder by the officer to clean ALL the snow of your vehicles, 4 were Health and Safety with a noted decrease in the slip and falls.
Motion to adjourn meeting at by Millek and seconded by Bloom. All in favor. Meeting adjourned at 7:10 PM.

Meeting switched to discussion of proposed budget for 2022-2023 as well as the amended budget for 2021-2022. See handouts attached.

Amendments to current budget: unexpected income from Marijuana licensing fees as well as from the Federal Stimulus program. There was also an increase in revenue from increased building permits. The total is \$ 363,475 as of the meeting date.

2022-2023 budget: Required amounts reviewed compared to last fiscal year and increases as noted. See handout attached.

No comments from the audience. Motion made by Fleetwood and seconded by Millek to return to regular meeting. All in favor.

7. Meeting called to order by Reits at 7:16 PM.

Approved

- a. Motion made by Fleetwood and seconded by Millek to approve the budget amendments as proposed. Reits, yes; Millek, yes; Fleetwood, yes; Bloom, yes; Houston, yes.
 - b. Motion made to accept proposed 2022-2023 budget as written made by Fleetwood, seconded by Millek. Reits, yes; Millek, yes; Fleetwood, yes; Bloom, yes; Houston, yes.
 - c. Audience member had a question about the portion of the budget under Parks and Recreation. Did not understand what the Paw Paw River Trail was. Explained by Fleetwood that there is a coalition that cleans portions of the Paw Paw River so it can be used by canoers and kayakers. The coalition had asked for \$2500 but a portion of the residents west of CR 665 do not want it cleaned as the people have been tossing garbage in their lawns. Therefore, a smaller portion has been given to them to clean the portion of the river that runs through Waverly township east of CR 665 only.
8. Treasurer Report: Treasurer Bloom requested that she receive \$100 for additional training through Michigan Township Association. Houston added that the money is already in the current as well as next year's budget. No vote required. Bloom gave update on outstanding tax amounts and when and where they may be paid.
9. Trustee Fleetwood Report: no Planning and Zoning Meeting in January as there was no quorum. Noted that the next meeting would be in March as scheduled.
10. Trustee Millek Report:
- a. Road Commission: He was going to call the road commission about snow removal.
 - b. Fire Department Meeting: regular meeting held. Calls for past month were as follows: Waverly Township 2; Paw Paw Village, 4; Paw Paw Township, 0; Almena Township, 1; Antwerp Township, 0. Monthly bills were approved for total of \$11,581.98.
11. Attorney Reports: See handouts.
- a. Resolution to hire architect to conduct feasibility study to build multipurpose building on adjacent land owned by the township. Question from the audience about how this study will be funded. Reits stated that the Federal Stimulus money can be used for this purpose. Another suggested that board may want to consider adding on to the current building as opposed to constructing new building. Motion made by Bloom and seconded by Millek that the resolution be adopted with addition that Fire Fund money may be used for this. Reits, yes; Millek, yes; Fleetwood, yes; Bloom, yes; Houston, yes. Resolution adopted.
 - b. Resolution to hire Marijuana Enforcement Officer.
Audience had concerns that There may be a conflict of interest if the person who approves the facilities is the one who inspects for compliance. Board members stated that Tasha Smalley does not approve anything but is hired by the township through Michigan Township Services to assist in the permitting process only. The board is the body that approves permits upon recommendation of the Planning and Zoning Commission.

Question as to why this position was not posted for others to apply. At this time, Tasha is the most familiar with the ordinances and has done the past few inspections at the request of the board. Added that township is awaiting more information from the state regarding this position and training needed. It can be reposted at any time when this information becomes available. Audience member questioned Tasha's qualifications and job performance. Also wondered if a second person should go with her on these inspections.

Motion made by Fleetwood and seconded by Millek to adopt the resolution as proposed. Reits, yes; Millek, yes; Fleetwood, yes; Bloom, yes; Houston, yes.

12. Unfinished Business: none

13. New Business: none

14. Audience comments:

- a. Concern raised about the timeliness of the minutes being available on the website. Wondering if someone else should be doing them. Process for being able to post them on the website reviewed. Only approved minutes may be posted and that happens at the next month's board meeting. The minutes go to the Clerk and Attorney for review and then are typed for the next meeting. There had been a glitch with the County system that accidentally wiped out all that had been posted. Houston states that for the most part, the minutes are done on the Monday following the meeting in draft format and are available to anyone who would like to see them. Attorney also clarified that minutes being published refers to those townships who have a certain number of residents and must be published in the local newspaper. Waverly does not fall under that and that our current process is legal and correct.
- b. Joel Perez from Grow Haven requested time to review their experience with the latest State inspection. He states that the State has unfettered access to their records at any time. They also have access to all the cameras on the premises both inside and outside the building with the only exception being the restrooms. He states that the camera access that the State has is clear enough to read documents on a desktop or computer screen. All their plants are bar coded and must be accounted for at any time. The inspections done by the local agencies are to ensure that they are in compliance with the approved site plan. He states that they have nothing to hide from the community and couldn't if they tried due to the constant scrutiny by the State. He invited residents to stop by any time and they would show them how the business runs. They are proud to be members of the township and want to do anything that it would take to make the residents feel comfortable with them. Audience member wondered if it could be published when the licenses would be coming up for renewal. HE stated that they all come due at different times and board added that it would be impossible to do that.
- c. Audience member wondered what is being done with people living in trailers. Reits stated that he recently gave a list of addresses to Tash to send them letters regarding ordinance violations. Letters had been sent out that week and would be followed up with the township attorney at the appropriated time interval.

Approved

- d. Lori Reits had told Jack Brown that she would do a literature search for articles regarding terpenes from marijuana and effect on growing children. She shared that she searched general sites as well as Med Line and National Institutes of Health and it appears that there is nothing published at this time. The only relevant articles were about the effect of terpenes from cattle farms being detrimental and the accidental ingestion of THC containing products also being detrimental.
15. Adjournment: motion made by Reits and seconded by Bloom to adjourn the meeting. All in favor. Meeting adjourned at 8:47 PM

APPROVED

Waverly Township
42114 M-43 Hwy., Paw Paw, MI 49079

March 3, 2022
Regular Board Meeting Minutes

Trustee Tony Millek called the meeting of Waverly Township to order at 7:01 p.m. The Pledge of Allegiance was recited.

Introduction of Officers The Board Members introduced themselves: Trustee Tom Fleetwood, Treasurer Linda Bloom, Clerk Starr Houston, and Trustee Tony Millek. Also in attendance was Township Attorney Harold Schuitmaker. Supervisor Bob Reits was absent.

Agenda: Bloom motioned to approve the agenda. Houston second, all others approved. Motion carried.

Minutes: Houston motioned to approve minutes from Feb. 3, 2022 meeting with 2 typographical corrections, Bloom seconded. All approved. Motion carried.

Sheriff's Report: N/A- Sheriff will e-mail to Clerk.

Supervisor Report:

- a. BOR Poverty Guidelines for Approval- Millek outlined and made a motion to approve. Fleetwood seconded, all approved, and motion carried.
- b. Waverly Farms- Since Waverly Farms was not ready with their updated info for the board, Attorney Schuitmaker said they need to have the Drain Commissioner approval and post a bond with a deadline when the building must be complete. Fleetwood, Millek and Attorney discussed. They need the P&Z minutes to take to the Drain Commissioner. They also switched engineers to a local engineer. A resident asked who pays for electricity connection. Fleetwood explained if AEP doesn't cover the cost, the end user pays, not their neighbors. Millek motioned to table this and pick it back up at next month's meeting. Houston 2nd, all in favor. Motion carried.

Clerk's Report:

- a. Starr Houston shared that she has been investigating updating the township website.
- b. Bills were presented for February 2022. Houston motioned to approve, Bloom 2nd, Roll call: Fleetwood, Houston, Millek and Bloom all Yes; Reits absent; all in favor. Carried.

Treasurer's Report:

- a. Approximately 100 parcels are outstanding as of 2/28/22. Any other payments must go to the County Treasurer.

Trustee Tom Fleetwood: Stated that John Porter has new ordinances done to present for approval at the P&Z meeting next Monday. We are sending the Waverly Family Farms approval to the P&Z committee.

Trustee Tony Millek:

- a. Road Commission- frost laws are in effect, so watch your vehicle weights.
- b. Fire Department Meeting- gave report on the money for fire calls.

Attorney Report:

- a. Attorney Schuitmaker said he had nothing else except to agree with Millek's suggestion.

Unfinished Business: N/A

New Business:

- a. Resolution of the 40th Street Bridge; Resolution of the CR 665 Bridge over the Paw Paw River; and Resolution of the CR 665 West Branch Bridge over the Paw Paw River. The attorney read letters

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concerning each proposed resolution. Millek motioned to approve the CR665 Bridge over the Paw Paw River. Fleetwood 2nd, all in favor. Motion carried. Millek also motioned to approve the CR 665 West Branch Bridge over the Paw Paw River. Fleetwood 2nd and all approved. Motion carried. Attorney suggests that the board finds out what our 50% of the cost for the 40th Street Bridge resolution. Millek motioned to table this now and talk to the Road Commission. Fleetwood 2nd, all in favor. Motion carried.

Public Comments:

- a. Jack Brown asked how he and the local children that come to his farm for tours be protected against the terpiners at the marijuana farms near him. Attorney was asked to look up if marijuana and hemp are the same product? And do marijuana and hemp fall under the Right to Farm Act? Attorney suggested that Jack contact his schools and ask if they can have Jack's farm filed as directly associated with the schools.
- b. Another resident said that there is a thing called a Nasal Sniffer in Colorado, which detects the intensity of the smell. Arlington Township in Bangor has a large blower to help alleviate the smell.
- c. Bernie Wilcox asked about Van Buren County-owned equipment being used in Antwerp Township. Antwerp Township pays their employee's wages, but not the maintenance on our equipment.

Board Comments: None.

Adjournment: Tony Millek adjourned the meeting at 8:05 p.m.

Submitted by Linda Bloom, Recording Secretary

APPROVED

Waverly Township Board Meeting Minutes

April 7, 2022

42114 M-43 Hwy

Paw Paw, MI, 49079

1. Call to Order: Meeting called to order at 7:00 PM by Bob Reits, Supervisor who led the group in the Pledge of Allegiance.
2. Introduction of the Board: Bob Reits, Supervisor; Starr Houston, Clerk; Linda Bloom, Treasurer; Tom Fleetwood, Trustee; Harold Schuitmaker, attorney; Lori Reits, Recording Secretary. Absent: Tony Millek, Trustee.
3. Agenda-Additions, deletions, Corrections: Motion made by Bloom to accept agenda. Seconded by Reits. All in favor.
4. Minutes from March 3, 2022, review for approval: Motion to accept minutes as written by Fleetwood, seconded by Reits. All in favor.
5. Sheriff Report: 118 calls from all departments: general assistance and health and safety. Reminder that motorcycle season is here and to exercise extra caution when driving.
6. Supervisor: Report and Comments:
 - a. Paw Paw Schools Superintendent: information on the proposed request for new millage reviewed with the audience and pamphlets and ballot language shared with the audience. He answered questions from the audience. Additional information can be obtained by visiting PPPS-bond.com.
 - b. Strobel License renewal Class C Adult: Inspection completed, and no violations found. Motion made by Houston to renew their licenses; seconded by Fleetwood. Reits, yes; Houston, yes; Bloom, yes; Fleetwood, yes. Absent: Millek.
 - c. Grasshopper license renewal 2 Class C Adult licenses and 2 Class C Medical Licenses: Inspection completed, and no violations found. Motion made by Houston and seconded by Bloom to renew their licenses. Reits, yes; Houston, yes, Bloom, yes; Fleetwood, yes. Absent: Millek.
 - d. 989 Ventures license renewal 4 Class C and 1 Class A Licenses: Inspection completed, and no violations found. Motion made by Houston and seconded by Reits to approve their licenses. Reits, yes; Houston, yes; Bloom, yes; Fleetwood, yes. Absent Millek.
 - e. Zoning violation J. Jawish, 34257 M-43. See attached from attorney. Built pole barn without permit. Motion to continue the violation process made by Fleetwood and seconded by Houston. Motion carried.
 - f. Hofstra request for special land use permit to keep horses. Public hearing held. They were present at meeting and reviewed their plans for fencing and manure removal. Made clear that this permit will apply to them only and if property is sold, there will no longer be special use for property. Neighbors had been contacted by Hofstra and there were no objections. Motion made by Bloom to grant the special use permit, seconded by Fleetwood. Motion carried.
 - g. Diane Rigotzy from Senior Services presented Power Point handouts pertaining to millage request that will be on the August ballot. They are seeking a millage increase to 1 mil as well as a renewal of the current millage. Ballot language shared with audience. Questions answered regarding what the total millage would be.
 - h. Architect has been retained for the drawings of new multi-purpose building being proposed for township property. Hope to have drawings at the next board meeting. Building will be used for

voting, large meetings and as a base for a Sheriff car for the area. It would be available to ambulance services who often park in the lot as well. It is being built with doors and floors large enough for fire department use if needed on the future. It would be available to township residents for small parties or meetings as well. The money is coming from the marijuana license fee line item on the budget. There will be no increase in taxes to this building.

7. Clerk: Starr Houston Report
 - a. Presentation of bills for March 2022: See attached. Total is \$44,100.66. Motion made to accept and pay bills by Houston; seconded by Fleetwood. Reits, yes; Houston, yes; Bloom, yes; Fleetwood, yes. Motion carried.
 - b. Clerk and administrative assistant in the process of getting bids for renovation of the office. There are very few office furniture places so there may only be one bid. They are currently looking for contractors for painting and construction. Money for this will also be coming from the marijuana license funds.
8. Treasurer Linda Bloom: Report and comments: Handouts given reflecting tax collections. It has totaled about 2.6 million dollars for Summer and Winter taxes. There are 191 parcels that are past due.
9. Trustee Tom Fleetwood: Report and comments: Planning and Zoning has considered the special use request for the Hofstras as had been voted upon earlier. There had been another request for change in zoning, but the person did not appear. Marijuana ordinances, both medical and adult use have been completed and present to the board for consideration. Reits states that there are copies for members of the audience as well as all board members. He wants the board to have 3 months to read and consider the language, and to provide time for residents to offer suggestions. Fleetwood relays that it has been a cooperative process with the township residents and the Planning and Zoning Commission. Audience members can contact the township clerk who will be able to send resident a copy with the proposed language changes highlighted. Audience wondered if the township could publish a list of locations of the medical grows. Advised that under the law, we are not allowed to do that and often do not know where these are located.
10. Trustee Millek: report. Millek has been in Florida. Reits attended the fire board meeting in his place. There were some personnel issues that cannot be shared with the public as of this time. No changes to anything with the Road Commission.
11. Attorney Report: See attached. There was some discussion about the Senior Services millage proposals. The requested millage will replace all other current millages for a total of 1 mil assessment. Resolution for Road Commission to seek permission to conduct study and request bids to replace the bridge on 40th St. Motion made by Fleetwood to accept resolution as written; Seconded by Reits. Reits, yes; Houston, yes; Bloom, yes; Fleetwood, yes. Absent, Millek.
12. Unfinished Business: none
13. New Business: none
14. Public comments: Jack Brown objects to the language in the March minutes pertaining to blowers being used in a nearby township for smell mitigation. Discussion had those public comments are not necessarily facts, but a reflection of discussion to reflect the flavor of the discussion.
15. Board Comments: none
16. Adjournment: Motion made to adjourn the meeting by Reits; seconded by Bloom. All in favor. Meeting adjourned at 8:40 PM.

APPROVED

Waverly Township Board Meeting Minutes

May 5, 2022

42214 M-43 Hwy.

Paw Paw, MI, 49079

1. Call to Order: Meeting called to order at 7:00 PM by Bob Reits, Supervisor who also led the group in the Pledge of Allegiance.
2. Introduction of the Board: Bob Reits, Supervisor; Starr Houston, Clerk; Linda Bloom, Treasurer; Tom Fleetwood, Trustee; Tony Millek, Trustee; Lori Reits, Recording Secretary. Absent, Harold Schuitmaker, Attorney.
3. Agenda: Additions, corrections, deletions: Add Resolutions regarding Public Comment, appointing Tasha Smalley as marijuana enforcement officer and ballot language for Senior Services millage. Motion made by Fleetwood to accept agenda as amended; Seconded by Millek. All in favor. Motion carries.
4. Minutes from April 7, 2022, meeting. No additions, deletions or corrections. Motion made by Fleetwood to accept minutes from April 7 as written; seconded by Millek. All in favor. Motion carries.
5. Sheriff report: 131 total calls in Waverly Township from all reporting agencies. 38 from Van Buren Count Sheriff Department. Most were destruction of property and petty theft and larceny. See attached for details.
6. Supervisor Comments:
 - a. 989 Ventures has applied for 12 additional permits for their venue. Representative from 989 present and had discussion about need for additional permits. They are growing for “bulk” to be used for edibles and tinctures and not for flowers. They had originally applied for 20 but did not use them the first year. They need additional for replacements of the plants that do not survive and it also would allow for rotation of crops. They would be all outdoor as the indoor grow facility is not completed. Discussion about concern for increase in odor. Resolution up for vote by Millek; seconded by Bloom. Houston, no; Millek, no; Fleetwood, no; Bloom, no; Reits, no. Motion does not carry. Further discussion about granting 5 additional permits for Adult Use. Motion made by Millek to accept 5 additional permits. Seconded by Fleetwood. Houston, no; Millek, yes; Reits, no; Fleetwood, yes; Bloom, yes. Motion carries.
 - b. Fire board: Truck number 1 has returned from the body shop and number 5 will go next. They are making progress on the new building. There were 3 fire calls in Waverly for the past month.
 - c. Blight Complaints: 41st St. has been cleaned up including trash and tires. Several others that have been mentioned by residents are in the process of being resolved through the protocols.
7. Clerk:
 - a. Bills for the month of April come to \$72,514.53. Motion made by Millek to approve the bills as presented; seconded by Reits. Bloom, yes; Millek; yes; Fleetwood, yes; Reits, yes; Houston, yes. Motion carries.
8. Treasurer: Nothing to report.
9. Trustee Fleetwood Report: Planning and Zoning to meet Monday 9 at 7 PM.
10. Trustee Millek:

- a. Road Commission: Dust control must be applied to all township gravel roads without exception as it helps to protect the base. This is regardless of past practice. Refer to email from Road Commission. The cost for fog sealing roads after they have been chip sealed has increased dramatically, so the township will be omitting it this year. This allows township to increase the amount of roads chip sealed to 7 ½ miles instead of the usual 5 miles. Any questions, please contact Trustee Millek.
11. Attorney Report: See the attached written reports from the attorney.
12. Unfinished business: none
13. New Business:
 - a. Public Comment: Lack of proper decorum from some audience members has led the board to propose a change of public comments to the end of the business meeting only. Township meetings are business meetings during which the board is conducting the business of running the township and not an open forum for grievances. Discussion about how this will not allow audience members to express their concerns until after some decisions have been made. Wondering if it can be tried for a couple of meetings prior to adopting the proposed resolution. Resolution was proposed after discussion with surrounding townships. Many of them do not allow for open give and take during the meeting. Motion made by Millek to table the resolution for a couple of months and revisit later; seconded by Fleetwood. Fleetwood, yes; Millek, yes; Reits, abstaining; Houston, yes Bloom, no. Motion carries.
 - b. Marijuana Enforcement Official Resolution. Motion made by Fleetwood to adopt resolution as written; Seconded by Reits. Fleetwood, yes; Bloom, yes; Millek, yes; Reits, yes; Houston, yes.
 - c. Senior Services Ballot: Concerns raised that it may be better represented by township overall if put on the November ballot instead of the August Primary which has low voter turnout as a rule. Discussion with Diane Rigotzy from Senior Services. Motion made by Fleetwood to not put the millage request on the August Primary ballot; seconded by Millek. Houston, yes; Bloom, yes; Millek, yes; Fleetwood, yes. Reits, yes. Motion will not be placed on August ballot but will be revisited.
14. Public Comments: Concerns voiced that the public will not be able to ask questions of those who come to present if they leave before the end of the meeting. Some audience members present voiced support for leaving public comment until the end of the meeting as it makes it more professional and courteous. Resident had concerns about the lighting coming from 989 Ventures at night. Discussed that there is only security lighting as required, but that resident is welcome to stop in and talk with 989 about the concern.
15. Kurt Doroh introduced himself as the Van Buren County Commissioner for Waverly Township due to redistricting. Handed out contact information to those in the audience who wanted it. Matt Nilson also introduced himself to the audience as a Republican candidate for 39th State House seat.
16. Adjournment: Motion to adjourn made by Reits; Seconded by Bloom. All in favor. Meeting adjourned at 9:14 PM.

APPROVED

Waverly Township Regular Board Meeting Minutes

42114 M43 Highway, Paw Paw, MI, 49079

June 2, 2022

1. Call to Order: Meeting called to order at 7:00 PM by Bob Reits, Supervisor, who also led the group in the Pledge of Allegiance.
2. Introduction of the Board: Bob Reits, Supervisor; Starr Houston, Clerk; Linda Bloom, Treasurer; Tony Millek, Trustee; Tom Fleetwood, Trustee; Harold Schuitmaker, Attorney; Lori Reits, Recording Secretary.
3. Agenda: Additions, deletions, corrections. None. Motion to accept agenda as written made by Fleetwood; Seconded by Millek. All in favor. Agenda approved.
4. Minutes from May meeting: no additions or corrections. Motion made to approve minutes as written made by Millek; seconded by Houston. All in favor. Minutes approved.
5. Sheriff Report: 109 total calls in Waverly from all agencies. 39 from Van Buren County Sheriff Department. There were 6 motor vehicle crashes, 8 calls for health and welfare checks. As the weather is heating up and it has been dry, please be aware of fire safety when burning, using fire pits or grilling.
6. Supervisor: Comments/ reports:
 - a. Architect quote for multipurpose building. Original quote was \$24,000, so seeking new architect. Bob will contact additional architects next week. No decisions have been made as of this point. Attempting to use as many local contractors as possible.
 - b. Flooring quotes for offices and hallways: have only received one quote so far. It is between \$6,000 and \$7,000.
 - c. Waverly Farms: Planning and Zoning had told them to revise site plan and return hard copies to them. They had not done so. They needed input from Drain Commissioner. Planning and Zoning had voted to present to the Board of needed information was received. Discussion regarding whether it needs to return to the Planning Commission. Representative from Waverly Farms stated that they would need extension on their surety bond as they would not be able to break ground by the original date. Also, would need Special Meeting of the

Planning Commission. June 13 suggested and board members will contact Planning and Zoning members to confirm this date.

Motion made to extend the date to break ground by 60 days from the original date made by Millek; seconded by Bloom. Reits, yes; Houston, yes; Bloom, yes; Millek, yes; Fleetwood, yes. Motion carries.

7. Clerk: comments/reports.

- a. Presentation of bills. Bills for the month of May came to \$23,166.53. See attached. Motion made to approve the bills made by Houston; seconded by Millek. Reits, yes; Houston, yes; Bloom, yes; Millek, yes; Fleetwood, yes. Motion carries.

8. Treasurer: comments/reports.

- a. Summer tax bills will go out July first and are due by September.
- b. Linda is currently working on the newsletter that will go out with the bills. Please contact her if you have input for it.

9. Trustee Fleetwood: comments/reports.

- a. Planning and Zoning: held public hearing on re-zoning parcel on M-40. Had requested to rezone to commercial but after discussion, returning it to agricultural would better meet the needs of the owner. Owner LaVerne Caron present and stated the purpose of the request intends to have home-based business working on prototype electric vehicles. Eventually will build a home and landing strip on the property. See attached from Tasha Smalley.

10. Trustee Millek: comments/reports.

- a. Fireboard meeting will be the Tuesday following this meeting, so no updates.
- b. Roads: 7.5 miles of roads will be chip sealed this year as township has opted out of the fog sealing. Dust control is up to 3 applications so that it can start in June.

11. Attorney Report: see attached

- a. Building on M-40 and M-43 was built without a permit. There has been no response to letters sent, so the next step is to follow up in court.
- b. Rental properties reportedly cleaned up. Harold will check after board meeting, if there has been no progress, he will follow up with owners in court.

- c. Information on odor mitigation equipment for marijuana grow facilities: Microcool.com and Koolfog.com if you would like to check it out.
12. Unfinished Business: none
13. New Business: Rezoning property at 30204 M-40 to agricultural. Motion to change zoning as discussed previously made by Fleetwood; seconded by Millek. All in favor. Motion carries.
14. Public Comments:
 - a. Jacob from Van Buren Conservation District present to discuss the recycling events coming up. Handouts made available to the audience.
 - b. Paw Pas Public School Superintendent present to thank residents for supporting one of the millage proposals.
 - c. Concerns about the change in Public Comment format. Discussion made concerning the lack of respect for the Board and that this is after all their business meeting. If residents feel that they need to discuss any issues in depth, they are encouraged to contact any of the board members in advance of the meetings.
 - d. Marijuana ordinances will be voted on in July or August.
 - e. Resident voiced concerns that 46th St. needs ditching. He has contacted the county about this. Tony Millek will follow-up on this with the resident.
 - f. Gravel portion of the parking lot needs to be graded. Discussion with Van Buren County Road Commission representative regarding this. Supervisor requests that representative notify the director of the road commission meet with him Monday morning at 9:15.
15. Board Comments: The Board has the right to control public participation. This includes, but is not limited to, asking people to follow meeting rules or asking individuals to be quiet. Trustee Fleetwood suggested that the township keep a percentage of the fee from building permits to cover the administrative costs.
16. Adjourned. Meeting adjourned at 8:41 PM by Supervisor Reits.

Waverly Township Regular Board Meeting

42114 M-43 Highway

Paw Paw, MI, 49079

July 7, 2022

1. Call to order: Meeting called to order at 7:00 by Bob Reits who also led the group in the Pledge of Allegiance.
2. Introduction of the Board: Bob Reits, Supervisor; Tony Millek, Trustee; Tom Fleetwood, Trustee; Linda Bloom, Treasurer; Lori Reits, Recording Secretary; Harold Schuitmaker, Attorney. Absent: Starr Houston, Clerk.
3. Agenda: Additions, corrections, approval. Motion made by Fleetwood and seconded by Reits to accept the agenda as proposed. All in favor; Motion carries.
4. Minutes from June 2, 2022, meeting for approval. Motion made by Reits and seconded by Bloom to accept the minutes as written. All in favor: motion carries.
5. Sheriff Report: See attached. Jeremy Kaler will be the new representative from the Sheriff's Department. Total calls for last month across all agencies: 112. There have been repeat calls to the same addresses for assault. 2 motor vehicle crashes.
6. Supervisor: Comments/reports.
 - a. Concerns from residents from Vauxhill. Several members of the neighborhood in attendance to discuss the noise from resident using backhoe and bulldozer from 7 AM until 1030 PM. They state that this has been going on for the last 7 consecutive days. Supervisor Reits reminded them that there is no township noise ordinance, but that he has been attempting to contact the resident. He stated that he has also discussed it with the Drain Commissioner to see if something can be done by them. No one seems to know the resident by name and due to the gates and fences, no one has been able to contact him directly. Reits will continue to try to contact resident. It was suggested by attorney that residents may consider a nuisance lawsuit to resolve this issue. Josh Lynsen has volunteered to act as liaison to the Board for communication purposes.
 - b. Building update. Had hoped to have drawings for this meeting, but they have not been completed. It will be a multipurpose building and available to Sheriff's Department, hopefully EMS and perhaps down the road for fire equipment as the township continues to grow. Down payment has been given to Maple Lake Builders who will act as general contractor. The building will be built in stages as funding permits. Planning to use as many green applications as possible. Also trying to utilize as many contractors from the township as possible.
 - c. Blight. Township used Special Fund money to give dumpsters to three of the most problem properties. So far, the dumpsters have been filled. Not totally resolved, but at least some improvement. Township considering doing this every year.
 - d. Office update. Painting and flooring will begin after the August Primary. Beginning of September is target date for that.
 - e. Primary election will be August 2, 2022.
 - f. Food truck will be at the Township Hall Monday July 11, 2022, at 11 AM. Sign up with Senior Services to participate.
7. Clerk: Comments/reports. Clerk not in attendance.
8. Treasurer: Comments/reports. Bills presented by Linda in Starr's absence.
 - a. Bills: Bills for the month of June: \$108,641.68 for monthly bills, withdrawal from Special Fund for down payment for building was \$51,600.00 for total of \$169,043.68. Motion made by Bloom

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to pay bills as presented, seconded by Millek. Reits, yes; Millek, yes; Fleetwood, yes; Bloom, yes.

9. Trustee Fleetwood: comments/report. There was a special meeting of Planning and Zoning commission in June. Waverly Family Farms revised site plan was presented for review. They did not have signatures from Drain Commission, but plans reflected that required changes. Commission recommended that the plan be forwarded to the Board for approval depending on the receiving required signatures. The next regular meeting of the Planning and Zoning Commission will be Monday July 11, 2022.
10. Trustee Millek: Comments/reports.
 - a. Fire Board. There were 2 Fire Board meetings in May/June. Total for both months reflected 10 calls to Waverly Township.
 - b. Roads. First application of dust control solution has been completed. A broken tube on 40th Ave. has been completed. Call County Road Commission if there continues to be grass clippings in the road after county mows alongside the roads.
11. Attorney Report. See attached. He had written a resolution for the Board's consideration that would extend the current moratorium on new marijuana grow facilities indefinitely. Discussion about the word "indefinitely." Will reconsider this topic in the future.
12. Unfinished Business: Waverly Family Farms. Motion made by Fleetwood and seconded by Bloom to approve the application. Millek, yes; Bloom, yes; Reits, yes; Fleetwood, yes. Houston absent. Discussion about forming working group with growers and residents to investigate odor control measures. First meeting will be August 10 at 6:30. See Supervisor if you are interested.
13. New Business: Senior Services millage. Township did not place it on the August ballot. Do we want to put it on the ballot at all or keep things as they are? Will consider this in detail at next meeting.
14. Public Comments.
 - a. Concerns that the VBCRC does a poor job of clearing roads of slush. They seem to spread salt, but do not actually plow.
 - b. Concerns that VBCRC is loaning out equipment to other counties. Are they misappropriating taxpayer money?
 - c. Concerns about camper and porta potty at property near township hall. Supervisor explained that he had visited the owner and that they are using the camper as a smoking hut as owner will not allow smoking in the house. Also using porta potty for same reason. It is used by his employees.
 - d. Concerns about generators running constantly and number of campers next to Grasshopper Farms. Same seems to be true for the white house on 665 near Cornelius Farms.
15. Board Comments: none.
16. Motion made by Millek and seconded by Reits to adjourn meeting at 9:11 PM. All in favor. Meeting adjourned.

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Waverly Township Board Special Meeting

42114 M-43 Hwy., Paw Paw MI, 49079

July 12, 2022

1. Call to Order: Meeting called to order at 1:08 PM by Bob Reits who led the group in the Pledge of Allegiance.
2. Introduction of Board: Bob Reits, Supervisor; Linda Bloom, Treasurer; Tony Millek, Trustee. Absent: Starr Houston, Tom Fleetwood.
3. Purpose: We are holding this meeting because a township resident questioned the line item in the July Clerk's report, read by the Treasurer, for payment to Maple Lake Builders. The payment to Maple Lake Builders in the amount of \$51,600.00 is a down payment on the proposed public safety/multipurpose building. Motion made by Millek and seconded by Bloom to approve the verbiage of this and proceed with meeting. Reits, yes; Millek, yes; Bloom, yes. Motion carries
4. Proposed Site Plan. The final plans are not yet available from the architect, but preliminary plans distributed to those in attendance.
5. Discussion: Resident had a concern about the funding source stating that Arlington Township had to pay out of their General Fund for their Fire Department sub-station. Millek advised that the rules for the Special Funds have changed since that happened. Another resident is concerned that using this money would make the Township "beholden" to the marijuana growers. Some believe that the Township does not need the building and money should be spent elsewhere. Discussion about the suggestions that were received from the residents at a Township meeting, most of which were not allowed under the guidance received from the State. Another was concerned that not enough bids had been received. Supervisor Reits described the number of pole barn builders that he had contacted that were not interested in even giving a bid.
6. Public Comment. Why was a Covid positive Board member allowed at a public meeting.
7. Adjourn. Meeting adjourned by Reits at 2:03 PM.

Waverly Township Regular Board Meeting

42114 M-43 Hwy, Paw Paw, MI, 49079

August 4, 2022

1. Call to Order: Meeting called to order at 7 PM by Bob Reits who also led the group in the Pledge of Allegiance.
2. Introduction of the board: Bob Reits, Supervisor; Starr Houston, Clerk; Tony Millek, Trustee; Tom Fleetwood, Trustee; Linda Bloom, Treasurer; Lori Reits, Recording Secretary; Harold Schuitmaker, Attorney.
3. Agenda: Additions, Corrections. Approval. Motion made by Millek to accept the agenda as published. Seconded by Fleetwood. All in favor. Motion carries.
4. Minutes from July 7 Board Meeting and July 12 Special Meeting for Approval. July 7: 6c should say been in place of bee. 6e there should be a space between August and 2. Motion made by Reits to approve the minutes as amended; seconded by Millek. All approved. Motion carries. July 12 minutes section 5 should read pole barn, not pole bar. Motion made by Millek to approve the minutes as amended; seconded by Reits. All in favor. Motion carries.
5. Sherriff Report. Printed report shared with the Board. There were a total of 153 calls for service in Waverly Township for the month of July. This includes 47 to the Van Buren County Sheriff's Department. There were a total of 15 Motor Vehicle Crashes, 13 on either M-40 or M-43 and 2 on 40th Ave. A traffic stop on July 22 on Belware and CR 665 revealed drugs and a weapon in the car. Additional information led to a search of the suspect's home which revealed addition drugs and 2 additional suspects wanted on outstanding warrants. On July 25, an incident on 36th Ave. led to a brief stand-off between law enforcement and 2 individuals wanted on outstanding warrants. Resolved peacefully.
6. Supervisor: Comments/ Reports:
 - a. Building update. Official drawings are in and should be available to the public by the next meeting, Working on permits and ordering supplies.
 - b. Cleaning of Township Hall: There had been a person at the last Board Meeting that tested positive for Covid the day following the meeting.

With guidance from the Van Buren County Health Department the building has been cleaned and sanitized twice according to CDC guidelines.

At this time, the meeting was turned over to Tony Millek to lead. Supervisor Reits remained at the meeting, but due to health concerns was not able to speak loudly enough to continue to lead the meeting.

7. Clerk: Comments/ Reports:

- a. Bills for the month of July: Vendors: \$29,170.35; Special Fund: \$54,587.45. Motion made by Millek to approve the bills; Seconded by Fleetwood. Reits, yes; Houston, yes; Bloom, yes; Fleetwood, yes; Millek, yes. Motion carries.
- b. Recap of Primary Election: Had a great group of workers. There had been a slow response from the Absentee Ballots. There was a total of 521 votes cast. Absentee 231; in-person 290; 30 absentee ballots not returned.
- c. Financial Audit from Siegfried Crandall: No discrepancies found. See attached report.

8. Treasurer: Comments/ Reports:

- a. Summer taxes went out July 1. Slow response thus far.

9. Trustee Fleetwood: Comments/ Report.

- a. Planning and Zoning: deferred to John porter for report as Fleetwood had not been in attendance. Mr. Caron supplied the needed information for Special Use Permit. It was found to be adequate and forwarded to the Board for approval. There will be a Special Meeting August 8 at 7 PM to review the site plan for the Township Multipurpose Building.

10. Trustee Millek: Comments/Reports.

- a. Roads: seal coat and dust control both completed for the year. The second round of mowing is in progress. Be sure to call if there are issues with grass clippings in the roads.
- b. Fire Board: One call in Waverly. The new Fire Department Building is progressing and when possible, be sure to take a look at it.

11. Attorney Report:

- a. Ballot Proposal for Senior Services. See attached. There are two proposals for 0.25 mils to come to a total of 0.50 mils. This would be the same as it is now. Lengthy discussion about the amount and with

whom the Township should contract for services. Currently paying 0.25 mils times two. The consensus is to keep it at a total of 0.50 mils for two years and reevaluate. Motion to accept this as ballot proposal for the November ballot made by Fleetwood and seconded by Millek. Reits, yes; Houston, yes; Millek, yes; Fleetwood, yes; Bloom, yes. Motion carries. Language will be amended from 5 years to 2 years by attorney.

- b. Crane Farms: Discussion had with Board members, Planning and Zoning Commissioner and audience. Representative of Crane Farms present. It has been through the Planning and Zoning Process. Memo received from Zoning Administrator and all concerns had been addressed. Crane is requesting one permit for indoor grow only at this time. It will be Class C Medical. Discussion had to reacquaint the Board with the particulars. The address is 29013 41st. St. Motion made to approve the application for Crane Farm to proceed made by Fleetwood; seconded by Millek. Fleetwood, yes; Millek, yes; Houston yes; Bloom, no; Reits, abstain. Motion carries
 - c. Moratorium on new marijuana entities is about to expire. Discussion about how long it should be extended. Will Township allow new entities if some of the current growers go out of business? Tabled at this time. Motion to extend moratorium for one year made by Millek; seconded by Fleetwood. Reits, yes; Houston, yes; Millek, yes; Fleetwood, yes; Bloom, yes. Motion carries.
12. Unfinished Business: none
13. New Business
- a. Special use Permit for 30204 M-40. Lavern Caron is applying for Special Use Permit to conduct his business of electrifying large vehicles. He will be using his pole barn for the work and have an office in the same building. Eventually plans to build house and live on the property. Motion made to grant Special Use Permit to Mr. Caron by Fleetwood; Seconded by Houston. Reits, yes; Fleetwood, yes; Millek, yes; Houston, yes; Bloom, yes. Motion carries.
14. Public Comments:
- a. Are meetings being filmed by the Township: no. Is there a list of what the Restricted/ Special Use Funds may be used for? Building permits must be visible from the street. Does someone have to live on the marijuana facility properties: they may, but do not have to. Someone

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needs to be on the property 24 hours a day. What about the smell:
Meeting will be conducted with growers and a couple of concerned
citizens in September. One of the growers has an expert on the topic
who will be there to answer questions.

15. Board Comments: Noted the 989 Ventures has planted evergreens along the fence line on 24th Ave.
16. Adjourned: Meeting adjourned at 8:50 PM by Tony Millek.

Waverly Township Regular Board Meeting

42114 M-43 Highway

Paw Paw, MI, 49079

September 1, 2022

1. Call to order: Meeting called to order at 7:00 by Trustee Tony Millek, who also led the group in the Pledge of Allegiance.
2. Introduction of the Board: Starr Houston, Clerk; Tony Millek, Trustee; Tom Fleetwood, Trustee; Harold Schuitmaker, Attorney. Absent: Bob Reits, Supervisor; and Linda Bloom, Treasurer.
3. Agenda: Additions, corrections, approval. Motion made by Millek and seconded by Fleetwood to accept the agenda as proposed. All in favor; Motion carries.
4. Minutes from August 4, 2022. Motion made by Fleetwood and seconded by Houston to accept the minutes as written. All in favor: motion carries.
5. Sheriff Report: See attached report. Grass cuttings on roads and auto accident on M-43 were discussed.
6. Supervisor: Not in attendance.
 - a. New lead in pacemaker.
 - b. Building update – delay due to power lines needing to be re-set.
 - c. Office painting will be completed in September
7. Clerk: Comments/reports.
 - a. Financial report; \$37,732.97 in bills plus taxes, etc. for a total of \$47,166.98; Motion by Houston, seconded by Millek to pay the bills. Roll call vote: Millek - Yes; Houston – Yes; Fleetwood – Yes. All in favor; Motion carries.
 - b. Insurance: General increase \$161, increase of damage \$689.00, liability increase of \$606.00 for a total cost of \$6,400. Motion by Houston seconded by Fleetwood to pay insurance. Roll call vote: Houston – Yes; Fleetwood – Yes; Millek - Yes; All in favor; motion carries.
8. Treasurer: Comments/reports. Treasurer absent.
 - a. Summer taxes due by September 14, 2022.
9. Trustee Fleetwood: comments/report. Wedding venue on 28th Avenue needs a public hearing. Motion by Millek seconded by Fleetwood to send

notice to property owners approximately 1,000 feet (rather than 500 ft) from proposed venue.

10. Trustee Millek: Comments/reports.
 - a. Roads: Third gravel road almost done.
11. Attorney Report. See attached. Crane Farms' license applications and the fees for the licenses need to be paid (\$10,000 for 2021 licenses plus \$10,000 for 2022 licenses for a total of \$20,000) to be paid prior to issuance of licenses.
12. Unfinished Business:
13. New Business:
14. Public Comments.
 - A. Comments about trimming bushes, pond behind Oxford Estates, occupied trailers and at various places in ownership, building permits and difficulty in the posting of the permits.
 - B. Comment over concern that there is no mention of board voting and approving the new building in any past minutes.
 - a. Board Comments: To clear up any confusion and to put a formal motion in the Minutes Houston made the following motion: To rectify future problems or confusion, the Township approves a new building and tentative plans, as well as the hiring of Maple Lake Builders to construct the building. Millek seconded the motion. Roll call vote: Fleetwood – Yes; Millek – Yes; Houston – Yes. All in favor; motion carries.
15. Millek called meeting adjourned at 8:48 PM.

Waverly Township Regular Board Meeting
42114 M43 Hwy, Paw Paw, MI, 49079

October 6, 2022

1. Meeting called to order by Robert Reits who also led the group in the Pledge of Allegiance.
2. Introduction of the Board: Robert Reits, Supervisor; Starr Houston, Clerk; Tony Millek, Trustee; Tom Fleetwood, Trustee; Harold Schuitmaker, Attorney; Lori Reits, Recording Secretary. Absent: Linda Bloom, Treasurer.
3. Agenda: additions, deletions, corrections: Add CFO and Superintendent of Bloomingdale Schools; Correct item 4 to read “minutes from September 1.” Motion made by Fleetwood to accept the agenda as amended and corrected; Seconded by Millek. All in favor. Motion carries.
4. Minutes from September 1 meeting. Motion made by Fleetwood to accept the minutes as published; Seconded by Millek. All in favor. Motion carries.
5. Sheriff Report. See attached. Question from audience to see if they could check on the accident reports for the township. Website is: MichiganTrafficCrashFacts.org. Report has been emailed to the supervisor as well.
**CFO and Superintendent of Bloomingdale School District provided audience and board with handout outlining the millage language for the November ballot. Due to state rollbacks, they are asking for a 0.8 mil increase which is not really an increase as the state will then give the full amount money to the school district. See handout for information and contact information.
6. Supervisor: Bob Reits comments and reports.
 - a. Building update. Awaiting work from AEP electric: they need to move a power pole before construction can begin.
 - b. Clean up is this Friday and Saturday from 8 AM to 5 PM. No latex paint unless cans are open, and paint is dried. No tires from the rear of tractors. Are looking into being able to do that next year. Anyone is welcome to volunteer to help.
 - c. It appears that Van Buren County Senior Services is no longer being helpful to the residents of eastern Van Buren County. They want millions for a new building, but no longer are using Freshwater Church buildings. Any Senior that would want to get a meal or

participate in activities would need to drive to South Haven. Waverly has a ballot question on the November ballot requesting 0.5 mil to be used for township residents only. Paw Paw Township is currently renting Freshwater Church for meals and activities. Their Supervisor has reached out to Waverly and other surrounding townships to invite them to participate in their programs. Any money raised in Waverly Township could be used to support that program. Bob will investigate it further and report at November meeting. Board has also considered keeping some of the money to purchase turkeys/hams for holidays or to purchase pre-paid cards that could be used for meals at Paw Paw Township.

- d. Working on a job description for Webmaster for the Township. Looking to continue using the updated County website. Each board member would be responsible to provide updates to the site as appropriate. The webmaster would be responsible to post meeting minutes. The position would pay \$200 per month and come with performance standards to hold that individual to timelines. They have explored using other web designers, but they are cost prohibitive.
7. Clerk Starr Houston: comments/reports.
 - a. Monthly bills. See attached. There is a much larger expenditure noted, however, it reflects \$266,000 from ARPA Funds being used to open a new bank account for just those expenditures. The bank will only insure up to \$250,000, so this fund was established in another financial institution. Motion made by Fleetwood to approve payment of bills, seconded by Reits. Fleetwood, yes; Reits, yes; Millek, yes; Houston, yes. Motion carries.
 - b. Paper was distributed to the board members for their consideration of estimates for the next phase of the Multipurpose Building. Each member is asked to give what they believe each item will cost.
8. Treasurer Linda Bloom: Comments/Reports.
 - a. Linda absent and she did not send any concerns to be presented.
9. Trustee Tom Fleetwood: Comments/reports
 - a. There will be a Special Meeting of the Planning and Zoning Committee on Monday 10/10 with Public Hearing about the proposed wedding/event venue. Nothing else to report.
10. Trustee Tony Millek: comments/reports

Approved

- a. Any road concerns or areas that may need to be considered for next year's projects, get them to Tony for the survey and next year's plan.
 - b. Fire calls will be posted to the website.
11. Attorney Report: See attached.
 - a. Should minutes be posted to the website in DRAFT form. He believes that would be appropriate if it is clearly marked as DRAFT.
 - b. Building on M43 and M40. Letters have been sent with no response so the next step will be to take the owner to Circuit court.
 - c. Vauxhill pond. Attorney and Zoning Administrator did a permit search. It appears that the owner is in compliance with the sand removal permit as well as pond permit. Residents have concerns that he is now installing a larger dock and that he will be using it as a swimming area. They also voiced concerns about the equipment noise.
 - d. Attorney requested information on the cost of the Multi-purpose building so that a budget can be prepared.
12. Unfinished Business: none.
13. New Business: none.
14. Public comments: What about the single wide on 37th. The attorney did call them and remind them that their year will be up in November and that it must be brought up to code by then. What about the bushes at the end of the township driveway that exits onto M43. Bob will take care of that. Requests for a list from the attorney for what the Special Use funds may be used for. What about the money received from building permits? Does the township get any proceeds from that? Will continue to investigate that. Many changes will be coming to the marijuana growing licensing.
15. Board Comments: none
16. Motion to adjourn meeting by Fleetwood; Seconded by Millek. Meeting adjourned at 8:52 PM.

Waverly Township Regular Board Meeting

42114 M43 Hwy., Paw Paw, MI, 49079

November 3, 2022

1. Call to Order: Meeting called to order a 6:57 PM by Bob Reits, who also led the group in the Pledge of Allegiance.
2. Introduction of the Board: Bob Reits, Supervisor; Tony Millek, Trustee; Tom Fleetwood, Trustee; Linda Bloom, Treasurer; Harold Schuitmaker, Attorney; Lori Reits, Recording Secretary. Absent; Starr Houston, Clerk.
3. Agenda- Additions, deletions, corrections: Add to Attorney Report-Grow Haven Renewal, Resolution on obtaining property to the west of township hall. Motion made by Millek to approve agenda as amended; Seconded by Fleetwood. All in favor. Motion carries.
4. Minutes from October 6, 2022, for Approval. Correction to be made to section 6, paragraph b. Should read rear tractor tires. Motion made by Millek and seconded by Bloom to approve the minutes as corrected. All in favor. Motion carries.
5. Sheriff Report: Department is changing report software, so there is no report available for October. Will update the group in December. Beware of car vs. deer accidents.
6. Supervisor: Comments/Report:
 - a. Building update: AEP finally moved all the electrical poles and wires, so construction can proceed.
 - b. 2nd meeting of the growers and residents was held and was constructive. The growers will have more information on odor mitigation following a convention in Las Vegas. Next meeting will be December 6.
 - c. Senior Services update: Millek spent time talking with surrounding townships about their programs. Paw Paw Township and Antwerp Townships are willing to participate with Waverly. Millage is on the November ballot, and he will contact the townships after the vote has been ratified. This would make Antwerp and/or Paw Paw programs available to Waverly residents. More information in December.
 - d. Update on building on M43 and M40. Attorney states that another letter was sent to Mr. Jawish. The next step if there is no answer to the

letter will be court action. Attorney will have lawsuit ready for board review in December.

7. Clerk: Comments/Reports. (Read by Treasurer)
 - a. See attached. Bills come to \$32,024.07. Motion made by Bloom and seconded by Millek to approve payment of the bills. Bloom, yes; Reits, yes; Millek, yes; Fleetwood, yes. Motion carries.
 - b. Election is Tuesday,
 - c. November 8. Please come to vote or turn in absentee ballots.
8. Treasurer: Comments/Reports. Winter tax bills will be going out December first. There is only 1 delinquent payment for the summer taxes. Newsletter will be included with the dates of 2023 Clean-up.
9. Trustee Fleetwood: Comments/Reports.
 - a. Planning and Zoning met in Special Meeting for hearing on new wedding/event venue on 28th Ave. and 37th St. There was a large turnout and there were very few present that were in favor of the plan. The site plan was not approved by the Commission: There were concerns about the grass parking surface and the hours of operation. Asked the petitioners if they wanted to make additions/corrections to the plan and they were not interested in doing so. The meeting for November 7 was cancelled as the township hall will be set up for the election the next day. Jeff Wescoff from Lucky Girl states that new business is always good, but that there are rules for commercial operations that must be followed.
10. Trustee Millek: Comments/Reports.
 - a. Fireboard meeting was attended by Reits who gave the report. There were 3 fire calls in Waverly in October. The fire department is getting ready to move into new building later this month. There may be an open house in the middle of this month.
 - b. Clean-up: went well for the most part. A few people left some items on the ground, but better than previous years. Considering that the dumpsters were packed down it equaled about 15-20 dumpsters.
 - c. Road Commission: Director is retiring in February of 2023. Unsure of what the structure will be after that.
11. Attorney Report. See attached.
 - a. Grow Haven Renewal: Asking for renewal of 3 recreational and 1 medical license. Zoning Administrator reports that there are no issues with the site following her visit for inspection. Motion made by

Millek to grant the renewals as requested; seconded by Bloom.
Bloom, yes; Reits, yes; Fleetwood, yes; Millek, yes. Motion carries.

Resolution proposed to possibly obtain the property west of the township hall. Family approached the township following the death of the occupant. Resolution reviewed. Property is currently listed for \$69,900 and is zoned commercial but it was grandfathered in as residential when the township became zoned. Board would ~~make an approved offer of \$55,000 up to the asking price.~~ make an offer of \$55,000 and approved up to the asking price.

- b. Make an approved offer of \$55,000 up to the asking price. Motion made by Fleetwood to adopt the resolution as written. Seconded by Millek. Bloom, yes; Reits, yes; Fleetwood, yes; Millek, yes. Motion carries.

12. Unfinished Business: none

13. New Business: Eric Munting, petitioner, asking for board to proceed on vote for approval of their wedding venue plan. Lengthy discussion about concerns: parking surface; potential for additional traffic and speeding; and noise. Petitioner states that there have been no complaints made to Van Buren County Sheriff's Department regarding noise or speeding around the other wedding venue in the township. Venue would be in operation from May through October on Fridays, Saturdays and Sundays. Attorney suggests that they rework the site plan as some of it did not meet the requirements for commercial operation. They could then re-present to Planning and Zoning Commission. As the November meeting was cancelled, they could hold a meeting in December without additional cost to the petitioner. Owner of Lucky Girl discussed how they dealt with outdoor music and neighbors' concerns. They have the live music stop at 9 PM. Public reiterated many of the same comments and concerns that were voiced at the Planning and Zoning meeting. Some are concerned that because the petitioners live in Schoolcraft, it appears that they are only using this site to make money. Real Estate Agent again requesting a vote at this time. "Why can't the board vote to approve if we promise to make the suggested changes?" Board members will not approve anything based on "promises." It must be in writing. Motion made by Fleetwood to approve the request for Special Use Permit as currently written. Seconded by no one. Motion made by Millek to follow the recommendations from the Planning and Zoning Commission to Deny the

application. Bloom, abstain with no reason given; Millek, yes; Reits, yes; Fleetwood yes. Special Use Permit not granted.

14. Public Comments:

- a. Kelly from the Van Buren County Conservation District sharing information on collection of tires, including rear tractor tires with a reservation, as well as other things that can be recycled. Cards with the information distributed. The information will go out with the winter tax bills.
- b. DNR purchase of property. A portion of that is in Waverly Township. No information has been received at the Township. County approved the purchase, but no information as to whether it has been sold.
- c. Special Use Funds. Is there a list for how that money can be spent. Attorney states that there is not. There are only broad general guidelines for expenditures of that money, and they seem to change often.
- d. Questions about whether the money that was moved to Honor Credit Union was voted on in the prior meeting. Attorney states that it had been and the minutes so reflect.
- e. Resident from Vauxhill area thanks the board and attorney for their assistance with the neighbor who had been moving sand.

15. Board Comments: Fleetwood proposes that the Marijuana Ordinances should be the same as to the number of provisioning centers allowed. There is a discrepancy. They should be changed to 2 provisioning centers both of which would sell both medical and recreational products. It currently states 1 recreational and no medical.

16. Adjourned. Motion made by Millek to adjourn; seconded by Fleetwood. All in favor. Meeting adjourned at 9:02 PM.

DRAFT

**Waverly Township Hall
Special Board Meeting
42114 M-43 Hwy., Paw Paw, MI 49079
Nov. 17, 2022**

Supervisor Bob Reits called the special meeting of Waverly Township to order at 12 p.m. The Pledge of Allegiance was recited.

Introduction of Officers The Board Members introduced themselves: Bob Reits, Tom Fleetwood, Linda Bloom and Tony Millek. Clerk Starr Houston was absent. Attorney Harold Schuitmaker was also in attendance.

Agenda: 1. Authorization to complete the purchase of the property adjacent and west of the township hall.
2. Adopt and/or amend the budget as to funding sources for the new building and to pay bills that have been presented to the township.

Minutes, Sherriff's Report, Review of Bills, and reports from Township Officers and the Attorney were not necessary, since this was a special meeting.

The attorney presented a Resolution reading: "The Board, being fully advised, it is hereby moved by Tom Fleetwood, seconded by Bob Reits, to authorize Anthony Millek, duly elected Trustee of Waverly Township, to execute any and all documents necessary to complete the purchase of property commonly known as 42154 M-43 Hwy., Paw Paw, Michigan, at a closing to be held by Chicago Title of Michigan on November 18, 2022.

Tony Millek motioned to pay Chicago Title \$57,601.53. A Certified Check will be issued per Settlement Statement. All board members were in favor- motion carried.

See attached signed Resolution.

Roll call vote:

Ayes: 4, Nays: 0, Absent: 1, Abstain: 0

Resolution declared adopted.

Effective November 17, 2022

DRAFT

Schuitmaker presented another Resolution as follows:

The Board being fully advised, it is hereby moved by Tony Millek, seconded by Tom Fleetwood, to authorize payment of bills presented to the Township by Maple Lake Builders and/or subcontractors, for the work being done on the new public building by the Township Hall. Millek motioned to make the following payments to Maple Lake Builders:

\$3,200.00 and \$2,535.00, both from the ARPA funds. Fleetwood seconded, and all were in favor. Motion carried.

Adjournment- Reits adjourned the meeting at 12:51 p.m.

Approved

Waverly Township Regular Board Meeting

42114 M-43 Hwy., Paw Paw, MI, 49079

December 1, 2022

1. Call to Order: Meeting called to order at 6:58 PM by Bob Reits who also led the group in the Pledge of Allegiance.
2. Introduction of the Board: Bob Reits, Supervisor; Starr Houston, Clerk; Tony Millek, Trustee; Tom Fleetwood, Trustee. Harold Schuitmaker, Attorney; Lori Reits, Recording Secretary. Absent: Linda Bloom, Treasurer.
3. Agenda- additions, corrections, approval. Add Marijuana ordinances to Attorney Report. Move Sheriff Report to number 5. Motion made by Millek and seconded by Fleetwood to approve the agenda as amended. All in favor. Motion carries.
4. Minutes from November 3, 2022, for approval. Minutes need to be corrected in 11b to say that “the Board would make an offer of \$55,000 and approved up to the asking price.” Motion made by Fleetwood and seconded by Millek to approve minutes as corrected. All in favor. Motion carries.
5. Sheriff’s Report- Computer program is not up and running yet so there is no information to share. Should be ready at the end of the week which he can forward to the Clerk.
6. Kris Martin, SWPC, Graham Woodhouse and Paw Paw River Watershed Awards- Kris presented the township with the award. It is given to recognize partnership in regional planning and problem solving. Waverly is recognized for supporting the Paw Paw Water Trail. It was awarded in 2020 but presentation has been postponed due to the pandemic. See attached Press release.
7. Gary Schanz, Paw Paw Seniors’ Director- See attached handouts. Gary described the programs that are being offered at the Freshwater Church building. Meals are \$5 if Waverly Township chooses to participate with them. There are charges for some activities. Don Stull, Paw Paw Township Supervisor, here to discuss funding.
8. Bob Reits, Supervisor: comments, report:
 - a. Building update. Progress is being made and this phase will be completed after the concrete has been poured and the doors installed. Will be seeking bids for the next phase. This will include things such as electric, plumbing, computer wiring.

Approved

- b. Meeting between growers and residents will be December 6 at 7 PM.
 - c. Senior Services as previously discussed. Presentation by Millek. The millage passed in November and discussion of Waverly plans to contribute 0.25 mils to Paw Paw Township Senior Center and Antwerp Township programs. That would enable residents to participate in either program. Topic can be revisited in a year to assess level of participation. Additional 0.25 mils will be held in reserve to use as needed. Perhaps flyers can be mailed out to see if that increases participation. Discussion about what additional things can be done for senior residents such as arranging for food trucks, possible ham/turkey distribution for holidays. Motion made by Millek and seconded by Reits to give 0.25 mil of the Services for Older Residents to Paw Paw Township Senior Center to be dispersed as with other entities beginning December 15, 2022. The remaining 0.25 mil to remain in a special fund at the township. Millek, yes; Houston, yes; Reits, yes; Fleetwood, yes; Bloom, absent.
 - d. Permit Fees and increase in fees from MTS for Zoning: MTS is increasing hourly rate from \$45 to \$55. Some entities keep a percentage of permit fees to offset MTS fees. Discussion about whether to increase permit fees. Will continue to gather information. There are separate line items for permits, zoning and marijuana inspection fees. Tom and Starr will do some investigation into what other townships do and report back when they have information.
 - e. Budget: Budget preparation will begin after the holidays so it can be prepared and ready for approval in early Spring.
9. Clerk Starr Houston: comments, reports.
- a. Financial Report of the bills for November. See attached. \$57,601.57 was taken from the ARPA funds to purchase the house next to the township hall. Total bills: \$118,043.91. Motion made by Houston and seconded by Millek to pay the bills as presented. Houston, yes; Fleetwood, yes; Reits, yes; Millek, yes; Bloom, absent.
 - b. 2023 schedule of meetings and closures presented. See Attached. Motion made by Houston and seconded by Reits to accept the schedule as presented. All in favor, motion carries.
10. Linda Bloom, Treasurer: absent. Tax bills were mailed December 1st.

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11. Tom Fleetwood, Trustee: comments, report. No Planning and Zoning meeting in November. Brief review of issues with the proposed wedding venue.
12. Tony Millek, Trustee: comments, report. Fire Board meeting will be next week. Road Commission meetings are Tuesday and Wednesday next week. Tuesday at 6 PM and Wednesday at 1 PM. Any residents are welcome to attend.
13. Attorney Report.
 - a. Resolution for funding of new building. Hand out shared with proposed funding for the next phase. Question from audience wondering where the funding is coming from. Handout given showing which funds are being used for the project. Resolution proposed for funding of multipurpose building. Motion made by Fleetwood and seconded by Millek to adopt the resolution as written. Reits, yes; Fleetwood, yes; Millek, yes; Houston, yes; Bloom, absent. Resolution adopted.
 - b. Jawish: finally signed for letter from township attorney. He has submitted a site plan and paid permit fees.
 - c. Resolution to designate bank depositories. See attached proposed language. Would allow Township Clerk and Treasurer to move funds around so that all accounts will not exceed the FDIC or Federal insurance amount of \$250,000. Motion made by Houston and seconded by Millek to adopt the resolution as proposed. Fleetwood, yes; Reits, yes; Millek, yes; Houston, yes; Bloom, absent. Resolution adopted.
 - d. Resolution for payment of bills. See attached proposed language. Resolution would allow Clerk to pay recurring bills as they come in to avoid any late fees. Motion made by Houston and seconded by Millek to adopt the resolution as proposed. Fleetwood, yes; Reits, yes; Millek, yes; Houston, yes; Bloom, absent. Resolution adopted.
 - e. Marijuana ordinances. Harold to review one last time and will revisit in January.
14. New Business: none
15. Public Comments: Request to see additional quotes on the multipurpose building. Stroebel has not offered verbally or in writing to install filters in local business. Concerns that board does not communicate intentions to make large purchases. Concerns raised that residents do not come to

Approved

meetings to hear what is going on. Concerns that Cornelius Farms is supposedly disposing of “spent” marijuana plants.

16. Board Comments: none

17. Meeting adjourned by Supervisor Reits at 8:54 PM.