



## CITY COUNCIL

September 16, 2019

1. Call to Order - 7:00 P.M. - City Hall Council Chambers
2. Recitation - Pledge of Allegiance to the Flag of the United States of America
3. Roll Call
4. Consent Agenda – Adoption of a proposed resolution that would confirm approval of the following:
  - (a) August 19, 2019 regular session City Council meeting minutes
  - (b) Acknowledge receipt of a report concerning certain administrative transactions since August 19, 2019
5. Miscellaneous Public Comments
6. City Manager Updates
7. Old Business
  - (a) Third first reading of a proposed ordinance that would amend the Zoning Ordinance allowing Medical Marihuana Provisioning Facilities
  - (b) Third first reading of a proposed ordinance that would amend Chapter 8 of the Code of Ordinances, Businesses and Business Regulations, Creating a New Article IX – Medical Marihuana Facilities
8. New Business
  - (a) Receipt, introduction and discussion of the City's proposed 2020-2025 Capital Improvement Plan
  - (b) Hear update on MERS 2018 Actuarial Valuation Report concerning retirement plans and unfunded accrued liability
  - (c) Authorization to purchase Motor Pool vehicles
9. Closed Session – Adoption of a proposed resolution that would authorize to recess to a closed session, pursuant to Section 8(a) of the Michigan Open Meetings Act, to consider a periodic personnel evaluation of the City Manager
10. City Council Comments
11. Adjournment



# City of Petoskey

## Agenda Memo

**BOARD:** City Council

**MEETING DATE:** September 16, 2019

**PREPARED:** September 12, 2019

**AGENDA SUBJECT:** Consent Agenda Resolution

**RECOMMENDATION:** That the City Council approve this proposed resolution

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The City Council will be asked to adopt a resolution that would approve the following consent agenda items:

- (1) Draft minutes of the August 19, 2019 regular session City Council meeting; and
- (2) Acknowledge receipt of a report from the City Manager concerning all checks that have been issued since August 19, 2019 for contract and vendor claims at \$10,025,953.26, intergovernmental claims at \$4,719,145.11, and the August 22 and September 5 payrolls at \$485,375.62 for a total of \$15,230,473.99.

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Enclosures



## CITY COUNCIL

August 19, 2019

A regular meeting of the City of Petoskey City Council was held in the City Hall Council Chambers, Petoskey, Michigan, on Monday, August 19, 2019. This meeting was called to order at 7:00 P.M.; then, after a recitation of the Pledge of Allegiance to the Flag of the United States of America, a roll call then determined that the following were

Present: John Murphy, Mayor  
Kate Marshall, City Councilmember  
Suzanne Shumway, City Councilmember  
Grant Dittmar, City Councilmember  
Lindsey Walker, City Councilmember

Absent: None

Also in attendance were City Manager Robert Straebel, Executive Assistant Sarah Bek, City Planner Amy Tweeten, Downtown Director Becky Goodman and City Attorney James Murray.

### **Hear Farmers Market Proclamation**

Mayor Murphy read the following proclamation concerning Farmers Markets:

WHEREAS City of Petoskey farmers and ranchers provide citizens with access to healthful, locally, and regionally produced foods through farmers markets, which are expanding and evolving to accommodate the demand for a diverse array of agricultural products; and

WHEREAS farmers markets and other agricultural direct marketing outlets provide infrastructure to assist in the distribution of farm and value-added products, thereby contributing approximately \$9 billion each year to the U.S. economy; and

WHEREAS farmers markets serve as significant outlets by which small-to-medium, new and beginning, and veteran agricultural producers market agricultural products, generating revenue that supports the sustainability of family farms and the revitalization of rural communities nationwide; and

WHEREAS the City of Petoskey Mayor recognizes the importance of expanding agricultural marketing opportunities that assist and encourage the next generation of farmers and ranchers; generate farm income to help stimulate business development and job creation; build community connections through rural and urban linkages:

NOW, THEREFORE, to further awareness of farmers markets' contributions to City of Petoskey life, I, Mayor John Murphy, do hereby proclaim the week of August 4-10, 2019, as City of Petoskey Farmers Market Week, in conjunction with the observance of National Farmers Market Week. I call upon Petoskey citizens to celebrate farmers markets with appropriate observance and activities.

IN WITNESS WHEREOF, I have hereunto set my hand this 19<sup>th</sup> day of August 2019, the two-hundred forty-third year of the Independence of the United States of America.

### **Consent Agenda - Resolution No. 19318**

Following introduction of the consent agenda for this meeting of August 19, 2019, City Councilmember Marshall moved that, seconded by City Councilmember Shumway adoption of the following resolution:

BE IT RESOLVED that the City Council does and hereby confirms that the draft minutes of the August 5, 2019 regular session City Council meeting be and are hereby approved; and

BE IT RESOLVED that receipt by the City Council of a report concerning all checks that had been issued since August 5, for contract and vendor claims at \$2,072,717.72, intergovernmental claims at \$782,660.49, and the August 8 payroll at \$232,558.59, for a total of \$3,087,936.80 be and is hereby acknowledged.

Said resolution was adopted by the following vote:

AYES: Marshall, Shumway, Dittmar, Walker, Murphy (5)

NAYS: None (0)

### **Hear Public Comment**

Mayor Murphy asked for public comments and there were no comments.

### **Hear City Manager Updates**

The City Manager reported on 200 East Lake Street and that a few days after the Planning Commission meeting the City Planner and he met with owner Bob Berg regarding the next steps and discussed alternative design options that may garner support from the Planning Commission and that Mr. Berg stated he was unwilling to revise the development plans at this time; that the master plan update kick-off community engagement meeting is September 5 from 6:30 P.M. to 9:00 P.M. at the North Central Michigan College Library Conference Room; that the ZBA approved a one-year extension of a reasonable accommodation granted to Harbor Hall to allow up to 9 individuals to reside in a single housekeeping unit within the 400-foot buffer requirement; that there have been various delays in the powder coating and fabrication of the stair tower for Sunset Park anticipating that installation will start in late September and be substantially completed this fall; that the CIP 2020-2025 was recommended by the Planning Commission for Council review and approval; that the Lake Street Dam initial public meetings to explore alternative designs for the dam is scheduled for August 21 at 3:00 P.M. and 7:00 P.M. at City Hall; that a permit to address the eroded area on Bayfront Park has been approved by EGLE representatives and staff will be meeting with contractors for installing rip rap on the affected area; that according to the City Manager's contract, City Council is to complete a performance evaluation each year and the last one was performed in September 2018 and reviewed evaluation process and deadlines; that the new sidewalk on the south side of Washington Street from Howard to Petoskey Street is completed which will enhance pedestrian access to Washington Park; and that the City has been working with a tree trimming company in removing many small trees and shrubs along the bluff to open up the public view sheds of Little Traverse Bay.

City Councilmembers inquired on the intention of erosion work and if it would be restored back to what it was before or stabilized; heard concerns on 200 East Lake Street and that what occurred at the Planning Commission wasn't represented accurately by the Petoskey News-Review; and that three Commissioners had concerns with height and that there are serious compromises that need to be addressed rather than just not liking brownstones.

The City Manager responded that the erosion area will be stabilized with rip rap and that some Commissioners had issues with brownstones, but could live with the height and that it is in the very early stages of development process.

The City Attorney provided a brief update on the Odawa litigation and that a motion was granted by the State of Michigan and denied the Tribe's claims; that there is not a pending case; and that the Tribe has 30 days to appeal.



City Councilmembers inquired if there would be any more accrued expenses and the City Attorney responded that there would not be any more expenses unless an appeal occurs or additional filings.

### **Hear Presentation Concerning Darling Lot Redevelopment Concepts**

The City Manager reviewed that at its August 5 meeting, City Council heard a presentation from Rob Bacigalupi, Mission North, on three concepts for the Darling Lot; that City Council raised concerns about the mechanized parking and number of parking spaces resulting in the three concepts; that the concepts were posted at City Hall, on the City website and links on social media for additional public input; and three public comments were received.

Megan Olds, Mission North, gave a brief presentation on the three concepts; reviewed engagement themes; reviewed car lift and stacking system; that only an estimate of parking needs for potential residential development can be provided since it is at conceptual stage; that based on the experience of Traverse City for this type of walkable multiple family development, each unit would need one parking space; that if one assumes each unit to be 1,250 square feet, potentially Concept 1 could have up to 35 residential units, Concept 2 – 37 residential units, Concept 3 – 34 residential units and 5,500 square feet of commercial space; that this level of analysis for unit numbers and demand has yet to be completed, pending Council concept selection; reviewed estimated total spaces with and without lift system and estimated net gain or loss of spaces; and that parking is needed for downtown as determined from the engagement sessions.

City Councilmembers inquired what the concepts would look like without the lift system; inquired on cost of lift system; how long it takes for customers to get car during rush hour; concerned that this is a big city solution and not for communities the size of Petoskey; that there is an interest to include low-income and workforce housing; heard from those not in favor of car lift system; heard from those that opposed Concepts 1 and 2; heard from those in favor of gathering more information on Concept 3 and the old Walker Parking garage; that cost is prohibitive for all concepts; and thanked consultants for their diligence, but that developing the Darling Lot is cost prohibitive and shouldn't be developed.

Ms. Olds responded that if the car system was removed it changes the overall design such as lower net gain, but higher other uses such as commercial or residential; that during peak times it is a two-minute process to retrieve car; that a lift system is used in downtown Charleston, South Carolina, which is a mid-size community; reviewed conceptual costs; that with Council guidance, the team can build a pro-forma; and that there was still time left to complete the final step of work.

The City Manager reviewed that a City Council goal is to increase sustainable measures and green infrastructure and recommended that Council look at the Walker design with a solar array project and develop a "green parking garage."

City Councilmembers inquired on the cost of the Walker Parking garage; cost of solar; and inquired if the cost included public and private partnership and Brownfield possibilities.

Mayor Murphy asked for public comments and heard a comment that the car lift system is a novel idea; that the lift provides future flexibility and shouldn't be written off; that the lift is more cost effective and progressive; and that housing should be highly considered when discussing concepts.

City Councilmembers commented that lifts are more effective in multiple story buildings and concurred to have the consultants provide more information at the next meeting on parts of Concept 3, Walker Parking study and including a possible solar component.

## **Second First Reading of a Proposed Ordinance Amending the Zoning Ordinance Allowing Medical Marihuana Provisioning Facilities**

The City Manager reviewed that at the August 5 meeting, City Council discussed the B-3 General Business District and Planned Unit Development zoning district; that Council also discussed whether to include the B-3B Business Industrial zoning district as well as including the I-1 Light Industrial and the I-2 General Industrial zoning districts; that Council directed staff to develop maps showing both a 1,000-foot and 500-foot buffer from K-12 schools; and that Council give direction to staff on allowable zoning districts and buffers.

City Councilmembers were in favor of the 1,000-foot buffer from schools; heard from those in favor of clustering businesses all in one location; that provisioning centers shouldn't be allowed in the CBD or residential districts; discussed possibility of eliminating the 500-foot buffer between centers, but then the number of businesses will have to be limited; that there is merit to having buffers and separation between businesses to serve neighborhood areas similar to party stores; heard from those opposed to allowing medical marijuana provisioning centers; heard from those opposed to clustering all in one location; discussed the number of businesses that could be allowed; heard from those in support of allowing in B-3B districts, but not I-1 and I-2; and heard an inquiry if some PUDs could be allowed but not all.

The City Planner responded that a PUD is spot zoned and is its own zoning district; that during the Special Condition Use process Planning Commission will be able to determine if there is an adequate amount of parking; and that allowing in a PUD will have to be generated from the property owner.

City Councilmembers concurred to include a 1,000-foot buffer from K-12 public and private schools; a 500-foot buffer between provisioning centers; allowing in the B-3, B-3B and PUD zoning districts; and allowing three provisioning centers in the community.

Mayor Murphy asked for public comments and heard an inquiry that a certain property on Standish Avenue fell within the buffer zone while discussing with Planning Commission, but not now and encouraged Councilmembers to include I districts; commended the City Planner and City Attorney for work in this process; heard from those in favor of preventing the cannabis corner and that the recommended ordinance changes are responsible and will avoid this issue; heard a suggestion that only one applicant should be able to apply per location; heard from those against medical marijuana and those initiating citizens against provisioning centers through a potential petition or referendum; that Council is not representing what constituents voted for; cautioned Council allowing businesses in the entrance and exit of town; that by allowing provisioning centers marijuana is more available and that there is more exposure to youth, and that future generations should be protected; heard an inquiry on statistics and the number of medical marihuana card holders and why this hasn't been discussed prior to now since it was approved in 2008; that medical marijuana is a forerunner for recreational marijuana; heard concerns that by allowing provisioning centers then an increase in criminal activity will occur; that the community's image will change if medical marijuana businesses are allowed; thanked Councilmember Dittmar for polling constituents which shows his integrity; that Harbor Watch has senior citizen residents; that there is an addiction problem in the community; encouraged City Council to be good listeners; heard an inquiry if there would be another first reading on proposed ordinances; heard concerns regarding youth and public safety; heard a review on Grand Rapids' regulations; that the 2008 election didn't allow provisioning centers; and that if people want provisioning centers then it should go on a ballot for voters to decide.

City Councilmembers commented that it is the rights of people to do a referendum; that a regional center won't happen; agreed that marijuana is not good for youth along with alcohol, cigarettes or prescription drugs; that adults have the right to use similar projects such as alcohol and tobacco; that elected officials are to enact laws and policies; that there was a clear majority to allow marijuana based on 2018 election results; and heard from those in favor of civility working towards a better community.

City Councilmember Dittmar motioned that there are public safety concerns and moved to postpone discussion indefinitely.

The motion died due to a lack of support.

City Councilmembers further commented that discussions are based on legal framework; that City Council is only considering medical marijuana provisioning centers; that Councilmember Dittmar's survey was completed on his own, not Council as a whole; that Council has opted-out of recreational marijuana at this time; heard from those in support of marijuana; that marijuana is here to stay and the need is for good parenting and better education.

City Council will conduct a first reading of the proposed zoning ordinance at the next regular scheduled meeting.

### **Second First Reading of a Proposed Ordinance Amending Chapter 8 Creating a New Article IX – Medical Marijuana Facilities**

The City Manager reviewed that at the August 5, 2019 Council meeting, City Council discussed a licensing ordinance that will need to be adopted with the proposed zoning ordinance for medical marijuana provisioning centers as well as the application fee and license/renewal fee per resolution. The City Manager further reviewed that Council discussed allowing 3-4 provisioning centers in yet to be determined zoning districts; that Council inquired about any potential State revenues from an excise tax on medical marijuana facilities; reviewed potential revenues and excise taxes; and reviewed that applicants will be selected through a lottery process.

The City Attorney reviewed sections 8-327 and 8-329 in the proposed ordinance concerning the lottery and that it will be conducted at a public City Council meeting for transparency; that only one application, per applicant, per location is allowed; and that the goal is to not have the City be in a unique problem and to avoid stacking.

City Councilmembers commented that Council should be the ones to implement process; heard an inquiry if a special tax could be on a certain type of business; and heard inquiries if there will be an additional first reading.

Mayor Murphy asked for public comments and heard a comment encouraging Council to add language to not allow stacking applications; that typically the fee is non-refundable; that site plan review is a real process; that applications should be prequalified with LARA; heard a comment in regards to transferring licenses and that applicants shouldn't be allowed to flip business for profit; heard from those opposed to a lottery system; thanked Council for deliberation; heard an inquiry if applicants can apply at multiple locations; heard from those opposed to the ordinance; heard an inquiry on transfers and questioned if they were allowed; and that allowing 3 locations is arbitrary and not based on demand.

The City Manager responded that information on transfers will be clarified at the next meeting.

City Council will conduct a first reading of the proposed licensing ordinance at the next regular scheduled meeting.

### **Discussion on Medical Marijuana Provisioning Center Fees**

The City Manager reviewed that as part of establishing medical marijuana provisioning centers for the community, City Council will be asked to adopt two fees per resolution for an initial application fee and an annual license/renewal fee. The City Manager reviewed that no action is needed at this point, but that the resolution should be approved at the same meeting whereby the zoning and licensing ordinances are approved; that per the State statute, the City could establish an annual fee of up to \$5,000 for the application fee and up to \$5,000 for the license/renewal fee to defray administrative and enforcement costs incurred by the City; that it is estimated that the City would most likely incur costs in excess of \$5,000 for each phase; reviewed tasks of each staff member who would be part of the process; that staff recommended \$5,000 for the application fee and \$5,000 for license/renewal fee; and that potentially there could be annual discussions concerning fee schedule every year after process is in place.

City Councilmembers were in agreeance of charging \$5,000 for application fee and \$5,000 for license/renewal fee.

**Approve MERS Retirement Plan Employee Contribution Changes for Public Safety Officers – Resolution No. 19319**

The City Manager reviewed that the City received the arbitrator's decision on the Public Safety Officer's collective bargaining agreement following an arbitration hearing held on April 18, 2019. The City Manager reviewed the changes including wage increases at 2% in 2018 and 2019 and 1% in 2020; retirement benefits to remain the same except officers covered by the MERS B-4 defined benefit plan will increase employee contributions to 4% as of August 1, 2019 and 4.5% as of January 1, 2020 (currently 3%); and that the Public Safety Officer's union had not ratified the collective bargaining agreement as of August 15, 2019.

City Councilmember Marshall moved that, seconded by City Councilmember Shumway adoption of the following resolution:

WHEREAS, the City is a participating governmental unit in the Michigan Municipal Employees' Retirement System (MMERS) pension plan document of 1996; and

WHEREAS, in accordance with pension provisions of a renewed collective bargaining agreement with certain unionized employees for the City's Public Safety Officers requires changes to the City's current MMERS plan:

NOW, THEREFORE, BE IT RESOLVED that the City of Petoskey City Council does and hereby elects to change current Michigan Municipal Employees' Retirement System (MMERS) benefits for Department of Public Safety unionized personnel, referred to as City of Petoskey (2402), Division 02 – Public Safety Officers Union, a defined benefit plan with employees contributing 4% beginning August 1, 2019 and 4.5% beginning January 1, 2020 as set forth in the plan adoption agreements for 2019 and 2020; and

BE IT FURTHER RESOLVED that the City of Petoskey City Council does and hereby authorizes the City Manager and Director of Finance to prepare and sign the Defined Benefit Plan Adoption Agreements with MMERS for Division 02 to make changes as set forth above to the existing defined benefit plan.

Said resolution was adopted by the following vote:

AYES: Marshall, Shumway, Dittmar, Walker, Murphy (5)

NAYS: None (0)

**Name Municipal League Annual Meeting Representatives – Resolution No. 19320**

The City Manager reported that at the request of the Michigan Municipal League, the City Council was being asked to adopt a proposed resolution that would confirm the City Council's appointment of an official voting representative and an alternate representative, one of whom would be seated at the annual business meeting of the Municipal League that would be conducted September 25, in conjunction with the League's 2019 Convention September 25-27, which will be in Detroit.

City Councilmember Marshall moved that, seconded by City Councilmember Shumway adoption of the following resolution:

BE IT RESOLVED that the City of Petoskey City Council does and hereby selects John Murphy as the City's voting representative for the annual business meeting of the Michigan Municipal League that has been scheduled for Wednesday, September 25, 2019, in Detroit; and

BE IT FURTHER RESOVLED that the City Council does and hereby selects Lindsey Walker as the City's alternate representative to serve in the absence of the voting representative at said annual meeting.

Said resolution was adopted by the following vote:

AYES: Marshall, Shumway, Dittmar, Walker, Murphy (5)

NAYS: None (0)

**Council Comments**

Mayor Murphy asked for Council comments and Councilmember Marshall expressed that she received a comment from a visitor that Petoskey is a beautiful community to be able to live in.

There being no further business to come before the City Council, this August 19, 2019, meeting of the City Council adjourned at 10:00 P.M.

John Murphy, Mayor

Sarah Bek, Recording Clerk

GL Period	Check Issue Date	Check Number	Payee	Invoice GL Account	Check Amount
08/19	08/15/2019	85854	Cowell, Donald A	248-540-882.140	325.00- V
08/19	08/21/2019	85999	24/7 Sewer & Drain Cleaning	101-773-802.000	285.00
08/19	08/21/2019	86000	ACH-CHILD SUPPORT	701-000-230.160	160.23
08/19	08/21/2019	86001	ACH-EFTPS	701-000-230.100	26,824.92
08/19	08/21/2019	86001	ACH-EFTPS	701-000-230.200	16,583.53
08/19	08/21/2019	86001	ACH-EFTPS	701-000-230.200	16,583.53
08/19	08/21/2019	86001	ACH-EFTPS	701-000-230.200	3,878.40
08/19	08/21/2019	86001	ACH-EFTPS	701-000-230.200	3,878.40
08/19	08/21/2019	86002	ACH-ICMA 457	701-000-230.700	2,119.54
08/19	08/21/2019	86002	ACH-ICMA 457	701-000-230.700	5,239.23
08/19	08/21/2019	86003	Aflac	701-000-230.180	728.62
08/19	08/21/2019	86004	All Scapes LLC	101-345-802.100	500.00
08/19	08/21/2019	86004	All Scapes LLC	202-470-802.000	4,245.00
08/19	08/21/2019	86005	Alliance Entertainment	271-790-761.000	124.47
08/19	08/21/2019	86005	Alliance Entertainment	271-790-761.100	62.24
08/19	08/21/2019	86005	Alliance Entertainment	271-790-761.000	279.91
08/19	08/21/2019	86005	Alliance Entertainment	271-790-761.100	104.75
08/19	08/21/2019	86005	Alliance Entertainment	271-790-761.000	17.75-
08/19	08/21/2019	86006	All-Phase Electric Supply	582-590-775.000	11.22
08/19	08/21/2019	86006	All-Phase Electric Supply	582-590-775.000	33.65
08/19	08/21/2019	86006	All-Phase Electric Supply	101-770-775.000	55.30
08/19	08/21/2019	86007	Amazon Credit Plan	592-554-775.000	152.83
08/19	08/21/2019	86007	Amazon Credit Plan	592-555-775.000	44.62
08/19	08/21/2019	86007	Amazon Credit Plan	592-558-775.000	133.88
08/19	08/21/2019	86007	Amazon Credit Plan	592-553-775.000	28.56
08/19	08/21/2019	86008	AMERICAN TEST CENTER	661-598-932.000	1,640.00
08/19	08/21/2019	86008	AMERICAN TEST CENTER	582-593-785.000	340.00
08/19	08/21/2019	86009	American Waste	582-593-802.000	170.00
08/19	08/21/2019	86009	American Waste	592-551-806.000	325.00
08/19	08/21/2019	86009	American Waste	101-770-802.000	356.40
08/19	08/21/2019	86009	American Waste	101-756-802.000	145.80
08/19	08/21/2019	86009	American Waste	101-789-802.000	162.00
08/19	08/21/2019	86009	American Waste	101-754-802.000	372.60
08/19	08/21/2019	86009	American Waste	101-268-802.000	226.80
08/19	08/21/2019	86009	American Waste	101-265-802.000	356.40
08/19	08/21/2019	86009	American Waste	101-773-802.000	165.00
08/19	08/21/2019	86009	American Waste	101-265-802.000	165.00
08/19	08/21/2019	86009	American Waste	101-770-802.000	165.00
08/19	08/21/2019	86009	American Waste	101-754-802.000	165.00
08/19	08/21/2019	86010	AT & T MOBILITY	514-587-920.000	348.91
08/19	08/21/2019	86011	AT&T LONG DISTANCE	101-345-850.000	27.83
08/19	08/21/2019	86012	Blackman, Tina	101-756-808.140	2,083.80
08/19	08/21/2019	86013	Blarney Castle Oil Co.	101-789-772.000	6,668.63
08/19	08/21/2019	86013	Blarney Castle Oil Co.	101-789-772.000	9,523.44-
08/19	08/21/2019	86013	Blarney Castle Oil Co.	101-789-772.000	3,218.91
08/19	08/21/2019	86013	Blarney Castle Oil Co.	101-789-772.000	3,537.95
08/19	08/21/2019	86013	Blarney Castle Oil Co.	101-789-772.000	4,149.60
08/19	08/21/2019	86013	Blarney Castle Oil Co.	101-789-772.000	4,817.40
08/19	08/21/2019	86013	Blarney Castle Oil Co.	101-789-772.000	5,944.94
08/19	08/21/2019	86013	Blarney Castle Oil Co.	101-789-772.000	8,203.63
08/19	08/21/2019	86013	Blarney Castle Oil Co.	101-789-772.000	5,063.70
08/19	08/21/2019	86013	Blarney Castle Oil Co.	101-789-772.000	4,779.42
08/19	08/21/2019	86013	Blarney Castle Oil Co.	101-789-772.000	5,529.85
08/19	08/21/2019	86013	Blarney Castle Oil Co.	101-789-772.000	8,214.22
08/19	08/21/2019	86013	Blarney Castle Oil Co.	101-789-775.000	7,528.19
08/19	08/21/2019	86013	Blarney Castle Oil Co.	101-789-772.000	4,633.25

GL Period	Check Issue Date	Check Number	Payee	Invoice GL Account	Check Amount
08/19	08/21/2019	86014	Blue Care Network	101-172-724.000	1,171.68
08/19	08/21/2019	86014	Blue Care Network	101-201-724.000	1,033.84
08/19	08/21/2019	86014	Blue Care Network	101-208-724.000	516.92
08/19	08/21/2019	86014	Blue Care Network	101-215-724.000	344.61
08/19	08/21/2019	86014	Blue Care Network	101-265-724.000	310.15
08/19	08/21/2019	86014	Blue Care Network	101-268-724.000	361.84
08/19	08/21/2019	86014	Blue Care Network	101-345-724.000	11,487.84
08/19	08/21/2019	86014	Blue Care Network	101-400-724.000	551.38
08/19	08/21/2019	86014	Blue Care Network	101-441-724.000	1,447.38
08/19	08/21/2019	86014	Blue Care Network	101-754-724.000	465.23
08/19	08/21/2019	86014	Blue Care Network	101-756-724.000	1,275.07
08/19	08/21/2019	86014	Blue Care Network	101-770-724.000	2,239.98
08/19	08/21/2019	86014	Blue Care Network	101-773-724.000	351.50
08/19	08/21/2019	86014	Blue Care Network	101-789-724.000	716.79
08/19	08/21/2019	86014	Blue Care Network	271-790-724.000	2,205.52
08/19	08/21/2019	86014	Blue Care Network	514-587-724.000	344.61
08/19	08/21/2019	86014	Blue Care Network	582-588-724.000	3,583.97
08/19	08/21/2019	86014	Blue Care Network	592-549-724.000	2,929.21
08/19	08/21/2019	86014	Blue Care Network	592-560-724.000	1,033.84
08/19	08/21/2019	86015	BLUE CROSS\BLUE SHIELD - MICH.	101-201-724.000	2,906.30
08/19	08/21/2019	86015	BLUE CROSS\BLUE SHIELD - MICH.	101-208-724.000	181.64
08/19	08/21/2019	86015	BLUE CROSS\BLUE SHIELD - MICH.	101-265-724.000	155.21
08/19	08/21/2019	86015	BLUE CROSS\BLUE SHIELD - MICH.	101-268-724.000	620.85
08/19	08/21/2019	86015	BLUE CROSS\BLUE SHIELD - MICH.	101-345-724.000	6,953.52
08/19	08/21/2019	86015	BLUE CROSS\BLUE SHIELD - MICH.	101-441-724.000	1,453.15
08/19	08/21/2019	86015	BLUE CROSS\BLUE SHIELD - MICH.	204-481-724.000	2,688.33
08/19	08/21/2019	86015	BLUE CROSS\BLUE SHIELD - MICH.	271-790-724.000	1,980.09
08/19	08/21/2019	86015	BLUE CROSS\BLUE SHIELD - MICH.	592-549-724.000	1,271.51
08/19	08/21/2019	86015	BLUE CROSS\BLUE SHIELD - MICH.	592-560-724.000	363.29
08/19	08/21/2019	86016	Char-Em United Way	701-000-230.800	81.75
08/19	08/21/2019	86017	Charlevoix-Emmet ISD	703-040-234.218	374.62
08/19	08/21/2019	86017	Charlevoix-Emmet ISD	703-040-233.000	14.98
08/19	08/21/2019	86018	COMPASS MINERALS AMERICA	204-010-111.000	8,290.01
08/19	08/21/2019	86018	COMPASS MINERALS AMERICA	204-010-111.000	29,297.69
08/19	08/21/2019	86018	COMPASS MINERALS AMERICA	204-010-111.000	41,623.51
08/19	08/21/2019	86018	COMPASS MINERALS AMERICA	204-010-111.000	44,828.42
08/19	08/21/2019	86019	Consumers Energy	592-538-920.000	12,654.99
08/19	08/21/2019	86019	Consumers Energy	592-558-920.000	457.11
08/19	08/21/2019	86020	Contractors Supply Inc.	101-268-775.000	33.60
08/19	08/21/2019	86021	Crooked Lake Sailors	101-756-808.160	1,196.00
08/19	08/21/2019	86022	Cummins Bridgeway LLC	592-537-802.000	92.68
08/19	08/21/2019	86023	CynergyComm.net Inc.	271-790-850.000	262.62
08/19	08/21/2019	86024	David L Hoffman Landscaping & Nursery	204-444-802.000	1,508.00
08/19	08/21/2019	86025	Davis, Jeff	582-588-912.000	243.60
08/19	08/21/2019	86026	Decka Digital LLC	101-345-751.000	50.00
08/19	08/21/2019	86027	Derrer Oil Co.	661-598-759.000	2,557.71
08/19	08/21/2019	86028	Dinges Fire Company	101-345-775.000	72.98
08/19	08/21/2019	86029	Drost Landscape	204-470-802.000	475.00
08/19	08/21/2019	86030	Dunkel Excavating Services Inc.	202-141-802.000	125.00
08/19	08/21/2019	86030	Dunkel Excavating Services Inc.	202-479-802.000	277.50
08/19	08/21/2019	86030	Dunkel Excavating Services Inc.	203-479-802.000	277.50
08/19	08/21/2019	86031	Dunn's Business Solutions	101-268-775.000	85.54
08/19	08/21/2019	86032	EJ USA Inc.	592-010-111.000	512.04
08/19	08/21/2019	86033	Emmet County Treasurer	703-040-222.218	49.52
08/19	08/21/2019	86033	Emmet County Treasurer	703-040-222.218	24.76
08/19	08/21/2019	86033	Emmet County Treasurer	703-040-233.000	1.98

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08/19	08/21/2019	86033	Emmet County Treasurer	703-040-233.000	.99
08/19	08/21/2019	86034	Englebrecht, Robert	101-257-802.100	3,750.00
08/19	08/21/2019	86035	Five Star Screen Printing Plus	204-481-767.000	173.85
08/19	08/21/2019	86035	Five Star Screen Printing Plus	582-588-767.000	173.85
08/19	08/21/2019	86035	Five Star Screen Printing Plus	592-549-767.000	173.85
08/19	08/21/2019	86036	GEMPLER'S	101-754-775.000	515.88
08/19	08/21/2019	86037	Gibby's Garage	582-593-930.000	68.00
08/19	08/21/2019	86037	Gibby's Garage	661-598-931.000	306.00
08/19	08/21/2019	86037	Gibby's Garage	661-598-932.000	918.00
08/19	08/21/2019	86037	Gibby's Garage	582-593-930.000	34.00
08/19	08/21/2019	86037	Gibby's Garage	582-586-802.000	102.00
08/19	08/21/2019	86037	Gibby's Garage	661-598-931.000	510.00
08/19	08/21/2019	86037	Gibby's Garage	661-598-932.000	646.00
08/19	08/21/2019	86038	Grand Traverse Mobile Communications	101-345-802.000	337.50
08/19	08/21/2019	86039	Great Lakes Energy	592-538-920.000	41.46
08/19	08/21/2019	86039	Great Lakes Energy	592-558-920.000	57.16
08/19	08/21/2019	86039	Great Lakes Energy	101-345-920.100	310.06
08/19	08/21/2019	86039	Great Lakes Energy	592-538-920.000	44.38
08/19	08/21/2019	86039	Great Lakes Energy	592-558-920.000	66.77
08/19	08/21/2019	86040	Great Lakes Pipe & Supply	101-770-775.000	5.33
08/19	08/21/2019	86040	Great Lakes Pipe & Supply	582-584-775.000	220.27
08/19	08/21/2019	86040	Great Lakes Pipe & Supply	592-554-775.000	49.08
08/19	08/21/2019	86041	Green, Dennis	101-756-808.140	334.88
08/19	08/21/2019	86042	GREENWOOD CEMETERY BOARD	703-040-238.218	46.71
08/19	08/21/2019	86042	GREENWOOD CEMETERY BOARD	703-040-233.000	1.87
08/19	08/21/2019	86043	HAALCK, FRED	101-201-751.000	32.00
08/19	08/21/2019	86044	Haley's Plumbing & Heating	101-773-802.000	560.13
08/19	08/21/2019	86044	Haley's Plumbing & Heating	101-770-802.000	512.67
08/19	08/21/2019	86044	Haley's Plumbing & Heating	592-547-802.000	120.00
08/19	08/21/2019	86045	ICMA-ROTH	701-000-230.900	460.00
08/19	08/21/2019	86046	IR Electric Motor Service	592-554-802.000	400.00
08/19	08/21/2019	86047	Jorgenson Industrial Companies	101-345-985.000	955.00
08/19	08/21/2019	86048	Kendall Electric Inc.	592-554-775.000	127.40
08/19	08/21/2019	86049	KSS Enterprises	101-770-775.000	579.00
08/19	08/21/2019	86049	KSS Enterprises	592-554-775.000	122.60
08/19	08/21/2019	86049	KSS Enterprises	101-770-775.000	90.00
08/19	08/21/2019	86050	Lowery Underground Service	582-020-360.000	11,656.25
08/19	08/21/2019	86050	Lowery Underground Service	582-598-802.000	8,290.25
08/19	08/21/2019	86051	Mead & Hunt	592-556-802.000	500.00
08/19	08/21/2019	86052	Michigan Public Power Agency	582-576-920.000	269,116.07
08/19	08/21/2019	86053	Michigan Pure Ice	101-789-775.000	66.00
08/19	08/21/2019	86053	Michigan Pure Ice	101-789-775.000	66.00
08/19	08/21/2019	86053	Michigan Pure Ice	101-789-775.000	77.00
08/19	08/21/2019	86054	MICHIGAN STATE UNIVERSITY	101-400-912.000	295.00
08/19	08/21/2019	86055	North Central Laboratories	592-553-775.000	277.62
08/19	08/21/2019	86056	North Central Mich. College	101-400-802.000	266.00
08/19	08/21/2019	86057	Northern Michigan MedCenter	204-481-802.000	98.00
08/19	08/21/2019	86057	Northern Michigan MedCenter	592-549-802.000	49.00
08/19	08/21/2019	86057	Northern Michigan MedCenter	592-560-802.000	49.00
08/19	08/21/2019	86058	Nye Uniform	101-345-775.000	189.98
08/19	08/21/2019	86059	OLSTROM EXCAVATING & PAVING	582-020-360.000	2,560.00
08/19	08/21/2019	86059	OLSTROM EXCAVATING & PAVING	582-020-360.000	2,560.00
08/19	08/21/2019	86060	On Duty Gear LLC	101-345-775.000	660.00
08/19	08/21/2019	86061	P.C. LAWN CARE	582-584-802.000	52.50
08/19	08/21/2019	86061	P.C. LAWN CARE	582-584-802.000	52.50
08/19	08/21/2019	86061	P.C. LAWN CARE	582-593-802.000	210.00



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08/19	08/21/2019	86062	Peninsula Fiber Network LLC	271-790-850.000	133.80
08/19	08/21/2019	86063	Personal Graphics Inc.	101-756-808.110	55.50
08/19	08/21/2019	86064	Petoskey Public Schools	703-040-236.219	963,433.85
08/19	08/21/2019	86064	Petoskey Public Schools	703-040-237.219	82,569.55
08/19	08/21/2019	86064	Petoskey Public Schools	703-040-237.219	131,869.28
08/19	08/21/2019	86064	Petoskey Public Schools	703-040-237.219	59,484.92
08/19	08/21/2019	86065	Plunkett Cooney	101-266-802.000	34.09
08/19	08/21/2019	86065	Plunkett Cooney	204-481-802.000	34.09
08/19	08/21/2019	86065	Plunkett Cooney	582-588-802.000	34.09
08/19	08/21/2019	86065	Plunkett Cooney	592-549-802.000	34.09
08/19	08/21/2019	86065	Plunkett Cooney	592-560-802.000	34.09
08/19	08/21/2019	86065	Plunkett Cooney	101-266-802.000	370.66
08/19	08/21/2019	86066	Proclean North	592-554-802.000	1,056.50
08/19	08/21/2019	86066	Proclean North	582-593-802.000	1,463.00
08/19	08/21/2019	86067	PUBLIC AGENCY TRAINING COUNCIL	101-345-912.000	495.00
08/19	08/21/2019	86068	Range Telecommunications	582-593-850.000	100.00
08/19	08/21/2019	86068	Range Telecommunications	101-756-850.000	25.00
08/19	08/21/2019	86068	Range Telecommunications	204-481-850.000	50.00
08/19	08/21/2019	86068	Range Telecommunications	592-549-850.000	75.00
08/19	08/21/2019	86068	Range Telecommunications	592-560-850.000	75.00
08/19	08/21/2019	86068	Range Telecommunications	661-598-850.000	4.10
08/19	08/21/2019	86069	Rieth-Riley Construction Co	592-545-775.000	165.02
08/19	08/21/2019	86070	Root Mechanical LLC	592-555-802.000	2,280.00
08/19	08/21/2019	86071	Solutions Electric Inc.	582-586-802.000	2,083.36
08/19	08/21/2019	86072	Spectrum Business	101-172-850.000	125.29
08/19	08/21/2019	86072	Spectrum Business	101-201-850.000	66.82
08/19	08/21/2019	86072	Spectrum Business	101-208-850.000	41.76
08/19	08/21/2019	86072	Spectrum Business	101-215-850.000	33.41
08/19	08/21/2019	86072	Spectrum Business	101-257-850.000	41.76
08/19	08/21/2019	86072	Spectrum Business	101-345-850.000	91.88
08/19	08/21/2019	86072	Spectrum Business	101-400-850.000	41.76
08/19	08/21/2019	86072	Spectrum Business	101-441-850.000	75.17
08/19	08/21/2019	86072	Spectrum Business	101-756-850.000	50.11
08/19	08/21/2019	86072	Spectrum Business	204-481-850.000	25.06
08/19	08/21/2019	86072	Spectrum Business	204-481-850.000	25.06
08/19	08/21/2019	86072	Spectrum Business	582-588-850.000	83.52
08/19	08/21/2019	86072	Spectrum Business	582-593-850.000	33.41
08/19	08/21/2019	86072	Spectrum Business	592-549-850.000	50.11
08/19	08/21/2019	86072	Spectrum Business	592-560-850.000	50.11
08/19	08/21/2019	86072	Spectrum Business	101-770-850.000	124.98
08/19	08/21/2019	86072	Spectrum Business	101-345-850.000	59.48
08/19	08/21/2019	86072	Spectrum Business	582-593-850.000	35.01
08/19	08/21/2019	86072	Spectrum Business	514-587-802.100	110.11
08/19	08/21/2019	86072	Spectrum Business	101-345-850.100	162.09
08/19	08/21/2019	86073	Spok	204-481-850.000	2.78
08/19	08/21/2019	86073	Spok	582-588-850.000	2.78
08/19	08/21/2019	86073	Spok	592-560-850.000	2.78
08/19	08/21/2019	86073	Spok	661-598-850.000	2.78
08/19	08/21/2019	86073	Spok	592-549-850.000	2.78
08/19	08/21/2019	86074	Staples Advantage	101-268-775.000	208.69
08/19	08/21/2019	86074	Staples Advantage	101-345-751.000	38.99
08/19	08/21/2019	86074	Staples Advantage	582-588-751.000	6.14
08/19	08/21/2019	86075	Trophy Case, The	101-345-775.000	20.00
08/19	08/21/2019	86076	UPS Store, The	592-553-802.000	261.13
08/19	08/21/2019	86077	Van's Business Machines	101-268-775.000	73.67
08/19	08/21/2019	86077	Van's Business Machines	101-345-751.000	179.23

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08/19	08/21/2019	86078	Verizon Wireless	101-345-850.000	80.92
08/19	08/21/2019	86078	Verizon Wireless	592-538-850.000	80.04
08/19	08/21/2019	86078	Verizon Wireless	592-538-920.000	280.07
08/19	08/21/2019	86078	Verizon Wireless	101-345-850.000	61.87
08/19	08/21/2019	86078	Verizon Wireless	592-549-850.000	1.04
08/19	08/21/2019	86078	Verizon Wireless	582-588-850.000	9.51
08/19	08/21/2019	86078	Verizon Wireless	101-345-850.000	36.01
08/19	08/21/2019	86078	Verizon Wireless	101-770-850.000	36.01
08/19	08/21/2019	86078	Verizon Wireless	101-773-850.000	56.30
08/19	08/21/2019	86078	Verizon Wireless	101-789-850.000	57.79
08/19	08/21/2019	86078	Verizon Wireless	101-345-850.000	144.04
08/19	08/21/2019	86079	Weber Industries Inc.	592-537-775.000	2,012.50
08/19	08/21/2019	86080	Wildlife and Wetlands Solutions	101-770-802.000	3,450.00
08/19	08/21/2019	86081	Airgas USA LLC	661-598-785.000	27.05
08/19	08/21/2019	86081	Airgas USA LLC	661-598-785.000	54.84
08/19	08/21/2019	86081	Airgas USA LLC	592-554-775.000	118.60
08/19	08/21/2019	86082	Emmet County Treasurer	703-040-222.219	448,272.93
08/19	08/21/2019	86082	Emmet County Treasurer	703-040-228.219	530,979.94
08/19	08/21/2019	86083	MILLER CANFIELD PADDOCK &	101-266-802.000	3,542.50
08/19	08/21/2019	86084	North Central Mich. College	703-040-235.218	109.26
08/19	08/21/2019	86084	North Central Mich. College	703-040-235.218	98.15
08/19	08/21/2019	86084	North Central Mich. College	703-040-233.000	4.37
08/19	08/21/2019	86084	North Central Mich. College	703-040-233.000	3.93
08/19	08/21/2019	86085	Standard Electric Company	582-593-785.000	70.50
08/19	08/21/2019	86085	Standard Electric Company	582-590-775.000	321.91
08/19	08/21/2019	86085	Standard Electric Company	582-590-775.000	16.00
08/19	08/21/2019	86085	Standard Electric Company	582-590-775.000	101.97
08/19	08/21/2019	86085	Standard Electric Company	582-593-775.000	101.69
08/19	08/21/2019	86086	Meyer Ace Hardware	101-789-775.000	38.69
08/19	08/21/2019	86086	Meyer Ace Hardware	271-790-752.000	34.99
08/19	08/21/2019	86086	Meyer Ace Hardware	271-790-752.000	3.37
08/19	08/21/2019	86086	Meyer Ace Hardware	101-789-775.000	16.71
08/19	08/21/2019	86086	Meyer Ace Hardware	101-770-775.000	2.86
08/19	08/21/2019	86086	Meyer Ace Hardware	101-789-775.000	14.71
08/19	08/21/2019	86086	Meyer Ace Hardware	271-790-752.000	15.29
08/19	08/21/2019	86086	Meyer Ace Hardware	101-773-775.000	1.27
08/19	08/21/2019	86086	Meyer Ace Hardware	101-770-775.000	12.06
08/19	08/21/2019	86086	Meyer Ace Hardware	101-770-775.000	5.93
08/19	08/21/2019	86086	Meyer Ace Hardware	101-770-775.000	11.68
08/19	08/21/2019	86086	Meyer Ace Hardware	101-770-775.000	2.33
08/19	08/21/2019	86086	Meyer Ace Hardware	101-789-775.000	63.27
08/19	08/21/2019	86086	Meyer Ace Hardware	101-770-775.000	36.87
08/19	08/21/2019	86086	Meyer Ace Hardware	202-469-775.000	11.69
08/19	08/21/2019	86086	Meyer Ace Hardware	101-756-808.010	8.09
08/19	08/21/2019	86086	Meyer Ace Hardware	101-770-775.000	6.83
08/19	08/21/2019	86086	Meyer Ace Hardware	101-268-775.000	16.78
08/19	08/21/2019	86086	Meyer Ace Hardware	101-265-775.000	21.58
08/19	08/21/2019	86086	Meyer Ace Hardware	101-789-775.000	26.98
08/19	08/21/2019	86086	Meyer Ace Hardware	101-345-775.000	10.79
08/19	08/21/2019	86086	Meyer Ace Hardware	101-345-775.000	36.99
08/19	08/21/2019	86086	Meyer Ace Hardware	101-268-775.000	3.99
08/19	08/21/2019	86086	Meyer Ace Hardware	582-586-775.000	18.52
08/19	08/21/2019	86086	Meyer Ace Hardware	101-268-775.000	2.10
08/19	08/21/2019	86086	Meyer Ace Hardware	101-789-775.000	68.98
08/19	08/21/2019	86086	Meyer Ace Hardware	101-770-775.000	9.32
08/19	08/21/2019	86086	Meyer Ace Hardware	101-770-775.000	31.49

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08/19	08/21/2019	86086	Meyer Ace Hardware	101-268-775.000	72.64
08/19	08/21/2019	86086	Meyer Ace Hardware	101-770-775.000	25.19
08/19	08/21/2019	86086	Meyer Ace Hardware	271-790-752.000	40.49
08/19	08/21/2019	86086	Meyer Ace Hardware	101-268-775.000	8.99
08/19	08/21/2019	86086	Meyer Ace Hardware	592-546-775.000	22.99
08/19	08/21/2019	86086	Meyer Ace Hardware	582-593-930.000	22.49
08/19	08/21/2019	86086	Meyer Ace Hardware	101-789-775.000	7.19
08/19	08/21/2019	86086	Meyer Ace Hardware	101-268-775.000	7.18
08/19	08/21/2019	86086	Meyer Ace Hardware	101-268-775.000	8.99
08/19	08/21/2019	86086	Meyer Ace Hardware	101-770-775.000	119.99
08/19	08/21/2019	86086	Meyer Ace Hardware	592-554-775.000	21.04
08/19	08/21/2019	86086	Meyer Ace Hardware	592-555-775.000	5.39
08/19	08/21/2019	86086	Meyer Ace Hardware	101-770-775.000	24.29
08/19	08/21/2019	86086	Meyer Ace Hardware	592-537-775.000	7.67
08/19	08/21/2019	86086	Meyer Ace Hardware	101-773-775.000	15.62
08/19	08/21/2019	86086	Meyer Ace Hardware	514-587-802.100	11.70
08/19	08/21/2019	86086	Meyer Ace Hardware	101-770-775.000	5.39
08/19	08/21/2019	86086	Meyer Ace Hardware	101-770-775.000	5.03
08/19	08/21/2019	86086	Meyer Ace Hardware	101-789-775.000	32.19
08/19	08/21/2019	86086	Meyer Ace Hardware	592-554-775.000	2.44
08/19	08/21/2019	86086	Meyer Ace Hardware	582-593-785.000	15.29
08/19	08/21/2019	86086	Meyer Ace Hardware	101-773-775.000	36.83
08/19	08/21/2019	86086	Meyer Ace Hardware	661-598-931.000	153.74
08/19	08/22/2019	86087	Dunn's Business Solutions	101-268-970.000	1,087.06
08/19	08/28/2019	86088	Mitchell Graphics Inc.	101-756-802.000	1,497.84
08/19	08/28/2019	86089	Amazon Credit Plan	271-790-751.000	121.54
08/19	08/28/2019	86089	Amazon Credit Plan	271-790-964.000	28.38
08/19	08/28/2019	86089	Amazon Credit Plan	271-790-760.000	307.55
08/19	08/28/2019	86089	Amazon Credit Plan	271-790-986.000	264.70
08/19	08/28/2019	86089	Amazon Credit Plan	271-790-958.000	104.80
08/19	08/28/2019	86089	Amazon Credit Plan	271-790-760.100	158.76
08/19	08/28/2019	86090	American Waste	248-540-882.120	100.00
08/19	08/28/2019	86090	American Waste	248-540-882.120	220.00
08/19	08/28/2019	86091	AT&T	592-538-850.000	212.35
08/19	08/28/2019	86092	Ballard's Plumbing & Heating	271-790-930.000	90.00
08/19	08/28/2019	86093	Bek, Sarah	101-172-860.000	41.35
08/19	08/28/2019	86094	Blarney Castle Oil Co.	101-789-772.000	2,881.78
08/19	08/28/2019	86094	Blarney Castle Oil Co.	101-789-772.000	3,392.71
08/19	08/28/2019	86094	Blarney Castle Oil Co.	101-789-772.000	5,482.80
08/19	08/28/2019	86094	Blarney Castle Oil Co.	101-789-772.000	2,288.00
08/19	08/28/2019	86094	Blarney Castle Oil Co.	101-789-772.000	5,860.90
08/19	08/28/2019	86095	Cintas Corp #729	582-593-802.000	31.27
08/19	08/28/2019	86095	Cintas Corp #729	204-481-767.000	60.04
08/19	08/28/2019	86095	Cintas Corp #729	582-588-767.000	60.24
08/19	08/28/2019	86095	Cintas Corp #729	592-560-767.000	30.90
08/19	08/28/2019	86095	Cintas Corp #729	592-549-767.000	30.89
08/19	08/28/2019	86095	Cintas Corp #729	101-268-802.000	15.54
08/19	08/28/2019	86095	Cintas Corp #729	204-481-767.000	60.04
08/19	08/28/2019	86095	Cintas Corp #729	582-588-767.000	60.24
08/19	08/28/2019	86095	Cintas Corp #729	592-560-767.000	30.90
08/19	08/28/2019	86095	Cintas Corp #729	592-549-767.000	30.89
08/19	08/28/2019	86096	Consumers Energy	592-558-920.000	44.78
08/19	08/28/2019	86096	Consumers Energy	592-558-920.000	79.73
08/19	08/28/2019	86096	Consumers Energy	592-558-920.000	495.34
08/19	08/28/2019	86096	Consumers Energy	592-558-920.000	164.53
08/19	08/28/2019	86096	Consumers Energy	592-558-920.000	84.53

GL Period	Check Issue Date	Check Number	Payee	Invoice GL Account	Check Amount
08/19	08/28/2019	86096	Consumers Energy	592-558-920.000	100.49
08/19	08/28/2019	86096	Consumers Energy	592-558-920.000	84.24
08/19	08/28/2019	86096	Consumers Energy	592-558-920.000	38.51
08/19	08/28/2019	86096	Consumers Energy	202-475-920.000	84.53
08/19	08/28/2019	86097	David L Hoffman Landscaping & Nursery	204-470-802.000	486.00
08/19	08/28/2019	86098	Dearborn Life Insurance Co	701-000-230.190	1,948.80
08/19	08/28/2019	86098	Dearborn Life Insurance Co	101-172-724.000	19.16
08/19	08/28/2019	86098	Dearborn Life Insurance Co	101-201-724.000	44.89
08/19	08/28/2019	86098	Dearborn Life Insurance Co	101-208-724.000	14.78
08/19	08/28/2019	86098	Dearborn Life Insurance Co	101-215-724.000	21.35
08/19	08/28/2019	86098	Dearborn Life Insurance Co	101-265-724.000	4.79
08/19	08/28/2019	86098	Dearborn Life Insurance Co	101-268-724.000	11.98
08/19	08/28/2019	86098	Dearborn Life Insurance Co	101-345-724.000	542.47
08/19	08/28/2019	86098	Dearborn Life Insurance Co	101-400-724.000	11.50
08/19	08/28/2019	86098	Dearborn Life Insurance Co	101-441-724.000	32.57
08/19	08/28/2019	86098	Dearborn Life Insurance Co	101-754-724.000	5.27
08/19	08/28/2019	86098	Dearborn Life Insurance Co	101-756-724.000	16.29
08/19	08/28/2019	86098	Dearborn Life Insurance Co	101-770-724.000	35.45
08/19	08/28/2019	86098	Dearborn Life Insurance Co	101-773-724.000	5.75
08/19	08/28/2019	86098	Dearborn Life Insurance Co	101-789-724.000	10.54
08/19	08/28/2019	86098	Dearborn Life Insurance Co	204-481-724.000	66.24
08/19	08/28/2019	86098	Dearborn Life Insurance Co	271-790-724.000	69.25
08/19	08/28/2019	86098	Dearborn Life Insurance Co	514-587-724.000	15.81
08/19	08/28/2019	86098	Dearborn Life Insurance Co	582-588-724.000	54.13
08/19	08/28/2019	86098	Dearborn Life Insurance Co	592-549-724.000	59.67
08/19	08/28/2019	86098	Dearborn Life Insurance Co	592-560-724.000	19.16
08/19	08/28/2019	86099	Decka Digital LLC	101-268-775.000	253.05
08/19	08/28/2019	86100	Delta Dental	101-172-724.000	49.38
08/19	08/28/2019	86100	Delta Dental	101-201-724.000	237.08
08/19	08/28/2019	86100	Delta Dental	101-208-724.000	40.29
08/19	08/28/2019	86100	Delta Dental	101-215-724.000	1.02
08/19	08/28/2019	86100	Delta Dental	101-265-724.000	23.52
08/19	08/28/2019	86100	Delta Dental	101-268-724.000	47.29
08/19	08/28/2019	86100	Delta Dental	101-345-724.000	915.95
08/19	08/28/2019	86100	Delta Dental	101-400-724.000	31.47
08/19	08/28/2019	86100	Delta Dental	101-441-724.000	181.06
08/19	08/28/2019	86100	Delta Dental	101-754-724.000	24.59
08/19	08/28/2019	86100	Delta Dental	101-756-724.000	73.49
08/19	08/28/2019	86100	Delta Dental	101-770-724.000	121.45
08/19	08/28/2019	86100	Delta Dental	101-773-724.000	15.81
08/19	08/28/2019	86100	Delta Dental	101-789-724.000	31.65
08/19	08/28/2019	86100	Delta Dental	204-481-724.000	129.95
08/19	08/28/2019	86100	Delta Dental	271-790-724.000	215.07
08/19	08/28/2019	86100	Delta Dental	514-587-724.000	17.45
08/19	08/28/2019	86100	Delta Dental	582-588-724.000	179.61
08/19	08/28/2019	86100	Delta Dental	592-549-724.000	230.70
08/19	08/28/2019	86100	Delta Dental	592-560-724.000	74.12
08/19	08/28/2019	86100	Delta Dental	701-000-230.110	1,404.32
08/19	08/28/2019	86101	Derrer Oil Co.	661-598-759.000	1,936.83
08/19	08/28/2019	86101	Derrer Oil Co.	514-587-802.200	651.01
08/19	08/28/2019	86102	DTE Energy	101-345-920.000	58.62
08/19	08/28/2019	86102	DTE Energy	592-538-920.000	32.81
08/19	08/28/2019	86102	DTE Energy	101-265-924.000	35.46
08/19	08/28/2019	86102	DTE Energy	582-593-924.000	32.81
08/19	08/28/2019	86102	DTE Energy	101-773-924.000	106.90
08/19	08/28/2019	86102	DTE Energy	101-265-924.000	46.04

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08/19	08/28/2019	86102	DTE Energy	592-538-920.000	32.81
08/19	08/28/2019	86102	DTE Energy	271-790-924.000	37.45
08/19	08/28/2019	86102	DTE Energy	101-345-920.100	48.03
08/19	08/28/2019	86102	DTE Energy	101-268-924.000	41.41
08/19	08/28/2019	86102	DTE Energy	101-770-924.000	36.78
08/19	08/28/2019	86102	DTE Energy	592-558-920.000	32.81
08/19	08/28/2019	86102	DTE Energy	514-587-802.000	32.81
08/19	08/28/2019	86102	DTE Energy	592-538-920.000	32.81
08/19	08/28/2019	86102	DTE Energy	592-551-920.000	50.67
08/19	08/28/2019	86102	DTE Energy	592-551-920.000	556.75
08/19	08/28/2019	86102	DTE Energy	271-790-924.000	32.81
08/19	08/28/2019	86102	DTE Energy	592-538-920.000	35.46
08/19	08/28/2019	86102	DTE Energy	592-555-920.000	37.37
08/19	08/28/2019	86103	Eyes Only Media LLC	248-540-882.120	299.70
08/19	08/28/2019	86104	Fastenal Company	204-481-767.000	18.53
08/19	08/28/2019	86104	Fastenal Company	202-475-775.000	20.83
08/19	08/28/2019	86104	Fastenal Company	203-475-775.000	20.83
08/19	08/28/2019	86104	Fastenal Company	204-481-767.000	22.50
08/19	08/28/2019	86104	Fastenal Company	661-598-767.000	11.20
08/19	08/28/2019	86104	Fastenal Company	592-560-767.000	11.27
08/19	08/28/2019	86105	FERGUSON ENTERPRISES #2000	101-268-775.000	37.98
08/19	08/28/2019	86106	FMW CONSTRUCTION	592-558-802.000	357.17
08/19	08/28/2019	86106	FMW CONSTRUCTION	592-537-802.000	383.17
08/19	08/28/2019	86106	FMW CONSTRUCTION	592-537-802.000	723.94
08/19	08/28/2019	86106	FMW CONSTRUCTION	592-543-802.000	134.14
08/19	08/28/2019	86107	Gale/Cengage Learning	271-790-760.000	50.98
08/19	08/28/2019	86107	Gale/Cengage Learning	271-790-760.000	20.99
08/19	08/28/2019	86108	Gibbs Planning Group Inc	248-739-886.100	200.00
08/19	08/28/2019	86109	Gruler's Farm Supply Inc.	101-756-808.010	35.97
08/19	08/28/2019	86110	HAALCK, FRED	101-201-751.000	25.00
08/19	08/28/2019	86111	Johnson's Buses	101-756-808.010	855.00
08/19	08/28/2019	86112	K & J Septic Service LLC	101-789-802.000	250.00
08/19	08/28/2019	86112	K & J Septic Service LLC	101-770-802.000	130.00
08/19	08/28/2019	86113	Letavis Enterprises	661-598-932.000	200.00
08/19	08/28/2019	86114	LexisNexis Risk Data Management Inc.	101-208-802.000	150.00
08/19	08/28/2019	86115	Meyer Ace Hardware	514-587-802.100	7.19
08/19	08/28/2019	86115	Meyer Ace Hardware	592-558-775.000	56.32
08/19	08/28/2019	86115	Meyer Ace Hardware	592-554-775.000	12.58
08/19	08/28/2019	86115	Meyer Ace Hardware	592-558-775.000	7.19
08/19	08/28/2019	86115	Meyer Ace Hardware	271-790-752.000	6.06
08/19	08/28/2019	86115	Meyer Ace Hardware	101-770-775.000	18.50
08/19	08/28/2019	86115	Meyer Ace Hardware	592-556-775.000	8.26
08/19	08/28/2019	86115	Meyer Ace Hardware	101-268-775.000	20.31
08/19	08/28/2019	86115	Meyer Ace Hardware	101-345-751.000	23.38
08/19	08/28/2019	86115	Meyer Ace Hardware	271-790-752.000	53.99
08/19	08/28/2019	86115	Meyer Ace Hardware	101-770-775.000	18.88
08/19	08/28/2019	86115	Meyer Ace Hardware	101-770-775.000	13.12
08/19	08/28/2019	86115	Meyer Ace Hardware	592-553-775.000	42.36
08/19	08/28/2019	86115	Meyer Ace Hardware	101-789-775.000	10.77
08/19	08/28/2019	86115	Meyer Ace Hardware	592-537-775.000	11.69
08/19	08/28/2019	86115	Meyer Ace Hardware	592-546-775.000	29.68
08/19	08/28/2019	86115	Meyer Ace Hardware	101-789-775.000	4.49
08/19	08/28/2019	86115	Meyer Ace Hardware	101-789-775.000	6.45
08/19	08/28/2019	86115	Meyer Ace Hardware	271-790-752.000	33.28
08/19	08/28/2019	86115	Meyer Ace Hardware	101-268-775.000	14.38
08/19	08/28/2019	86115	Meyer Ace Hardware	271-790-752.000	28.92

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08/19	08/28/2019	86115	Meyer Ace Hardware	271-790-752.000	6.29
08/19	08/28/2019	86115	Meyer Ace Hardware	514-587-775.000	19.78
08/19	08/28/2019	86115	Meyer Ace Hardware	101-789-775.000	26.06
08/19	08/28/2019	86115	Meyer Ace Hardware	592-553-775.000	25.12
08/19	08/28/2019	86115	Meyer Ace Hardware	101-789-775.000	25.51
08/19	08/28/2019	86115	Meyer Ace Hardware	514-587-775.000	6.29
08/19	08/28/2019	86115	Meyer Ace Hardware	592-558-775.000	34.25
08/19	08/28/2019	86116	Michigan Association of Chiefs of Police	101-345-915.000	75.00
08/19	08/28/2019	86117	Michigan Pure Ice	101-789-775.000	66.00
08/19	08/28/2019	86118	Midwest Tape	271-790-761.000	69.98
08/19	08/28/2019	86119	North Country Publishing Corp.	248-739-880.200	225.00
08/19	08/28/2019	86120	Northern Gale Cleaning & Property Mgmt	271-790-802.000	75.00
08/19	08/28/2019	86121	Northern Michigan Review Inc.	248-540-882.210	318.60
08/19	08/28/2019	86121	Northern Michigan Review Inc.	248-540-882.140	296.20
08/19	08/28/2019	86121	Northern Michigan Review Inc.	248-739-880.200	35.00
08/19	08/28/2019	86121	Northern Michigan Review Inc.	248-540-882.120	400.00
08/19	08/28/2019	86121	Northern Michigan Review Inc.	248-540-882.120	300.00
08/19	08/28/2019	86121	Northern Michigan Review Inc.	248-540-882.120	35.00
08/19	08/28/2019	86121	Northern Michigan Review Inc.	101-400-802.000	63.40
08/19	08/28/2019	86122	Playtown Sound & Video	248-540-882.140	350.00
08/19	08/28/2019	86123	Power Line Supply	582-586-775.000	234.00
08/19	08/28/2019	86123	Power Line Supply	582-010-111.000	1,295.00
08/19	08/28/2019	86123	Power Line Supply	582-010-111.000	5,097.00
08/19	08/28/2019	86123	Power Line Supply	582-592-775.000	290.00
08/19	08/28/2019	86123	Power Line Supply	582-010-111.000	331.40
08/19	08/28/2019	86123	Power Line Supply	582-010-111.000	336.12
08/19	08/28/2019	86123	Power Line Supply	582-010-111.000	168.21
08/19	08/28/2019	86124	Sign & Design	514-587-775.000	47.50
08/19	08/28/2019	86125	Spectrum Business	101-789-850.000	83.50
08/19	08/28/2019	86125	Spectrum Business	101-770-850.000	99.98
08/19	08/28/2019	86126	STATE OF MICHIGAN	101-345-915.000	150.00
08/19	08/28/2019	86127	State of Michigan - MDOT	592-020-342.000	4,609.00
08/19	08/28/2019	86127	State of Michigan - MDOT	592-025-343.000	91,103.00
08/19	08/28/2019	86127	State of Michigan - MDOT	582-020-360.000	512.28
08/19	08/28/2019	86128	STRUBLE, CHRIS	248-540-882.140	165.00
08/19	08/28/2019	86128	STRUBLE, CHRIS	248-540-882.140	127.50
08/19	08/28/2019	86128	STRUBLE, CHRIS	248-540-882.140	150.00
08/19	08/28/2019	86129	Tailor Shop, The	101-345-775.000	24.00
08/19	08/28/2019	86130	Thompson, William S.	514-587-802.100	760.97
08/19	08/28/2019	86131	Thru Glass Window Cleaning	514-587-802.100	25.00
08/19	08/28/2019	86131	Thru Glass Window Cleaning	514-587-802.100	25.00
08/19	08/28/2019	86132	Trace Analytics LLC	101-345-802.000	79.20
08/19	08/28/2019	86133	VSP	101-172-724.000	27.11
08/19	08/28/2019	86133	VSP	101-201-724.000	109.54
08/19	08/28/2019	86133	VSP	101-208-724.000	20.05
08/19	08/28/2019	86133	VSP	101-215-724.000	40.09
08/19	08/28/2019	86133	VSP	101-265-724.000	12.08
08/19	08/28/2019	86133	VSP	101-268-724.000	23.52
08/19	08/28/2019	86133	VSP	101-345-724.000	481.65
08/19	08/28/2019	86133	VSP	101-400-724.000	16.60
08/19	08/28/2019	86133	VSP	101-441-724.000	81.19
08/19	08/28/2019	86133	VSP	101-754-724.000	13.35
08/19	08/28/2019	86133	VSP	101-756-724.000	36.87
08/19	08/28/2019	86133	VSP	101-770-724.000	65.78
08/19	08/28/2019	86133	VSP	101-773-724.000	8.13
08/19	08/28/2019	86133	VSP	101-789-724.000	15.76

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08/19	08/28/2019	86133	VSP	204-481-724.000	67.20
08/19	08/28/2019	86133	VSP	271-790-724.000	118.02
08/19	08/28/2019	86133	VSP	514-587-724.000	10.73
08/19	08/28/2019	86133	VSP	582-588-724.000	107.29
08/19	08/28/2019	86133	VSP	592-549-724.000	118.86
08/19	08/28/2019	86133	VSP	592-560-724.000	40.09
08/19	08/28/2019	86146	SIEGRIST FARM AND GREENHOUSE	101-789-775.000	1,007.50
08/19	08/28/2019	86146	SIEGRIST FARM AND GREENHOUSE	101-773-775.000	58.50
08/19	08/28/2019	86146	SIEGRIST FARM AND GREENHOUSE	101-265-775.000	158.50
08/19	08/28/2019	86146	SIEGRIST FARM AND GREENHOUSE	101-754-775.000	428.00
08/19	08/28/2019	86146	SIEGRIST FARM AND GREENHOUSE	101-770-775.000	526.00
08/19	08/28/2019	86146	SIEGRIST FARM AND GREENHOUSE	248-739-774.000	5,913.00
08/19	08/29/2019	86147	Drost Landscape	101-773-802.000	735.00
08/19	08/29/2019	86147	Drost Landscape	101-770-802.100	1,500.00
08/19	08/29/2019	86147	Drost Landscape	204-470-802.000	6,868.25
09/19	09/04/2019	86170	5H Irrigation & Maintenance	101-528-802.000	3,527.50
09/19	09/04/2019	86171	AARP	271-790-958.100	105.00
09/19	09/04/2019	86172	ACH-CHILD SUPPORT	701-000-230.160	160.23
09/19	09/04/2019	86173	ACH-EFTPS	701-000-230.100	20,869.11
09/19	09/04/2019	86173	ACH-EFTPS	701-000-230.200	13,055.13
09/19	09/04/2019	86173	ACH-EFTPS	701-000-230.200	13,055.13
09/19	09/04/2019	86173	ACH-EFTPS	701-000-230.200	3,053.19
09/19	09/04/2019	86173	ACH-EFTPS	701-000-230.200	3,053.19
09/19	09/04/2019	86174	ACH-ICMA 457	701-000-230.700	2,001.54
09/19	09/04/2019	86174	ACH-ICMA 457	701-000-230.700	5,239.23
09/19	09/04/2019	86175	All-Phase Electric Supply	101-268-775.000	36.97
09/19	09/04/2019	86175	All-Phase Electric Supply	101-268-775.000	36.97
09/19	09/04/2019	86175	All-Phase Electric Supply	101-770-775.000	30.02
09/19	09/04/2019	86175	All-Phase Electric Supply	582-588-785.000	47.52
09/19	09/04/2019	86175	All-Phase Electric Supply	582-586-775.000	10.00
09/19	09/04/2019	86175	All-Phase Electric Supply	101-770-775.000	52.49
09/19	09/04/2019	86176	ASSOCIATED HEATING SALES	592-554-775.000	4,418.00
09/19	09/04/2019	86177	AT&T	592-560-850.000	203.16
09/19	09/04/2019	86177	AT&T	592-560-850.000	141.21
09/19	09/04/2019	86177	AT&T	592-558-920.000	206.79
09/19	09/04/2019	86177	AT&T	592-538-850.000	203.16
09/19	09/04/2019	86177	AT&T	592-538-850.000	203.16
09/19	09/04/2019	86177	AT&T	101-172-850.000	462.15
09/19	09/04/2019	86177	AT&T	101-201-850.000	246.48
09/19	09/04/2019	86177	AT&T	101-208-850.000	154.05
09/19	09/04/2019	86177	AT&T	101-257-850.000	154.05
09/19	09/04/2019	86177	AT&T	101-215-850.000	123.24
09/19	09/04/2019	86177	AT&T	101-345-850.000	338.90
09/19	09/04/2019	86177	AT&T	101-400-850.000	154.05
09/19	09/04/2019	86177	AT&T	101-756-850.000	184.86
09/19	09/04/2019	86177	AT&T	101-441-850.000	277.29
09/19	09/04/2019	86177	AT&T	204-481-850.000	92.43
09/19	09/04/2019	86177	AT&T	204-481-850.000	92.43
09/19	09/04/2019	86177	AT&T	582-588-850.000	308.10
09/19	09/04/2019	86177	AT&T	582-593-850.000	123.24
09/19	09/04/2019	86177	AT&T	592-549-850.000	184.86
09/19	09/04/2019	86177	AT&T	592-560-850.000	184.86
09/19	09/04/2019	86178	Atchison Paper & Supply	271-790-751.000	63.00
09/19	09/04/2019	86179	Ballard's Plumbing & Heating	592-545-802.000	473.28
09/19	09/04/2019	86180	BAY AREA CLEAN CARE INC.	271-790-930.000	198.10
09/19	09/04/2019	86181	Bell Equipment Company	661-598-932.000	498.00

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09/19	09/04/2019	86182	Bradford Master Dry Cleaners	101-345-775.000	408.65
09/19	09/04/2019	86183	Brown Motors Inc.	661-598-932.000	140.40
09/19	09/04/2019	86184	Capstone Press Inc.	271-790-760.100	101.70
09/19	09/04/2019	86185	Carquest of Boyne City	592-554-775.000	1,118.75
09/19	09/04/2019	86186	CCP Industries Inc.	661-598-785.000	131.25
09/19	09/04/2019	86187	Center Point Large Print	271-790-760.000	26.57
09/19	09/04/2019	86187	Center Point Large Print	271-790-760.000	21.75
09/19	09/04/2019	86188	Char-Em United Way	701-000-230.800	81.75
09/19	09/04/2019	86189	Charlevoix-Emmet ISD	703-040-250.000	8,182.23
09/19	09/04/2019	86190	Cintas Corp #729	592-554-802.000	45.45
09/19	09/04/2019	86191	Collias-Glaser, Hellene Kay	271-790-802.000	525.00
09/19	09/04/2019	86192	CROSSCUT CONCRETE CUTTING	514-587-707.000	225.00
09/19	09/04/2019	86193	Dell Marketing L.P.	101-345-751.000	2,800.35
09/19	09/04/2019	86194	Derrer Oil Co.	661-598-759.000	2,195.04
09/19	09/04/2019	86195	Dinges Fire Company	101-345-985.000	8,857.61
09/19	09/04/2019	86196	Dinon Law PLLC	101-266-802.000	332.50
09/19	09/04/2019	86197	Drost Landscape	204-470-802.000	169.00
09/19	09/04/2019	86198	Ducastel, Barbara	271-790-802.000	210.00
09/19	09/04/2019	86199	Emmet Brick & Block Co.	592-556-775.000	99.00
09/19	09/04/2019	86199	Emmet Brick & Block Co.	592-558-775.000	48.50
09/19	09/04/2019	86199	Emmet Brick & Block Co.	592-558-775.000	4.85-
09/19	09/04/2019	86199	Emmet Brick & Block Co.	592-556-775.000	9.90-
09/19	09/04/2019	86200	Emmet County Treasurer	703-040-250.000	10,529.28
09/19	09/04/2019	86200	Emmet County Treasurer	703-040-250.000	1,081.58
09/19	09/04/2019	86200	Emmet County Treasurer	703-040-250.000	540.79
09/19	09/04/2019	86201	Englebrecht, Robert	101-257-802.100	3,750.00
09/19	09/04/2019	86202	Envisionware Inc.	271-790-802.000	725.00
09/19	09/04/2019	86202	Envisionware Inc.	271-790-802.000	2,240.75
09/19	09/04/2019	86203	FAR PRODUCTS INC.	101-789-775.000	214.10
09/19	09/04/2019	86204	Fastenal Company	202-475-775.000	23.63
09/19	09/04/2019	86204	Fastenal Company	203-475-775.000	23.63
09/19	09/04/2019	86205	Fraternal Order of Police	701-000-230.400	946.00
09/19	09/04/2019	86206	Gale/Cengage Learning	271-790-760.000	21.00
09/19	09/04/2019	86207	GBS INC.	101-262-751.000	78.78
09/19	09/04/2019	86208	Gibby's Garage	582-593-930.000	68.00
09/19	09/04/2019	86208	Gibby's Garage	661-598-931.000	306.00
09/19	09/04/2019	86208	Gibby's Garage	661-598-932.000	238.00
09/19	09/04/2019	86208	Gibby's Garage	582-593-930.000	34.00
09/19	09/04/2019	86208	Gibby's Garage	592-556-802.000	34.00
09/19	09/04/2019	86208	Gibby's Garage	661-598-931.000	442.00
09/19	09/04/2019	86208	Gibby's Garage	661-598-932.000	612.00
09/19	09/04/2019	86208	Gibby's Garage	582-593-930.000	136.00
09/19	09/04/2019	86208	Gibby's Garage	661-598-931.000	408.00
09/19	09/04/2019	86208	Gibby's Garage	661-598-932.000	272.00
09/19	09/04/2019	86208	Gibby's Garage	582-593-930.000	102.00
09/19	09/04/2019	86208	Gibby's Garage	661-598-931.000	578.00
09/19	09/04/2019	86208	Gibby's Garage	661-598-932.000	102.00
09/19	09/04/2019	86209	Goodman, Becky	514-587-912.000	274.92
09/19	09/04/2019	86209	Goodman, Becky	514-587-802.100	60.00
09/19	09/04/2019	86210	Gopher Sign Company	202-475-775.000	136.59
09/19	09/04/2019	86211	Gordon Food Service	101-789-775.000	15.98
09/19	09/04/2019	86211	Gordon Food Service	101-789-775.000	46.82
09/19	09/04/2019	86212	Grand Unity Event Center	101-262-802.000	2,050.00
09/19	09/04/2019	86213	Great Lakes Pipe & Supply	101-268-775.000	3.08
09/19	09/04/2019	86213	Great Lakes Pipe & Supply	101-268-775.000	145.56
09/19	09/04/2019	86213	Great Lakes Pipe & Supply	101-773-775.000	11.44



GL Period	Check Issue Date	Check Number	Payee	Invoice GL Account	Check Amount
09/19	09/04/2019	86214	Greenwell Machine Shop	592-556-775.000	217.52
09/19	09/04/2019	86215	GREENWOOD CEMETERY BOARD	703-040-250.000	1,020.36
09/19	09/04/2019	86216	GRP Engineering Inc.	582-588-802.000	4,243.00
09/19	09/04/2019	86216	GRP Engineering Inc.	582-588-802.000	2,471.50
09/19	09/04/2019	86216	GRP Engineering Inc.	582-588-802.000	292.50
09/19	09/04/2019	86216	GRP Engineering Inc.	582-588-802.000	13,628.50
09/19	09/04/2019	86216	GRP Engineering Inc.	582-588-802.000	740.50
09/19	09/04/2019	86217	HACH COMPANY	592-553-775.000	829.00
09/19	09/04/2019	86218	Haley's Plumbing & Heating	592-545-802.000	360.00
09/19	09/04/2019	86219	Hansen, Carol Margaret	271-790-802.000	120.00
09/19	09/04/2019	86220	Himebauch, Kelly L	271-790-802.000	180.00
09/19	09/04/2019	86221	Huntington National Bank	271-792-992.000	35,034.38
09/19	09/04/2019	86221	Huntington National Bank	271-792-991.000	210,000.00
09/19	09/04/2019	86221	Huntington National Bank	365-756-992.000	8,205.00
09/19	09/04/2019	86221	Huntington National Bank	308-756-992.000	34,495.00
09/19	09/04/2019	86222	ICMA-ROTH	701-000-230.900	460.00
09/19	09/04/2019	86223	International Assoc. of Chiefs of Police	101-345-915.000	525.00
09/19	09/04/2019	86224	IR Electric Motor Service	592-558-802.000	1,640.90
09/19	09/04/2019	86225	Keel, Stephen	592-560-915.000	23.20
09/19	09/04/2019	86226	Keep It Real Social LLC	248-739-880.200	2,000.00
09/19	09/04/2019	86227	Kiesler's Police Supply Inc.	101-345-775.000	1,272.92
09/19	09/04/2019	86228	Kring Chevrolet Cadillac, Dave	661-598-932.000	110.60
09/19	09/04/2019	86228	Kring Chevrolet Cadillac, Dave	661-598-932.000	52.85
09/19	09/04/2019	86228	Kring Chevrolet Cadillac, Dave	661-598-932.000	168.35
09/19	09/04/2019	86228	Kring Chevrolet Cadillac, Dave	661-598-932.000	43.60
09/19	09/04/2019	86228	Kring Chevrolet Cadillac, Dave	661-598-932.000	414.74
09/19	09/04/2019	86229	Lamont, Scott	101-345-912.000	48.65
09/19	09/04/2019	86230	Lowery Underground Service	592-545-802.000	1,980.00
09/19	09/04/2019	86230	Lowery Underground Service	582-020-360.000	5,322.00
09/19	09/04/2019	86230	Lowery Underground Service	582-598-802.000	6,412.00
09/19	09/04/2019	86230	Lowery Underground Service	582-020-360.000	440.00
09/19	09/04/2019	86230	Lowery Underground Service	582-586-802.000	1,712.50
09/19	09/04/2019	86230	Lowery Underground Service	582-598-802.000	600.00
09/19	09/04/2019	86231	Michigan Downtown Association	514-587-912.000	200.00
09/19	09/04/2019	86232	Michigan Officeways Inc.	271-790-751.000	34.80
09/19	09/04/2019	86233	MIGHTY FINE PIZZA	101-756-808.010	284.00
09/19	09/04/2019	86234	Mitchell Graphics Inc.	271-790-905.000	2,083.31
09/19	09/04/2019	86235	North Central Laboratories	592-553-775.000	251.61
09/19	09/04/2019	86236	North Central Mich. College	703-040-250.000	2,386.50
09/19	09/04/2019	86236	North Central Mich. College	703-040-250.000	2,143.69
09/19	09/04/2019	86237	North Country IT	271-790-802.000	386.00
09/19	09/04/2019	86238	Northern Michigan Review Inc.	248-739-955.000	9.75
09/19	09/04/2019	86239	OMG National	101-345-781.000	583.00
09/19	09/04/2019	86240	On Duty Gear LLC	101-345-775.000	45.95
09/19	09/04/2019	86240	On Duty Gear LLC	101-345-775.000	26.95
09/19	09/04/2019	86241	OPTICSPLANET.COM	101-345-985.000	1,256.65
09/19	09/04/2019	86242	Performance Painting	203-475-802.000	400.00
09/19	09/04/2019	86242	Performance Painting	202-475-802.000	2,240.00
09/19	09/04/2019	86243	Petoskey Public Schools	703-040-250.000	4,016.32
09/19	09/04/2019	86243	Petoskey Public Schools	703-040-250.000	2,816.85
09/19	09/04/2019	86243	Petoskey Public Schools	703-040-250.000	1,194.04
09/19	09/04/2019	86244	Power Line Supply	661-598-785.000	158.00
09/19	09/04/2019	86244	Power Line Supply	582-593-785.000	158.00
09/19	09/04/2019	86244	Power Line Supply	582-010-111.000	144.00-
09/19	09/04/2019	86245	PRANTERA, MARY SUE	271-790-912.000	67.28
09/19	09/04/2019	86246	Riordan, Joyce Kochans	271-790-802.000	270.00

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09/19	09/04/2019	86247	Royal Tire	661-598-931.000	5.00
09/19	09/04/2019	86247	Royal Tire	661-598-932.000	20.00
09/19	09/04/2019	86247	Royal Tire	661-598-931.000	75.70
09/19	09/04/2019	86247	Royal Tire	661-598-931.000	24.33
09/19	09/04/2019	86248	Samson, Martha	271-790-964.000	49.66
09/19	09/04/2019	86249	Sign & Design	202-475-775.000	181.50
09/19	09/04/2019	86250	SiteOne Landscape Supply	101-770-775.000	4.42
09/19	09/04/2019	86250	SiteOne Landscape Supply	101-770-775.000	43.80
09/19	09/04/2019	86250	SiteOne Landscape Supply	101-770-775.000	36.89
09/19	09/04/2019	86250	SiteOne Landscape Supply	101-770-775.000	34.22
09/19	09/04/2019	86250	SiteOne Landscape Supply	101-770-775.000	35.93
09/19	09/04/2019	86250	SiteOne Landscape Supply	204-010-111.000	780.00
09/19	09/04/2019	86251	Snedden, Rilla Joann	271-790-802.000	300.00
09/19	09/04/2019	86252	Spectrum Business	582-588-850.000	84.99
09/19	09/04/2019	86252	Spectrum Business	582-588-850.000	84.99
09/19	09/04/2019	86253	Stancor Pump & Control Solutions	582-020-360.000	5,235.46
09/19	09/04/2019	86254	State of Michigan - Office of Financial	592-560-915.000	140.00
09/19	09/04/2019	86255	Sugg, Keenan	101-345-912.000	40.92
09/19	09/04/2019	86256	TEAMSTERS LOCAL #214	701-000-230.400	1,089.00
09/19	09/04/2019	86257	Temperature Control Inc.	592-554-802.000	313.50
09/19	09/04/2019	86257	Temperature Control Inc.	592-554-802.000	136.50
09/19	09/04/2019	86257	Temperature Control Inc.	592-554-802.000	490.50
09/19	09/04/2019	86257	Temperature Control Inc.	592-554-802.000	1,178.45
09/19	09/04/2019	86258	Trace Analytical Laboratories LLC	592-542-775.000	50.00
09/19	09/04/2019	86258	Trace Analytical Laboratories LLC	592-553-801.000	550.40
09/19	09/04/2019	86259	Traffic & Safety Control Systems Inc.	514-587-775.000	259.00
09/19	09/04/2019	86259	Traffic & Safety Control Systems Inc.	514-587-802.000	2,790.00
09/19	09/04/2019	86259	Traffic & Safety Control Systems Inc.	514-587-802.000	81.00
09/19	09/04/2019	86260	USA BLUE BOOK	592-558-775.000	18.38
09/19	09/04/2019	86260	USA BLUE BOOK	592-558-775.000	412.82
09/19	09/04/2019	86260	USA BLUE BOOK	592-540-775.000	952.00
09/19	09/04/2019	86260	USA BLUE BOOK	592-554-775.000	426.36
09/19	09/04/2019	86261	Voorheis, Margaret Ann	271-790-802.000	180.00
09/19	09/04/2019	86262	W.W. Fairbairn & Sons	101-773-775.000	34.14
09/19	09/04/2019	86262	W.W. Fairbairn & Sons	101-773-775.000	13.48
09/19	09/04/2019	86262	W.W. Fairbairn & Sons	101-773-775.000	48.68
09/19	09/04/2019	86262	W.W. Fairbairn & Sons	101-773-775.000	27.67
09/19	09/04/2019	86263	WATER ENVIRONMENT FEDERATION	592-560-915.000	247.00
09/19	09/04/2019	86263	WATER ENVIRONMENT FEDERATION	592-560-915.000	215.00
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	2.21
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-010-111.000	5.39
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	130.54
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	18.57
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	10.87
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	122.63
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	101-770-775.000	36.70
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-010-111.000	6.11
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	11.92
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	13.32
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-931.000	56.70
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	4.78
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-010-111.000	9.80
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-785.000	15.19
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	28.87-
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	148.97
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-010-111.000	67.22

GL Period	Check Issue Date	Check Number	Payee	Invoice GL Account	Check Amount
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-785.000	5.29
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	97.16
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	116.79
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-785.000	22.12
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	4.78-
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-931.000	17.94
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	5.43
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	101-770-775.000	42.76
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	50.00
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	101-345-775.000	7.30
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-010-111.000	16.07
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-010-111.000	4.71
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-785.000	16.60
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	50.00-
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-931.000	9.00-
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-010-111.000	31.03
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-010-111.000	93.06
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-010-111.000	42.79
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	592-556-775.000	25.98
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-010-111.000	38.68
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	592-556-775.000	32.14
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-759.000	1,272.00
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-010-111.000	77.36
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	8.38
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-931.000	23.48
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-010-111.000	4.71
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-759.000	66.64
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-785.000	12.56
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	20.58
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-759.000	66.64-
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	592-556-775.000	12.99-
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-931.000	9.90
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-931.000	9.04
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	592-547-775.000	941.34
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-010-111.000	5.45
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-931.000	15.70
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	43.74
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-759.000	66.64
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	661-598-932.000	8.38
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	101-345-775.000	269.25
09/19	09/09/2019	86264	Lynn Auto Parts Inc.	101-345-775.000	26.79
09/19	09/09/2019	86265	Preston Feather	101-789-775.000	44.28
09/19	09/09/2019	86265	Preston Feather	101-789-775.000	71.75
09/19	09/09/2019	86265	Preston Feather	592-556-775.000	20.59
09/19	09/09/2019	86265	Preston Feather	592-545-775.000	138.99
09/19	09/09/2019	86265	Preston Feather	101-770-775.000	14.05
09/19	09/09/2019	86265	Preston Feather	204-010-111.000	56.96
09/19	09/09/2019	86265	Preston Feather	101-789-775.000	38.00
09/19	09/09/2019	86265	Preston Feather	204-010-111.000	303.62
09/19	09/09/2019	86265	Preston Feather	204-010-111.000	25.00-
09/19	09/09/2019	86265	Preston Feather	582-586-775.000	36.58
09/19	09/09/2019	86265	Preston Feather	582-588-785.000	51.97
09/19	09/09/2019	86265	Preston Feather	582-586-775.000	20.05
09/19	09/09/2019	86265	Preston Feather	592-554-775.000	82.99
09/19	09/09/2019	86265	Preston Feather	582-586-775.000	23.79-
09/19	09/09/2019	86265	Preston Feather	101-789-775.000	4.43-

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09/19	09/09/2019	86265	Preston Feather	101-789-775.000	7.18-
09/19	09/09/2019	86265	Preston Feather	101-789-775.000	3.80-
09/19	09/09/2019	86265	Preston Feather	592-545-775.000	13.90-
09/19	09/09/2019	86265	Preston Feather	592-556-775.000	2.06-
09/19	09/09/2019	86265	Preston Feather	204-010-111.000	25.47-
09/19	09/09/2019	86265	Preston Feather	204-010-111.000	5.70-
09/19	09/09/2019	86265	Preston Feather	101-770-775.000	1.41-
09/19	09/09/2019	86265	Preston Feather	582-588-785.000	5.20-
09/19	09/09/2019	86265	Preston Feather	582-586-775.000	2.01-
09/19	09/09/2019	86265	Preston Feather	582-586-775.000	3.66-
09/19	09/09/2019	86265	Preston Feather	592-554-775.000	8.30-
09/19	09/11/2019	86279	5H Irrigation & Maintenance	101-770-802.000	479.55
09/19	09/11/2019	86280	Alliance Entertainment	271-790-761.000	271.45
09/19	09/11/2019	86280	Alliance Entertainment	271-790-761.100	57.48
09/19	09/11/2019	86280	Alliance Entertainment	271-790-761.100	58.16
09/19	09/11/2019	86281	All-Phase Electric Supply	582-586-775.000	20.43
09/19	09/11/2019	86281	All-Phase Electric Supply	101-773-775.000	11.76
09/19	09/11/2019	86282	American Waste	592-551-806.000	325.00
09/19	09/11/2019	86282	American Waste	101-770-802.000	356.40
09/19	09/11/2019	86282	American Waste	101-756-802.000	145.80
09/19	09/11/2019	86282	American Waste	101-789-802.000	162.00
09/19	09/11/2019	86282	American Waste	101-754-802.000	372.60
09/19	09/11/2019	86282	American Waste	101-268-802.000	226.80
09/19	09/11/2019	86282	American Waste	101-265-802.000	356.40
09/19	09/11/2019	86282	American Waste	101-773-802.000	165.00
09/19	09/11/2019	86282	American Waste	101-265-802.000	165.00
09/19	09/11/2019	86282	American Waste	101-770-802.000	165.00
09/19	09/11/2019	86282	American Waste	101-754-802.000	165.00
09/19	09/11/2019	86282	American Waste	101-770-802.000	19.80-
09/19	09/11/2019	86282	American Waste	101-756-802.000	8.10-
09/19	09/11/2019	86282	American Waste	101-789-802.000	9.00-
09/19	09/11/2019	86282	American Waste	101-754-802.000	20.70-
09/19	09/11/2019	86282	American Waste	101-268-802.000	12.60-
09/19	09/11/2019	86282	American Waste	101-265-802.000	19.80-
09/19	09/11/2019	86283	AMERIGAS	661-598-931.000	28.56
09/19	09/11/2019	86284	AT&T	582-593-850.000	126.64
09/19	09/11/2019	86285	Ballard's Plumbing & Heating	592-545-802.000	2,075.76
09/19	09/11/2019	86285	Ballard's Plumbing & Heating	592-545-802.000	1,084.81
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	1,008.85
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	4,598.96
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	5,547.83
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	2,065.31
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	1,284.14
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	2,381.73
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	4,707.60
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	7,467.00
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	4,787.48
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	2,757.63
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	3,391.68
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	2,488.37
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	5,492.83
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	2,972.60
09/19	09/11/2019	86286	Blarney Castle Oil Co.	101-789-772.000	682.15
09/19	09/11/2019	86287	Cintas Corp #729	582-593-802.000	31.27
09/19	09/11/2019	86287	Cintas Corp #729	204-481-767.000	60.04
09/19	09/11/2019	86287	Cintas Corp #729	582-588-767.000	60.24

GL Period	Check Issue Date	Check Number	Payee	Invoice GL Account	Check Amount
09/19	09/11/2019	86287	Cintas Corp #729	592-560-767.000	30.89
09/19	09/11/2019	86287	Cintas Corp #729	592-549-767.000	30.90
09/19	09/11/2019	86287	Cintas Corp #729	592-554-802.000	45.45
09/19	09/11/2019	86287	Cintas Corp #729	204-481-767.000	60.04
09/19	09/11/2019	86287	Cintas Corp #729	582-588-767.000	60.24
09/19	09/11/2019	86287	Cintas Corp #729	592-560-767.000	30.89
09/19	09/11/2019	86287	Cintas Corp #729	592-549-767.000	30.90
09/19	09/11/2019	86287	Cintas Corp #729	101-268-802.000	15.54
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	101-265-920.000	1,749.91
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	101-268-920.000	1,755.95
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	101-345-920.000	3,275.59
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	101-345-920.100	766.40
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	101-754-920.000	602.00
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	101-770-920.000	9,686.84
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	101-773-920.000	4,300.16
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	101-789-920.000	3,644.41
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	202-160-920.000	357.00
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	204-448-920.000	2,700.00
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	271-790-920.000	4,232.11
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	514-587-802.100	49.18
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	514-587-920.000	294.53
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	582-586-920.000	35.76
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	582-593-920.000	1,597.50
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	592-538-920.000	12,054.32
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	592-542-920.000	35.75
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	592-551-920.000	17,962.89
09/19	09/11/2019	86288	CITY TREAS. FOR UTILITY BILLS	592-555-920.000	1,155.33
09/19	09/11/2019	86289	Complete Paint & Supplies	592-558-775.000	53.53
09/19	09/11/2019	86290	David L Hoffman Landscaping & Nursery	592-545-802.000	568.00
09/19	09/11/2019	86291	Decka Digital LLC	101-528-775.000	259.67
09/19	09/11/2019	86291	Decka Digital LLC	592-553-775.000	183.00
09/19	09/11/2019	86292	Derrer Oil Co.	661-598-759.000	2,058.51
09/19	09/11/2019	86292	Derrer Oil Co.	514-587-802.200	535.11
09/19	09/11/2019	86293	Dornbos Sign Inc.	202-475-775.000	411.88
09/19	09/11/2019	86293	Dornbos Sign Inc.	203-475-775.000	300.00
09/19	09/11/2019	86294	EMERGENCY MEDICAL PRODUCTS	101-345-775.000	230.63
09/19	09/11/2019	86295	Emmet Co. Dept of Public Works	101-529-802.000	6,277.30
09/19	09/11/2019	86296	Emmet County Treasurer	101-081-403.000	10,325.08
09/19	09/11/2019	86296	Emmet County Treasurer	101-081-445.000	599.67
09/19	09/11/2019	86296	Emmet County Treasurer	271-081-403.000	2,098.83
09/19	09/11/2019	86296	Emmet County Treasurer	271-082-664.000	121.89
09/19	09/11/2019	86296	Emmet County Treasurer	211-081-403.000	4,570.96
09/19	09/11/2019	86296	Emmet County Treasurer	211-081-445.000	265.47
09/19	09/11/2019	86297	Empiric Solutions Inc.	101-228-802.000	8,654.00
09/19	09/11/2019	86298	Environmental Resource Assoc.	592-553-801.000	153.35
09/19	09/11/2019	86299	Etna Supply	101-208-931.000	1,130.00
09/19	09/11/2019	86299	Etna Supply	582-010-111.000	4,100.00
09/19	09/11/2019	86299	Etna Supply	592-010-111.000	406.80
09/19	09/11/2019	86299	Etna Supply	592-010-111.000	500.00
09/19	09/11/2019	86299	Etna Supply	582-020-360.000	176.15
09/19	09/11/2019	86299	Etna Supply	592-556-775.000	64.48
09/19	09/11/2019	86299	Etna Supply	592-554-775.000	4.00
09/19	09/11/2019	86299	Etna Supply	592-010-111.000	546.00
09/19	09/11/2019	86299	Etna Supply	592-010-111.000	285.00
09/19	09/11/2019	86300	Evergreen Resort	582-588-912.000	409.50
09/19	09/11/2019	86300	Evergreen Resort	582-588-912.000	409.50

GL Period	Check Issue Date	Check Number	Payee	Invoice GL Account	Check Amount
09/19	09/11/2019	86301	FERGUSON ENTERPRISES #2000	101-770-775.000	92.68
09/19	09/11/2019	86302	FLETCH'S INC.	661-598-932.000	64.95
09/19	09/11/2019	86303	FMW CONSTRUCTION	592-558-802.000	1,015.00
09/19	09/11/2019	86304	Grand Traverse Diesel Service	661-598-932.000	318.78
09/19	09/11/2019	86305	HAALCK, FRED	101-345-912.000	29.71
09/19	09/11/2019	86306	HACH COMPANY	592-553-802.000	3,000.00
09/19	09/11/2019	86307	Haley's Plumbing & Heating	101-268-802.000	240.00
09/19	09/11/2019	86307	Haley's Plumbing & Heating	101-345-802.100	156.00
09/19	09/11/2019	86307	Haley's Plumbing & Heating	101-345-802.100	324.00
09/19	09/11/2019	86308	ID Card Systems	101-172-751.000	75.56
09/19	09/11/2019	86309	IR Electric Motor Service	592-554-802.000	86.00
09/19	09/11/2019	86310	K & J Septic Service LLC	101-770-802.000	190.00
09/19	09/11/2019	86311	Kalamazoo County Fire Chiefs Association	101-345-913.000	825.00
09/19	09/11/2019	86312	KSS Enterprises	592-554-775.000	86.66
09/19	09/11/2019	86312	KSS Enterprises	101-770-775.000	29.09
09/19	09/11/2019	86312	KSS Enterprises	101-770-775.000	290.90
09/19	09/11/2019	86313	LAPPAN'S OF GAYLORD INC.	661-598-931.000	144.33
09/19	09/11/2019	86314	McCardel Culligan	101-770-802.000	58.50
09/19	09/11/2019	86315	Metro Wire & Cable Corp.	582-020-360.000	837.57
09/19	09/11/2019	86316	Midwest Siding & Sales Inc.	582-586-775.000	22.10
09/19	09/11/2019	86317	Midwest Tape	271-790-761.000	39.99
09/19	09/11/2019	86317	Midwest Tape	271-790-761.100	114.96
09/19	09/11/2019	86317	Midwest Tape	271-790-761.000	39.99
09/19	09/11/2019	86318	Niche Academy	271-790-802.000	1,120.00
09/19	09/11/2019	86319	NORTHERN A-1 SERVICES KALKASKA	101-789-802.000	1,370.00
09/19	09/11/2019	86320	Nye Uniform	101-345-775.000	217.50
09/19	09/11/2019	86321	P.C. LAWN CARE	582-586-802.000	110.00
09/19	09/11/2019	86321	P.C. LAWN CARE	582-593-930.000	125.00
09/19	09/11/2019	86322	Peninsula Fiber Network LLC	101-228-850.000	446.00
09/19	09/11/2019	86323	Performance Painting	203-475-802.000	540.00
09/19	09/11/2019	86323	Performance Painting	202-475-802.000	540.00
09/19	09/11/2019	86324	Petoskey Public Schools	703-040-236.219	2,772,721.30
09/19	09/11/2019	86324	Petoskey Public Schools	703-040-237.219	227,261.17
09/19	09/11/2019	86324	Petoskey Public Schools	703-040-237.219	362,393.73
09/19	09/11/2019	86324	Petoskey Public Schools	703-040-237.219	163,723.18
09/19	09/11/2019	86325	Petoskey Regional Chamber	271-790-915.000	330.00
09/19	09/11/2019	86326	Pioneer Manufacturing Co.	101-770-775.000	678.00
09/19	09/11/2019	86327	POLICE AND FIREMEN'S INSURANCE	701-000-230.185	366.13
09/19	09/11/2019	86328	Power Line Supply	661-598-785.000	384.71
09/19	09/11/2019	86329	Pro-Vision Inc.	101-345-985.000	349.00
09/19	09/11/2019	86329	Pro-Vision Inc.	101-345-985.000	349.00
09/19	09/11/2019	86330	Quality First Aid & Safety Inc.	582-588-767.000	387.50
09/19	09/11/2019	86330	Quality First Aid & Safety Inc.	592-549-767.000	387.50
09/19	09/11/2019	86330	Quality First Aid & Safety Inc.	592-560-767.000	387.50
09/19	09/11/2019	86330	Quality First Aid & Safety Inc.	661-598-767.000	387.50
09/19	09/11/2019	86331	QUALITY SERVICED TOOLS	101-773-775.000	159.30
09/19	09/11/2019	86332	R.W. MERCER CO INC.	101-789-802.000	460.20
09/19	09/11/2019	86333	RYAN BROTHERS INC.	582-020-360.000	2,247.71
09/19	09/11/2019	86334	SiteOne Landscape Supply	101-770-775.000	1.45
09/19	09/11/2019	86334	SiteOne Landscape Supply	101-770-775.000	38.94
09/19	09/11/2019	86334	SiteOne Landscape Supply	101-770-775.000	225.60
09/19	09/11/2019	86334	SiteOne Landscape Supply	101-754-775.000	130.21
09/19	09/11/2019	86334	SiteOne Landscape Supply	101-770-775.000	64.82
09/19	09/11/2019	86335	Spectrum Business	592-560-850.000	35.32
09/19	09/11/2019	86336	Standard Electric Company	582-586-775.000	76.98
09/19	09/11/2019	86336	Standard Electric Company	582-590-775.000	154.50

GL Period	Check Issue Date	Check Number	Payee	Invoice GL Account	Check Amount
09/19	09/11/2019	86336	Standard Electric Company	582-010-111.000	150.44
09/19	09/11/2019	86336	Standard Electric Company	582-586-775.000	33.65
09/19	09/11/2019	86336	Standard Electric Company	582-010-111.000	101.38
09/19	09/11/2019	86336	Standard Electric Company	582-010-111.000	101.38-
09/19	09/11/2019	86336	Standard Electric Company	582-010-111.000	82.25
09/19	09/11/2019	86337	Staples Advantage	101-268-775.000	369.20
09/19	09/11/2019	86337	Staples Advantage	101-201-751.000	91.56
09/19	09/11/2019	86337	Staples Advantage	101-172-751.000	126.15
09/19	09/11/2019	86337	Staples Advantage	592-560-751.000	47.29
09/19	09/11/2019	86337	Staples Advantage	101-268-775.000	28.35
09/19	09/11/2019	86337	Staples Advantage	101-441-751.000	14.59
09/19	09/11/2019	86337	Staples Advantage	101-268-775.000	25.48
09/19	09/11/2019	86337	Staples Advantage	101-201-751.000	5.46
09/19	09/11/2019	86338	Taylor Rental Center	101-770-802.000	187.25
09/19	09/11/2019	86339	Temperature Control Inc.	592-554-802.000	372.50
09/19	09/11/2019	86340	T-Mobile	271-790-850.000	235.20
09/19	09/11/2019	86341	T-SHIRT EXPRESS	101-345-775.000	99.00
09/19	09/11/2019	86342	Unique Management Services Inc.	271-790-802.000	17.90
09/19	09/11/2019	86343	UPS Store, The	592-553-802.000	145.92
09/19	09/11/2019	86343	UPS Store, The	592-554-802.000	11.14
09/19	09/11/2019	86344	Valley City Linen	271-790-752.000	25.00
09/19	09/11/2019	86344	Valley City Linen	271-790-752.000	25.00
09/19	09/11/2019	86344	Valley City Linen	271-790-752.000	25.00
09/19	09/11/2019	86344	Valley City Linen	271-790-752.000	25.00
09/19	09/11/2019	86345	Verizon Wireless	101-345-850.000	57.86
09/19	09/11/2019	86345	Verizon Wireless	592-549-850.000	1.04
09/19	09/11/2019	86345	Verizon Wireless	582-588-850.000	13.54
09/19	09/11/2019	86345	Verizon Wireless	101-345-850.000	36.01
09/19	09/11/2019	86345	Verizon Wireless	101-770-850.000	36.01
09/19	09/11/2019	86345	Verizon Wireless	101-773-850.000	55.29
09/19	09/11/2019	86345	Verizon Wireless	101-789-850.000	56.80
09/19	09/11/2019	86345	Verizon Wireless	101-345-850.000	144.04
09/19	09/11/2019	86346	Voss Lighting	582-590-775.000	118.80
09/19	09/11/2019	86347	W.W. Fairbairn & Sons	101-773-775.000	4.95
09/19	09/11/2019	86347	W.W. Fairbairn & Sons	101-773-775.000	19.27
09/19	09/11/2019	86348	Walters Sharpening Service Inc.	661-598-931.000	33.00
09/19	09/11/2019	86349	Emmet County Treasurer	703-040-222.219	1,225,776.43
09/19	09/11/2019	86349	Emmet County Treasurer	703-040-228.219	1,462,399.68
09/19	09/11/2019	86350	Gruler's Farm Supply Inc.	101-770-775.000	17.34
Grand Totals:					<u><u>9,977,220.71</u></u>

## Report Criteria:

Check.Date = 08/15/2019-09/11/2019

Check Number	Date	Name	GL Account	Amount
85992	08/21/2019	Agria, John J	582-588-803.000	15.00
85992	08/21/2019	Agria, John J	582-588-803.000	6.87
85993	08/21/2019	Burdco Inc.	582081642300	108.22
85994	08/21/2019	Carpenter, Becky	101756808140	85.00
85995	08/21/2019	Collins, Terrie	582081642300	.81
85996	08/21/2019	Deak, Jonathan	582081642300	9.78
85997	08/21/2019	Gebhard, Christine	582081642300	143.87
85998	08/21/2019	Lentz, Becky	582588803000	300.00
86134	08/28/2019	Corelogic Inc.	701040274000	510.30
86134	08/28/2019	Corelogic Inc.	701040274000	1,380.56
86135	08/28/2019	Coyne, David & Linda	703010020119	935.71
86136	08/28/2019	Crossroads Title	701040274000	1,642.09
86137	08/28/2019	Green, Bradley & Dayne	701040274000	3,787.09
86138	08/28/2019	Larr, Julie	701040274000	1,378.91
86139	08/28/2019	Lawlor Trust, Keyan & Wynne	703010020119	19,894.48
86140	08/28/2019	McMaster, William	701040274000	2,836.89
86141	08/28/2019	Monshor, Daniel	582081642300	129.39
86142	08/28/2019	Ravenswood Title Company	701040274000	4,685.28
86143	08/28/2019	Sharapova, Darcie	701040274000	5.94
86144	08/28/2019	Sunkissed Salons	582588803000	215.98
86145	08/28/2019	Treasure Trove Coins	701040274000	2,929.91
86148	09/04/2019	Allen, Jenna	582081642300	17.16
86149	09/04/2019	Ashley, Mark	101087654000	100.00
86150	09/04/2019	Bowman, David	101087654000	50.00
86151	09/04/2019	Buckingham, Aaron	101087654000	100.00
86152	09/04/2019	Bunker, Sarah	101087654000	50.00
86153	09/04/2019	Burtovoy, Larry	582081642300	12.13
86154	09/04/2019	Cartwright, Katherine	101087654000	50.00
86155	09/04/2019	Denstedt, Amy	582040285000	13.69
86156	09/04/2019	Fettis, Lindsey	101087654000	50.00
86157	09/04/2019	Fochtman's Auto & Truck Parks	582081642300	717.36
86158	09/04/2019	Foster, Francis	582081642300	110.45
86158	09/10/2019	Foster, Francis	582081642300	110.45-
86159	09/04/2019	Hunsinger, David	101087653000	240.00
86160	09/04/2019	King, Carol	582040285000	33.03
86161	09/04/2019	Leitelt, Rayanne	101087654000	50.00
86162	09/04/2019	Mantha, Doug	101087654000	50.00
86163	09/04/2019	Moellering, Caroline	101087654000	100.00
86164	09/04/2019	Morris, Marvin	582081642300	207.59
86165	09/04/2019	New Hope Community Church	101087654000	50.00
86166	09/04/2019	Peacock, Tracy	101087654000	50.00
86167	09/04/2019	Powell, Christopher	101087654000	50.00
86168	09/04/2019	Russell, Dodd	101090644040	124.00
86169	09/04/2019	Visser Bros	582081642300	188.14
86266	09/11/2019	Aquila, Brook	582040285000	19.59
86267	09/11/2019	Brown, Micah	582588803000	310.00
86268	09/11/2019	Elmers Crane & Dozer	582040285000	21.24
86269	09/11/2019	Foster, Francis	582081642300	110.45
86270	09/11/2019	Garrett, Travis	582040285000	39.61
86271	09/11/2019	Groves, Katherine	101087653000	60.00
86272	09/11/2019	Harper, Jim & Lynn	582081642300	110.47
86273	09/11/2019	Harrington, Ken	701040274000	1,699.02
86274	09/11/2019	Illitch, Atanas	701040274000	24.95
86275	09/11/2019	Lafernier, Tara	582040285000	49.15
86276	09/11/2019	Nicol, Robert	582588803000	50.00



Check Number	Date	Name	GL Account	Amount
86277	09/11/2019	Reder, Thomas	582588803000	50.00
86278	09/11/2019	Teichman, Diana	701040274000	2,882.89
Grand Totals:				48,732.55

## Report Criteria:

Check.Date = 08/15/2019-09/11/2019



**BOARD:** City Council

**MEETING DATE:** September 16, 2019

**PREPARED:** September 12, 2019

**AGENDA SUBJECT:** Third First Reading of a Zoning Ordinance Allowing Medical Marijuana Provisioning Facilities in the B-3 General Business District, Certain Planned Unit Development (PUDs) Zoning Districts, and in the B-3B Business Industrial Districts

**RECOMMENDATION:** That the City Council conduct a third first reading and discuss proposed ordinance. No action required.

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**Background** At the August 5 and August 19, 2019 City Council meetings, City Council discussed a zoning ordinance to allow medical marijuana provisioning centers in the community. At the August 19, 2019 meeting, City Council determined that medical marijuana provisioning centers would be allowed in the following zoning districts:

- B-3 General Business District;
- B-3B Business Industrial District;
- Planned Unit Development (PUDs).

City Council also determined that the ordinance will include a 1,000-foot buffer from any K-12 school and that a 500-foot buffer between provisioning centers would be required. Per the licensing ordinance, the City would allow a maximum of three (3) provisioning centers in the community.

See enclosed map highlighting the three aforementioned zoning districts in blue that are located outside the 1,000-foot school buffer zones. These areas could accommodate no more than three (3) medical marijuana provisioning facilities. See also zoning maps with the 1,000-foot K-12 school buffers. Changes to the medical marijuana ordinance to include the B-3B zoning district have been highlighted in yellow for easy review.

There was one additional public comment received via email dated August 29, 2019 from Joe Blachy that has been included in your packet.

The following was included in past agenda items:

At its July 18 meeting, by a 7-2 vote, the Planning Commission recommended to City Council they consider approval of the attached zoning ordinance for medical marijuana provisioning centers. As proposed, the ordinance would allow provisioning centers as a special condition use in the following two zoning districts:

1. **B-3 General Business District** – The intent of the B-3 Business District is to provide sites for more diversified business types which would often be incompatible with the pedestrian movement in the local business district or the central business district.

2. **Planned Unit Development (PUD) Districts** – The intent of the PUD District is to permit flexibility in the regulation of land development; encourage innovation in land use and variety in design, layout, and type of structures constructed; achieve economy and efficiency in the use of land, natural resources, energy, and the provision of public services and utilities; encourage provision of useful open space; provide adequate housing, employment, and shopping opportunities particularly suited to the needs of the residents of the city; and encourage the use, reuse and improvement of existing sites and buildings when the uniform regulations contained in other zoning districts do not provide adequate protection and safeguards for the site or surrounding area. This district is intended to accommodate developments with mixed or varied uses, sites with unusual topography or unique structures or settings within the community, or on land which exhibits difficult or costly development problems.

See enclosed map – “*Possible Medical Marijuana Provisioning Facility Locations in the B-3 General Business District and PUD Zoning Districts.*” The highlighted areas in blue take into consideration a 1,000-foot buffer from K-12 schools. The proposed ordinance also includes a separation of at least 500 feet between provisioning facilities.

The Planning Commission also recommended that if City Council wanted to consider other locations, they think the B-3B Business Industrial District is most appropriate.

- **B-3B Business Industrial** – The intent of the Business Industrial District is designed to permit a broad range of uses, including light industrial, commercial and residential activities. Performance standards are imposed to assure these uses are compatible and to maintain a quality image of sites of such uses.

See enclosed Zoning Map with the B-3B Business Industrial District colored in dark green and located west of town along Charlevoix Avenue. The draft ordinance does not specifically include reference to the B-3B zoning district at this time but could be easily revised based upon City Council’s direction.

Any provisioning center would need to be at least a 1,000 feet from a K-12 public and private schools. In discussion of the use and appropriate locations, the Commission determined that provisioning centers will generate significant vehicle turnover and therefore should be located along commercial corridors at sites that provide sufficient parking and safe access. The B-3 General Business, two of the existing three PUD districts, and the B-3B Business Industrial districts all have sites that could meet these criteria. The Planning Commission did not feel either the General Industrial or Light Industrial Zoning Districts would be appropriate for medical marijuana provisioning centers. The Planning Commission also strongly recommended that City Council give ample opportunity for public comment and education while soliciting additional public input.

On July 30, the City Manager was contacted by Mr. Joe Blachy regarding a potential “protest petition” opposing medical marijuana provisioning centers in the community. Details of these efforts were not specific and little is known about the initiative. Mr. Blachy has stated he will be attending the August 5 meeting.

According to State legislation there is a provision in the Michigan Regulation and Taxation of Marijuana Act (MRTMA-recreational marijuana) to allow a petition to initiate an ordinance to provide for a number of recreational marijuana establishments in a municipality or to completely prohibit recreational marijuana facilities. See Section 333.27956 from the MRTMA. There is no such petition clause in the medical marijuana state legislation. Nonetheless, Chapter 7 of the City Charter does allow for either a referendum petition that would repeal all or some of an adopted ordinance or an initiative petition that states the ordinance it would enact. See Chapter 7 included in your packet.

Also included in your packet is a survey from Councilmember Dittmar.

**Action** No official action is needed at this time. If there are no substantive changes to the draft ordinance, City Council could consider approval of the ordinance at the October 7, 2019 City Council meeting. Keep in in mind the medical marijuana zoning ordinance, medical marijuana licensing ordinance and resolution establishing the application fee and annual license/renewal fee will need to be adopted concurrently.

rs  
Enclosures

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF PETOSKEY TO**

- **AMEND ARTICLE II, SECTION 201, ADD NEW DEFINITIONS PERTAINING TO MEDICAL MARIHUANA FACILITIES;**
- **AMEND ARTICLE X, SECTION 1002, ADD MEDICAL MARIHUANA FACILITIES;**
- **AMEND ARTICLE XXV, SECTION 2502, ADD MEDICAL MARIHUANA FACILITIES;**
- **AMEND ARTICLE XXVI, SECTION 2601, ADD MEDICAL MARIHUANA FACILITIES AS A SPECIAL CONDITION USE;**
- **AMEND ARTICLE XIII, SECTION 1301(1) EXCEPTING MARIHUANA FACILITIES; AND**
- **ADD ARTICLE XXXII, PROVIDING ADDITIONAL ZONING PROVISIONS FOR THE SPECIAL USE OF MEDICAL MARIHUANA FACILITIES.**

The City of Petoskey ordains:

**ARTICLE II, SECTION 201**

Sec. 201. – Definitions. Section 201 of the City of Petoskey's Zoning Ordinance is amended to include the following definitions, in alphabetical order:

*LARA:* The Michigan Department of Licensing and Regulatory Affairs

*Licensee:* An entity that holds a license issued under the Medical Marihuana Facilities Licensing Act, Act 281 of 2016, as amended, that allows the licensee to operate as one of the following, specified in the license:

- A grower
- A processor
- A secure transporter
- A provisioning center
- A safety compliance facility

*Marihuana:* The term as defined in section 7106 of the public health code, 1978 PA 368, MCL § 333.7106 et seq.; the Michigan Medical Marihuana Act, MCL § 333.26421 et seq.; the Medical Marihuana Facilities Licensing Act, MCL § 333.27101 et seq.; and the Marihuana Tracking Act, MCL§ 333.27901 et seq.

*Medical Marihuana Facility:* An enterprise at a specific location at which a licensee is licensed and a permit holder is permitted to operate under the Medical Marihuana Facilities Licensing Act. The term does not include or apply to a "primary caregiver" or "caregiver" as that term is defined in the Michigan Medical Marihuana Act, MCL § 333.26421 et seq.

*Medical Marihuana Permit:* A current and valid Permit for a Medical Marihuana Facility issued under the City's Medical Marihuana Facilities Ordinance, granted in accordance with that Ordinance.

*Provisioning Center:* A licensee that is a commercial entity located in this State that purchases marihuana from a grower or processor and sells, supplies, or provides marihuana to registered qualifying patients, directly or through the patients' registered primary caregivers. Provisioning center includes any commercial property where marihuana is sold at retail to registered qualifying patients or registered primary caregivers. A noncommercial location used by a primary caregiver to assist a qualifying patient connected to the caregiver through the department's marihuana registration process in accordance with the Michigan Medical Marihuana Act (MCL § 333.26421 et seq.) is not a provisioning center for purposes of this Ordinance.

#### **ARTICLE X, SECTION 1002**

Article X, Section 1002 of the City of Petoskey's Zoning Ordinance is amended to include the following additional principal use permitted subject to special conditions:

10. Medical Marihuana Facilities, to the extent permitted by and subject to the terms and conditions of the City of Petoskey's general ordinances regulating same and subject to the requirements of Article XXXII and the provisions of sections 1716 through 1718 of this ordinance.

#### **ARTICLE XIII, SECTION 1301**

Article XIII, Section 1301(1) of the City of Petoskey Zoning Ordinance is hereby amended to read:

All uses permitted and as regulated in the B-3 General Commercial District except for **Medical** Marihuana Facilities.

#### **ARTICLE XXV, SECTION 2502**

Article XXV, Section 2502 of the City of Petoskey Zoning Ordinance is hereby amended to read:

1. All uses permitted in the B-3 General Business District of Petoskey Zoning Ordinance 451 shall be permitted for possible inclusion in a PUD. Accessory buildings and uses customarily incidental to any of the above permitted uses shall be permitted provided that they meet the conditions of section 2503(3)m.
2. Medical Marihuana Facilities shall be permitted in existing Planned Unit Development Districts provided that the development plan is amended. Medical Marihuana Facilities shall only be allowed to the extent permitted by and subject to the terms and conditions of the City of Petoskey's general ordinances regulating same and subject to the requirements of Subsection 1. Above, Article XXXII, and the provisions of sections 1716 through 1718 of this ordinance.

#### **ARTICLE XXVI, SECTION 2601**

Article XXVI, Section 2601 of the City of Petoskey's Zoning Ordinance is amended to read:

**Sec. 2601. - Principal uses permitted and principal uses permitted subject to special conditions**

In a B-3B Business Industrial District, no building or land shall be used and no building shall be erected except for one or more of the following specified uses, unless otherwise provided in this ordinance:

(1) Any uses permitted in the I-1 Light Industrial District, provided that:

(a) Residential uses shall be allowed with the permitted density and setback requirements of the RM-2 district; and

(b) All uses shall also be subject to the conditions set forth in this district; and

(c) The following principal uses shall not be permitted;

1. Open storage facilities or yards;

2. Railroad transfer and storage tracks;

3. Commercial kennels;

4. Auto engine and body repair;

5. Lumber and planing mills;

6. Trade or industrial schools specializing in auto mechanics, heavy equipment operation, engine repair and overhaul, and uses with similar industrial-type characteristics; and

7. Other uses of a similar character to the above uses.

(2) Principal uses permitted subject to Special Condition Standards for Review Section 1717

(a) Medical marihuana facilities.

## **ARTICLE XXXII – MEDICAL MARIHUANA FACILITIES.**

Article XXXII of the City of Petoskey's Zoning Ordinance, Medical Marihuana Facilities, is hereby added, as follows:

Sec. 3200. Intent.

It is the purpose of this Article to regulate Medical Marihuana Facilities so as to protect the public health, safety, and welfare of the residents and patients of the City and to establish reasonable and uniform regulations for their operation. It is further the intent of this Article to implement the provisions of the Michigan Medical Marihuana Facilities Licensing Act, MCL § 333.27101, et seq., with respect to local zoning and land use, and to permit the sale and distribution of medical marihuana consistent with applicable State statutes.

The provisions of this article have neither the purpose nor effect of granting immunity from any criminal prosecution under Federal law or granting immunity from criminal or civil prosecution, penalty or sanction for the cultivation, manufacture, possession, use, sale, distribution or transport of marihuana in any form, that is not in strict compliance with all applicable laws and rules promulgated by the State of Michigan and the City of Petoskey regarding medical marihuana. This Article does not provide any rights or privileges with regard to marihuana under the Michigan Regulation and Taxation of Marihuana Act, MCL § 333.27102.

Sec. 3201. General Provisions.

Medical marihuana facilities as defined by this Ordinance shall be subject to the following general regulations:

(a) Any uses or activities found by the State of Michigan or a court with jurisdiction to be unconstitutional or otherwise not permitted by State law are prohibited in the City. In the event that a court with jurisdiction declares some or all of this Section invalid, the City may suspend the acceptance of applications for licensing pending the resolutions of the legal issue in question.

(b) An operator of a medical marihuana facility shall at all times have a valid Medical Marihuana Facility permit issued by the City pursuant to Chapter 8, Article IX of the Petoskey Code of Ordinances, as amended, and a State operating license as issued by LARA pursuant to the Medical Marihuana Facilities Licensing Act, MCL § 333.27101 et seq.

(c) A property owner or operator of a medical marihuana facility shall not have vested rights or nonconforming use rights that would serve as a basis for failing to comply with this ordinance or any applicable amendment thereto.

(d) Discontinuation of a State medical marihuana facility license shall be also considered a discontinuance of a medical marihuana facility, at which time any permit granted by the City pursuant to this Ordinance would be considered ineffective.

Sec. 3202. Site development performance standards for all uses.

- (a) Only one medical marihuana facility per parcel or lot.
- (b) A separation distance of five hundred (500) feet is required from any other medical marihuana facility or marihuana establishment.
- (c) A medical marihuana facility is not permitted within one thousand (1000) feet of: any private or public elementary or secondary school (K-12).
- (d) The distances described in this section shall be computed by direct measurement in a straight line from the nearest property line of the land used for the purposes stated in this section above to the nearest portion of the building or unit in which the medical marihuana facility is located.
- (e) The separation distances contained in this section are applicable to marihuana facilities and establishments located in adjacent governmental jurisdictions.
- (f) A medical marihuana facility is not permitted on the same property or parcel or within the same building where any of the following are located: a package liquor store, a convenience store that sells alcoholic beverages or a fueling station that sells alcoholic beverages.



Nothing in this ordinance shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby revised as cited in this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this ordinance.

If any of the standards set forth in this amendment conflict with any other standards of previous or further ordinances or amendments, the stricter standards shall apply.

All ordinances, resolutions, or orders, or parts thereof, in conflict with the provisions of this ordinance are, to the extent of such conflict, repealed.

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section, or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

This ordinance shall take effect fifteen (15) days following its enactment and shall be published once within seven (7) days after its enactment as provided by Charter.

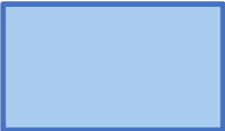
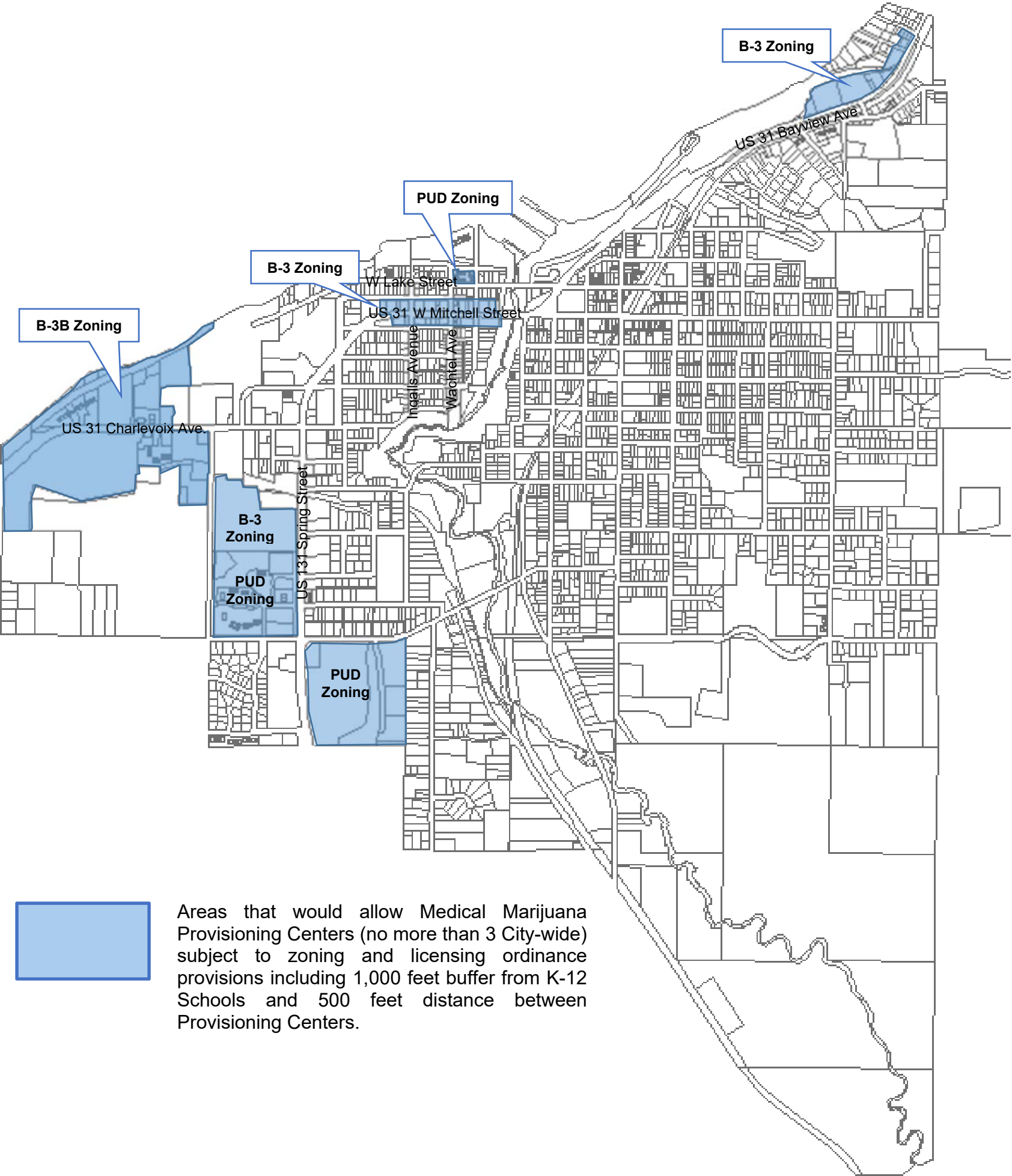
Adopted, enacted and ordained by the City of Petoskey City Council this \_\_\_\_\_ day \_\_\_\_\_ of \_\_\_\_\_ 2019.

\_\_\_\_\_  
John Murphy  
Its Mayor

\_\_\_\_\_  
Alan Terry  
Its Clerk

Open.18288.52780.21947283-1

Potential areas for Medical Marijuana  
Provisioning Centers in the B-3 General  
Business, B-3B Business Industrial and PUD  
Planned Unit Development Zoning Districts



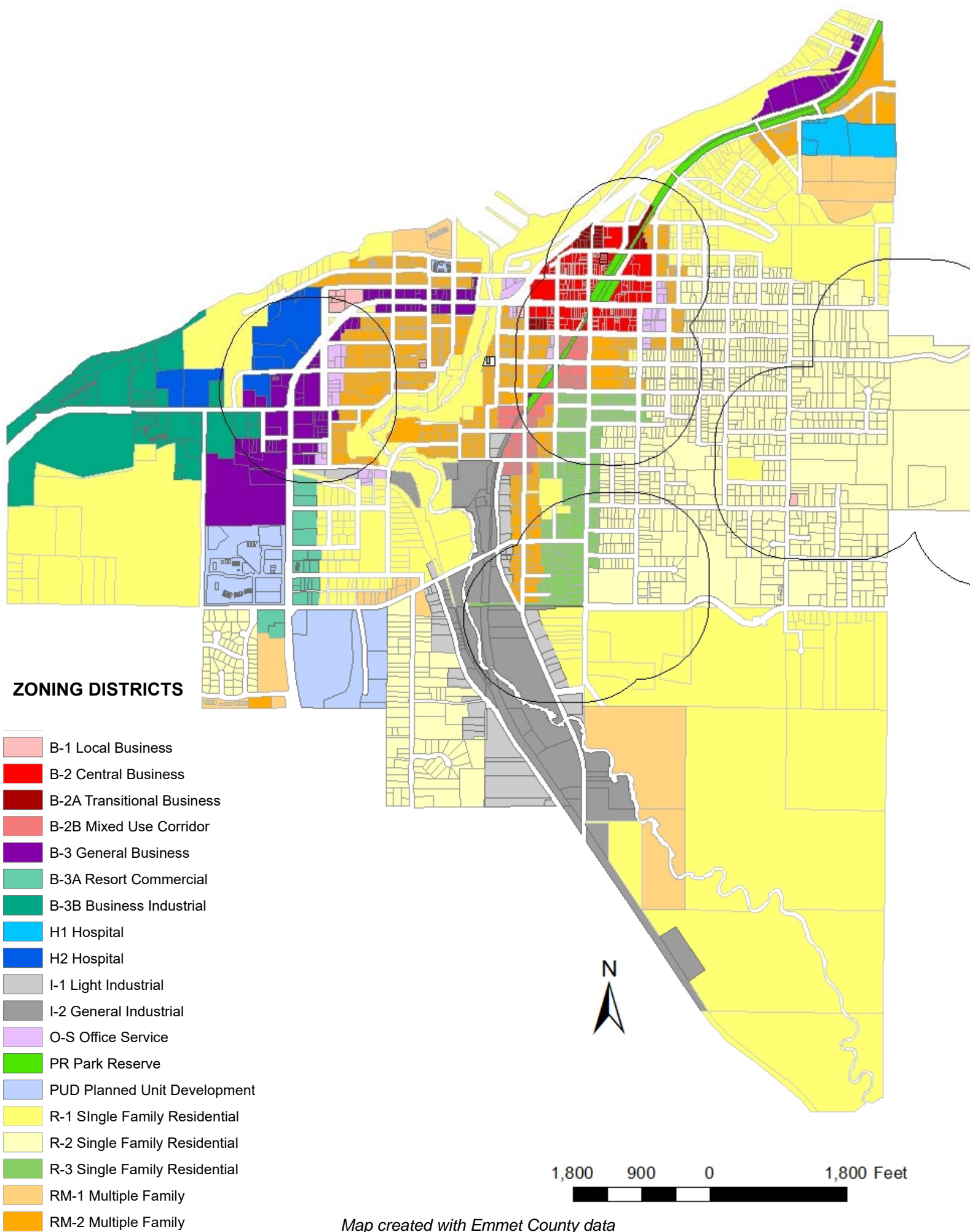
Areas that would allow Medical Marijuana Provisioning Centers (no more than 3 City-wide) subject to zoning and licensing ordinance provisions including 1,000 feet buffer from K-12 Schools and 500 feet distance between Provisioning Centers.



**DISCLAIMER**

Draft map for discussion purposes only until ordinances adopted by City Council. Map created with Emmet County data by the Office of City Planner; Not to Scale  
(alt 8/26/19)

ZONING DISTRICTS WITH BUFFER  
OF 1000 FEET FROM SCHOOLS



Map created with Emmet County data  
by Office of City Planner for illustrative  
purposes only (alt 4/19/19)

**From:** Jobst Blachy [<mailto:joe@joeblauchy.com>]  
**Sent:** Thursday, August 29, 2019 3:25 PM  
**To:** Robert Straebel <[rstraebel@petoskey.us](mailto:rstraebel@petoskey.us)>  
**Subject:** FW: 'This isn't your mother's marijuana,' surgeon general says

**Rob:**

**I was very disappointed with your “very casual” impression of the “war” against and eventual closing of the 9 Marijuana stores in Gaylord.**

**The Gaylord State Police...were “overwhelmed” by the number of Police actions...resulting from the presence of those stores...as the Petoskey Police will be...IF any stores that open in our wonderful City!**

**It may be interesting to find out some specific facts...like:**

- 1. How many arrests were made in conjunction with those stores**
- 2. How many court actions took place**
- 3. How did the nearby businesses and residents react to the presence of the stores.**
- 4. How did neighboring stores react to many addicts hanging out around their town**
- 5. How much money was estimated to have been spent by law enforcement entities...including courts and jails...to battle those people...until they finally got rid of them?**

**The LINK below illustrates the very critical danger to our young people...by today's Marijuana.**

**Joe**

Today's news:

<https://apnews.com/3bfbeecf9c654c76b6037ffb4ec20188>

**August 12, 2019**

**Letters to the Editor...News Review**

**SAY NO...TO MARIJUANA STORES IN PETOSKEY**

**During its August 5<sup>th</sup> meeting some of the Council members appeared to be “frantic” to bring Marijuana Stores to Petoskey.**

**Some Councilmembers say that they are only discussing “medical” stores...but we know from past experiences in Gaylord and in Colorado, and trends in Michigan, that medical stores, in fact will...one way or the other...eventually be selling recreational products.**

**I DO NOT WANT MARIJUANA STORES IN PETOSKEY...LIKE IN DETROIT!!! How about you??**

**Two of the council members gave as their rational for pushing for stores as “we are only representing our constituents!”**

**The fact is that there are two distinctly different subjects...and therefore strongly different opinions from Citizens:**

- A. Voting for Marijuana legalization in the State and**
- B. Having Retailers in our wonderful City of Petoskey!**

**Councilman Grant Dittmar surveyed 335 of 3<sup>rd</sup> Ward voters. Although they voted in favor of legalization...when surveyed about Marijuana stores: 73% do NOT want recreational retailers and 62% do NOT want medical retailers in Petoskey!**

**Three towns, which all voted for Marijuana legalization in November...on August 6<sup>th</sup> they voted AGAINST Retailers in their communities: Vanderbilt, Highland Park, Chrystal Lake Township.**

**A lot of “Men in Suits (and some in T-shirts) from out of town” are infiltrating Petoskey with promises of a wonderful life with Marijuana!**

**The factual experiences in towns who have or had retailers in Michigan and Colorado...prove that Marijuana stores are NOT good for our high-quality family-oriented resort community, our youth, or for surrounding businesses! Check out Gaylord’s experience with 9 stores...which were all closed because of police actions!**

**PLEASE...contact your Council Members and tell them how you feel...or come to the Monday August 19<sup>th</sup> Council Meeting at 7 PM and voice your opinion!**

**Joe Blachy  
joe@joelblachy.com**

CITIZENS AGAINST MARIJUANA RETAILERS  
IN PETOSKEY CITY LIMITS

Petoskey City Council

Hon. John Murphy, Mayor  
Kate Marshall  
Suzanne Rosenthal Shumway

Grant Dittmar  
Lindsey Walker

Copy to: City Manager, City Planner, Planning Commission members

We would appreciate your HELP in developing a more solid and REAL representation of the Marijuana sale proposal in Petoskey.

It appears to us, that during the City Council meeting of August 5, 2019, your perceptions of the key critically relevant details were grossly incorrect!

There are 4 major areas:

1. It's "only medical" Marijuana that you are considering.
2. You are truly representing your constituents by virtue of how they voted in favor of Marijuana.
3. Marijuana is not harmful, nor addictive.
4. "Men in suits" from out of town are here to help the people of the City of Petoskey.

We KNOW that Marijuana retailers WILL HAVE AN EXTREMELY NEGATIVE IMPACT ON PETOSKEY BASED UPON WHAT HAS HAPPENED IN DENVER, GAYLORD AND MANY OTHER COMMUNITIES WHICH HAVE MADE THE MISTAKE OF ALLOWING MARIJUANA SALES IN THEIR TOWNS!

We would appreciate it if you would carefully review the following FACTS and very carefully consider the POWERFUL impact Marijuana retailers would have on the businesses and people of this wonderful community.

1. IT'S ONLY MEDICAL MARIJUANA DISTRIBUTION THAT WE ARE CONSIDERING.

Council member Lindsey Walker passionately made this statement, but this is wrong for the following reasons:

- A. We agree that many people voted FOR Marijuana because they have sympathy for people who want to use the various products for medications. We recognize that Marijuana has some medicinal values important to some patients and that per Michigan law there are a limited number of medical conditions for which a medical marijuana card is allowed.
- B. This is a small community, so one store would be more than adequate to meet the needs of residents who desire to purchase Marijuana for medicinal reasons. But the Petoskey City Council is considering many stores! We ask you why?
- C. It is likely that there are not many medical Marijuana users in our small community. It makes sense then that a Marijuana provisioning center will need to sell to more than just medical marijuana cardholders. This is especially true if the provisioning center is competing with many other stores.
- D. The Michigan law that was approved by voters last November requires that Recreational Stores MUST HAVE A MEDICAL LICENSE FIRST! So, it is highly likely that any stores in Petoskey that begin as a medical store will eventually pressure the City Council to allow the sale of RECREATIONAL MARIJUANA.
- E. When Colorado authorized medical marijuana, at one point 93% of all prescriptions FOR THE ENTIRE STATE were written by only 2 doctors. What that tells us is that it was NOT for medical use at all!
- F. Gaylord had 9 marijuana stores right after it was authorized a few years ago. Nine stores in one little town for medical purposes? That would mean that every person in the 2-county area, and many more, would have an illness outlined by statute that permits purchase and use of medical marijuana! We might also add that EVERY ONE OF THOSE STORES WAS SHUT DOWN BY THE POLICE FOR INFRACTIONS OF VARIOUS LAWS!

NOTE: DO WE WANT THIS DUPLICATED IN PETOSKEY?

This is the excerpt from the MICHIGAN REGULATION AND TAXATION OF MARIJUANA ACT, Initiated Law 1 of 2018, which has the “medical” prerequisite:

*MCL 333.27959(6)*

*The department shall begin accepting applications for marijuana establishments within 12 months after the effective date of this act. Except as otherwise provided in this section, for 24 months after the department begins to receive applications for marijuana establishments, the department may only accept applications for licensure: for a class A marijuana grower or for a marijuana processor, class B marijuana grower, class C marijuana grower, or a marijuana*

*secure transporter, from persons holding a state operating license pursuant to the medical marijuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801; and for a marijuana safety compliance facility, from any applicant. One year after the department begins to accept applications pursuant to this section, the department shall begin accepting applications from any applicant if the department determines that additional state licenses are necessary to minimize the illegal market for marijuana in this state, to efficiently meet the demand for marijuana, or to provide for reasonable access to marijuana in rural areas.*

Our summary:

As of today, the state intends to start accepting "recreational" applications on November 1, 2019.		
Type of recreational license:	For the first 24 months after accepting applications, these licensing rules apply:	Alternatively, one year after starting to accept applications, the state is not limited to MI resident applicants or existing medical applicants, if it deems the rationale of the law is not being met by those restrictions:
Class A grower	Any MI resident applicant	Any applicant
Class B grower	Requires a medical license	Any applicant
Class C grower	Requires a medical license	Any applicant
Microbusiness	Any MI resident applicant	Any applicant
Retailer	Requires a medical license	Any applicant
Processor	Requires a medical license	Any applicant
Secure transporter	Requires a medical license	Any applicant
Safety compliance facility	Any applicant	Any applicant

G. How easy is it to get a medical card? Easy-just find a doctor to sign for you.

H. Recreational rules will be issued sometime soon to be effective on November 1<sup>st</sup> of this year.

## 2. YOU ARE "TRULY REPRESENTING YOUR CONSTITUENTS" BY VIRTUE OF THE FACT THAT THEY VOTED IN FAVOR OF MARIJUANA.

Voting in favor of marijuana ABSOLUTELY DOES NOT MEAN that those constituents want marijuana distribution provisioning centers in Petoskey.

NOTE: WE BELIEVE THAT IT IS CRITICAL THAT THE CITY COUNCIL FIND A WAY TO DETERMINE WHICH OF THE CITIES VOTERS DESIRE AUTHORIZING ANY MARIJUANA STORES IN PETOSKEY....AND WHICH DO NOT!



A. Council member Grant Dittmar took the VERY ADMIRABLE initiative and spent his own money to mail a survey to his constituents in the 3<sup>rd</sup> Ward. The following are the results of this survey:

- 38% of the 335 survey recipients responded. Wow, an excellent response rate!
- Question: “Should Petoskey add medical marijuana provisioning centers, with THC products, in addition to caregiver growers and patient growers that are already allowed in Petoskey?” **NO: 62% YES: 32%**
- Question: “Should Petoskey allow recreational marijuana businesses with THC products?” **NO: 73% YES: 27%**

VERY CONCLUSIVELY, A SUBSTANTIAL SAMPLE OF THE VOTERS OF PETOSKEY HAVE SPOKEN! They voted for legalization, BUT THEY DO NOT WANT THE NEGATIVES ASSOCIATED WITH STORES IN PETOSKEY!

NOTE: Based upon follow up with Petoskey voters, it appears that the reason the medical number was not higher was because of the “sympathy factor” that many people have for patients that REALLY need medical treatment via marijuana.

B. The following are the results of August 6, 2019, votes in Michigan where in EVERY CASE the voters who voted for legalization are AGAINST distribution centers for their communities:

#### **Vanderbilt**

- 59% voted FOR the recreational marijuana initiative in the 2018 election (proposal 18-1)
- Vanderbilt passed an ordinance to opt-out (like Petoskey)
- There was a referendum to overturn the opt-out in the 2019 primary election.
- It failed to overturn the opt-out
- **54% voted to keep the opt-out**

#### **Highland Park**

- 71% voted FOR the recreational marijuana initiative in the 2018 election (proposal 18-1)
- Highland Park passed an ordinance to opt-out (like Petoskey)
- There was a referendum to overturn the opt-out in the 2019 primary election
- It failed to overturn the opt-out
- **57% voted to keep the opt-out**

### **Crystal Lake Township**

- 54% voted FOR the recreational marijuana initiative in the 2018 election (proposal 18-1)
- There was an initiative to opt-out in the 2019 primary election, using the initiative clause in the recreational statute
- **59% approved the opt-o**

### 3. MARIJUANA IS NOT HARMFUL, NOR ADDICTIVE.

- A. The self-proclaimed 20-year heroin user, who spoke at the August 5<sup>th</sup> City Council meeting in favor of marijuana sales in our city stated that marijuana is not a gateway drug, but that it is an “exit drug” as it was in his case. Interesting?
- B. Hillsdale College *IMPRIMIS*, of January 2019 quotes the speech by Alex Berenson, who wrote “*Tell your children: The truth about marijuana, mental illness, and violence*”. The following are a couple of quotes, but you may see the entire speech here:

<https://imprimis.hillsdale.edu/marijuana-mental-illness-violence/>

- After an exhaustive review, the National Academy of Medicine found in 2017 that “cannabis is likely to increase the risk of developing schizophrenia and other psychosis; the higher the use, the greater the risk.”
- Even cannabis advocates, like Bob Kampia, the co-founder of the Marijuana Policy Project, acknowledged that they “have always viewed medical marijuana laws as a way to protect recreational users!”
- In the 1970’s most marijuana contained less than 2% THC. Today, marijuana routinely contains 20 to 25% THC (NOTE: is that good?)
- Far less work has been done on marijuana than on alcohol, in part because advocates have stigmatized anyone who raised the issue. But studies showing that marijuana use is a significant risk factor for violence, have quietly piled up!

### 4. “MEN IN SUITS”, FROM OUT OF TOWN, ARE HERE TO HELP THE PEOPLE IN THE CITY OF PETOSKEY.

- A. Are those the same type of “men in suits” who told us for years that cigarette smoking is not harmful? THEY ARE HERE FOR ONE REASON AND THAT IS TO GENERATE BIG PROFITS FROM SELLING TO RECREATIONAL USERS!

- B. One of the “men in suits” at the meeting (in the interest of full disclosure, he wore a sport coat) who announced that he represented Bay Mall stated that the owners would welcome a marijuana store in their mall. (NOTE: We wonder how the other tenants and the nearby owners feel about that?)
- C. After Council Member Lindsey Walker suggested that a 1,000 ft. distance between marijuana stores and schools was not needed, another of the “men in suits” (who said that he was an attorney and represented several local and downstate potential marijuana merchants) suggested that 1000 ft. was not objectionable to his clients. In fact, he said that once federal involvement begins, a 1,000 ft distance was likely to be required. NOTE: We cannot understand how members of the council think but even after that statement the council kept pursuing that concept. One reason given was that with 500 ft. there would be more locations available for more stores! Does the council have no regard for the children of this community?
- D. Below is a copy of a recent newspaper article that highlights the horribly negative effects of the “marijuana revolution” in Colorado. NOTE: Do you think that our Petoskey citizens want these kinds of changes in our town?

From Alan Todd who is co-publisher of the Ouray County Plaindealer:  
Potent numbers at the five-year mark of legalized marijuana:

There sure is a lot to wade through in a recently released report from the Rocky Mountain High Intensity Drug Trafficking Area, a drug-prohibition enforcement program run by the U.S. office of National Drug Control Policy. The program, which is focuses on Colorado, Utah, Wyoming and Montana, published a 94-page report entitled "The Legalization of Marijuana in Colorado: The Impact, Volume 5." It has published the report each year since marijuana retail sales were legalized in Colorado.

Here are some of the findings:

- Since recreational marijuana was legalized, marijuana related traffic deaths increased 151 percent while all Colorado traffic deaths increased 35 percent;
- In that same time, traffic deaths involving drivers who tested positive for marijuana more than doubled from 55 in 2013 to 138 people killed in 2017, which equates to one person killed every 2.5 days compared to one person killed every 6.5 days;
- The percentage of all Colorado traffic deaths that were marijuana related increased from 11.43 percent in 2013 to 21.3 percent in 2017;
- Colorado past month marijuana use shows a 45 percent increase in comparing a three-year average prior to recreational marijuana being legalized to the three years after legalization;
- Colorado's past month marijuana use for ages 12 and older is ranked third in the nation and is 85 percent higher than the national average;

The yearly rate of emergency department visits related to marijuana increased 52 percent after the legalization of recreational marijuana (2012 compared to 2016);

- The yearly rate of marijuana-related hospitalizations increased 148 percent after the legalization of recreational marijuana (2012 compared to 2016);
- Marijuana only exposures more than tripled in the five-year average (2013-2017) since Colorado legalized recreational marijuana compared to the five-year average (2008-2012) prior to legalization;
- RMHIDTA Colorado Task Forces conducted 144 investigations of black market marijuana in Colorado in 2017 resulting in 239 felony arrests, 7.3 tons of marijuana seized, 43,949 plants seized and 24 different states the marijuana was destined for;
- The number of highway seizures increased 39 percent from 242 seizures from 2009-2012 to 336 seizures from 2013-2017;
- Seizures of Colorado marijuana in the U.S. mail system increased 1.42 percent from an average of 52 parcels (2009-2012) to an average of 594 parcels (2013-2017);
- Marijuana tax revenue represented approximately 0.9 of 1 percent of Colorado's 2017 budget;
- Violent crime increased 18.6 percent and property crime increased 8.3 percent in Colorado since 2013; and,
- 65 percent of local jurisdictions in Colorado have banned medical and recreational marijuana businesses.

There are so many more stats and findings in this report, including 69 percent of marijuana users admitted to driving high in the last year, and marked increases in THC potency in all products progressively each year since 2013.

Here's one more to leave you with: As of June 2017, there were 491 retail marijuana stores in Colorado compared to 392 Starbucks and 208 McDonald's.

- E. Below is the story of just one example of how our community has already been affected by marijuana users. It is just another example of: "I can drive, I am OK." But in the case of marijuana users, it is very difficult to detect and test for.

*The March 21<sup>st</sup> story in the News Review discussing the nearly head on crash of Kathleen Lynette Willis, 34, and two other vehicles stated that she admitted to regularly using marijuana!*

Please consider these FACTS and ask your constituents: DO YOU WANT MARIJUANA RETAILERS IN PETOSKEY, as Grant Dittmar did.

Then search your heart, soul, and mind, relative to what is REALLY THE BEST for families of the City of Petoskey, our many neighbors in counties that surround us, and our visitors and potential new residents who are our primary source of income.

I have lived in Europe and have traveled to many other places in this world, and I have not found one place that offers as positive an environment and people who are as wonderful as ours, who have chosen this place as their home.

PLEASE DO NOT DESTROY THIS POSITIVE ENVIRONMENT BY ADDING MARIJUANA STORES TO PETOSKEY.

Sincerely,

Citizens Against Marijuana Retailers in the Petoskey City Limits

Joe Blachy

joe@joeblachy.com

# ATTENTION PETOSKEY!

# CITIZENS AGAINST MARIJUANA RETAILERS IN PETOSKEY CITY LIMITS



## Yes, I want to help!

I care about my community, my neighbors,  
and the families who live here.

If you are interested  
in supporting this  
effort...or if you are in  
favor of **NO STORES  
IN PETOSKEY ...**

Please fill out and scan  
this form and send to:

**Joe Blachy**

**Email: [joe@joeblachy.com](mailto:joe@joeblachy.com)**

**Please mark all that apply to you!**

- |  |  |
|--|--|
| <input type="checkbox"/> I Support the effort  | <input type="checkbox"/> Go to City Council meetings to voice my opposition          |
| <input type="checkbox"/> Add my name to an ad  | <input type="checkbox"/> Assist with obtaining signatures on petitions               |
| <input type="checkbox"/> Come to a meeting to plan future activities   | <input type="checkbox"/> Assist with research and other work undertaken by the group |
| <input type="checkbox"/> Contribute \$_____ to the effort  | <input type="checkbox"/> Other:<br>_____<br>_____<br>_____                           |
| <input type="checkbox"/> Sign a petition to <b>stop</b> marijuana stores in Petoskey                                       | <input type="checkbox"/> Other:<br>_____<br>_____<br>_____                           |
| <input type="checkbox"/> Vote against marijuana stores in a referendum ... if it comes to that                             |  |
| <input type="checkbox"/> Talk to and write to my City Council representative and other council members about my opposition |  |

Name \_\_\_\_\_ Address \_\_\_\_\_

Email \_\_\_\_\_ Phone \_\_\_\_\_

**CITIZENS AGAINST MARIJUANA RETAILERS IN PETOSKEY CITY LIMITS**

Kasandre Dangler  
1407 Standish Ave  
Petoskey, MI 49770  
(231)348-8520

August 8, 2019

**RECEIVED**

AUG 12 2019

CITY OF PETOSKEY  
CITY MANAGER

CB

To Whom It May Concern:

Upon researching the proposals for medical marijuana ordinance provisions, I would like to submit a suggestion for another zoning ordinance. The first few properties on Standish Ave are, I believe, a prime area for zoning consideration, my own property included. The reasons why it should be considered are as follows:

- It is outside of the suggested 500 feet buffer from churches and school as well as the 400 feet buffer from parks and recreational areas.
- It is zoned as an I-1 light industrial property.
- It is on a side road that is still fairly accessible.
- It is far enough away from the downtown area to not interfere with the family friendly downtown experience.
- It already comes equipped with adequate parking to cater to the needs of clients.
- It falls in the guidelines of being 500 feet away from any other zoned areas already suggested for provisioning centers.

If this is not able to be a suggested zoning consideration **in addition to** the area that are already being considered, I am asking that it be a suggested zoning consideration **in lieu of** the Kmart property area. I believe that this would be a better fit for our community because the Kmart property is very close to a low income apartment complex as well as the senior center and there have been avid voiced concerns about provisioning centers being too close to small children.

Thank you for your time and consideration. I plan on attending the next city council meeting on August 19, 2019, and I look forward to seeing where the city proceeds with this.

Sincerely,

Kasandre Dangler

RECEIVED

AUG 15 1988

CITY OF PETOSKEY  
CITY MANAGER

28

On August 11, 1988, the City of Petoskey received a letter from the Michigan Department of Transportation (MDOT) regarding the proposed construction of a new bridge over the Petoskey River. The letter stated that the MDOT had been authorized to proceed with the construction of the bridge, and that the City of Petoskey was requested to provide the necessary permits and approvals for the project.

The City of Petoskey has been reviewing the MDOT's request and has identified several issues that need to be addressed before the City can provide the necessary permits and approvals. These issues include the need for a detailed engineering plan for the bridge, the need for a detailed environmental impact statement, and the need for a detailed cost estimate for the project. The City is currently working with the MDOT to resolve these issues and is expected to provide a response to the MDOT's request by the end of the month.

The City of Petoskey is committed to providing the necessary permits and approvals for the proposed construction of the bridge, but it is also committed to ensuring that the project is completed in a timely and cost-effective manner. The City is currently working with the MDOT to resolve the issues identified above and is expected to provide a response to the MDOT's request by the end of the month.

Very truly yours,  
[Signature]  
City Manager



age or older, as long as the transfer is not advertised or promoted to the public.

2. Notwithstanding any other law or provision of this act, except as otherwise provided in section 4 of this act, the use, manufacture, possession, and purchase of marihuana accessories by a person 21 years of age or older and the distribution or sale of marihuana accessories to a person 21 years of age or older is authorized, is not unlawful, is not an offense, is not grounds for seizing or forfeiting property, is not grounds for arrest, prosecution, or penalty in any manner, and is not grounds to deny any other right or privilege.

3. A person shall not be denied custody of or visitation with a minor for conduct that is permitted by this act, unless the person's behavior is such that it creates an unreasonable danger to the minor that can be clearly articulated and substantiated.

**History:** 2018, Initiated Law 1, Eff. Dec. 6, 2018.

**Compiler's note:** This new act was proposed by initiative petition pursuant to Const. 1963, art 2, section 9. The proposed language was certified to the legislature on April 26, 2018 with the 40-day consideration period lapsing on June 5, 2018. The initiative petition was submitted to the voters as proposal 18-1 at the November 6, 2018 general election where it was approved 2,356,422 for and 1,859,675 against.

### **333.27956 Adoption or enforcement of ordinances by municipality; marihuana establishment local license; annual fee; restrictions on transportation or other facilities prohibited.**

Sec. 6. 1. Except as provided in section 4, a municipality may completely prohibit or limit the number of marihuana establishments within its boundaries. Individuals may petition to initiate an ordinance to provide for the number of marihuana establishments allowed within a municipality or to completely prohibit marihuana establishments within a municipality, and such ordinance shall be submitted to the electors of the municipality at the next regular election when a petition is signed by qualified electors in the municipality in a number greater than 5% of the votes cast for governor by qualified electors in the municipality at the last gubernatorial election. A petition under this subsection is subject to section 488 of the Michigan election law, 1954 PA 116, MCL 168.488.

2. A municipality may adopt other ordinances that are not unreasonably impracticable and do not conflict with this act or with any rule promulgated pursuant to this act and that:

- (a) establish reasonable restrictions on public signs related to marihuana establishments;
- (b) regulate the time, place, and manner of operation of marihuana establishments and of the production, manufacture, sale, or display of marihuana accessories;
- (c) authorize the sale of marihuana for consumption in designated areas that are not accessible to persons under 21 years of age, or at special events in limited areas and for a limited time; and
- (d) designate a violation of the ordinance and provide for a penalty for that violation by a marihuana establishment, provided that such violation is a civil infraction and such penalty is a civil fine of not more than \$500.

3. A municipality may adopt an ordinance requiring a marihuana establishment with a physical location within the municipality to obtain a municipal license, but may not impose qualifications for licensure that conflict with this act or rules promulgated by the department.

4. A municipality may charge an annual fee of not more than \$5,000 to defray application, administrative, and enforcement costs associated with the operation of the marihuana establishment in the municipality.

5. A municipality may not adopt an ordinance that restricts the transportation of marihuana through the municipality or prohibits a marihuana grower, a marihuana processor, and a marihuana retailer from operating within a single facility or from operating at a location shared with a marihuana facility operating pursuant to the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801.

**History:** 2018, Initiated Law 1, Eff. Dec. 6, 2018.

**Compiler's note:** This new act was proposed by initiative petition pursuant to Const. 1963, art 2, section 9. The proposed language was certified to the legislature on April 26, 2018 with the 40-day consideration period lapsing on June 5, 2018. The initiative petition was submitted to the voters as proposal 18-1 at the November 6, 2018 general election where it was approved 2,356,422 for and 1,859,675 against.

### **333.27957 Implementation, administration, and enforcement by department; powers; duties; public meetings; annual report.**

Sec. 7. 1. The department is responsible for implementing this act and has the powers and duties necessary to control the commercial production and distribution of marihuana. The department shall employ personnel and may contract with advisors and consultants as necessary to adequately perform its duties. No person who is pecuniarily interested, directly or indirectly, in any marihuana establishment may be an employee, advisor, or consultant involved in the implementation, administration, or enforcement of this act. An employee, advisor, or consultant of the department may not be personally liable for any action at law for damages sustained by a person because of an action performed or done in the performance of their duties in the

dains." With the exception of emergency ordinances, no ordinance shall be finally passed by the city council at the same meeting at which it is introduced. All ordinances shall be recorded in "The Ordinance Book" when enacted and shall be authenticated by the signatures of the mayor and the city clerk. With the exception of emergency ordinances, all ordinances shall specify an effective date no less than fourteen (14) days after enactment.

#### **Section 6.4. Repeal of Ordinances.**

An ordinance may be repealed by the adoption of a repealing ordinance in the same manner as provided for enactment.

#### **Section 6.5. Emergency Ordinances.**

The city council may adopt one (1) or more emergency ordinances to meet a public emergency affecting life, health, property, or the public peace. The city council must first declare the existence of the emergency and describe it in specific terms. Ordinances enacted for an emergency may not levy taxes; grant, renew or extend a franchise; or regulate the rate charged by any public utility for its services. An emergency ordinance may be adopted at the same meeting at which it is introduced, may have immediate effect, and shall be published and printed in the same manner as prescribed for other ordinances. Every emergency ordinance shall automatically stand repealed as of the sixty-first (61st) day following the date of adoption, but may be reenacted if the emergency continues to exist. An emergency ordinance may also be repealed by the enactment of an emergency ordinance.

#### **Section 6.6. Penalties.**

The city council shall provide in each ordinance for the punishment of those who violate its provisions.

#### **Section 6.7. Publication.**

Each ordinance passed by the city council shall be published at least once within seven (7) days after adoption. This publication shall be in a newspaper of general circulation within the City.

#### **Section 6.8. Technical Codes.**

The council may adopt into an ordinance by citation any provision of state law or any detailed technical regulations. The adopting ordinance shall clearly identify and state the purpose of the provisions adopted in this way. Copies of the regulations cited shall be available for free inspection at the office of the city clerk and for purchase at reasonable cost.

#### **Section 6.9. Codification.**

Copies of all ordinances that are in effect and all amendments to this Charter shall be prepared by the city clerk and available for distribution. At least once each year the council shall direct the compilation or codification of the Charter and of all the ordinances of the City then in force and available at reasonable charge.

### **CHAPTER 7. INITIATIVE AND REFERENDUM**

#### **Section 7.1. Initiation of Petitions.**

Citizens of the City may initiate legislation or call for a referendum on legislation by means of petition. An initiative or referendum petition shall be signed by at least ten (10) percent of the registered voters of the City as of the date of the last regular city election before the filing of the petition. All signatures shall be obtained within thirty (30) days before the filing. A referendum petition shall be filed within thirty (30) days of the enactment of the ordinance that it seeks to repeal.

**Section 7.2. Form of Petitions.**

An initiative or referendum petition shall be addressed to the city council. The petition need not be on one (1) paper, but if it is the aggregate of two (2) or more papers, they shall be identical as to contents. A referendum petition shall clearly identify the ordinance or a portion of it that is proposed for repeal. An initiative petition shall clearly state the ordinance that it proposes to see enacted. No petition shall propose more than one (1) ordinance.

**Section 7.3. Circulating Petitions.**

Each signer of the petition shall include his residence address and the date of signature. To each page of the petition there shall be attached a sworn affidavit of the circulator that each signature on the page is genuine and that the circulator believes each signer to be a registered voter in the City of Petoskey. Completed petitions shall be filed with the city clerk.

**Section 7.4. Canvass by the City Clerk.**

The city clerk shall canvass the signatures on any initiative or referendum petition to determine if the signatures are in sufficient number and are not more than thirty (30) days old. The canvass shall be completed within five (5) days and the city clerk shall notify the circulator of any deficiency. The city clerk shall then allow ten (10) days from the notification of deficiency to permit the filing of supplemental petition papers. When a petition of sufficient signatures is filed within the allowed time and is in compliance with provisions of this Charter, the city clerk shall present the petition at the next regular meeting of the city council. The filing of a referendum petition shall suspend effectiveness of the ordinance in question until the issue is determined.

**Section 7.5. City Council Action.**

Upon receiving an initiative or referendum petition from the city clerk, the city council shall, within thirty (30) days, either:

- (a) If it be an initiative petition, enact the ordinance as submitted in the petition;
- (b) If it be a referendum petition, repeal the ordinance or portion of the ordinance referred; or
- (c) Submit the proposal to the voters.

**Section 7.6. Submission to Voters.**

Should the city council submit the proposal to the voters, it shall be submitted at the next election held in the City for any other purpose, or, at the discretion of the city council, at a special election called for that specific purpose. In the case of an initiative petition, if no election is to be held in the City for any other purpose within one hundred fifty (150) days from the time the petition is presented to the city council and the city council does not adopt the ordinance, then the city council shall call a special election within sixty (60) days from such time for the submission of the initiative proposal. The result shall be determined by a majority vote of the voters voting thereon, except in cases where otherwise required by the general laws of the State of Michigan. If two (2) or more ordinances adopted at the same election shall have conflicting provisions, the provisions in the ordinance receiving the highest number of affirmative votes shall govern.

**Section 7.7. Limitation.**

An ordinance adopted by the electorate through initiative proceedings may not be amended or repealed for a period of two (2) years after the date of the election at which it was adopted. An ordinance repealed by the voters may not be reenacted within a period of two (2) years after the date of the election in which it was repealed.

July 31, 2019

Dear City Council,

Most of the marijuana business zones being proposed are in the Third Ward.

Therefore, I conducted a survey of Third Ward voters.

Surveys were mailed to all those who voted in the 2017 election in Ward 3.

The results were published in my convention newsletter, as follows:

There was 38% response from 335 surveys delivered by the post office.

**Question 1:**

*Should Petoskey add “medical” marijuana provisioning centers, with THC products, in addition to the “caregiver” growers and “patient” growers that are already allowed in Petoskey?*

*Yes: 38%; **No: 62%***

**Question 2:**

*Should Petoskey allow “recreational” marijuana businesses, with THC products?*

*Yes: 27%; **No: 73%***

Thank you,

Grant Dittmar  
Councilmember, Ward 3



**BOARD:** City Council

**MEETING DATE:** September 16, 2019

**PREPARED:** September 12, 2019

**AGENDA SUBJECT:** Third First Reading of an Ordinance to Amend Chapter 8 of the Petoskey Code of Ordinances, Businesses and Business Regulations, Creating a New Article IX – Medical Marijuana Facilities, within the City of Petoskey

**RECOMMENDATION:** That the City Council conduct a third first reading and discuss proposed ordinance. No action required.

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**Background** At the August 5 and August 19, 2019 City Council meetings, City Council discussed a licensing ordinance that will need to be adopted with the proposed zoning ordinance for medical marijuana provisioning centers as well as the application fee and license/renewal fee per resolution. At the August 19 meeting, City Council determined a maximum number of 3 medical marijuana provisioning facilities would be allowed within the City.

There was a question of transferring a provisioning facility license. The Act provides, at MCL 333.27406 that, “No transfer, sale, or other conveyance of an interest in a Permit is allowed, unless the transfer, sale or other conveyance has been approved by the State and prior written approval is obtained from the City. The transferee must be in strict compliance with State laws and regulations governing such transfers.” From staff’s perspective, a provisioning center is like any other business that will change ownership from time to time. The key point here is that the property owner to whom the license is being transferred must comply with all State and local laws.

The following significant changes to the ordinance have been made since the last meeting. The changes are highlighted in yellow for easy review:

- 8-326 (b) – Added a definition of an “Affiliate” to eliminate the “stacking” of multiple applications for one site for a “holding company” that may own various Limited Liability Corporations (LLCs).
- 8-329 (e) Clarified language for conducting the random drawing. Added language stating eligibility list expires in three years or until a new lottery is conducted, whichever is first.
- Added additional language to 8-329 (i).

The following information has been included in past agenda items:

Along with the medical marijuana zoning ordinance, the City needs to adopt a licensing ordinance regarding medical marijuana provisioning centers. See enclosed draft licensing ordinance. The Planning Commission was given a copy of the draft licensing ordinance for informational purposes only. They did not take any formal action on the licensing ordinance as this is outside their purview:

The purpose of the ordinance is as follows:

- (a) Provide for a means for the distribution of marijuana to patients who qualify to obtain, possess, and use marijuana for medical purposes under State medical marijuana regulations;
- (b) Authorize the establishment of medical marijuana facilities and provide standards and procedures for the review, issuance, renewal and revocation of City-issued permits;
- (c) Coordinate the City's ordinance and procedures with laws and regulations that are and may be enacted by the State of Michigan pertaining to medical marijuana;
- (d) Protect public health and safety through reasonable limitations on marijuana facility operations as they relate to noise, air and water quality, neighborhood and patient safety, security for the facility and its personnel, and other health and safety concerns;
- (e) Protect the character of residential neighborhoods by limiting the location and the concentration of types of marijuana commercial entities to specific areas of the City; and
- (f) Impose fees to defray the cost to the City of the administrative and enforcement costs associated with medical marijuana facilities.

According to direction from City Council at a past City Council meeting, Councilmembers chose to allow medical marijuana provisioning centers only. Councilmembers directed the Planning Commission to *"research and recommend 3-4 provisioning centers in 1-2 locations and addressing signage and hours of operation."* See enclosed copy of the February 18, 2019 City Council meeting minutes. Within Section 8-327 Authorized Facilities, City Council will need to determine the number of provisioning centers allowed within the community.

All future provisioning centers must abide by all zoning requirements and other applicable building, construction and other codes at the time of issuance. Based upon a recommendation by City staff, the City Council will need to establish the non-refundable initial application fee as well as the yearly license renewal fee per resolution for a medical marijuana provisioning center permit. Adoption of the fees should occur at the same meeting whereby the zoning and licensing ordinances are approved.

It is anticipated that there will be more applications for medical marijuana licenses than available local permits. Therefore, per the draft ordinance, the City will host a lottery to randomly select the applicants who are "prequalified" by the State of Michigan for conditional authorization and to establish a waiting list for future conditional authorizations. Sequentially, only applicants drawn early in the lottery will be directed to continue the review process by proceeding to the Planning Commission for Special Condition Use review. (Ex. If Council selects to have three provisioning centers in the community, only the first three applicants drawn through the lottery will be allowed to proceed forward with further local review). Applicants at this stage will have six months to receive their Special Conditional Use Permit. Once approved by the Planning Commission, staff will send proof of the approved application to the Michigan Department of Licensing and Regulatory Affairs (LARA) for the State's final issuance of the license. The City will not issue the final permit for a provisioning center facility to operate until the State issues their final State license.

Other notables are as follows:

- All permits will need to be renewed on an annual basis with forfeiture, suspension or non-renewal of any permit according to Section 8-331.

- Facility requirements are referenced in Section 8-332.
- Prohibited Acts in Section 8-333 with hours of operation including receiving shipments occurring between the hours of 9:00 A.M. to 9:00 P.M..
- The City Clerk is granted the power to implement and administer the permit application process.

Staff has included the Medical Marijuana Facilities Licensing Act (MMFLA) as it is referenced many times throughout the draft licensing ordinance.

**Action** As this continues to be a first reading of the licensing ordinance, no official action is needed at this point. Barring any substantive changes to the ordinance, City Council could consider adoption of the ordinance at the October 7, 2019 City Council meeting. Keep in mind the medical marijuana zoning ordinance, medical marijuana licensing ordinance and resolution establishing the application fee and annual license/renewal fee will need to be adopted concurrently.

rs  
Enclosures

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE TO AMEND CHAPTER 8 OF THE PETOSKEY CODE OF ORDINANCES, BUSINESSES AND BUSINESS REGULATIONS, CREATING A NEW ARTICLE IX- MEDICAL MARIHUANA FACILITIES, WITHIN THE CITY OF PETOSKEY**

The City of Petoskey ordains:

**ARTICLE IX MEDICAL MARIHUANA FACILITIES**

**DIVISION I: GENERAL PROVISIONS**

**8-325: Purpose and Intent.**

The purpose of this Ordinance is to implement the provisions of Public Act 281 of 2016, being the Michigan Medical Marihuana Facilities Licensing Act, so as to protect the public health, safety, and welfare of the residents and patients of the City by setting forth the manner in which medical Marihuana facilities can be operated in the City. Specifically, the purpose of this Ordinance is to:

- (a) Provide for a means for the distribution of Marihuana to patients who qualify to obtain, possess, and use Marihuana for medical purposes under the Michigan Medical Marihuana Act, (MCL§ 333.26421 et seq.), the Medical Marihuana Facilities Licensing Act (MCL § 333.27101 et seq.) and the Marihuana Tracking Act (MCL § 333.27901 et seq.);
- (b) Authorize the establishment of medical Marihuana facilities and provide standards and procedures for the review, issuance, renewal and revocation of City-issued permits;
- (c) Coordinate the City's ordinance and procedures with laws and regulations that are and may be enacted by the State of Michigan pertaining to medical Marihuana;
- (d) Protect public health and safety through reasonable limitations on Marihuana facility operations as they relate to noise, air and water quality, neighborhood and patient safety, security for the facility and its personnel, and other health and safety concerns;
- (e) Protect the character of residential neighborhoods by limiting the location and the concentration of types of Marihuana commercial entities to specific areas of the City; and
- (f) Impose fees to defray the cost to the City of the administrative and enforcement costs associated with medical Marihuana facilities.



Nothing in this ordinance is intended to grant immunity from any criminal prosecution under Federal law. Nothing in this Ordinance is intended to promote or condone the production, distribution, or possession of Marihuana in violation of any applicable law and nothing in this ordinance is intended to grant immunity from criminal or civil prosecution, penalty or sanction for the cultivation, manufacture, possession, use, sale, distribution or transport of Marihuana in any form, that is not in strict compliance with all applicable laws and rules promulgated by the State of Michigan and the City of Petoskey regarding medical Marihuana. Nothing in this Ordinance is intended to provide any approvals, permits or licenses for any other type of facility, except for a medical Marihuana facility. Specifically, this Ordinance does not provide any rights or privileges with regard to Marihuana under the Michigan Regulation and Taxation of Marihuana Act, MCL § 333.27951 et seq.

By accepting a permit issued pursuant to this Chapter, the holder waives and releases the City, its officers and employees from any liability for injuries, damages or liabilities of any kind that result from the arrest or prosecution of medical Marihuana facility owners, operators, employees, clients or customers for a violation of state or federal laws, rules or regulations. Further, the holder agrees to indemnify, defend and hold harmless the City, its officers, elected officials, employees and insurers against all liability, claims or demands, including, but not limited to, arising as a result of any claim of diminution of property value by a property owner whose property is located in proximity to a permitted Marihuana facility, arising out of, claimed to have arisen out of or in any manner connected with the operation of a medical Marihuana facility.

#### **8-326: Definitions.**

Unless otherwise specifically defined in this ordinance, any terms in this ordinance that are defined or described in any of the Acts shall have the definitions or descriptions as set forth in those Acts. Additionally, as used in this Ordinance:

(a) "Acts" means any combination thereof of the following Michigan State laws:

- (1) "Michigan Medical Marihuana Act" or "MMMA" means 2008 IL1, MCL § 333.26421 et seq. as, may be amended.
- (2) "Michigan Medical Marihuana Facilities Licensing Act" or "MMFLA" means Public Act 281 of 2016, MCL § 333.27101 et seq., as may be amended
- (3) "Michigan Marihuana Tracking Act" means Public Act 282 of 2016, MC § 333.27901 et seq., as may be amended.

(b) "Affiliate" shall have the same meaning as the identical term in the MMFLA, MCL § 333.27102(b), as amended.

(c) "Applicant" means a person who applies for a state operating license and a City Permit. With respect to disclosures in an application, or for purposes of ineligibility for a license, the term "Applicant" shall have the same meaning as the identical term in the Michigan Medical Marihuana Facilities Licensing Act at MCL § 324.27102(c). "Applicant" includes an Affiliate, officer, director and managerial employee of the Applicant and an Applicant shall disclose the identity of any person or entity that controls, directly or indirectly, the Applicant.

- (d) "Cultivate" or "Cultivation" means (1) all phases of Marihuana growth from seed to harvest; and (2) the preparation, packaging, and labeling of harvested usable Marihuana.
- (e) "Grower" shall have the same meaning as the identical term in the MMFLA, MCL § 333.27102(g), as amended.
- (f) "Permit" means a current and valid permit for a Marihuana facility issued under this Ordinance. "Permit holder" means a person holding a City of Petoskey operating permit issued under the provisions of this ordinance.
- (g) "Marihuana" shall have the same meaning as the identical term in the MMFLA, MCL § 333.27102(k), as amended.
- (h) "Marihuana facility" shall have the same meaning as the identical term in the MMFLA, MCL § 333.27102(l), as amended.
- (i) "Marihuana plant" shall have the same meaning as the identical term in the MMFLA, MCL § 333.27102(m), as amended.
- (j) "Processor" shall have the same meaning as the identical term in the MMFLA, MCL § 333.27102(u), as amended.
- (k) "Provisioning Center" shall have the same meaning as the identical term in the MMFLA, MCL § 333.27102(v), as amended.
- (l) "Safety compliance facility" shall have the same meaning as the identical term in the MMFLA, MCL § 333.27102(aa), as amended.
- (m) "Secure transporter" "Provisioning Center" shall have the same meaning as the identical term in the MMFLA, MCL § 333.27102(bb), as amended.
- (n) "State operating license" "Provisioning Center" shall have the same meaning as the identical term in the MMFLA, MCL § 333.27102(ee), as amended.

#### **8-327: Authorized Facilities.**

The following types of Marihuana facilities may be established and operated by a licensee in the City, subject to compliance with the MMFLA, the Rules promulgated thereunder and this ordinance:

Provisioning Center – Not more than three (3) Provisioning Centers shall be established, operated or permitted in the City.

No Marihuana facility shall be eligible to be issued a Permit unless the location of the proposed facility complies with all zoning requirements for the Marihuana facility as set forth in the City Zoning Ordinance and all other applicable building, construction, and other similar codes at the time of issuance. No Applicant or Permit holder may operate more than one Marihuana facility in the City.

To the extent the State adopts in the future any additional or stricter law or regulation governing the sale or distribution of medical Marihuana, the additional or stricter regulation shall control the establishment or operation of any Marihuana facility in the City. Compliance with any applicable state law or regulation shall be deemed an additional requirement for issuance or denial of any Permit under this Article, and noncompliance with any applicable state law or regulation shall be grounds for revocation or suspension of any Permit issued hereunder.

## **DIVISION II: LICENSING.**

### **8-328: Permit and Annual Fee Required.**

- (a) No person shall establish or operate a Marihuana facility in the City without first having obtained a City Permit and State operating license for the Marihuana facility. License and Permit certificates shall be kept current and publically and prominently displayed within the facility. The facility shall be operated only so long as both the City Permit and state operating license remain in effect. Failure to maintain or display a current license and Permit shall be a violation of this ordinance.
- (b) An annual non-refundable fee to defray the administrative and enforcement costs associated with Marihuana facilities will be set by resolution and adopted by the City Council. The fee will not exceed the state maximum. The Permit fee requirement set forth in this ordinance shall be in addition to, and not in lieu of, any other licensing and permitting requirements imposed by any other federal, state, or City ordinance, including, by way of example, any applicable zoning or building permits or approvals.
- (c) A separate Permit shall be required for each premises from which a Marihuana facility is operated. A Marihuana facility's Permit is valid only for the owner named thereon, the type of business disclosed on the application for the Permit, and the location for which the Permit is issued. No transfer, sale, or other conveyance of an interest in a Permit is allowed, unless the transfer, sale or other conveyance has been approved by the State and prior written approval is obtained from the City. The transferee must be in strict compliance with State laws and regulations governing such transfers, per MCL § 333.27406 and the provisions of this Ordinance.
- (d) The permit fee requirement set forth in this Chapter shall be in addition to, and not in lieu of, any other licensing and permitting requirements imposed by any state regulatory agency or City ordinance, including, but not limited to, any applicable fees for site plan review, zoning review, inspections or building permits.

### **8-329: Permit Application and Approval.**

- (a) A person seeking a City Permit to operate a medical Marihuana facility pursuant to the provisions of this Ordinance shall submit an application to the City Clerk on forms provided by the City. At the time of Permit application submission, each applicant shall pay the nonrefundable application fee as established by City resolution. The City shall accept only one Application, per Applicant, per location.

- (b) Applications will only be accepted from those applicants that have been prequalified by the State of Michigan for a Marihuana facility license. Proof of prequalification shall be submitted with the license application.
- (c) Upon an applicant's submission of the above-provided form, the City Clerk shall accept the application for review and consideration and assign it an application number. Only one Permit application, per Applicant, will be accepted for consideration for a single location. Applicant must demonstrate that it has or will have lawful possession of the proposed Marihuana facility for the period during which the Permit will apply (such proof may include a deed, a lease, a real estate contract contingent upon successful licensing, or letter of intent by the owner of the premises indicating an intent to lease the premises to the applicant contingent upon the applicant successfully obtaining a state operating license and local permit). NO APPLICATION WILL BE ACCEPTED UNLESS IT IS COMPLETE.
- (d) If the City Clerk identifies a deficiency in the completeness of an application, the applicant shall have ten (10) business days to correct the deficiency after notification by the City Clerk. The application will be considered withdrawn on the 11th business day if correction was not made.
- (e) If the number of Permit applications accepted for consideration in the first thirty (30) days after the ordinance becomes effective is greater than the number of facilities allowed, the City Clerk will conduct a drawing to randomly select applicants for conditional authorization and to establish a waiting list for future conditional authorizations for that facility type during the first available City Council public meeting within thirty (30) days after the City has completed its review of all timely submitted applications and the period to correct deficiencies has concluded. The name of each qualified Applicant shall be drawn individually by the City Clerk in sequence, with each qualified Applicant being assigned a number corresponding to the order in which their name was drawn. The lottery will continue until the names of all qualified Applicants are drawn and assigned a number, which shall create an eligibility list to be maintained by the City Clerk. The eligibility list shall remain valid until a new lottery is conducted or three (3) years, whichever comes first. In the event a provisional Permit becomes available for whatever reason, it shall be offered to the next qualified applicant in order of the eligibility list. If a qualified Applicant declines a provisional Permit when one becomes available or if their provisional Permit lapses they shall be removed from the eligibility list.

Applicants who are otherwise qualified but whose facility is located within 500 feet of an Applicant higher on the eligibility list shall retain their position on the eligibility list unless and until the prior Applicant is issued a provisional permit, at which point the Applicant shall be removed from the eligibility list.. For all applications received on or after the thirty-first (31st) day after the effective date of this Ordinance, complete Permit applications will be processed and eligible Applicants added to the eligibility list in the order received.

- (f) The following information shall be submitted with the application:

- i. For an individual, the applicant's name, date of birth, physical address, including residential and any business address(es) attached to the individual, copy of government issued photo identification, email address, and one or more phone numbers, including emergency contact information, and, if applicable, Federal EIN.
- ii. For non-individuals, the names, date of birth, physical address, including residential and any business address(es), copy of government issued photo identification, email address, and one or more phone numbers of each stakeholder, Affiliates and/or general partners of the applicant, including designation of the highest ranking stakeholder and/or general partner as an emergency contact person and information for the emergency contact person, articles of incorporation/organization, assumed name registration documents, Internal Revenue Service SS-4, EIN confirmation letter(s), and a copy of the operating agreement of the applicant if a limited liability company, copy of the partnership agreement if a partnership, or a copy of the by-laws or shareholder agreement if a corporation; its legal status, and proof of registration with, or a certificate of good standing from the State of Michigan, as applicable.
- iii. Proof of lawful use of the proposed premises that may consist of a deed, a lease, a real estate contract contingent upon successful licensing or letter of intent by the owner of the premises indicating an intent to lease the premises to the applicant contingent upon the applicant successfully obtaining a state operating license and local permit.
- iv. The name and address of the proposed Medical Marihuana facility and contact information.
- v. A comprehensive operating plan for the marihuana facility for which the application is being submitted that includes all of the information required for the Marihuana Facilities Plan to be submitted in connection with a state license pursuant to the rules, the operational standards in this chapter, as applicable, and the following at a minimum:
  - i. A description of the type of marihuana facility applied for.
  - ii. A security plan for the marihuana facility that addresses all required security measures of the rules and addresses at a minimum the ability to meet the security measures of the rules. The security plan must contain the specific details of each piece of security equipment to be utilized by the marihuana facility and comply with the provisions of this chapter, as well as any other applicable provisions of the rules adopted by the State of Michigan. The security system, shall be maintained in good working order and provide twenty-four hours per day coverage and shall be available for inspection and review by the City, Public Safety Department and State Police at all times. A separate security system is required for each facility. Surveillance recordings are to be maintained for a minimum of 30 days.

- iii. An HVAC plan for the marihuana facility describing in detail among other things the equipment or systems that will be used to prevent any odor of marihuana from leaving the premises.
  - iv. A lighting plan.
  - v. Disposal and waste management plan for wastes generated at the Marihuana facility.
  - vi. The anticipated or actual number of employees and positions, including a staffing plan.
  - vii. Evidence of insurance required by the MMFLA in the form of a certificate of insurance evidencing the existence of a valid and effective policy, or, evidence that the applicant is able to obtain such insurance and state the limits of each policy, the name of the insurer, the effective date and expiration date of each policy and policy number if known.
- (g) Application for operation of a Marihuana facility, or leasing property to a Marihuana facility, constitutes consent by the applicant, and all owners, managers, and employees of the business, and the owner of the property to permit the City Manager or his/her designee to conduct inspections of the Marihuana facility to ensure compliance with this Ordinance or any other applicable law, rule, or regulation.
- (h) Upon receipt of a completed application, the City Clerk may circulate the application to all affected department heads of the City or their designees for input as to whether the application and premises is in compliance with applicable laws, rules and regulations.
- (i) After preliminary review of the Permit application to confirm compliance with applicable laws, rules and regulations, selection of the application pursuant to the lottery in Sec. 8-329(e), above, (if necessary because there are more than three (3) applicants) and if so confirmed, the applicant shall be conditionally approved for a Permit and the City shall prepare a conditional approval notice for the purposes of State application requirements. The applicant must then obtain Special Condition Use and Site Plan approval from the Planning Commission within six (6) months of receiving conditional approval or the approval will expire and the application will be considered withdrawn, although the Planning Commission may grant an extension at its sole discretion for up to an additional six (6) months, so long as the Applicant is diligently pursuing Special Condition Use and Site Plan approval. All Permits issued are contingent upon the State of Michigan issuing a license for the operation under State law. A provisional permit does not authorize the applicant to operate a medical Marihuana facility without first obtaining a state operating license for the facility, and obtaining all other permits, inspections, and approvals required by this chapter and all other applicable provisions of this code.

- (j) An inspection of the proposed Marihuana facility by the City is required prior to the issuance of the City operating permit. Such inspection shall occur after the Marihuana facility is ready for operation, but prior to the stocking of the business with any medical Marihuana and prior to the opening of the Marihuana facility or commencement of operations. The City shall verify that the Marihuana facility is constructed and can be operated in accordance with the application submitted and the applicable requirements of this Chapter and any other applicable law, rule or regulation.
- (k) After verification that the Marihuana facility is constructed and can be operated in accordance with the application submitted and the applicable requirements of this Chapter and any other applicable law, rule or regulation, and the issuance of a permanent certificate of occupancy for the Marihuana facility, the City Clerk shall issue a Permit for a term of one (1) year. The City-issued Permit shall be prominently displayed within the Marihuana facility.
- (l) Throughout the application process, and while any granted Permit is in force, the applicant or the Permit holder shall report any other change in the information provided on the application to the City within ten business days of the change.

#### **8-330: Permit Renewal.**

A City Marihuana facility operating Permit shall run concurrently with the State operating Marihuana license issued for the facility, unless revoked as provided by law.

Subject to the provisions of 8-331 below, a Permit may be renewed annually by completing a renewal application and payment of the annual Permit fee thirty (30) days prior to its expiration. A Permit will be renewed by the City for one (1) year if (1) there are no uncured administrative and/or legal violations in the prior year, including no taxes owed on the subject property; (2) the applicant has paid the annual City Permit fee for the renewal period; (3) any Stakeholder changes have been fully disclosed to the City; and (4) the applicant has paid and received the renewal of its State license.

Prior to the issuance of a renewed Permit by the City, the premises shall be inspected to assure that it and its systems are in compliance with the requirements of this Ordinance.

#### **8-331: Permit Forfeiture, Suspension, Non-Renewal.**

In the event that a Marihuana facility does not commence operations within one year of issuance of a City operating Permit, the Permit shall be deemed forfeited; the business may not commence operations and the Permit is not eligible for renewal. The City will consider new applications in place of the forfeited Permit in a manner consistent with 8-329(e) of this Ordinance.

The City may immediately revoke or suspend an existing Permit or refuse to renew a Permit for any of the following reasons:

- (a) The applicant or permit holder is denied a state operating license;

- (b) The applicant or Permit holder, or his or her agent, manager or employee, has violated, does not meet, or has failed to comply with, any of the terms, requirements, conditions or provisions of this Ordinance or with any applicable state or local law or regulation;
- (c) The Marihuana facility is substantially different from the comprehensive operating plan, Marihuana facility plan, conceptual plan or other representations contained in the application;
- (d) Officers of the City are unable to access the proposed facility for Permit inspections or are denied access by the applicant or Permit holder;
- (e) The applicant or Permit holder, or his or her agent, manager or employee, has failed to comply with any special terms or conditions of its Permit pursuant to an order of the state or local licensing authority, including those terms and conditions that were established at the time of issuance of the Permit and those imposed as a result of any disciplinary proceedings held subsequent to the date of issuance of the Permit or failure to comply to laws changing subsequent to acquiring a Permit;
- (f) The State of Michigan has revoked the Marihuana facility's state-issued license or permit; or
- (g) the Marihuana facility has been operated in a manner that, in the opinion of the City Manager, adversely affects the public health, safety or welfare. Evidence to support a finding under this Section may include, without limitation, a pattern of criminal conduct within the premises of the Marihuana facility or in the immediate area surrounding such business, a pattern of criminal conduct directly related to or arising from the operation of the Marihuana facility, or a nuisance condition emanating from or caused by the Marihuana facility. Any criminal conduct shall be limited to the violation of a state law or regulation or city ordinance.

If a Permit is terminated, revoked, suspended or restricted, the City Clerk or his or her designee will notify in writing by mail or electronic mail both the permit holder, at the last known address on file with the City for notification of the applicant, and the Michigan Department of Licensing and Regulatory Affairs of the termination, revocation, suspension, or restriction of the permit and the reasons therefore in writing.

A Permit granted by this Chapter is a revocable privilege granted by the City and is not a property right. Granting a Permit does not create or vest any right, title, franchise or other property interest.

### **DIVISION III: FACILITY REQUIREMENTS.**

#### **8-332: Requirements.**

- (a) A Marihuana facility shall comply with all of the requirements of State law and all applicable State regulations.
- (b) Unless permitted by the MMMA and Medical Marihuana Facilities Licensing Act or applicable state law:



- i. General public or common areas of a Provisioning Center must be separated from the Restricted Access Area as defined by State regulation, R 333.201(s) by a permanent and locked barrier;
- ii. No Marihuana is permitted to be stored, displayed, or transferred in an area accessible to the general public;
- iii. Any usable Marihuana remaining on the premises of a Provisioning Center while the Provisioning Center is not in operation shall be secured in a safe that is permanently affixed to the premises;
- iv. No Marihuana plants shall be located in a Provisioning Center;
- v. Disposal of Marihuana shall be accomplished in a manner that prevents its acquisition by any person who may not lawfully possess it and otherwise in conformance with local and state laws and regulations;
- vi. All Marihuana delivered to a patient shall be packaged and labeled as provided by state laws;
- vii. All registered patients must present both their Michigan Medical Marihuana patient/caregiver identification card and a government issued photo identification prior to entering restricted/limited areas or non-public areas of the Provisioning Center;
- viii. Certified laboratory testing results that meets the MMMA and Medical Marihuana Facilities Licensing Act or applicable state laws must be available to all Provisioning Center patients/customers upon request;
- ix. All Marihuana facilities shall comply with all applicable requirements of the City of Petoskey's Zoning Ordinance;
- x. A Marihuana facility and all articles of property in the facility are subject to inspection, search and examination at any time by a member of the Petoskey Public Safety Department, the County Sheriff's Department, or the Department of State Police;
- xi. All signage and advertising for a Marihuana facility shall comply with all municipal ordinances, state law, and these rules regulating signs and advertising. Refer to Sign Ordinance for additional information; and

- xii. All activities of Marihuana commercial entities, including, without limitation, the displaying, selling, and storage of Marihuana and Marihuana-infused products shall be conducted indoors and out of public view and shall not be visible from outside the facility. Sufficient measures and means of preventing smoke, odors, debris, dust, fluids and other substances from exiting a Marihuana facility must be provided at all times. In the event that any odors, debris, dust, fluids or other substances exit a Marihuana facility, the owner of the subject premises and the Permit holder shall be jointly and severally liable for such conditions and shall be responsible for immediate, full cleanup and correction of such condition. The Permit holder shall properly dispose of all such materials, items and other substances in a safe, sanitary and secure manner and in accordance with all applicable state and local laws and regulations.

### **8-333 Prohibited Acts.**

It shall be unlawful for any Permit holder for a Marihuana facility, or for any agent, manager, or employee thereof to:

- (a) Sell, give, dispense or otherwise distribute to any patient or primary caregiver who is not a licensee a more Marihuana in usable form (including the useable Marihuana equivalent of Marihuana-infused products) within any seven (7) day period of time than they are allowed by the MMMA to possess.
- (b) Distribute Marihuana or Marihuana-infused products to a consumer free of charge.
- (c) Allow the consumption of Marihuana or Marihuana products on the licensed premises. A sign shall be posted on the premises of each facility indicating that consumption is prohibited on the premises.
- (d) Sell Marihuana or Marihuana products at a licensed provisioning center at any time other than between the hours of 9:00 A.M. and 9:00 P.M. daily.
- (e) Receive shipments of Marihuana or Marihuana products between the hours of 9:00 P.M. and 9:00 A.M.

### **8-334: Grant of Administrative Authority.**

The City Clerk is granted the power and duty to fully and effectively implement and administer the Permit Application process and issuance of a provisional Permit and operating Permits issued by the City as provided in this chapter.

### **8-335: RESERVED.**

All other provisions of the Code of Ordinances not specifically amended shall remain in full force and effect.

Nothing in this ordinance shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby revised as cited in this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this ordinance.

If any of the standards set forth in this amendment conflict with any other standards of previous or further ordinances or amendments, the stricter standards shall apply.

All ordinances, resolutions, or orders, or parts thereof, in conflict with the provisions of this ordinance are, to the extent of such conflict, repealed.

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section, or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

This ordinance shall take effect fifteen (15) days following its enactment and shall be published once within seven (7) days after its enactment as provided by Charter.

Adopted, enacted and ordained by the City of Petoskey City Council this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

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John Murphy  
Its Mayor

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Alan Terry  
Its Clerk

**MEDICAL MARIHUANA FACILITIES LICENSING ACT**  
**Act 281 of 2016**

AN ACT to license and regulate medical marihuana growers, processors, provisioning centers, secure transporters, and safety compliance facilities; to allow certain licensees to process, test, or sell industrial hemp; to provide for the powers and duties of certain state and local governmental officers and entities; to create a medical marihuana licensing board; to provide for interaction with the statewide monitoring system for commercial marihuana transactions; to create an advisory panel; to provide immunity from prosecution for marihuana-related offenses for persons engaging in certain activities in compliance with this act; to prescribe civil fines and sanctions and provide remedies; to provide for forfeiture of contraband; to provide for taxes, fees, and assessments; and to require the promulgation of rules.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 10, Imd. Eff. Jan. 26, 2018;—Am. 2018, Act 648, Eff. Mar. 28, 2019.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

*The People of the State of Michigan enact:*

**PART 1. GENERAL PROVISIONS**

**333.27101 Short title.**

Sec. 101. This act shall be known and may be cited as the "medical marihuana facilities licensing act".

**History:** 2016, Act 281, Eff. Dec. 20, 2016.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

**333.27102 Definitions.**

Sec. 102. As used in this act:

- (a) "Advisory panel" or "panel" means the marihuana advisory panel created in section 801.
- (b) "Affiliate" means any person that controls, is controlled by, or is under common control with; is in a partnership or joint venture relationship with; or is a co-shareholder of a corporation, a co-member of a limited liability company, or a co-partner in a limited liability partnership with a licensee or applicant.
- (c) "Applicant" means a person who applies for a state operating license. Applicant includes, with respect to disclosures in an application, for purposes of ineligibility for a license under section 402, or for purposes of prior board approval of a transfer of interest under section 406, and only for applications submitted on or after January 1, 2019, a managerial employee of the applicant, a person holding a direct or indirect ownership interest of more than 10% in the applicant, and the following for each type of applicant:
  - (i) For an individual or sole proprietorship: the proprietor and spouse.
  - (ii) For a partnership and limited liability partnership: all partners and their spouses. For a limited partnership and limited liability limited partnership: all general and limited partners, not including a limited partner holding a direct or indirect ownership interest of 10% or less and who does not exercise control over or participate in the management of the partnership, and their spouses. For a limited liability company: all members and managers, not including a member holding a direct or indirect ownership interest of 10% or less and who does not exercise control over or participate in the management of the company, and their spouses.
  - (iii) For a privately held corporation: all corporate officers or persons with equivalent titles and their spouses, all directors and their spouses, and all stockholders, not including those holding a direct or indirect ownership interest of 10% or less, and their spouses.
  - (iv) For a publicly held corporation: all corporate officers or persons with equivalent titles and their spouses, all directors and their spouses, and all stockholders, not including those holding a direct or indirect ownership interest of 10% or less, and their spouses.
  - (v) For a multilevel ownership enterprise: any entity or person that receives or has the right to receive more than 10% of the gross or net profit from the enterprise during any full or partial calendar or fiscal year.
  - (vi) For a nonprofit corporation: all individuals and entities with membership or shareholder rights in accordance with the articles of incorporation or the bylaws and their spouses.
- (d) "Board" means the medical marihuana licensing board created in section 301.
- (e) "Cutting" means a section of a lead stem or root stock that is used for vegetative asexual propagation.



- (f) "Department" means the department of licensing and regulatory affairs.
- (g) "Grower" means a licensee that is a commercial entity located in this state that cultivates, dries, trims, or cures and packages marihuana for sale to a processor, provisioning center, or another grower.
- (h) "Industrial hemp" means that term as defined in section 7106 of the public health code, 1978 PA 368, MCL 333.7106.
- (i) "Industrial hemp research and development act" means the industrial hemp research and development act, 2014 PA 547.
- (j) "Licensee" means a person holding a state operating license.
- (k) "Marihuana" means that term as defined in section 7106 of the public health code, 1978 PA 368, MCL 333.7106.
- (l) "Marihuana facility" means a location at which a licensee is licensed to operate under this act.
- (m) "Marihuana plant" means any plant of the species *Cannabis sativa* L. Marihuana plant does not include industrial hemp.
- (n) "Marihuana-infused product" means a topical formulation, tincture, beverage, edible substance, or similar product containing any usable marihuana that is intended for human consumption in a manner other than smoke inhalation. Marihuana-infused product is not considered a food for purposes of the food law, 2000 PA 92, MCL 289.1101 to 289.8111.
- (o) "Marihuana tracking act" means the marihuana tracking act, 2016 PA 282, MCL 333.27901 to 333.27904.
- (p) "Michigan medical marihuana act" means the Michigan medical marihuana act, 2008 IL 1, MCL 333.26421 to 333.26430.
- (q) "Municipality" means a city, township, or village.
- (r) "Paraphernalia" means any equipment, product, or material of any kind that is designed for or used in growing, cultivating, producing, manufacturing, compounding, converting, storing, processing, preparing, transporting, injecting, smoking, ingesting, inhaling, or otherwise introducing into the human body, marihuana.
- (s) "Person" means an individual, corporation, limited liability company, partnership, limited partnership, limited liability partnership, limited liability limited partnership, trust, or other legal entity.
- (t) "Plant" means any living organism that produces its own food through photosynthesis and has observable root formation or is in growth material.
- (u) "Processor" means a licensee that is a commercial entity located in this state that purchases marihuana from a grower and that extracts resin from the marihuana or creates a marihuana-infused product for sale and transfer in packaged form to a provisioning center or another processor.
- (v) "Provisioning center" means a licensee that is a commercial entity located in this state that purchases marihuana from a grower or processor and sells, supplies, or provides marihuana to registered qualifying patients, directly or through the patients' registered primary caregivers. Provisioning center includes any commercial property where marihuana is sold at retail to registered qualifying patients or registered primary caregivers. A noncommercial location used by a registered primary caregiver to assist a qualifying patient connected to the caregiver through the department's marihuana registration process in accordance with the Michigan medical marihuana act is not a provisioning center for purposes of this act.
- (w) "Registered primary caregiver" means a primary caregiver who has been issued a current registry identification card under the Michigan medical marihuana act.
- (x) "Registered qualifying patient" means a qualifying patient who has been issued a current registry identification card under the Michigan medical marihuana act or a visiting qualifying patient as that term is defined in section 3 of the Michigan medical marihuana act, MCL 333.26423.
- (y) "Registry identification card" means that term as defined in section 3 of the Michigan medical marihuana act, MCL 333.26423.
- (z) "Rules" means rules promulgated under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, by the department in consultation with the board to implement this act.
- (aa) "Safety compliance facility" means a licensee that is a commercial entity that takes marihuana from a marihuana facility or receives marihuana from a registered primary caregiver, tests the marihuana for contaminants and for tetrahydrocannabinol and other cannabinoids, returns the test results, and may return the marihuana to the marihuana facility.
- (bb) "Secure transporter" means a licensee that is a commercial entity located in this state that stores marihuana and transports marihuana between marihuana facilities for a fee.
- (cc) "Seed" means the fertilized, ungerminated, matured ovule, containing an embryo or rudimentary plant, of a marihuana plant that is flowering.
- (dd) "Seedling" means a marihuana plant that has germinated and has not flowered and is not harvestable.



(ee) "State operating license" or, unless the context requires a different meaning, "license" means a license that is issued under this act that allows the licensee to operate as 1 of the following, specified in the license:

- (i) A grower.
- (ii) A processor.
- (iii) A secure transporter.
- (iv) A provisioning center.
- (v) A safety compliance facility.

(ff) "Statewide monitoring system" or, unless the context requires a different meaning, "system" means an internet-based, statewide database established, implemented, and maintained by the department under the marihuana tracking act, that is available to licensees, law enforcement agencies, and authorized state departments and agencies on a 24-hour basis for all of the following:

- (i) Verifying registry identification cards.
- (ii) Tracking marihuana transfer and transportation by licensees, including transferee, date, quantity, and price.
- (iii) Verifying in commercially reasonable time that a transfer will not exceed the limit that the patient or caregiver is authorized to receive under section 4 of the Michigan medical marihuana act, MCL 333.26424.

(gg) "Tissue culture" means a marihuana plant cell, cutting, tissue, or organ, that is kept under a sterile condition on a nutrient culture medium of known composition and that does not have visible root formation. A tissue culture is not a marihuana plant for purposes of a grower.

(hh) "Usable marihuana" means the dried leaves, flowers, plant resin, or extract of the marihuana plant, but does not include the seeds, stalks, and roots of the plant.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 10, Imd. Eff. Jan. 26, 2018;—Am. 2018, Act 582, Eff. Jan. 1, 2019;—Am. 2018, Act 648, Eff. Mar. 28, 2019;—Am. 2019, Act 3, Imd. Eff. Apr. 16, 2019.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

## PART 2. APPLICATION OF OTHER LAWS

### **333.27201 Protected activities; person owning or leasing property upon which marihuana facility located subject to penalties or sanctions prohibited; conditions; activities of certified public accountant or financial institution not subject to certain penalties or sanctions; other provisions of law inconsistent with act; definitions.**

Sec. 201. (1) Except as otherwise provided in this act, if a person has been granted a state operating license and is operating within the scope of the license, the licensee and its agents are not subject to any of the following for engaging in activities described in subsection (2):

- (a) Criminal penalties under state law or local ordinances regulating marihuana.
- (b) State or local criminal prosecution for a marihuana-related offense.
- (c) State or local civil prosecution for a marihuana-related offense.
- (d) Search or inspection, except for an inspection authorized under this act by law enforcement officers, the municipality, or the department.
- (e) Seizure of marihuana, real property, personal property, or anything of value based on a marihuana-related offense.
- (f) Any sanction, including disciplinary action or denial of a right or privilege, by a business or occupational or professional licensing board or bureau based on a marihuana-related offense.

(2) The following activities are protected under subsection (1) if performed under a state operating license within the scope of that license and in accord with this act, rules, and any ordinance adopted under section 205:

- (a) Growing marihuana.
- (b) Purchasing, receiving, selling, transporting, or transferring marihuana from or to a licensee, a licensee's agent, a registered qualifying patient, or a registered primary caregiver.
- (c) Possessing marihuana.
- (d) Possessing or manufacturing marihuana paraphernalia for medical use.
- (e) Processing marihuana.
- (f) Transporting marihuana.
- (g) Testing, transferring, infusing, extracting, altering, or studying marihuana.
- (h) Receiving or providing compensation for products or services.

(3) Except as otherwise provided in this act, a person who owns or leases real property upon which a marihuana facility is located and who has no knowledge that the licensee violated this act is not subject to any of the following for owning, leasing, or permitting the operation of a marihuana facility on the real property:

- (a) Criminal penalties under state law or local ordinances regulating marihuana.
- (b) State or local civil prosecution based on a marihuana-related offense.
- (c) State or local criminal prosecution based on a marihuana-related offense.
- (d) Search or inspection, except for an inspection authorized under this act by law enforcement officers, the municipality, or the department.
- (e) Seizure of any real or personal property or anything of value based on a marihuana-related offense.
- (f) Any sanction, including disciplinary action or denial of a right or privilege, by a business or occupational or professional licensing board or bureau.

(4) Except as otherwise provided in this act, a certified public accountant who is licensed under article 7 of the occupational code, 1980 PA 299, MCL 339.720 to 339.736, is not subject to any of the following for engaging in the practice of public accounting as that term is defined in section 720 of the occupational code, 1980 PA 299, MCL 339.720, for an applicant or licensee who is in compliance with this act, rules, and the Michigan medical marihuana act:

- (a) Criminal penalties under state law or local ordinances regulating marihuana.
- (b) State or local civil prosecution based on a marihuana-related offense.
- (c) State or local criminal prosecution based on a marihuana-related offense.
- (d) Seizure of any real or personal property or anything of value based on a marihuana-related offense.
- (e) Any sanction, including disciplinary action or denial of a right or privilege, by a business or occupational or professional licensing board or bureau based on a marihuana-related offense.

(5) Except as otherwise provided in this act, a financial institution is not subject to any of the following for providing a financial service to a licensee under this act:

- (a) Criminal penalties under state law or local ordinances regulating marihuana.
- (b) State or local civil prosecution based on a marihuana-related offense.
- (c) State or local criminal prosecution based on a marihuana-related offense.
- (d) Seizure of any real or personal property or anything of value based on a marihuana-related offense.
- (e) Any sanction, including disciplinary action or denial of a right or privilege, by a business or occupational or professional licensing board or bureau based on a marihuana-related offense.

(6) For the purposes of regulating the commercial entities established under this act, any provisions of the following acts that are inconsistent with this act do not apply to a grower, processor, secure transporter, provisioning center, or safety compliance facility operating in compliance with this act:

- (a) The business corporation act, 1972 PA 284, MCL 450.1101 to 450.2098.
- (b) The nonprofit corporation act, 1982 PA 162, MCL 450.2101 to 450.3192.
- (c) 1931 PA 327, MCL 450.98 to 450.192.
- (d) The Michigan revised uniform limited partnership act, 1982 PA 213, MCL 449.1101 to 449.2108.
- (e) The Michigan limited liability company act, 1993 PA 23, MCL 450.4101 to 450.5200.
- (f) 1907 PA 101, MCL 445.1 to 445.5.
- (g) 1913 PA 164, MCL 449.101 to 449.106.
- (h) The uniform partnership act, 1917 PA 72, MCL 449.1 to 449.48.

(7) As used in this section:

(a) "Financial institution" means any of the following:

- (i) A state or national bank.
- (ii) A state or federally chartered savings and loan association.
- (iii) A state or federally chartered savings bank.
- (iv) A state or federally chartered credit union.
- (v) An insurance company.
- (vi) An entity that offers any of the following to a resident of this state:
  - (A) A mutual fund account.
  - (B) A securities brokerage account.
  - (C) A money market account.
  - (D) A retail investment account.

(vii) An entity regulated by the Securities and Exchange Commission that collects funds from the public.

(viii) An entity that is a member of the National Association of Securities Dealers and that collects funds from the public.

(ix) Another entity that collects funds from the public.

(b) "Financial service" means a deposit; withdrawal; transfer between accounts; exchange of currency;



loan; extension of credit; purchase or sale of any stock, bond, certificate of deposit, or other monetary instrument; or any other payment, transfer, or delivery by, through, or to a financial institution, by whatever means effected.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 10, Imd. Eff. Jan. 26, 2018.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27203 Registered qualifying patient or registered primary caregiver; criminal prosecution or sanctions prohibited; conditions.**

Sec. 203. A registered qualifying patient or registered primary caregiver is not subject to criminal prosecution or sanctions for purchasing marihuana from a provisioning center if the quantity purchased is within the limits established under the Michigan medical marihuana act. A registered primary caregiver is not subject to criminal prosecution or sanctions for any transfer of 2.5 ounces or less of marihuana to a safety compliance facility for testing.

**History:** 2016, Act 281, Eff. Dec. 20, 2016.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27204 Medical purpose defense.**

Sec. 204. This act does not limit the medical purpose defense provided in section 8 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26428, to any prosecution involving marihuana.

**History:** 2016, Act 281, Eff. Dec. 20, 2016.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27205 Marihuana facility; ordinance; requirements.**

Sec. 205. (1) The board shall not issue a state operating license to an applicant unless the municipality in which the applicant's proposed marihuana facility will operate has adopted an ordinance that authorizes that type of facility. A municipality may adopt an ordinance to authorize 1 or more types of marihuana facilities within its boundaries and to limit the number of each type of marihuana facility. A municipality may adopt other ordinances relating to marihuana facilities within its jurisdiction, including zoning regulations, but shall not impose regulations regarding the purity or pricing of marihuana or interfering or conflicting with this act or rules for licensing marihuana facilities. A municipality that adopts an ordinance under this subsection that authorizes a marihuana facility shall provide the department with all of the following on a form prescribed and provided by the department:

(a) An attestation that the municipality has adopted an ordinance under this subsection that authorizes the marihuana facility.

(b) A description of any zoning regulations that apply to the proposed marihuana facility within the municipality.

(c) The signature of the clerk of the municipality or his or her designee.

(d) Any other information required by the department.

(2) A municipal ordinance may establish an annual, nonrefundable fee of not more than \$5,000.00 to help defray administrative and enforcement costs associated with the operation of a marihuana facility in the municipality.

(3) The department may require a municipality to provide the following information to the department on a form prescribed and provided by the department regarding a licensee who submits an application for license renewal:

(a) Information that the board declares necessary to determine whether the licensee's license should be renewed.

(b) A description of a violation of an ordinance or a zoning regulation adopted under subsection (1) committed by the licensee, but only if the violation relates to activities licensed under this act and rules or the Michigan medical marihuana act.

(c) Whether there has been a change to an ordinance or a zoning regulation adopted under subsection (1) since the license was issued to the licensee and a description of the change.



(4) Information a municipality obtains from an applicant under this section is exempt from disclosure under the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246. Except as otherwise provided in this subsection, information a municipality provides to the department under this section is subject to disclosure under the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 10, Imd. Eff. Jan. 26, 2018.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27206 Rules.**

Sec. 206. The department, in consultation with the board, shall promulgate rules and emergency rules as necessary to implement, administer, and enforce this act. The rules must ensure the safety, security, and integrity of the operation of marihuana facilities, and must include rules to do the following:

- (a) Set appropriate standards for marihuana facilities and associated equipment.
- (b) Subject to section 408, establish minimum levels of insurance that licensees must maintain.
- (c) Establish operating regulations for each category of license to ensure the health, safety, and security of the public and the integrity of marihuana facility operations.
- (d) Establish qualifications and restrictions for persons participating in or involved with operating marihuana facilities.
- (e) Establish testing standards, procedures, and requirements for marihuana sold through provisioning centers.
- (f) Provide for the levy and collection of fines for a violation of this act or rules.
- (g) Prescribe use of the statewide monitoring system to track all marihuana transfers, as provided in the marihuana tracking act and this act, and provide for a funding mechanism to support the system.
- (h) Establish quality control standards, procedures, and requirements for marihuana facilities.
- (i) Establish chain of custody standards, procedures, and requirements for marihuana facilities.
- (j) Establish standards, procedures, and requirements for waste product disposal and storage by marihuana facilities.
- (k) Establish chemical storage standards, procedures, and requirements for marihuana facilities.
- (l) Establish standards, procedures, and requirements for securely and safely transporting marihuana between marihuana facilities.
- (m) Establish standards, procedures, and requirements for the storage of marihuana by marihuana facilities.
- (n) Establish labeling and packaging standards, procedures, and requirements for marihuana sold or transferred through provisioning centers, including a prohibition on labeling or packaging that is intended to appeal to or has the effect of appealing to minors.
- (o) Establish daily and monthly purchasing limits at provisioning centers for registered qualifying patients and registered primary caregivers to ensure compliance with the Michigan medical marihuana act.
- (p) Establish marketing and advertising restrictions for marihuana products and marihuana facilities.
- (q) Establish maximum tetrahydrocannabinol levels for marihuana-infused products sold or transferred through provisioning centers.
- (r) Establish health standards to ensure the safe preparation of products containing marihuana that are intended for human consumption in a manner other than smoke inhalation.
- (s) Establish restrictions on edible marihuana-infused products to prohibit shapes that would appeal to minors.
- (t) Establish standards, procedures, and requirements for the sale of industrial hemp from a provisioning center to a registered qualified patient. The rules promulgated under this subdivision must be promulgated before March 1, 2019.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 10, Imd. Eff. Jan. 26, 2018;—Am. 2018, Act 648, Eff. Mar. 28, 2019.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27207 Third-party inventory control and tracking system; exception for statewide monitoring system.**

Sec. 207. (1) Except as otherwise provided in subsection (2), a licensee shall adopt and use a third-party inventory control and tracking system that is capable of interfacing with the statewide monitoring system to allow the licensee to enter or access information in the statewide monitoring system as required under this act

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and rules. The third-party inventory control and tracking system must have all of the following capabilities necessary for the licensee to comply with the requirements applicable to the licensee's license type:

(a) Tracking all marihuana plants, products, packages, patient and primary caregiver purchase totals, waste, transfers, conversions, sales, and returns that are linked to unique identification numbers.

(b) Tracking lot and batch information throughout the entire chain of custody.

(c) Tracking all products, conversions, and derivatives throughout the entire chain of custody.

(d) Tracking marihuana plant, batch, and product destruction.

(e) Tracking transportation of product.

(f) Performing complete batch recall tracking that clearly identifies all of the following details relating to the specific batch subject to the recall:

(i) Sold product.

(ii) Product inventory that is finished and available for sale.

(iii) Product that is in the process of transfer.

(iv) Product being processed into another form.

(v) Postharvest raw product, such as product that is in the drying, trimming, or curing process.

(g) Reporting and tracking loss, theft, or diversion of product containing marihuana.

(h) Reporting and tracking all inventory discrepancies.

(i) Reporting and tracking adverse patient responses or dose-related efficacy issues.

(j) Reporting and tracking all sales and refunds.

(k) Electronically receiving and transmitting information as required under this act, the Michigan medical marihuana act, 2008 IL 1, MCL 333.26421 to 333.26430, and the marihuana tracking act.

(l) Receiving testing results electronically from a safety compliance facility via a secured application program interface into the system and directly linking the testing results to each applicable source batch and sample.

(m) Identifying test results that may have been altered.

(n) Providing the licensee with access to information in the tracking system that is necessary to verify that the licensee is carrying out the marihuana transactions authorized under the licensee's license in accordance with this act.

(o) Providing information to cross-check that product sales are made to a registered qualifying patient or a registered primary caregiver on behalf of a registered qualifying patient and that the product received the required testing.

(p) Providing the department and state agencies with access to information in the database that they are authorized to access.

(q) Providing law enforcement agencies with access to only the information in the database that is necessary to verify that an individual possesses a valid and current registry identification card.

(r) Providing licensees with access only to the information in the system that they are required to receive before a sale, transfer, transport, or other activity authorized under a license issued under this act.

(s) Securing the confidentiality of information in the database by preventing access by a person who is not authorized to access the statewide monitoring system or is not authorized to access the particular information.

(t) Providing analytics to the department regarding key performance indicators such as the following:

(i) Total daily sales.

(ii) Total marihuana plants in production.

(iii) Total marihuana plants destroyed.

(iv) Total inventory adjustments.

(2) If the statewide monitoring system is capable of allowing a licensee to access or enter information into the statewide monitoring system without use of a third-party inventory control and tracking system, a licensee may access or enter information into the statewide monitoring system directly and the licensee is not required to adopt and use a third-party inventory control and tracking system.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 582, Eff. Jan. 1, 2019.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27208 Marihuana facility and property; examination by local and state police.**

Sec. 208. A marihuana facility and all articles of property in that facility are subject to examination at any time by a local police agency or the department of state police.

**History:** 2016, Act 281, Eff. Dec. 20, 2016.



**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:  
"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### PART 3. MEDICAL MARIHUANA LICENSING BOARD

#### **333.27301 Medical marihuana licensing board; creation; membership; appointment; terms; vacancy; reimbursement for expenses; other public office; eligibility; removal of member; appointment and employment limitations; financial disclosure statement; direct or indirect interest.**

Sec. 301. (1) The medical marihuana licensing board is created within the department of licensing and regulatory affairs.

(2) The board consists of 5 members who are residents of this state, not more than 3 of whom are members of the same political party. The governor shall appoint the members. One of the members shall be appointed from 3 nominees submitted by the senate majority leader and 1 from 3 nominees submitted by the speaker of the house. The governor shall designate 1 of the members as chairperson.

(3) The members shall be appointed for terms of 4 years, except, of those who are first appointed, 1 member shall be appointed for a term of 2 years and 2 members shall be appointed for a term of 3 years. A member's term expires on December 31 of the last year of the member's term. If a vacancy occurs, the governor shall appoint a successor to fill the unexpired term in the manner of the original appointment.

(4) Each member of the board shall be reimbursed for all actual and necessary expenses and disbursements incurred in carrying out official duties.

(5) A board member shall not hold any other public office for which he or she receives compensation other than necessary travel or other incidental expenses.

(6) A person who is not of good moral character or who has been indicted for, charged with, or convicted of, pled guilty or nolo contendere to, or forfeited bail concerning any felony or a misdemeanor involving a controlled substance violation, theft, dishonesty, or fraud under the laws of this state, any other state, or the United States or a local ordinance in any state involving a controlled substance violation, dishonesty, theft, or fraud that substantially corresponds to a misdemeanor in that state is not eligible to serve on the board.

(7) The governor may remove any member of the board for neglect of duty, misfeasance, malfeasance, nonfeasance, or any other just cause.

(8) The board shall not appoint or employ an individual if any of the following circumstances exist:

(a) During the 3 years immediately preceding appointment or employment, the individual held any direct or indirect interest in, or was employed by, a person who is licensed to operate under this act or under a corresponding license in another jurisdiction or a person with an application for an operating license pending before the board or in any other jurisdiction. The board shall not employ an individual who has a direct or indirect interest in a licensee or a marihuana facility.

(b) The individual or his or her spouse, parent, child, child's spouse, sibling, or spouse of a sibling has an application for a license pending before the board or is a member of the board of directors of, or an individual financially interested in, any licensee or marihuana facility.

(9) Each member of the board and each key employee as determined by the department shall file with the governor a financial disclosure statement listing all assets and liabilities, property and business interests, and sources of income of the member and key employee and his or her spouse, if any, affirming that the member and key employee are in compliance with subsection (8)(a) and (b). The financial disclosure statement shall be made under oath and filed at the time of employment and annually thereafter.

(10) Each employee of the board shall file with the board a financial disclosure statement listing all assets and liabilities, property and business interests, and sources of income of the employee and his or her spouse. This subsection does not apply to a key employee.

(11) A member of the board or key employee shall not hold any direct or indirect interest in, be employed by, or enter into a contract for services with an applicant, a board licensee, or a marihuana facility for a period of 4 years after the date his or her employment or membership on the board terminates. The department in consultation with the board shall define the term "direct or indirect interest" by rule.

(12) For 2 years after the date his or her employment with the board is terminated, an employee of the board shall not acquire any direct or indirect interest in, be employed by, or enter into a contract for services with any applicant, licensee, or marihuana facility.

(13) For 2 years after the termination of his or her office or employment with the board, a board member or an individual employed by the board shall not represent any person or party other than this state before or against the board.



(14) A business entity in which a former board member or employee or agent has an interest, or any partner, officer, or employee of the business entity, shall not make any appearance or represent a party that the former member, employee, or agent is prohibited from appearing for or representing. As used in this subsection, "business entity" means a corporation, limited liability company, partnership, limited liability partnership, association, trust, or other form of legal entity.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 582, Eff. Jan. 1, 2019.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27302 Board; duties.**

Sec. 302. The board has general responsibility for implementing this act. The board has the powers and duties specified in this act and all other powers necessary and proper to fully and effectively implement and administer this act for the purpose of licensing, regulating, and enforcing the licensing and regulation system established under this act for marihuana growth, processing, testing, and transporting. The board is subject to the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328. The board's duties include all of the following:

- (a) Granting or denying each application for a state operating license within a reasonable time.
- (b) Deciding all license applications in reasonable order.
- (c) Conducting its public meetings in compliance with the open meetings act, 1976 PA 267, MCL 15.231 to 15.246.
- (d) Consulting with the department in promulgating rules and emergency rules as necessary to implement, administer, and enforce this act. The board shall not promulgate a rule establishing a limit on the number or type of marihuana facility licenses that may be granted.
- (e) Implementing and collecting the application fee described in section 401 and, in conjunction with the department of treasury, the tax described in section 601 and regulatory assessment described in section 603.
- (f) Providing for the levy and collection of fines for a violation of this act or rules.
- (g) Providing oversight of a marihuana facility through the board's inspectors, agents, and auditors and through the state police or attorney general for the purpose of certifying the revenue, receiving complaints from the public, or conducting investigations into the operation of the marihuana facility as the board considers necessary and proper to ensure compliance with this act and rules and to protect and promote the overall safety, security, and integrity of the operation of a marihuana facility.
- (h) Providing oversight of marihuana facilities to ensure that marihuana-infused products meet health and safety standards that protect the public to a degree comparable to state and federal standards applicable to similar food and drugs.
- (i) Reviewing and ruling on any complaint by a licensee regarding any investigative procedures of this state that are believed to be unnecessarily disruptive of marihuana facility operations. The need to inspect and investigate is presumed at all times. The board may delegate authority to hear, review, or rule on licensee complaints to a subcommittee of the board. To prevail on the complaint, a licensee must establish by a preponderance of the evidence that the procedures unreasonably disrupted its marihuana facility operations.
- (j) Holding at least 2 public meetings each year. Upon 72 hours' written notice to each member, the chairperson or any 2 board members may call a special meeting. Three members of the board constitute a quorum, including when making determinations on an application for a license. Three votes are required in support of final determinations of the board on applications for licenses and all other licensing determinations, except that 4 votes are required in support of a determination to suspend or revoke a license. The board shall keep a complete and accurate record of all of its meetings and hearings. Upon order of the board, 1 of the board members or a hearing officer designated by the board may conduct any hearing provided for under this act or by rules and may recommend findings and decisions to the board. The board member or hearing officer conducting the hearing has all powers and rights regarding the conduct of hearings granted to the board under this act. The record made at the time of the hearing shall be reviewed by the board or a majority of the board, and the findings and decision of the majority of the board are the order of the board in the case.
- (k) Maintaining records that are separate and distinct from the records of any other state board. The records shall be made available for public inspection subject to the limitations of this act and shall accurately reflect all board proceedings.
- (l) Reviewing the patterns of marihuana transfers by the licensees under this act as recorded in a statewide database established for use in administering and enforcing this act and making recommendations to the governor and the legislature in a written annual report to the governor and the legislature and additional



reports that the governor requests. The annual report shall be submitted by April 15 of each year and shall include the report required under section 702, a statement of receipts and disbursements by the board, the actions taken by the board, and any additional information and recommendations that the board considers appropriate or that the governor requests.

(m) Except as otherwise provided in this act, all information, records, interviews, reports, statements, memoranda, or other data supplied to or used by the board are subject to the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246, except for the following:

(i) Unless presented during a public hearing or requested by the licensee or applicant who is the sole subject of the data, all of the information, records, interviews, reports, statements, memoranda, or other data supplied to, created by, or used by the board related to background investigation of applicants or licensees and to trade secrets, internal controls, and security measures of the licensees or applicants.

(ii) All information, records, interviews, reports, statements, memoranda, or other data supplied to or used by the board that have been received from another jurisdiction or local, state, or federal agency under a promise of confidentiality or if the release of the information is otherwise barred by the statutes, rules, or regulations of that jurisdiction or agency or by an intergovernmental agreement.

(iii) All information in the statewide monitoring system.

**History:** 2016, Act 281, Eff. Dec. 20, 2016.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27303 Board; powers.**

Sec. 303. (1) The board has jurisdiction over the operation of all marihuana facilities. The board has all powers necessary and proper to fully and effectively oversee the operation of marihuana facilities, including the authority to do all of the following:

(a) Investigate applicants for state operating licenses, determine the eligibility for licenses, and grant licenses to applicants in accordance with this act and the rules.

(b) Investigate all individuals employed by marihuana facilities.

(c) At any time, through its investigators, agents, auditors, or the state police, without a warrant and without notice to the licensee, enter the premises, offices, facilities, or other places of business of a licensee, if evidence of compliance or noncompliance with this act or rules is likely to be found and consistent with constitutional limitations, for the following purposes:

(i) To inspect and examine all premises of marihuana facilities.

(ii) To inspect, examine, and audit relevant records of the licensee and, if the licensee fails to cooperate with an investigation, impound, seize, assume physical control of, or summarily remove from the premises all books, ledgers, documents, writings, photocopies, correspondence, records, and videotapes, including electronically stored records, money receptacles, or equipment in which the records are stored.

(iii) To inspect the person, and inspect or examine personal effects present in a marihuana facility, of any holder of a state operating license while that person is present in a marihuana facility.

(iv) To investigate alleged violations of this act or rules.

(d) Investigate alleged violations of this act or rules and take appropriate disciplinary action against a licensee.

(e) Consult with the department in adopting rules to establish appropriate standards for marihuana facilities and associated equipment.

(f) Require all relevant records of licensees, including financial or other statements, to be kept on the premises authorized for operation of the marihuana facility of the licensee or in the manner prescribed by the board.

(g) Require that each licensee of a marihuana facility submit to the board a list of the stockholders or other persons having a 1% or greater beneficial interest in the facility in addition to any other information the board considers necessary to effectively administer this act and rules, orders, and final decisions made under this act.

(h) Eject, or exclude or authorize the ejection or exclusion of, an individual from a marihuana facility if the individual violates this act, rules, or final orders of the board. However, the propriety of the ejection or exclusion is subject to a subsequent hearing by the board.

(i) Conduct periodic audits of marihuana facilities licensed under this act.

(j) Consult with the department as to appropriate minimum levels of insurance for licensees in addition to the minimum established under section 408 for liability insurance.



(k) Delegate the execution of any of its powers that are not specifically and exclusively reserved to the board under this act for the purpose of administering and enforcing this act and rules.

(l) Take disciplinary action as the board considers appropriate to prevent practices that violate this act and rules.

(m) Review a licensee if that licensee is under review or the subject of discipline by a regulatory body in any other jurisdiction for a violation of a controlled substance or marihuana law or regulation in that jurisdiction.

(n) Take any other reasonable or appropriate action to enforce this act and rules.

(2) The board may seek and shall receive the cooperation and assistance of the department of state police in conducting background investigations of applicants and in fulfilling its responsibilities under this act. The department of state police may recover its costs of cooperation under this subsection.

**History:** 2016, Act 281, Eff. Dec. 20, 2016.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

**333.27305 Board; disclosure form; providing certain notices to chairperson; ex parte communication; outside employment; personal transaction involving marihuana with licensee or applicant; violation.**

Sec. 305. (1) By January 31 of each year, each member of the board shall prepare and file with the governor's office and the board a disclosure form in which the member does all of the following:

(a) Affirms that the member or the member's spouse, parent, child, or child's spouse is not a member of the board of directors of, financially interested in, or employed by a licensee or applicant.

(b) Affirms that the member continues to meet any other criteria for board membership under this act or the rules promulgated by the board.

(c) Discloses any legal or beneficial interests in any real property that is or that may be directly or indirectly involved with operations authorized by this act.

(d) Discloses any other information as may be required to ensure that the integrity of the board and its work is maintained.

(2) By January 31 of each year, each employee of the board shall prepare and file with the board an employee disclosure form in which the employee does all of the following:

(a) Affirms the absence of financial interests prohibited by this act.

(b) Discloses any legal or beneficial interests in any real property that is or that may be directly or indirectly involved with operations authorized by this act.

(c) Discloses whether the employee or the employee's spouse, parent, child, or child's spouse is financially interested in or employed by a licensee or an applicant for a license under this act.

(d) Discloses such other matters as may be required to ensure that the integrity of the board and its work is maintained.

(3) A member, employee, or agent of the board who becomes aware that the member, employee, or agent of the board or his or her spouse, parent, or child is a member of the board of directors of, financially interested in, or employed by a licensee or an applicant shall immediately provide detailed written notice thereof to the chairperson.

(4) A member, employee, or agent of the board who within the previous 10 years has been indicted for, charged with, or convicted of, pled guilty or nolo contendere to, or forfeited bail concerning a misdemeanor involving controlled substances, dishonesty, theft, or fraud or a local ordinance in any state involving controlled substances, dishonesty, theft, or fraud that substantially corresponds to a misdemeanor in that state, or a felony under Michigan law, the laws of any other state, or the laws of the United States or any other jurisdiction shall immediately provide detailed written notice of the conviction or charge to the chairperson.

(5) Any member, employee, or agent of the board who is negotiating for, or acquires by any means, any interest in any person who is a licensee or an applicant, or any person affiliated with such a person, shall immediately provide written notice of the details of the interest to the chairperson. The member, employee, or agent of the board shall not act on behalf of the board with respect to that person.

(6) A member, employee, or agent of the board shall not enter into any negotiations for employment with any person or affiliate of any person who is a licensee or an applicant and shall immediately provide written notice of the details of any such negotiations or discussions in progress to the chairperson. The member, employee, or agent of the board shall not take action on behalf of the board with respect to that person.

(7) Any member, employee, or agent of the board who receives an invitation, written or oral, to initiate a



discussion concerning employment or the possibility of employment with a person or affiliate of a person who is a licensee or an applicant shall immediately report that he or she received the invitation to the chairperson. The member, employee, or agent of the board shall not take action on behalf of the board with respect to the person.

(8) A licensee or applicant shall not knowingly initiate a negotiation for or discussion of employment with a member, employee, or agent of the board. A licensee or applicant who initiates a negotiation or discussion about employment shall immediately provide written notice of the details of the negotiation or discussion to the chairperson as soon as he or she becomes aware that the negotiation or discussion has been initiated with a member, employee, or agent of the board.

(9) A member, employee, or agent of the board, or former member, employee, or agent of the board, shall not disseminate or otherwise disclose any material or information in the possession of the board that the board considers confidential unless specifically authorized to do so by the chairperson or the board.

(10) A member, employee, or agent of the board or a parent, spouse, sibling, spouse of a sibling, child, or spouse of a child of a member, employee, or agent of the board shall not accept any gift, gratuity, compensation, travel, lodging, or anything of value, directly or indirectly, from any licensee or any applicant or affiliate or representative of a licensee or applicant, unless the acceptance conforms to a written policy or directive that is issued by the chairperson or the board. Any member, employee, or agent of the board who is offered or receives any gift, gratuity, compensation, travel, lodging, or anything of value, directly or indirectly, from any licensee or any applicant or affiliate or representative of an applicant or licensee shall immediately provide written notification of the details to the chairperson.

(11) A licensee or applicant, or an affiliate or representative of an applicant or licensee, shall not, directly or indirectly, give or offer to give any gift, gratuity, compensation, travel, lodging, or anything of value to any member, employee, or agent of the board that the member, employee, or agent of the board is prohibited from accepting under subsection (10).

(12) A member, employee, or agent of the board shall not engage in any conduct that constitutes a conflict of interest and shall immediately advise the chairperson in writing of the details of any incident or circumstances that would present the existence of a conflict of interest with respect to performing board-related work or duties.

(13) A member, employee, or agent of the board who is approached and offered a bribe as described in section 118 of the Michigan penal code, 1931 PA 328, MCL 750.118, or this act shall immediately provide written account of the details of the incident to the chairperson and to a law enforcement officer of a law enforcement agency having jurisdiction.

(14) A member, employee, or agent of the board shall disclose his or her past involvement with any marijuana enterprise in the past 5 years and shall not engage in political activity or politically related activity during the duration of his or her appointment or employment.

(15) A former member, employee, or agent of the board may appear before the board as a fact witness about matters or actions handled by the member, employee, or agent during his or her tenure as a member, employee, or agent of the board. The member, employee, or agent of the board shall not receive compensation for such an appearance other than a standard witness fee and reimbursement for travel expenses as established by statute or court rule.

(16) A licensee or applicant or any affiliate or representative of an applicant or licensee shall not engage in ex parte communications with a member of the board. A member of the board shall not engage in any ex parte communications with a licensee or an applicant or with any affiliate or representative of an applicant or licensee.

(17) Any board member, licensee, or applicant or affiliate or representative of a board member, licensee, or applicant who receives any ex parte communication in violation of subsection (16), or who is aware of an attempted communication in violation of subsection (16), shall immediately report details of the communication or attempted communication in writing to the chairperson.

(18) Any member of the board who receives an ex parte communication in an attempt to influence that member's official action shall disclose the source and content of the communication to the chairperson. The chairperson may investigate or initiate an investigation of the matter with the assistance of the attorney general and state police to determine if the communication violates subsection (16) or subsection (17) or other state law. The disclosure under this section and the investigation are confidential. Following an investigation, the chairperson shall advise the governor or the board, or both, of the results of the investigation and may recommend action as the chairperson considers appropriate. If the chairperson receives such an ex parte communication, he or she shall report the communication to the governor's office for appropriate action.

(19) A new or current employee or agent of the board shall obtain written permission from the director of the department or his or her designee before continuing outside employment held at the time the employee



begins to work for the board. Permission shall be denied, or permission previously granted shall be revoked, if the director of the department or his or her designee considers the nature of the work to create a possible conflict of interest or if it would otherwise interfere with the duties of the employee or agent for the board.

(20) An employee or agent of the board granted permission for outside employment shall not conduct any business or perform any activities, including solicitation, related to outside employment on premises used by the board or during the employee's working hours for the board.

(21) The chairperson shall report any action he or she has taken or proposes to take under this section with respect to an employee or agent or former employee or former agent to the board at the next meeting of the board.

(22) Except as allowed under the Michigan medical marihuana act, a member, employee, or agent of the board shall not enter into any personal transaction involving marihuana with a licensee or applicant.

(23) If a licensee or applicant, or an affiliate or representative of a licensee or applicant, violates this section, the board may deny a license application, revoke or suspend a license, or take other disciplinary action as provided in section 407.

(24) Violation of this section by a member of the board may result in disqualification or constitute cause for removal under section 301(7) or other disciplinary action as recommended by the board to the governor.

(25) A violation of this section by an employee or agent of the board need not result in termination of employment if the board determines that the conduct involved does not violate the purpose of this act. However, all of the following apply:

(a) If, after being offered employment or beginning employment with the board, the employee or agent intentionally acquires a financial interest in a licensee or an applicant, or an affiliate or representative of a licensee or applicant, the offer or employment with the board shall be terminated.

(b) If a financial interest in a licensee or an applicant, or an affiliate or representative of a licensee or applicant, is acquired by an employee or agent that has been offered employment with the board, an employee of the board, or the employee's or agent's spouse, parent, or child, through no intentional action of the employee or agent, the individual shall have up to 30 days to divest or terminate the financial interest. Employment may be terminated if the interest has not been divested after 30 days.

(c) Employment shall be terminated if the employee or agent is a spouse, parent, child, or spouse of a child of a board member.

(26) Violation of this section does not create a civil cause of action.

(27) As used in this section:

(a) "Outside employment", in addition to employment by a third party, includes, but is not limited to, the following:

(i) Operation of a proprietorship.

(ii) Participation in a partnership or group business enterprise.

(iii) Performance as a director or corporate officer of any for-profit or nonprofit corporation or banking or credit institution.

(iv) Performance as a manager of a limited liability company.

(b) "Political activity" or "politically related activity" includes all of the following:

(i) Using his or her official authority or influence for the purpose of interfering with or affecting the result of an election.

(ii) Knowingly soliciting, accepting, or receiving a political contribution from any person.

(iii) Running for the nomination or as a candidate for election to a partisan political office.

(iv) Knowingly soliciting or discouraging the participation in any political activity of any person who is either of the following:

(A) Applying for any compensation, grant, contract, ruling, license, permit, or certificate pending before the board.

(B) The subject of or a participant in an ongoing audit, investigation, or enforcement action being carried out by the board.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 582, Eff. Jan. 1, 2019.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

#### PART 4. LICENSING

### **333.27401 Licensure; application; background investigation; consent to inspections,**



**examinations, searches, and seizures; disclosure of confidential records; interest in other state operating license; fee; additional costs; notification to municipality.**

Sec. 401. (1) Beginning December 15, 2017, a person may apply to the board for state operating licenses in the categories of class A, B, or C grower; processor; provisioning center; secure transporter; and safety compliance facility as provided in this act. The application shall be made under oath on a form provided by the board and shall contain information as prescribed by the board, including, but not limited to, all of the following:

(a) The name, business address, business telephone number, Social Security number, and, if applicable, federal tax identification number of the applicant.

(b) The identity of every person having any ownership interest in the applicant with respect to which the license is sought. If the disclosed entity is a trust, the application shall disclose the names and addresses of the beneficiaries; if a privately held corporation, the names and addresses of all shareholders, officers, and directors; if a publicly held corporation, the names and addresses of all shareholders holding a direct or indirect interest of greater than 5%, officers, and directors; if a partnership or limited liability partnership, the names and addresses of all partners; if a limited partnership or limited liability limited partnership, the names of all partners, both general and limited; or if a limited liability company, the names and addresses of all members and managers.

(c) An identification of any business that is directly or indirectly involved in the growing, processing, testing, transporting, or sale of marihuana, including, if applicable, the state of incorporation or registration, in which an applicant or, if the applicant is an individual, the applicant's spouse, parent, or child has any equity interest. If an applicant is a corporation, partnership, or other business entity, the applicant shall identify any other corporation, partnership, or other business entity that is directly or indirectly involved in the growing, processing, testing, transporting, or sale of marihuana in which it has any equity interest, including, if applicable, the state of incorporation or registration. An applicant may comply with this subdivision by filing a copy of the applicant's registration with the Securities and Exchange Commission if the registration contains the information required by this subdivision.

(d) Whether an applicant has been indicted for, charged with, arrested for, or convicted of, pled guilty or nolo contendere to, forfeited bail concerning any criminal offense under the laws of any jurisdiction, either felony or controlled-substance-related misdemeanor, not including traffic violations, regardless of whether the offense has been reversed on appeal or otherwise, including the date, the name and location of the court, arresting agency, and prosecuting agency, the case caption, the docket number, the offense, the disposition, and the location and length of incarceration.

(e) Whether an applicant has ever applied for or has been granted any commercial license or certificate issued by a licensing authority in Michigan or any other jurisdiction that has been denied, restricted, suspended, revoked, or not renewed and a statement describing the facts and circumstances concerning the application, denial, restriction, suspension, revocation, or nonrenewal, including the licensing authority, the date each action was taken, and the reason for each action.

(f) Whether an applicant has filed, or been served with, a complaint or other notice filed with any public body, regarding the delinquency in the payment of, or a dispute over the filings concerning the payment of, any tax required under federal, state, or local law, including the amount, type of tax, taxing agency, and time periods involved.

(g) A statement listing the names and titles of all public officials or officers of any unit of government, and the spouses, parents, and children of those public officials or officers, who, directly or indirectly, own any financial interest in, have any beneficial interest in, are the creditors of or hold any debt instrument issued by, or hold or have any interest in any contractual or service relationship with an applicant. As used in this subdivision, public official or officer does not include a person who would have to be listed solely because of his or her state or federal military service.

(h) A description of the type of marihuana facility; anticipated or actual number of employees; and projected or actual gross receipts.

(i) Financial information in the manner and form prescribed by the board.

(j) A paper copy or electronic posting website reference for the ordinance or zoning restriction that the municipality adopted to authorize or restrict operation of 1 or more marihuana facilities in the municipality.

(k) A copy of the notice informing the municipality by registered mail that the applicant has applied for a license under this act. The applicant shall also certify that it has delivered the notice to the municipality or will do so by 10 days after the date the applicant submits the application for a license to the board.

(l) Any other information the department requires by rule.

(2) The board shall use information provided on the application as a basis to conduct a thorough



background investigation on the applicant. A false application is cause for the board to deny a license. The board shall not consider an incomplete application but shall, within a reasonable time, return the application to the applicant with notification of the deficiency and instructions for submitting a corrected application. Information the board obtains from the background investigation is exempt from disclosure under the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

(3) An applicant must provide written consent to the inspections, examinations, searches, and seizures provided for in section 303(1)(c)(i) to (iv) and to disclosure to the board and its agents of otherwise confidential records, including tax records held by any federal, state, or local agency, or credit bureau or financial institution, while applying for or holding a license. Information the board receives under this subsection is exempt from disclosure under the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

(4) An applicant must certify that the applicant does not have an interest in any other state operating license that is prohibited under this act.

(5) A nonrefundable application fee must be paid at the time of filing to defray the costs associated with the background investigation conducted by the board. The department in consultation with the board shall set the amount of the application fee for each category and class of license by rule. If the costs of the investigation and processing the application exceed the application fee, the applicant shall pay the additional amount to the board. All information, records, interviews, reports, statements, memoranda, or other data supplied to or used by the board in the course of its review or investigation of an application for a license under this act shall be disclosed only in accordance with this act. The information, records, interviews, reports, statements, memoranda, or other data are not admissible as evidence or discoverable in any action of any kind in any court or before any tribunal, board, agency, or person, except for any action considered necessary by the board.

(6) By 10 days after the date the applicant submits an application to the board, the applicant shall notify the municipality by registered mail that it has applied for a license under this act.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 582, Eff. Jan. 1, 2019.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

**333.27402 License; issuance; ineligibility; circumstances; other considerations granting license; fingerprint processing fee; criminal history check; requirements applicable to fingerprints; definitions; review of application; informing applicant of decision; issuance; duration; renewal; notice; expiration; consent to inspections; examinations, searches, and seizures; information required to be provided by applicant.**

Sec. 402. (1) The board shall issue a license to an applicant who submits a complete application and pays both the nonrefundable application fee required under section 401(5) and the regulatory assessment established by the board for the first year of operation, if the board determines that the applicant is qualified to receive a license under this act.

(2) An applicant is ineligible to receive a license if any of the following circumstances exist:

(a) The applicant has been convicted of or released from incarceration for a felony under the laws of this state, any other state, or the United States within the past 10 years or has been convicted of a controlled substance-related felony within the past 10 years.

(b) Within the past 5 years the applicant has been convicted of a misdemeanor involving a controlled substance, theft, dishonesty, or fraud in any state or been found responsible for violating a local ordinance in any state involving a controlled substance, dishonesty, theft, or fraud that substantially corresponds to a misdemeanor in that state.

(c) The applicant has knowingly submitted an application for a license under this act that contains false information.

(d) The applicant is a member of the board.

(e) The applicant fails to demonstrate the applicant's ability to maintain adequate premises liability and casualty insurance for its proposed marihuana facility.

(f) The applicant holds an elective office of a governmental unit of this state, another state, or the federal government; is a member of or employed by a regulatory body of a governmental unit in this state, another state, or the federal government; or is employed by a governmental unit of this state. This subdivision does not apply to an elected officer of or employee of a federally recognized Indian tribe or to an elected precinct delegate.



- (g) The board determines that the applicant is not in compliance with section 205(1).
- (h) The applicant fails to meet other criteria established by rule.
- (3) In determining whether to grant a license to an applicant, the board may also consider all of the following:
  - (a) The integrity, moral character, and reputation; personal and business probity; financial ability and experience; and responsibility or means to operate or maintain a marihuana facility of the applicant and of any other person that meets either of the following:
    - (i) Controls, directly or indirectly, the applicant.
    - (ii) Is controlled, directly or indirectly, by the applicant or by a person who controls, directly or indirectly, the applicant.
  - (b) The financial ability of the applicant to purchase and maintain adequate liability and casualty insurance.
  - (c) The sources and total amount of the applicant's capitalization to operate and maintain the proposed marihuana facility.
  - (d) Whether the applicant has been indicted for, charged with, arrested for, or convicted of, pled guilty or nolo contendere to, forfeited bail concerning, or had expunged any relevant criminal offense under the laws of any jurisdiction, either felony or misdemeanor, not including traffic violations, regardless of whether the offense has been expunged, pardoned, or reversed on appeal or otherwise.
  - (e) Whether the applicant has filed, or had filed against it, a proceeding for bankruptcy within the past 7 years.
  - (f) Whether the applicant has been served with a complaint or other notice filed with any public body regarding payment of any tax required under federal, state, or local law that has been delinquent for 1 or more years.
  - (g) Whether the applicant has a history of noncompliance with any regulatory requirements in this state or any other jurisdiction.
  - (h) Whether at the time of application the applicant is a defendant in litigation involving its business practices.
  - (i) Whether the applicant meets other standards in rules applicable to the license category.
- (4) Each applicant shall ensure that 1 set of fingerprints is submitted to the department of state police. The applicant shall submit with its application the applicant's written consent to the criminal history check described in this section and the submission of the applicant's fingerprints to, and the inclusion of the applicant's fingerprints in, the state and federal database systems described in subsection (7).
- (5) The fingerprints required under subsection (4) may be taken by a law enforcement agency or any other person determined by the department of state police to be qualified to take fingerprints. The applicant shall submit a fingerprint processing fee to the department in an amount required under section 3 of 1935 PA 120, MCL 28.273, and any costs imposed by the Federal Bureau of Investigation.
- (6) The department of state police shall do all of the following:
  - (a) Conduct a criminal history check on each applicant and request the Federal Bureau of Investigation to make a determination of the existence of any national criminal history pertaining to each applicant.
  - (b) Provide the board with a written report containing the criminal history record information of each applicant.
- (7) All of the following apply concerning fingerprints submitted to the department of state police under this section:
  - (a) The department of state police shall store and retain all fingerprints submitted under this section in an automated fingerprint identification system database that searches against latent fingerprints, and provides for an automatic notification if and when a subsequent fingerprint is submitted into the system that matches a set of fingerprints previously submitted under this section or if and when the criminal history of an individual whose fingerprints are retained in the system is updated. Upon receiving a notification, the department of state police shall immediately notify the board. Information in the database maintained under this subsection is confidential, is not subject to disclosure under the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246, and shall not be disclosed to any person except for purposes of this act or for law enforcement purposes.
  - (b) The department of state police shall forward all fingerprints submitted to it under this section to the Federal Bureau of Investigation for submission of those fingerprints into the FBI automatic notification system. This subdivision does not apply until the department of state police is a participant in the FBI automatic notification system. As used in this subdivision:
    - (i) "Automatic notification system" means a system that stores and retains fingerprints, and that provides for an automatic notification to a participant if and when a fingerprint is submitted into the system that matches an individual whose fingerprints are retained in the system or if and when the criminal history of an



individual whose fingerprints are retained in the system is updated.

(ii) "FBI automatic notification system" means the automatic notification system that is maintained by the Federal Bureau of Investigation.

(8) The board shall review all applications for licenses and shall inform each applicant of the board's decision.

(9) A license shall be issued for a 1-year period and is renewable annually. Except as otherwise provided in this act, the board shall renew a license if all of the following requirements are met:

(a) The licensee applies to the board on a renewal form provided by the board that requires information prescribed in rules.

(b) The application is received by the board on or before the expiration date of the current license.

(c) The licensee pays the regulatory assessment under section 603.

(d) The licensee meets the requirements of this act and any other renewal requirements set forth in rules.

(10) The department shall notify the licensee by mail or electronic mail at the last known address on file with the board advising of the time, procedure, and regulatory assessment under section 603. The failure of the licensee to receive notice under this subsection does not relieve the licensee of the responsibility for renewing the license.

(11) If a license renewal application is not submitted by the license expiration date, the license may be renewed within 60 days after its expiration date upon application, payment of the regulatory assessment under section 603, and satisfaction of any renewal requirement and late fee set forth in rules. The licensee may continue to operate during the 60 days after the license expiration date if the license is renewed by the end of the 60-day period.

(12) License expiration does not terminate the board's authority to impose sanctions on a licensee whose license has expired.

(13) In its decision on an application for renewal, the board shall consider any specific written input it receives from an individual or entity within the local unit of government in which the applicant for renewal is located.

(14) A licensee must consent in writing to inspections, examinations, searches, and seizures that are permitted under this act and must provide a handwriting exemplar, fingerprints, photographs, and information as authorized in this act or by rules.

(15) An applicant or licensee has a continuing duty to provide information requested by the board and to cooperate in any investigation, inquiry, or hearing conducted by the board.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2017, Act 105, Imd. Eff. July 13, 2017;—Am. 2018, Act 582, Eff. Jan. 1, 2019.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27403 Application deficiency; correction.**

Sec. 403. If the board identifies a deficiency in an application, the board shall provide the applicant with a reasonable period of time to correct the deficiency.

**History:** 2016, Act 281, Eff. Dec. 20, 2016.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27404 Repealed. 2018, Act 582, Eff. Jan. 1, 2019.**

**Compiler's note:** The repealed section pertained to a true party of interest.

### **333.27405 Background check.**

Sec. 405. Subject to the laws of this state, before hiring a prospective employee, the holder of a license shall conduct a background check of the prospective employee. If the background check indicates a pending charge or conviction within the past 10 years for a controlled substance-related felony, a licensee shall not hire the prospective employee without written permission of the board.

**History:** 2016, Act 281, Eff. Dec. 20, 2016.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."



### **333.27406 Transfer, sale, or purchase of license.**

Sec. 406. Each license is exclusive to the licensee, and a licensee or any other person must apply for and receive the board's approval before a license is transferred, sold, or purchased. The attempted transfer, sale, or other conveyance of an interest in a license without prior board approval is grounds for suspension or revocation of the license or for other sanction considered appropriate by the board, but only if the transfer, sale, or other conveyance would result in the transferee meeting the definition of applicant.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 582, Eff. Jan. 1, 2019.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27407 Denial, suspension, revocation, or restriction of license.**

Sec. 407. (1) If an applicant or licensee fails to comply with this act or rules, if a licensee fails to comply with the marihuana tracking act, if a licensee no longer meets the eligibility requirements for a license under this act, or if an applicant or licensee fails to provide information the board requests to assist in any investigation, inquiry, or board hearing, the board may deny, suspend, revoke, or restrict a license. The board may suspend, revoke, or restrict a license and require the removal of a licensee or an employee of a licensee for a violation of this act, rules, the marihuana tracking act, or any ordinance adopted under section 205. The board may impose civil fines of up to \$5,000.00 against an individual and up to \$10,000.00 or an amount equal to the daily gross receipts, whichever is greater, against a licensee for each violation of this act, rules, or an order of the board. Assessment of a civil fine under this subsection is not a bar to the investigation, arrest, charging, or prosecution of an individual for any other violation of this act and is not grounds to suppress evidence in any criminal prosecution that arises under this act or any other law of this state.

(2) The board shall comply with the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, when denying, revoking, suspending, or restricting a license or imposing a fine. The board may suspend a license without notice or hearing upon a determination that the safety or health of patrons or employees is jeopardized by continuing a marihuana facility's operation. If the board suspends a license under this subsection without notice or hearing, a prompt postsuspension hearing must be held to determine if the suspension should remain in effect. The suspension may remain in effect until the board determines that the cause for suspension has been abated. The board may revoke the license or approve a transfer or sale of the license upon a determination that the licensee has not made satisfactory progress toward abating the hazard.

(3) After denying an application for a license, the board shall, upon request, provide a public investigative hearing at which the applicant is given the opportunity to present testimony and evidence to establish its suitability for a license. Other testimony and evidence may be presented at the hearing, but the board's decision must be based on the whole record before the board and is not limited to testimony and evidence submitted at the public investigative hearing.

(4) Except for license applicants who may be granted a hearing at the discretion of the board under subsection (3), any party aggrieved by an action of the board suspending, revoking, restricting, or refusing to renew a license, or imposing a fine, shall be given a hearing before the board upon request. A request for a hearing must be made to the board in writing within 21 days after service of notice of the action of the board. Notice of the action of the board must be served either by personal delivery or by certified mail, postage prepaid, to the aggrieved party. Notice served by certified mail is considered complete on the business day following the date of the mailing.

(5) The board may conduct investigative and contested case hearings; issue subpoenas for the attendance of witnesses; issue subpoenas duces tecum for the production of books, ledgers, records, memoranda, electronically retrievable data, and other pertinent documents; and administer oaths and affirmations to witnesses as appropriate to exercise and discharge the powers and duties of the board under this act. The director of the department or his or her designee may issue subpoenas and administer oaths and affirmations to witnesses.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 582, Eff. Jan. 1, 2019.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27407a Operation of marihuana facility; license required; violation; penalties.**

Sec. 407a. Beginning June 1, 2019, a person shall not hold itself out as operating a marihuana facility if the



person does not hold a license to operate that marihuana facility or if the person's license to operate that marihuana facility is suspended, revoked, lapsed, or void, or was fraudulently obtained or transferred to the person other than pursuant to section 406. A person that violates this section is guilty as follows:

(a) In the case of a first violation, a misdemeanor punishable by a fine of not less than \$10,000.00 or more than \$25,000.00 or imprisonment of not more than 93 days, or both.

(b) In the case of a second or subsequent violation, a misdemeanor punishable by a fine of not less than \$10,000.00 or more than \$25,000.00 or imprisonment of not more than 1 year, or both.

(c) If the violation causes death or serious injury, a felony punishable by a fine of not less than \$10,000.00 or more than \$25,000.00 or imprisonment for not more than 4 years, or both.

**History:** Add. 2018, Act 582, Eff. Jan. 1, 2019.

### **333.27408 Proof of financial responsibility.**

Sec. 408. (1) Before the board grants or renews any license under this act, the licensee or applicant shall file with the department proof of financial responsibility for liability for bodily injury to lawful users resulting from the manufacture, distribution, transportation, or sale of adulterated marihuana or adulterated marihuana-infused product in an amount not less than \$100,000.00. The proof of financial responsibility may be in the form of cash, unencumbered securities, a liability insurance policy, or a constant value bond executed by a surety company authorized to do business in this state. As used in this section:

(a) "Adulterated marihuana" means a product sold as marihuana that contains any unintended substance or chemical or biological matter other than marihuana that causes adverse reaction after ingestion or consumption.

(b) "Bodily injury" does not include expected or intended effect or long-term adverse effect of smoking, ingestion, or consumption of marihuana or marihuana-infused product.

(2) An insured licensee shall not cancel liability insurance required under this section unless the licensee complies with both of the following:

(a) Gives 30 days' prior written notice to the department.

(b) Procures new proof of financial responsibility required under this section and delivers that proof to the department within 30 days after giving the department the notice under subdivision (a).

**History:** 2016, Act 281, Eff. Dec. 20, 2016.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27409 State operating license as revocable privilege.**

Sec. 409. A state operating license is a revocable privilege granted by this state and is not a property right. Granting a license does not create or vest any right, title, franchise, or other property interest. A licensee or any other person shall not lease, pledge, or borrow or loan money against a license.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 582, Eff. Jan. 1, 2019.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

## **PART 5. LICENSEES**

### **333.27501 Grower license.**

Sec. 501. (1) A grower license authorizes the grower to grow not more than the following number of marihuana plants under the indicated license class for each license the grower holds in that class:

(a) Class A – 500 marihuana plants.

(b) Class B – 1,000 marihuana plants.

(c) Class C – 1,500 marihuana plants.

(2) Except as otherwise provided in this subsection, a grower license authorizes sale of marihuana plants to a grower only by means of a secure transporter. A grower license authorizes the sale or transfer of seeds, seedlings, or tissue cultures to a grower from a registered primary caregiver or another grower without using a secure transporter.

(3) A grower license authorizes a grower to transfer marihuana without using a secure transporter to a processor or provisioning center if both of the following are met:

(a) The processor or provisioning center occupies the same location as the grower and the marihuana is



transferred using only private real property without accessing public roadways.

(b) The grower enters each transfer into the statewide monitoring system.

(4) A grower license authorizes sale of marihuana, other than seeds, seedlings, tissue cultures, and cuttings, to a processor or provisioning center.

(5) Except as otherwise provided in subsections (2) and (3) and section 505, a grower license authorizes the grower to transfer marihuana only by means of a secure transporter.

(6) To be eligible for a grower license, the applicant and each investor in the grower must not have an interest in a secure transporter or safety compliance facility.

(7) Until December 31, 2018, for a period of 30 days after the issuance of a grower license and in accord with rules, a grower may transfer any of the following that are lawfully possessed by an individual formerly registered as a primary caregiver who is an active employee of the grower:

(a) Marihuana plants.

(b) Seeds.

(c) Seedlings.

(8) A grower shall comply with all of the following:

(a) Until December 31, 2021, have, or have as an active employee an individual who has, a minimum of 2 years' experience as a registered primary caregiver.

(b) While holding a license as a grower, not be a registered primary caregiver and not employ an individual who is simultaneously a registered primary caregiver.

(c) Enter all transactions, current inventory, and other information into the statewide monitoring system as required in this act, rules, and the marihuana tracking act.

(9) A grower license does not authorize the grower to operate in an area unless the area is zoned for industrial or agricultural uses or is unzoned and otherwise meets the requirements established in section 205(1).

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 10, Imd. Eff. Jan. 26, 2018.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27502 Processor license; exception for industrial hemp.**

Sec. 502. (1) A processor license authorizes purchase of marihuana only from a grower and sale of marihuana-infused products or marihuana only to a provisioning center or another processor.

(2) Except as otherwise provided in section 505 and this subsection, a processor license authorizes the processor to transfer marihuana only by means of a secure transporter. A processor license authorizes a processor to transfer marihuana without using a secure transporter to a grower or provisioning center if both of the following are met:

(a) The grower or provisioning center occupies the same location as the processor and the marihuana is transferred using only private real property without accessing public roadways.

(b) The processor enters each transfer into the statewide monitoring system.

(3) To be eligible for a processor license, the applicant and each investor in the processor must not have an interest in a secure transporter or safety compliance facility.

(4) Until December 31, 2018, for a period of 30 days after the issuance of a processor license and in accord with rules, a processor may transfer any of the following that are lawfully possessed by an individual formerly registered as a primary caregiver who is an active employee of the processor:

(a) Marihuana plants.

(b) Usable marihuana.

(5) A processor shall comply with all of the following:

(a) Until December 31, 2021, have, or have as an active employee an individual who has, a minimum of 2 years' experience as a registered primary caregiver.

(b) While holding a license as a processor, not be a registered primary caregiver and not employ an individual who is simultaneously a registered primary caregiver.

(c) Enter all transactions, current inventory, and other information into the statewide monitoring system as required in this act, rules, and the marihuana tracking act.

(6) This act does not prohibit a processor from handling, processing, marketing, or brokering, as those terms are defined in section 2 of the industrial hemp research and development act, MCL 286.842, industrial hemp.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 10, Imd. Eff. Jan. 26, 2018;—Am. 2018, Act 648, Eff. Mar. 28, 2019.



**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:  
"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27503 Secure transporter license.**

Sec. 503. (1) A secure transporter license authorizes the licensee to store and transport marihuana and money associated with the purchase or sale of marihuana between marihuana facilities for a fee upon request of a person with legal custody of that marihuana or money. It does not authorize transport to a registered qualifying patient or registered primary caregiver. If a secure transporter has its primary place of business in a municipality that has adopted an ordinance under section 205 authorizing that marihuana facility, the secure transporter may travel through any municipality.

(2) To be eligible for a secure transporter license, the applicant and each investor with an interest in the secure transporter must not have an interest in a grower, processor, provisioning center, or safety compliance facility and must not be a registered qualifying patient or a registered primary caregiver.

(3) A secure transporter shall enter all transactions, current inventory, and other information into the statewide monitoring system as required in this act, rules, and the marihuana tracking act.

(4) A secure transporter shall comply with all of the following:

(a) Each driver transporting marihuana must have a chauffeur's license issued by this state.

(b) Each employee who has custody of marihuana or money that is related to a marihuana transaction shall not have been convicted of or released from incarceration for a felony under the laws of this state, any other state, or the United States within the past 5 years or have been convicted of a misdemeanor involving a controlled substance within the past 5 years.

(c) Each vehicle must be operated with a 2-person crew with at least 1 individual remaining with the vehicle at all times during the transportation of marihuana.

(d) A route plan and manifest must be entered into the statewide monitoring system, and a copy must be carried in the transporting vehicle and presented to a law enforcement officer upon request.

(e) The marihuana must be transported in 1 or more sealed containers and not be accessible while in transit.

(f) A secure transporting vehicle must not bear markings or other indication that it is carrying marihuana or a marihuana-infused product.

(5) A secure transporter is subject to administrative inspection by a law enforcement officer at any point during the transportation of marihuana to determine compliance with this act.

**History:** 2016, Act 281, Iff. Dec. 20, 2016;—Am. 2018, Act 10, Imd. Eff. Jan. 26, 2018.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:  
"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27504 Provisioning center license.**

Sec. 504. (1) A provisioning center license authorizes the purchase or transfer of marihuana only from a grower or processor and sale or transfer to only a registered qualifying patient or registered primary caregiver. Except as otherwise provided in section 505 and this subsection, all transfers of marihuana to a provisioning center from a separate marihuana facility must be by means of a secure transporter. A transfer of marihuana to a provisioning center from a marihuana facility that occupies the same location as the provisioning center does not require a secure transporter if the marihuana is transferred to the provisioning center using only private real property without accessing public roadways.

(2) A provisioning center license authorizes the provisioning center to transfer marihuana to or from a safety compliance facility for testing by means of a secure transporter or as provided in section 505.

(3) To be eligible for a provisioning center license, the applicant and each investor in the provisioning center must not have an interest in a secure transporter or safety compliance facility.

(4) A provisioning center shall comply with all of the following:

(a) Sell or transfer marihuana to a registered qualifying patient or registered primary caregiver only after it has been tested and bears the label required for retail sale.

(b) Enter all transactions, current inventory, and other information into the statewide monitoring system as required in this act, rules, and the marihuana tracking act.

(c) Before selling or transferring marihuana to a registered qualifying patient or to a registered primary caregiver on behalf of a registered qualifying patient, inquire of the statewide monitoring system to determine whether the patient and, if applicable, the caregiver hold a valid, current, unexpired, and unrevoked registry



identification card and that the sale or transfer will not exceed the daily and monthly purchasing limit established by the medical marihuana licensing board under this act.

(d) Not allow the sale, consumption, or use of alcohol or tobacco products on the premises.

(e) Not allow a physician to conduct a medical examination or issue a medical certification document on the premises for the purpose of obtaining a registry identification card.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 10, Imd. Eff. Jan. 26, 2018.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27505 Safety compliance facility license; exception for industrial hemp.**

Sec. 505. (1) In addition to transfer and testing authorized in section 203, a safety compliance facility license authorizes the safety compliance facility to do all of the following without using a secure transporter:

(a) Take marihuana from, test marihuana for, and return marihuana to only a marihuana facility.

(b) Collect a random sample of marihuana at the marihuana facility of a grower, processor, or provisioning center for testing.

(2) A safety compliance facility must be accredited by an entity approved by the board by 1 year after the date the license is issued or have previously provided drug testing services to this state or this state's court system and be a vendor in good standing in regard to those services. The board may grant a variance from this requirement upon a finding that the variance is necessary to protect and preserve the public health, safety, or welfare.

(3) To be eligible for a safety compliance facility license, the applicant and each investor with any interest in the safety compliance facility must not have an interest in a grower, secure transporter, processor, or provisioning center.

(4) A safety compliance facility shall comply with all of the following:

(a) Perform tests to certify that marihuana is reasonably free of chemical residues such as fungicides and insecticides.

(b) Use validated test methods to determine tetrahydrocannabinol, tetrahydrocannabinol acid, cannabidiol, and cannabidiol acid levels.

(c) Perform tests that determine whether marihuana complies with the standards the board establishes for microbial and mycotoxin contents.

(d) Perform other tests necessary to determine compliance with any other good manufacturing practices as prescribed in rules.

(e) Enter all transactions, current inventory, and other information into the statewide monitoring system as required in this act, rules, and the marihuana tracking act.

(f) Have a secured laboratory space that cannot be accessed by the general public.

(g) Retain and employ at least 1 staff member with a relevant advanced degree in a medical or laboratory science.

(5) This act does not prohibit a safety compliance facility from taking or receiving industrial hemp for testing purposes and testing the industrial hemp pursuant to the industrial hemp research and development act.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 10, Imd. Eff. Jan. 26, 2018;—Am. 2018, Act 648, Eff. Mar. 28, 2019.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

## **PART 6. TAXES AND FEES**

### **333.27601 Provisioning center; imposition of tax; rate; administration.**

Sec. 601. (1) A tax is imposed on each provisioning center at the rate of 3% of the provisioning center's gross retail receipts. By 30 days after the end of the calendar quarter, a provisioning center shall remit the tax for the preceding calendar quarter to the department of treasury accompanied by a form prescribed by the department of treasury that shows the gross quarterly retail income of the provisioning center and the amount of tax due, and shall submit a copy of the form to the department. If a law authorizing the recreational or nonmedical use of marihuana in this state is enacted, this section does not apply beginning 90 days after the effective date of that law.

(2) The taxes imposed under this section shall be administered by the department of treasury in accordance with 1941 PA 122, MCL 205.1 to 205.31, and this act. In case of conflict between the provisions of 1941 PA



122, MCL 205.1 to 205.31, and this act, the provisions of this act prevail.

**History:** 2016, Act 281, Eff. Dec. 20, 2016.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27602 Medical marihuana excise fund.**

Sec. 602. (1) The medical marihuana excise fund is created in the state treasury.

(2) Except for the application fee under section 401, the regulatory assessment under section 603, and any local fees, all money collected under section 601 and all other fees, fines, and charges, imposed under this act must be deposited in the medical marihuana excise fund. The state treasurer shall direct the investment of the fund. The state treasurer shall credit to the fund interest and earnings from fund investments.

(3) Money in the medical marihuana excise fund at the close of the fiscal year remains in the fund and does not lapse to the general fund.

(4) The state treasurer is the administrator of the medical marihuana excise fund for auditing purposes.

(5) The money in the medical marihuana excise fund must be allocated, upon appropriation, as follows:

(a) 25% to municipalities in which a marihuana facility is located, allocated in proportion to the number of marihuana facilities within the municipality.

(b) 30% to counties in which a marihuana facility is located, allocated in proportion to the number of marihuana facilities within the county.

(c) 5% to counties in which a marihuana facility is located, allocated in proportion to the number of marihuana facilities within the county. Money allocated under this subdivision must be used exclusively to support the county sheriffs and must be in addition to and not in replacement of any other funding received by the county sheriffs.

(d) 30% to this state for the following:

(i) Until September 30, 2017, for deposit in the general fund of the state treasury.

(ii) Beginning October 1, 2017, for deposit in the first responder presumed coverage fund created in section 405 of the worker's disability compensation act of 1969, 1969 PA 317, MCL 418.405.

(e) 5% to the Michigan commission on law enforcement standards for training local law enforcement officers.

(f) 5% to the department of state police.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 10, Imd. Eff. Jan. 26, 2018.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27603 Regulatory assessment.**

Sec. 603. (1) A regulatory assessment is imposed on certain licensees as provided in this section. All of the following shall be included in establishing the total amount of the regulatory assessment established under this section:

(a) The department's costs to implement, administer, and enforce this act, except for the costs to process and investigate applications for licenses supported with the application fee described in section 401.

(b) Expenses of medical-marihuana-related legal services provided to the department by the department of attorney general.

(c) Expenses of medical-marihuana-related services provided to the department by the department of state police.

(d) Expenses of medical-marihuana-related services provided by the department of treasury.

(e) \$500,000.00 to be allocated to the department for expenditures of the department for licensing substance use disorder programs.

(f) An amount equal to 5% of the sum of the amounts provided for under subdivisions (a) to (d) to be allocated to the department of health and human services for substance-abuse-related expenditures including, but not limited to, substance use disorder prevention, education, and treatment programs.

(g) Expenses related to the standardized field sobriety tests administered in enforcing the Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923.

(h) An amount sufficient to provide for the administrative costs of the Michigan commission on law enforcement standards.

(2) The regulatory assessment is in addition to the application fee described in section 401, the tax



described in section 601, and any local licensing fees.

(3) The regulatory assessment shall be collected annually from licensed growers, processors, provisioning centers, and secure transporters. The regulatory assessment for a class A grower license shall not exceed \$10,000.00.

(4) Beginning in the first year marihuana facilities are authorized to operate in this state, and annually thereafter, the department, in consultation with the board, shall establish the total regulatory assessment at an amount that is estimated to be sufficient to cover the actual costs and support the expenditures listed in subsection (1).

(5) On or before the date the licensee begins operating and annually thereafter, each grower, processor, provisioning center, and secure transporter shall pay to the state treasurer an amount determined by the department to reasonably reflect the licensee's share of the total regulatory assessment established under subsection (4).

**History:** 2016, Act 281, Eff. Dec. 20, 2016.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27604 Marihuana regulatory fund.**

Sec. 604. (1) The marihuana regulatory fund is created in the state treasury.

(2) The application fee collected under section 401 and the regulatory assessment collected under section 603 shall be deposited in the marihuana regulatory fund. The state treasurer shall direct the investment of the fund. The state treasurer shall credit to the fund interest and earnings from fund investments.

(3) Money in the marihuana regulatory fund at the close of the fiscal year shall remain in the fund and shall not lapse to the general fund.

(4) The department shall be the administrator of the marihuana regulatory fund for auditing purposes.

(5) Except as provided in section 603(1)(d) and (e), the department shall expend money from the marihuana regulatory fund, upon appropriation, only for implementing, administering, and enforcing this act.

**History:** 2016, Act 281, Eff. Dec. 20, 2016.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27605 Use of money from Michigan marihuana registry fund.**

Sec. 605. The department may use any money appropriated to it from the marihuana registry fund created in section 6 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26426, for the purpose of funding the operations of the department and the board in the initial implementation and subsequent administration and enforcement of this act.

**History:** 2016, Act 281, Eff. Dec. 20, 2016.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

## **PART 7. REPORTS**

### **333.27701 Financial statements.**

Sec. 701. By 30 days after the end of each state fiscal year, each licensee shall transmit to the board and to the municipality financial statements of the licensee's total operations. The financial statements shall be reviewed by a certified public accountant in a manner and form prescribed by the board. The certified public accountant must be licensed in this state under article 7 of the occupational code, 1980 PA 299, MCL 339.720 to 339.736. The compensation for the certified public accountant shall be paid directly by the licensee to the certified public accountant.

**History:** 2016, Act 281, Eff. Dec. 20, 2016.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

### **333.27702 Report.**

Rendered Friday, July 12, 2019

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Sec. 702. The board shall submit with the annual report to the governor under section 302(I) and to the chairs of the legislative committees that govern issues related to marihuana facilities a report covering the previous year. The report shall include an account of the board actions, its financial position, results of operation under this act, and any recommendations for legislation that the board considers advisable.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 582, Eff. Jan. 1, 2019.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

## PART 8. MARIHUANA ADVISORY PANEL

### 333.27801 Marihuana advisory panel.

Sec. 801. (1) The marihuana advisory panel is created within the department.

(2) The marihuana advisory panel consists of 17 members, including the director of state police or his or her designee, the director of this state's department of health and human services or his or her designee, the director of the department or his or her designee, the attorney general or his or her designee, the director of the department of agriculture and rural development or his or her designee, and the following members appointed by the governor:

- (a) One registered medical marihuana patient or medical marihuana primary caregiver.
- (b) One representative of the industry from the growers category.
- (c) One representative of the industry from the processors category.
- (d) One representative of the industry from the provisioning centers category.
- (e) One representative of the industry from the safety compliance facilities category.
- (f) One representative of townships.
- (g) One representative of cities and villages.
- (h) One representative of counties.
- (i) One representative of sheriffs.
- (j) One representative of local police.
- (k) One physician licensed under article 15 of the public health code, 1978 PA 368, MCL 333.16101 to 333.18838.
- (l) One representative of the industry from the secure transporter category.

(3) The governor shall appoint the first members of the panel by March 1, 2018. The members appointed to the panel shall serve at the pleasure of the governor and shall serve for terms of 3 years or until a successor is appointed, whichever is later.

(4) If a vacancy occurs on the advisory panel, the governor shall make an appointment for the unexpired term in the same manner as the original appointment.

(5) The director of the department or his or her designee shall call the first meeting of the panel within 1 month after the advisory panel is appointed. At the first meeting, the panel shall elect from among its members a chairperson and any other officers it considers necessary or appropriate. After the first meeting, the panel shall meet at least 2 times each year, or more frequently at the call of the chairperson.

(6) A majority of the members of the panel constitute a quorum for the transaction of business. A majority of the members present and serving are required for official action of the panel.

(7) The business that the panel performs must be conducted at a public meeting held in compliance with the open meetings act, 1976 PA 267, MCL 15.261 to 15.275.

(8) A writing prepared, owned, used, in the possession of, or retained by the panel in the performance of an official function is subject to the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

(9) Members of the panel shall serve without compensation. However, members of the panel may be reimbursed for their actual and necessary expenses incurred in the performance of their official duties as members of the panel.

(10) The panel may make recommendations to the board concerning promulgation of rules and, as requested by the board or the department, the administration, implementation, and enforcement of this act and the marihuana tracking act.

(11) State departments and agencies shall cooperate with the panel and, upon request, provide it with meeting space and other necessary resources to assist it in the performance of its duties.

**History:** 2016, Act 281, Eff. Dec. 20, 2016;—Am. 2018, Act 10, Imd. Eff. Jan. 26, 2018.

**Compiler's note:** Enacting section 2 of Act 281 of 2016 provides:

"Enacting section 2. The legislature finds that the necessity for access to safe sources of marihuana for medical use and the immediate need for growers, processors, secure transporters, provisioning centers, and safety compliance facilities to operate under clear requirements establish the need to promulgate emergency rules to preserve the public health, safety, or welfare."

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**BOARD:** City Council

**MEETING DATE:** September 16, 2019    **DATE PREPARED:** September 12, 2019

**AGENDA SUBJECT:** Introduction and Discussion of the Proposed 2020-2025 Capital Improvement Plan

**RECOMMENDATION:** That City Council discuss

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**Summary** This is the first discussion of the proposed six-year Capital Improvement Plan for 2020-2025. The Planning Commission has reviewed the draft Capital Improvement Plan (CIP) on August 15, 2019 and unanimously recommended approval by City Council. The draft CIP was posted on the City's website on August 20, 2019 with one comment from Jill Fitzpatrick regarding changes to the Lake Street Dam. See enclosed email.

**Please bring your copy of the 2020-2025 Capital Improvement Plan to the meeting.**

**Overview** The CIP represents a long-term financial plan and helps to establish priorities for the City's investment in capital infrastructure. The CIP, along with the Annual Budget which appropriates funding for projects identified in the CIP, help set priorities and future direction for the City.

The 2020-2025 CIP totals \$48.8 million in expenditures, with capital spending in 2020 proposed at \$6.4 million, of which \$1.138 million (17.5%) is anticipated to come from grants or other outside sources of revenue.

### **2020 Planned Projects Highlights**

The 2020 plan contains funding for a variety of infrastructure improvements including street improvements, utility upgrades and trail and park enhancements. Specifically, highlights of capital improvement projects for 2020 include:

- Full reconstruction of Kalamazoo Avenue from Jennings Avenue to East Mitchell Street. The project entails street reconstruction of Kalamazoo Avenue and also replacement of underground utilities, roadway narrowing, and sidewalks on both sides of the street. The City will also be undergrounding electric lines on this main thoroughfare. In addition, it is estimated that the City will need to replace 7 of approximately 34 (~20%) water service lines to ensure compliance with new state lead and copper rules. Staff is also discussing how to incorporate rain gardens along Kalamazoo Avenue. Tip of the Mitt Watershed Council has been involved with these discussions and there is a potential for a small grant to offset costs of the green infrastructure.
- Reconstruction of Jackson Street from West Mitchell Street to the newly realigned portion in conjunction with the hospital expansion. New underground water, sewer and stormwater lines are part of the project as well as new sidewalks on both sides of the roadway.
- Park projects will include construction of pickle ball courts at River Bend Park and construction of the Bear River pedestrian bridge at River Road Sports Complex.

- There will also be improvements made to Sunset Park to improve accessibility after the US-31 realignment project is complete.
- Consistent with the City's sustainability efforts a solar demonstration project will be installed on the roof of City Hall with further studies on a potential solar array project on Howard Road (former landfill).
- Parking deck engineering for Division and Lake Street location-contingent upon a viable financial plan. DMB and County to share \$300,000 costs.
- Resurfacing of one mile of the Little Traverse Wheelway.

### **2021 Planned Project Highlights**

- Contingent upon Little Traverse Bay Band of Odawa Indians funding, a full street reconstruction on Greenwood Cemetery Road from West Sheridan to Charlevoix Avenue/US-31 is scheduled for 2021. The road project will include water and sewer upgrades and at least sidewalks on one side of the road.
- A multi-year project to upgrade public works and parks and recreation facilities will commence in 2021 with the construction of a cold storage building on the Curtis Avenue property and creation of an access drive along the former Jarman Spur to connect the parks and public works facilities.
- Pending the outcome of a 2019 Engineering Alternatives Study for the Bear River dam at East Lake Street and identification of a funding source, improvements to this area would occur in 2021.
- Widening with addition of site amenities on the Park Avenue sidewalk in Pennsylvania Park from Bay Street to Mitchell Street.
- Resurfacing of one mile of the Little Traverse Wheelway.

### **2022-2025 Planned Project Highlights**

The years 2022-2025 may have projects adjusted based on funding availability and demands. Some projects planned for the final four years of the CIP include:

- Reconstruction of East Lake Street from Kalamazoo to Division Street.
- Completion of the East Mitchell/Petoskey Street intersection.
- Festival Place Shelter roof.
- Replacement of DPW Building that may include a solar component.
- Dog park development.
- Construction of salt sheds and material storage building on north side of Sheridan Street.
- Street and utility improvement to Howard Street from State Street to Jennings Avenue.

**Action** No action is needed at this point. To further solicit public comment, staff recommends potential approval of the CIP by resolution occur at the October 7, 2019 City Council meeting. The draft CIP will continue to be posted on the City's website with an email address to send comments. All comments will be forwarded to City Council in the October 7, 2019 packet.

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CITY OF PETOSKEY  
CITY MANAGER

Mr. Straebel,

After reviewing the proposed CIP plan for 2020-2025, I would like to comment on just this one item:

*Pending the outcome of a 2019 Engineering Alternatives Study for the Bear River dam at East Lake Street and identification of funding source, improvements to this area would occur in 2021*

I represent the Lake St. Townhouse Condo Association, on the corner of W. Lake and Quaintance, at the entrance to the Bear River Valley Recreation Area. We are wildly in favor of changes being made to the dam, and hopefully an upgrade to the park area directly across the street from our building on Quaintance. Since the BRVRA opened in 2011, we have consistently made improvements to our condo grounds along Quaintance, between W. Lake and the Mitchell St. bridge, and now hope that a potential change in the river between the two bridges might provide impetus for the City to do the same.

Years ago, the river itself was clearly visible between the large willow trees on the western bank. Now, with the exception of the spot where the new sidewalk goes down to the river itself, all anyone can see is overgrown bushes, with wild grapevines attaching themselves to everything. If one of the options discussed at the "open house" in August is eventually adopted, perhaps there will be a series of deep pools between the bridges, which would make a delightful environment for picnic tables, park benches, etc. Currently, other than an occasional pick-up soccer game, the park is never used. Given its wonderful location, and potentially outstanding water views, this seems odd to our association. Besides providing a more scenic entrance to BRVRA, it could also offer a nicer backdrop to the new, popular wedding venue in town - the underside of the Mitchell St. Bridge.

And last, but not least, a removal of the dam would serve the purpose of spreading out the fishermen who gather for the spring and fall spawning runs. With fish no longer trapped below the dam, their often questionable tactics (snagging) would no longer work, and other areas along the river would become more popular. We have gone on record in the past as to the nuisance factor caused by having so many people, sometimes very late at night, competing for fish in such a small area. Fights break out, cars and trucks are illegally parked, fish guts and other trash get left behind, and the list goes on. Suffice to say, the "quiet area" signs that we were given years ago did not do the trick.

Thanks for listening.

Sincerely,  
Jill Fitzpatrick, secretary/treasurer  
Lake St. Townhouse Condo Association  
310 Quaintance Ave., Petoskey, MI  
231-420-3261



**BOARD:** City Council

**MEETING DATE:** September 16, 2019      **PREPARED:** September 11, 2019

**AGENDA SUBJECT:** MERS Retirement Plan Update

**RECOMMENDATION:** That City Council review information

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**Background** The City provides retirement benefits through the Michigan Municipal Employees' Retirement System (MMERS), which has four separate divisions; General Nonunion, DPW Teamsters union, Public Safety Officers union and Public Safety Lieutenants union.

In late 2015 MMERS announced several changes to the actuarial assumptions used in determining required contributions for defined benefit retirement programs, with the changes taking effect in 2017. In response to those changes the City took the following steps to mitigate the increase in annual required contributions and unfunded accrued liability (UAL):

1. The non-unionized employee defined benefit plan multiplier was reduced (B-3), with all new employees covered under a defined contribution plan.
2. Through negotiations the Teamster's unionized employee defined benefit plan multiplier was reduced (B-3), with all new employees under a defined contribution plan.
3. Public Safety Lieutenants retained their existing defined benefit plan (B-4), with any new hires from outside the City, covered by a defined contribution plan. A current City employee promoted to Lieutenant from within, would retain their existing retirement plan.
4. Public Safety Officers hired prior to 1/1/2012 retained their existing defined benefit plan (B-4), with employees hired after that date covered by a reduced defined benefit plan (B-2).
5. All employees belonging to a defined benefit plan are required to also contribute to their retirement plan, except for Public Safety Officers belonging to the B-2 plan, which is fully funded by the City.

**Unfunded Accrued Liability (UAL)** The City's UAL went from \$5,133,074 to \$7,461,522 on 12/31/15 due to the changes in assumptions by MERS. The amount was reduced to \$6,007,888 on 12/31/16, due mainly to the reduction in defined benefit plan multipliers for the General Nonunion and DPW Teamsters divisions. In 2017, 2018 and 2019 the City contributed an additional \$1,000,000 to the retirement plan, which further reduced the unfunded accrued liability to \$5,160,343 at 12/31/18 or 82% funded. The City expects to continue to contribute additional funds annually to the retirement plan to further reduce this liability.

**MERS 2019 Changes in Assumptions** Recently, MERS announced two new changes in actuarial assumptions. The investment return assumption will be further reduced from 7.75% to 7.35%. The wage inflation assumption will be reduced from 3.75% to 3.00%, thereby reducing the expected increase in employee wages. The reduction in return on investments will tend to increase the annual contribution along with the unfunded accrued liability, while the reduction in wage inflation will have the opposite effect, but to a lesser extent. These changes take effect with the 2019 annual valuation and 2021 retirement contributions.

MERS provided a projection of how these changes in assumptions would affect the City's current financial position, if applied at 12/31/18. The result would be an increase in the unfunded accrued liability of \$1,000,000 and an increase in the annual retirement contribution of \$93,000, and would reduce the funding percentage from 82% to 79%.

**Summary** The City continues to have a well-funded retirement plan as measured by current standards. The City's actions over the past four years have helped greatly to reduce future costs and continued additional contributions will further reduce the unfunded accrued liability and annual contributions. Based on the projected effects of the two new economic assumptions by MERS, the 2019 additional contribution of \$1,000,000 should offset the increase in liability and contributions projected for next year. Going forward in 2020, the City will be back on track with our goal of achieving a 90% funding level.

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# Municipal Employees' Retirement System of Michigan

Annual Actuarial Valuation Report  
December 31, 2018 - Petoskey City of (2402)



Spring, 2019

Petoskey City of

In care of:  
Municipal Employees' Retirement System of Michigan  
1134 Municipal Way  
Lansing, Michigan 48917

This report presents the results of the Annual Actuarial Valuation, prepared for Petoskey City of (2402) as of December 31, 2018. The report includes the determination of liabilities and contribution rates resulting from the participation in the Municipal Employees' Retirement System of Michigan ("MERS"). This report contains the minimum actuarially determined contribution requirement, in alignment with the MERS Plan Document, Actuarial Policy, and the Michigan Constitution and governing statutes. Petoskey City of is responsible for the employer contributions needed to provide MERS benefits for its employees and former employees.

The purposes of this valuation are to:

- Measure funding progress as of December 31, 2018,
- Establish contribution requirements for the fiscal year beginning January 1, 2020,
- Provide information regarding the identification and assessment of risk,
- Provide actuarial information in connection with applicable Governmental Accounting Standards Board (GASB) statements, and
- Provide information to assist the local unit of government with state reporting requirements.

This valuation assumed the continuing ability of the plan sponsor to make the contributions necessary to fund this plan. A determination regarding whether or not the plan sponsor is actually able to do so is outside our scope of expertise and was not performed.

The findings in this report are based on data and other information through December 31, 2018. The valuation was based upon information furnished by MERS concerning Retirement System benefits, financial transactions, plan provisions and active members, terminated members, retirees and beneficiaries. We checked for internal reasonability and year-to-year consistency, but did not audit the data. We are not responsible for the accuracy or completeness of the information provided by MERS.

The Municipal Employees' Retirement Act, PA 427 of 1984 and the MERS' Plan Document Article VI sec. 71 (1)(d), provides the MERS Board with the authority to set actuarial assumptions and methods after consultation with the actuary. As the fiduciary of the plan, MERS Retirement Board sets certain assumptions for funding and GASB purposes. These assumptions are checked regularly through a comprehensive study, called an Experience Study. The most recent study was completed in 2015, as prepared by the prior actuary, and is the basis of the assumptions and methods currently in place. **At the February 28, 2019 board meeting, the MERS Retirement Board adopted new economic assumptions effective with the December 31, 2019 annual actuarial valuation, which will impact contributions beginning in 2021.** An illustration of the potential impact is found in this report.

The Michigan Department of Treasury provides required assumptions to be used for purposes of Public Act 202 reporting. These assumptions are for reporting purposes only and do not impact required contributions. Please refer to the State Reporting page found at the end of this report for information for this filing.

For a full list of all the assumptions used, please refer to the division-specific assumptions described in table(s) in this report, and to the Appendix on the MERS website at:

<http://www.mersofmich.com/Portals/0/Assets/Resources/AAV-Appendix/MERS-2018AnnualActuarialValuation-Appendix.pdf>.

**The actuarial assumptions used for this valuation are reasonable for purposes of the measurement.**

This report has been prepared by actuaries who have substantial experience valuing public employee retirement systems. To the best of our knowledge the information contained in this report is accurate and fairly presents the actuarial position of Petoskey City of as of the valuation date. All calculations have been made in conformity with generally accepted actuarial principles and practices, with the Actuarial Standards of Practice issued by the Actuarial Standards Board, and with applicable statutes.

David T. Kausch, Rebecca L. Stouffer, and Mark Buis are members of the American Academy of Actuaries. These actuaries meet the Academy's Qualification Standards to render the actuarial opinions contained herein. The signing actuaries are independent of the plan sponsor. GRS maintains independent consulting agreements with certain local units of government for services unrelated to the actuarial consulting services provided in this report.

The Retirement Board of the Municipal Employees' Retirement System of Michigan confirms that the System provides for payment of the required employer contribution as described in Section 20m of Act No. 314 of 1965 (MCL 38.1140m).

This information is purely actuarial in nature. It is not intended to serve as a substitute for legal, accounting or investment advice.



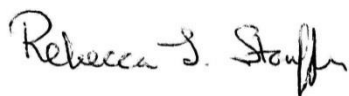
This report was prepared at the request of the MERS Retirement Board and may be provided only in its entirety by the municipality to other interested parties (MERS customarily provides the full report on request to associated third parties such as the auditor for the municipality). GRS is not responsible for the consequences of any unauthorized use. This report should not be relied on for any purpose other than the purposes described herein. Determinations of financial results, associated with the benefits described in this report, for purposes other than those identified above may be significantly different.

If you have reason to believe that the plan provisions are incorrectly described, that important plan provisions relevant to this valuation are not described, that conditions have changed since the calculations were made, that the information provided in this report is inaccurate or is in anyway incomplete, or if you need further information in order to make an informed decision on the subject matter in this report, please contact your Regional Manager at 1.800.767.MERS (6377).

Sincerely,



David T. Kausch, FSA, FCA, EA, MAAA



Rebecca L. Stouffer, ASA, FCA, MAAA



Mark Buis, FSA, FCA, EA, MAAA





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## Executive Summary

### Funded Ratio

The funded ratio of a plan is the percentage of the dollar value of the actuarial accrued liability that is covered by the actuarial value of assets. While funding ratio may be a useful plan measurement, understanding a plan's funding trend may be more important than a particular point in time. Refer to Table 7 to find a history of this information.

	12/31/2018	12/31/2017
Funded Ratio*	82%	80%

\* Reflects assets from Surplus divisions, if any.

There has been a change in actuary and actuarial software since the December 31, 2017 valuation. Throughout this report are references to valuation results generated prior to the 2018 valuation date. Results prior to 2018 were received directly from the prior actuary or extracted from the previous valuation system by MERS's technology service provider.

## Required Employer Contributions:

Your required employer contributions are shown in the following table. Employee contributions, if any, are in addition to the employer contributions. Changes to the actuarial assumptions and methods based on the 2015 Experience Study are phased-in over a 5-year period. This valuation reflects the fourth year of the phase-in.

Your minimum required contribution is the amount in the "Phase-in" columns. By default, MERS will invoice you the phased-in contribution amount, but strongly encourages you to contribute more than the minimum required contribution. If you requested and have been billed using No Phase-in rates, your 2019 rates will continue to use the No Phase-in method. If you have been billed using the Phased-in rates and wish to change to rates based on No Phase-in, please contact MERS.

	Percentage of Payroll				Monthly \$ Based on Projected Payroll			
	Phase-in	No Phase-in	Phase-in	No Phase-in	Phase-in	No Phase-in	Phase-in	No Phase-in
Valuation Date:	12/31/2018	12/31/2018	12/31/2017	12/31/2017	12/31/2018	12/31/2018	12/31/2017	12/31/2017
Fiscal Year Beginning:	January 1, 2020	January 1, 2020	January 1, 2019	January 1, 2019	January 1, 2020	January 1, 2020	January 1, 2019	January 1, 2019
<b>Division</b>								
01 - Gnrl Tmstr	-	-	-	-	\$ 9,580	\$ 9,857	\$ 6,851	\$ 7,405
02 - Public Safety/Union	-	-	-	-	18,872	19,387	18,989	20,019
10 - Gnrl NonUnio	-	-	-	-	21,101	21,473	25,197	26,539
11 - Public Safety Un-Lieut	27.67%	28.17%	21.96%	22.92%	9,099	9,264	7,570	7,900
20 - Public Sfty Union aft 01/01/12	10.83%	10.84%	10.82%	10.84%	3,706	3,708	2,884	2,888
<b>Municipality Total</b>					<b>\$ 62,358</b>	<b>\$ 63,689</b>	<b>\$ 61,491</b>	<b>\$ 64,751</b>

Employee contribution rates:

Valuation Date:	Employee Contribution Rate	
	12/31/2018	12/31/2017
<b>Division</b>		
01 - Gnrl Tmstr	3.00%	3.00%
02 - Public Safety/Union	3.00%	3.00%
10 - Gnrl NonUnio	3.00%	3.00%
11 - Public Safety Un-Lieut	3.00%	3.00%
20 - Public Sfty Union aft 01/01/12	0.00%	0.00%

The employer may contribute more than the minimum required contributions, as these additional contributions will earn investment income and may result in lower future contribution requirements. Employers making contributions in excess of the minimum requirements may elect to apply the excess contribution immediately to a particular division, or segregate the excess into one or more of what MERS calls “Surplus” divisions. An election in the first case would immediately reduce any unfunded accrued liability and lower the amortization payments throughout the remaining amortization period. An election to set up Surplus divisions would not immediately lower future contributions, however the assets from the Surplus division could be transferred to an unfunded division in the future to reduce the unfunded liability in future years, or to be used to pay all or a portion of the minimum required contribution in a future year. For purposes of this report, the assets in any Surplus division have been included in the municipality’s total assets, unfunded accrued liability and funded status, however, these assets are not used in calculating the minimum required contribution.

**MERS strongly encourages employers to contribute more than the minimum contribution shown above.**

Assuming that experience of the plan meets actuarial assumptions:

- To accelerate to a 100% funding ratio in 10 years, estimated monthly employer contributions for the fiscal year beginning in 2020 for the entire employer would be \$83,241, instead of \$63,689.

### **How and Why Do These Numbers Change?**

In a defined benefit plan contributions vary from one annual actuarial valuation to the next as a result of the following:

- Changes in benefit provisions (see Table 2)
- Changes in actuarial assumptions and methods (see the Appendix)
- Experience of the plan (investment experience and demographic experience); this is the difference between actual experience of the plan and the actuarial assumptions.

### **Comments on Investment Rate of Return Assumption**

A defined benefit plan is funded by employer contributions, participant contributions, and investment earnings. Investment earnings have historically provided **more than half** of the funding. The larger the share of benefits being provided from investment returns, the smaller the required contributions, and vice versa. Determining the contributions required to prefund the promised retirement benefits requires an assumption of what investment earnings are expected to add to the fund over a long period of time. This is called the **Investment Return Assumption**.

The MERS Investment Return Assumption is **7.75%** per year. This, along with all of our other actuarial assumptions, is reviewed at least every five years in an Experience Study that compares the assumptions used against actual experience and recommends adjustments if necessary. If your municipality would like to explore contributions at lower assumed investment return assumptions, please review the “what if” projection scenarios later in this report.

## Assumption Change in 2019

At the February 28, 2019 board meeting, the MERS Retirement Board adjusted key economic assumptions. These assumptions, in particular the investment return assumption, have a significant effect on a plan's required contribution and funding level. Historically low interest rates, along with high equity market valuations, have led to reductions in projected returns for most asset classes. This has resulted in a Board adopted reduction in the investment rate of return assumption to 7.35%, effective with the December 31, 2019 valuation first impacting 2021 contributions. The Board also changed the assumed rate of wage inflation from 3.75% to 3.00%, with the same effective date. This report includes a "What If" scenario of 7.35%/3.00% in order to show the potential impact of this assumption change.

## Comments on Asset Smoothing

To avoid dramatic spikes and dips in annual contribution requirements due to short term fluctuations in asset markets, MERS applies a technique called **asset smoothing**. This spreads out each year's investment gains or losses over the prior year and the following four years. This smoothing method is used to determine your actuarial value of assets (valuation assets), which is then used to determine both your funded ratio and your required contributions. The (smoothed) **actuarial rate of return for 2018 was 3.80%, while the actual market rate of return was (4.12)%**. To see historical details of the market rate of return, compared to the smoothed actuarial rate of return, refer to this report's Appendix, or view the "[How Smoothing Works](#)" video on the [Defined Benefit resource page](#) of the MERS website.

As of December 31, 2018 the actuarial value of assets is 110% of market value due to asset smoothing. This means that meeting the actuarial assumption in the next few years will require average annual market returns that exceed the 7.75% investment return assumption, or contribution requirements will continue to increase.

If the December 31, 2018 valuation results were based on market value instead of actuarial value:

- The funded percent of your entire municipality would be 75% (instead of 82%); and
- Your total employer contribution requirement for the fiscal year starting January 1, 2020 would be \$939,612 (instead of \$764,268)

## Alternate Scenarios to Estimate the Potential Volatility of Results ("What If Scenarios")

The calculations in this report are based on assumptions about long-term economic and demographic behavior. These assumptions will never materialize in a given year, except by coincidence. Therefore the results will vary from one year to the next. The volatility of the results depends upon the characteristics of the plan. For example:

- Open divisions that have substantial assets compared to their active employee payroll will have more volatile employer contribution rates due to investment return fluctuations.
- Open divisions that have substantial accrued liability compared to their active employee payroll will have more volatile employer contribution rates due to demographic experience fluctuations.
- Small divisions will have more volatile contribution patterns than larger divisions because statistical fluctuations are relatively larger among small populations.
- Shorter amortization periods result in more volatile contribution patterns.

Many assumptions are important in determining the required employer contributions. In the following table, we show the impact of varying the Investment Return assumption and the Wage Inflation assumption. Lower investment returns would result in higher required employer contributions, and vice-versa. Lower wage inflation generally results in lower required employer contributions as a dollar amount in the long run, and vice versa.

The relative impact of each economic scenario below will vary from year to year, as the participant demographics change. The impact of each scenario should be analyzed for a given year, not from year to year. The results in the table are based on the December 31, 2018 valuation, and are for the municipality in total, not by division. These results do not reflect a 5-year phase in of the impact of the new actuarial assumptions.

It is important to note that calculations in this report are mathematical estimates based upon assumptions regarding future events, which may or may not materialize. Actuarial calculations can and do vary from one valuation to the next, sometimes significantly depending on the group's size. Projections are not predictions. Future valuations will be based on actual future experience.

**The Retirement Board has adopted a change to the Investment Return Assumption from 7.75% to 7.35%, and the wage inflation from 3.75% to 3.00%. This change will be effective in the December 31, 2019 valuation which will impact the Fiscal Year 2021 contribution. The scenario shown using these assumptions as of December 31, 2018 is illustrative only. The actual impact of this change when reflected in the 2019 valuation will be different.**

12/31/2018 Valuation Results	Assumed Future Annual Smoothed Rate of Investment Return		
	Lower Future Annual Returns	Adopted 2019 Assumption	Valuation Assumptions
<b>Investment Return Assumption</b>	<b>5.75%</b>	<b>7.35%</b>	<b>7.75%</b>
<b>Wage Increase Assumption</b>	<b>3.75%</b>	<b>3.00%</b>	<b>3.75%</b>
Accrued Liability	\$ 35,242,822	\$ 29,449,962	\$ 28,442,715
Valuation Assets <sup>1</sup>	\$ 23,282,372	\$ 23,282,372	\$ 23,282,372
Unfunded Accrued Liability	\$ 11,960,450	\$ 6,167,590	\$ 5,160,343
<b>Funded Ratio</b>	<b>66%</b>	<b>79%</b>	<b>82%</b>
Monthly Normal Cost	\$ 54,911	\$ 30,501	\$ 30,850
Monthly Amortization Payment	\$ 68,218	\$ 40,956	\$ 32,839
<b>Total Employer Contribution<sup>2</sup></b>	<b>\$ 123,129</b>	<b>\$ 71,457</b>	<b>\$ 63,689</b>

<sup>1</sup> The Valuation Assets include assets from Surplus divisions, if any.

<sup>2</sup> If assets exceed accrued liabilities for a division, the division may have an overfunding credit to reduce the division's employer contribution requirement. If the overfunding credit is larger than the normal cost, the division's full credit is included in the municipality's amortization payment above but the division's total contribution requirement is zero. This can cause the displayed normal cost and amortization payment to not add up to the displayed total employer contribution.

## Projection Scenarios

The next two pages show projections of the plan's funded ratio and computed employer contributions under the actuarial assumptions used in the valuation and alternate economic scenarios. All three projections take into account the past investment losses that will continue to affect the actuarial rate of return in the short term.

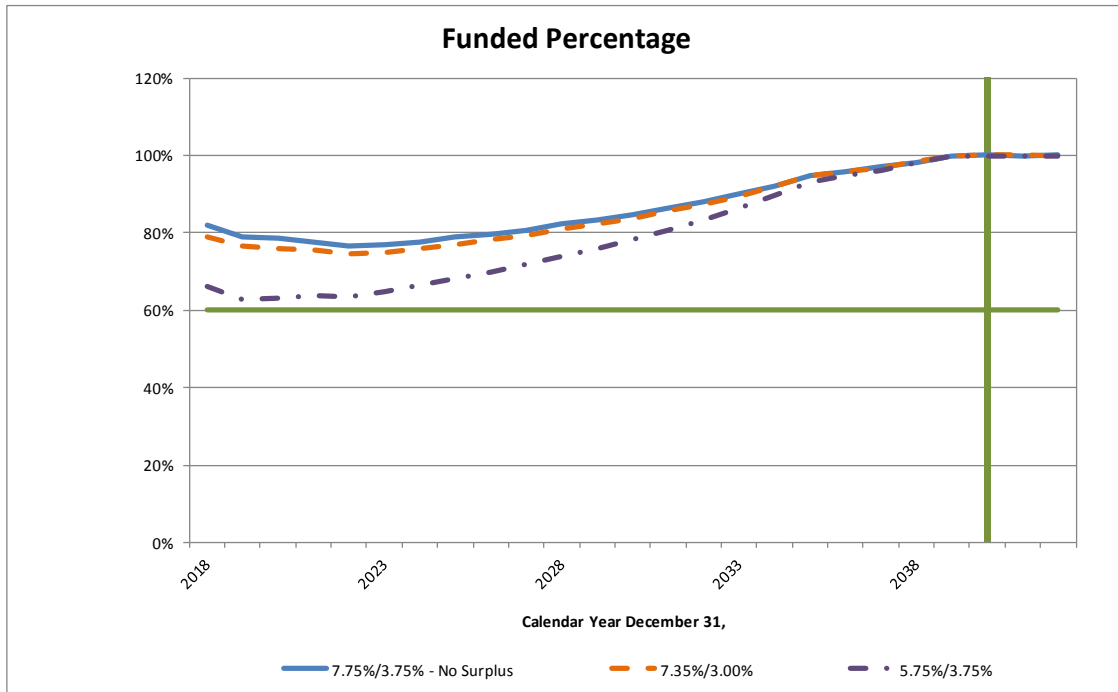
The 7.75%/3.75% scenario provides an estimate of computed employer contributions based on current actuarial assumptions, and a projected 7.75% market return. The other two scenarios may be useful if the municipality chooses to budget more conservatively, and make contributions in addition to the minimum requirements. The 7.35%/3.00% and 5.75%/3.75% projections provide an indication of the potential required employer contribution if these assumptions were met over the long-term.



Valuation Year Ending 12/31	Fiscal Year Beginning 1/1	Actuarial Accrued Liability	Valuation Assets <sup>2</sup>	Funded Percentage	Computed Annual Employer Contribution
<b>7.75%<sup>1</sup>/3.75%</b> <b>NO 5-YEAR PHASE-IN</b>					
2018	2020	\$ 28,442,715	\$ 23,282,372	82%	\$ 764,268
2019	2021	\$ 29,500,000	\$ 23,300,000	79%	\$ 865,000
2020	2022	\$ 30,300,000	\$ 23,800,000	79%	\$ 909,000
2021	2023	\$ 31,200,000	\$ 24,200,000	78%	\$ 964,000
2022	2024	\$ 31,900,000	\$ 24,500,000	77%	\$ 1,040,000
2023	2025	\$ 32,600,000	\$ 25,100,000	77%	\$ 1,080,000
<b>7.35%<sup>1</sup>/3.00%</b> <b>NO 5-YEAR PHASE-IN</b>					
2018	2020	\$ 29,449,962	\$ 23,282,372	79%	\$ 857,484
2019	2021	\$ 30,400,000	\$ 23,200,000	76%	\$ 958,000
2020	2022	\$ 31,300,000	\$ 23,700,000	76%	\$ 998,000
2021	2023	\$ 32,000,000	\$ 24,100,000	75%	\$ 1,050,000
2022	2024	\$ 32,700,000	\$ 24,400,000	75%	\$ 1,120,000
2023	2025	\$ 33,400,000	\$ 25,000,000	75%	\$ 1,160,000
<b>5.75%<sup>1</sup>/3.75%</b> <b>NO 5-YEAR PHASE-IN</b>					
2018	2020	\$ 35,242,822	\$ 23,282,372	66%	\$ 1,477,548
2019	2021	\$ 36,400,000	\$ 22,900,000	63%	\$ 1,600,000
2020	2022	\$ 37,400,000	\$ 23,700,000	63%	\$ 1,650,000
2021	2023	\$ 38,300,000	\$ 24,400,000	64%	\$ 1,710,000
2022	2024	\$ 39,200,000	\$ 24,800,000	63%	\$ 1,800,000
2023	2025	\$ 40,000,000	\$ 25,900,000	65%	\$ 1,840,000

<sup>1</sup> Represents both the interest rate for discounting liabilities and the future investment return assumption on the Market Value of assets.

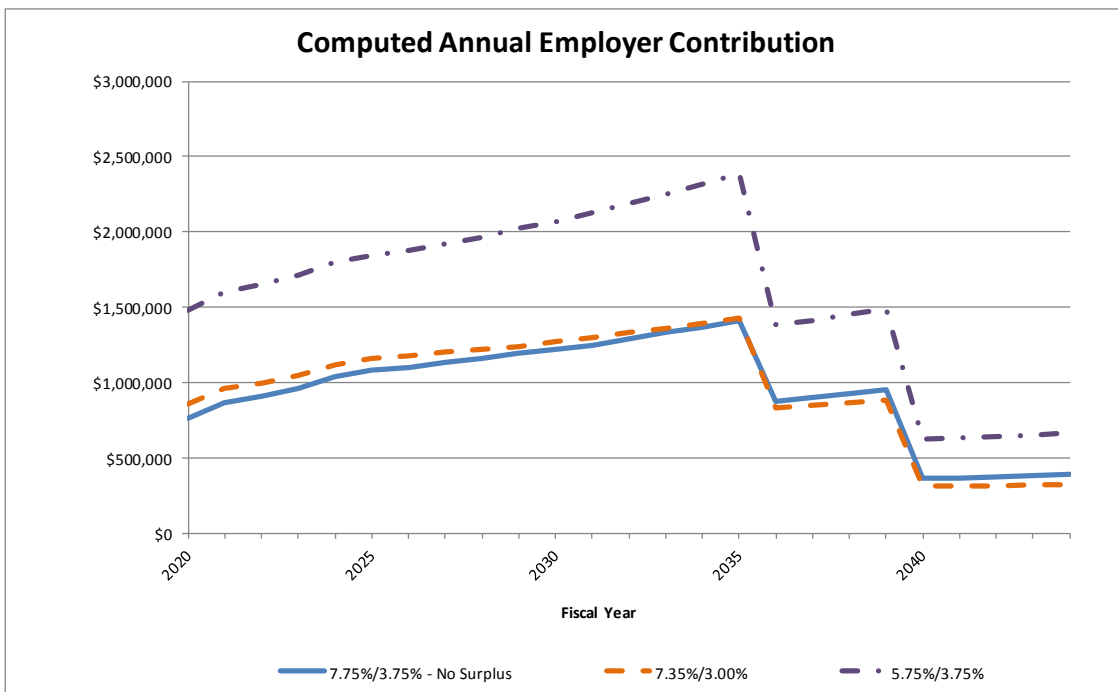
<sup>2</sup> Valuation Assets do not include assets from Surplus divisions, if any.



**Notes:**

All projected funded percentages are shown with no phase-in.

The green indicator lines have been added at 60% funded and 22 years following the valuation date for PA 202 purposes.



**Notes:**

All projected contributions are shown with no phase-in.

**Table 1: Employer Contribution Details For the Fiscal Year Beginning January 1, 2020**

Division	Total Normal Cost	Employee Contribut. Rate	Employer Contributions <sup>1</sup>			Computed Employer Contribut. With Phase-In	Blended ER Rate No Phase-In <sup>5</sup>	Blended ER Rate With Phase-In <sup>5</sup>	Employee Contribut. Conversion Factor <sup>2</sup>
			Employer Normal Cost	Payment of the Unfunded Accrued Liability <sup>4</sup>	Computed Employer Contribut. No Phase-In				
<b>Percentage of Payroll</b>									
01 - Gnrl Tmstr	10.61%	3.00%	-	-	-	-			
02 - Public Safety/Union	12.66%	3.00%	-	-	-	-	25.31%	24.75%	
10 - Gnrl NonUnio	11.94%	3.00%	-	-	-	-			
11 - Public Safety Un-Lieut	13.37%	3.00%	10.37%	17.80%	28.17%	27.67%			0.87%
20 - Public Sfty Union aft 01/01/12	10.30%	0.00%	10.30%	0.54%	10.84%	10.83%	25.31%	24.75%	0.93%
<b>Estimated Monthly Contribution<sup>3</sup></b>									
01 - Gnrl Tmstr			\$ 6,702	\$ 3,155	\$ 9,857	\$ 9,580			
02 - Public Safety/Union			5,508	13,879	19,387	18,872			
10 - Gnrl NonUnio			11,706	9,767	21,473	21,101			
11 - Public Safety Un-Lieut			3,410	5,854	9,264	9,099			
20 - Public Sfty Union aft 01/01/12			3,524	184	3,708	3,706			
<b>Total Municipality</b>			<b>\$ 30,850</b>	<b>\$ 32,839</b>	<b>\$ 63,689</b>	<b>\$ 62,358</b>			
<b>Estimated Annual Contribution<sup>3</sup></b>			<b>\$ 370,200</b>	<b>\$ 394,068</b>	<b>\$ 764,268</b>	<b>\$ 748,296</b>			

<sup>1</sup> The above employer contribution requirements are in addition to the employee contributions, if any.

<sup>2</sup> If employee contributions are increased/decreased by 1.00% of pay, the employer contribution requirement will decrease/increase by the Employee Contribution Conversion Factor. The conversion factor is usually under 1%, because employee contributions may be refunded at termination of employment, and not used to fund retirement pensions. Employer contributions will all be used to fund pensions.

<sup>3</sup> For divisions that are open to new hires, estimated contributions are based on projected fiscal year payroll. Actual contributions will be based on actual reported monthly pays, and will be different from the above amounts. For divisions that will have no new hires (i.e., closed divisions), invoices will be based on the above dollar amounts which are based on projected fiscal year payroll. See description of Open Divisions and Closed Divisions in the Appendix.

<sup>4</sup> Note that if the overfunding credit is larger than the normal cost, the full credit is shown above but the total contribution requirement is zero. This will cause the displayed normal cost and unfunded accrued liability contributions to not add across.

<sup>5</sup> For linked divisions, the employer will be invoiced the Computed Employer Contribution with Phase-in rate shown above for each linked division (a contribution rate for the open division; a contribution dollar for the closed-but-linked division), unless the employer elects to contribute the Blended Employer Contribution rate shown above, by contacting MERS at 800-767-MERS (6377).

**Please see the Comments on Asset Smoothing in the Executive Summary of this report.**

## Table 2: Benefit Provisions

### 01 - Gnrl Tmstr: Closed to new hires

	2018 Valuation	2017 Valuation
<b>Benefit Multiplier:</b>	Bridged Benefit:2.50% Multiplier (80% max) Frozen FAC;2.25% Multiplier (80% max)	Bridged Benefit: 2.50% Multiplier (80% max) Frozen FAC; to 2.25% Multiplier (80% max)
<b>Bridged Benefit Date:</b>	12/31/2016	12/31/2016
<b>Normal Retirement Age:</b>	60	60
<b>Vesting:</b>	6 years	6 years
<b>Early Retirement (Unreduced):</b>	55/25	55/25
<b>Early Retirement (Reduced):</b>	50/25	50/25
	55/15	55/15
<b>Final Average Compensation:</b>	3 years	3 years
<b>Employee Contributions:</b>	3.00%	3.00%
<b>DC Plan for New Hires:</b>	12/31/2016	12/31/2016
<b>Act 88:</b>	Yes (Adopted 2/19/2007)	Yes (Adopted 2/19/2007)

### 02 - Public Safety/Union: Closed to new hires, linked to Division 20

	2018 Valuation	2017 Valuation
<b>Benefit Multiplier:</b>	2.50% Multiplier (80% max)	2.50% Multiplier (80% max)
<b>Normal Retirement Age:</b>	60	60
<b>Vesting:</b>	10 years	10 years
<b>Early Retirement (Unreduced):</b>	50/25	50/25
<b>Early Retirement (Reduced):</b>	55/15	55/15
<b>Final Average Compensation:</b>	3 years	3 years
<b>Employee Contributions:</b>	3.00%	3.00%
<b>Act 88:</b>	Yes (Adopted 2/19/2007)	Yes (Adopted 2/19/2007)

### 10 - Gnrl NonUnio: Closed to new hires

	2018 Valuation	2017 Valuation
<b>Benefit Multiplier:</b>	Bridged Benefit:2.50% Multiplier (80% max) Frozen FAC;2.25% Multiplier (80% max)	Bridged Benefit: 2.50% Multiplier (80% max) Frozen FAC; to 2.25% Multiplier (80% max)
<b>Bridged Benefit Date:</b>	12/31/2016	12/31/2016
<b>Normal Retirement Age:</b>	60	60
<b>Vesting:</b>	6 years	6 years
<b>Early Retirement (Unreduced):</b>	55/25	55/25
<b>Early Retirement (Reduced):</b>	50/25	50/25
	55/15	55/15
<b>Final Average Compensation:</b>	3 years	3 years
<b>Employee Contributions:</b>	3.00%	3.00%
<b>DC Plan for New Hires:</b>	1/1/2017	1/1/2017
<b>Act 88:</b>	Yes (Adopted 2/19/2007)	Yes (Adopted 2/19/2007)



**11 - Public Safety Un-Lieut: Open Division**

	2018 Valuation	2017 Valuation
Benefit Multiplier:	2.50% Multiplier (80% max)	2.50% Multiplier (80% max)
Normal Retirement Age:	60	60
Vesting:	10 years	10 years
Early Retirement (Unreduced):	50/25	50/25
Early Retirement (Reduced):	55/15	55/15
Final Average Compensation:	3 years	3 years
Employee Contributions:	3.00%	3.00%
Act 88:	Yes (Adopted 2/19/2007)	Yes (Adopted 2/19/2007)

**20 - Public Sfty Union aft 01/01/12: Open Division, linked to Division 02**

	2018 Valuation	2017 Valuation
Benefit Multiplier:	2.00% Multiplier (no max)	2.00% Multiplier (no max)
Normal Retirement Age:	60	60
Vesting:	10 years	10 years
Early Retirement (Unreduced):	50/25	50/25
Early Retirement (Reduced):	55/15	55/15
Final Average Compensation:	3 years	3 years
Employee Contributions:	0.00%	0.00%
Act 88:	Yes (Adopted 2/19/2007)	Yes (Adopted 2/19/2007)

### Table 3: Participant Summary

Division	2018 Valuation		2017 Valuation		2018 Valuation		
	Number	Annual Payroll <sup>1</sup>	Number	Annual Payroll <sup>1</sup>	Average Age	Average Benefit Service <sup>2</sup>	Average Eligibility Service <sup>2</sup>
<b>01 - Gnrl Tmstr</b>							
Active Employees	17	\$ 1,061,667	18	\$ 1,080,566	42.6	10.7	10.8
Vested Former Employees	2	25,041	2	25,040	58.6	10.8	15.6
Retirees and Beneficiaries	27	457,031	27	448,892	74.7		
<b>02 - Public Safety/Union</b>							
Active Employees	9	\$ 687,946	10	\$ 777,694	43.8	17.3	18.0
Vested Former Employees	0	0	2	36,249	0.0	0.0	0.0
Retirees and Beneficiaries	15	437,808	13	410,559	67.1		
<b>10 - Gnrl NonUnio</b>							
Active Employees	30	\$ 1,788,601	30	\$ 1,745,168	52.2	14.8	15.5
Vested Former Employees	7	108,311	8	110,802	44.9	11.8	12.7
Retirees and Beneficiaries	35	657,649	35	673,852	69.4		
<b>11 - Public Safety Un-Lieut</b>							
Active Employees	4	\$ 366,585	4	\$ 384,214	42.6	17.6	19.0
Vested Former Employees	0	0	0	0	0.0	0.0	0.0
Retirees and Beneficiaries	2	113,717	1	58,535	60.6		
<b>20 - Public Sfty Union aft 01/01/12</b>							
Active Employees	5	\$ 329,150	4	\$ 251,488	32.0	2.2	4.5
Vested Former Employees	0	0	0	0	0.0	0.0	0.0
Retirees and Beneficiaries	0	0	0	0	0.0		
<b>Total Municipality</b>							
Active Employees	65	\$ 4,233,949	66	\$ 4,239,130	46.4	13.3	14.0
Vested Former Employees	9	133,352	12	172,091	47.9	11.6	13.3
Retirees and Beneficiaries	<u>79</u>	<u>1,666,205</u>	<u>76</u>	<u>1,591,838</u>	<u>70.6</u>		
<b>Total Participants</b>	<b>153</b>		<b>154</b>				

<sup>1</sup> Annual payroll for active employees; annual deferred benefits payable for vested former employees; annual benefits being paid for retirees and beneficiaries.

<sup>2</sup> Descriptions can be found under Miscellaneous and Technical Assumptions in the Appendix.

## Table 4: Reported Assets (Market Value)

Division	2018 Valuation		2017 Valuation	
	Employer and Retiree <sup>1</sup>	Employee <sup>2</sup>	Employer and Retiree <sup>1</sup>	Employee <sup>2</sup>
01 - Gnrl Tmstr	\$ 5,213,657	\$ 134,370	\$ 5,827,432	\$ 99,219
02 - Public Safety/Union	4,393,785	123,343	5,021,189	113,535
10 - Gnrl NonUnio	9,296,355	305,527	9,141,863	245,572
11 - Public Safety Un-Lieut	1,662,387	58,894	1,504,430	45,978
20 - Public Sfty Union aft 01/01/12	67,484	0	40,536	0
<b>Municipality Total<sup>3</sup></b>	<b>\$ 20,633,669</b>	<b>\$ 622,134</b>	<b>\$ 21,535,450</b>	<b>\$ 504,304</b>
<b>Combined Assets<sup>3</sup></b>	<b>\$21,255,803</b>		<b>\$22,039,754</b>	

<sup>1</sup> Reserve for Employer Contributions and Benefit Payments.

<sup>2</sup> Reserve for Employee Contributions.

<sup>3</sup> Totals may not add due to rounding.

The December 31, 2018 valuation assets (actuarial value of assets) are equal to 1.095342 times the reported market value of assets (compared to 1.011321 as of December 31, 2017). Refer to the Appendix for a description of the valuation asset derivation and a detailed calculation of valuation assets.

## Table 5: Flow of Valuation Assets

Year Ended 12/31	Employer Contributions		Employee Contributions	Investment Income (Valuation Assets)	Benefit Payments	Employee Contribution Refunds	Net Transfers	Valuation Asset Balance
	Required	Additional						
2008	\$ 571,638		\$ 0	\$ 719,141	\$ (752,567)	\$ 0	\$ 0	\$ 16,215,095
2009	532,954		0	758,044	(785,890)	0	0	16,720,203
2010	591,892		0	933,988	(847,280)	0	40,623	17,439,426
2011	598,942	\$ 0	0	899,557	(958,651)	0	0	17,979,274
2012	626,341	0	9,423	824,613	(1,016,207)	0	0	18,423,444
2013	661,564	2,223	20,249	1,091,317	(1,160,516)	0	0	19,038,281
2014	633,455	0	95,756	1,087,101	(1,214,008)	0	0	19,640,585
2015	700,093	0	123,315	976,984	(1,284,166)	0	0	20,156,811
2016	711,755	0	121,927	1,036,993	(1,387,412)	0	0	20,640,074
2017	710,721	1,000,000	124,070	1,335,213	(1,520,812)	0	0	22,289,266
2018	637,977	1,000,000	119,535	844,886	(1,609,292)	0	0	23,282,372

**Notes:**

Transfers in and out are usually related to the transfer of participants between municipalities, and to employer and employee payments for service credit purchases (if any) that the governing body has approved.

Additional employer contributions, if any, are shown separately starting in 2011. Prior to 2011, additional contributions are combined with the required employer contributions.

The investment income column reflects the recognized investment income based on Valuation Assets. It does not reflect the market value investment return in any given year.

The Valuation Asset balance includes assets from Surplus divisions, if any.

Years where historical information is not available, will be displayed with zero values.

**Table 6: Actuarial Accrued Liabilities and Valuation Assets  
as of December 31, 2018**

Division	Actuarial Accrued Liability					Valuation Assets	Percent Funded	Unfunded (Overfunded) Accrued Liabilities
	Active Employees	Vested Former Employees	Retirees and Beneficiaries	Pending Refunds	Total			
01 - Gnrl Tmstr	\$ 1,848,193	\$ 229,618	\$ 4,213,294	\$ 6,570	\$ 6,297,675	\$ 5,857,918	93.0%	\$ 439,757
02 - Public Safety/Union	2,685,577	0	4,548,531	0	7,234,108	4,947,800	68.4%	2,286,308
10 - Gnrl NonUnio	5,259,117	393,128	6,320,066	752	11,973,063	10,517,345	87.8%	1,455,718
11 - Public Safety Un-Lieut	1,479,632	0	1,354,750	0	2,834,382	1,885,391	66.5%	948,991
20 - Public Sfty Union aft 01/01/12	103,487	0	0	0	103,487	73,918	71.4%	29,569
<b>Total</b>	<b>\$ 11,376,006</b>	<b>\$ 622,746</b>	<b>\$ 16,436,641</b>	<b>\$ 7,322</b>	<b>\$ 28,442,715</b>	<b>\$ 23,282,372</b>	<b>81.9%</b>	<b>\$ 5,160,343</b>



The following results show the combined accrued liabilities and assets for each set of linked divisions. These results are already shown in the table on the prior page(s).

**Table 6 (continued)**

Division	Actuarial Accrued Liability					Valuation Assets	Percent Funded	Unfunded (Overfunded) Accrued Liabilities
	Active Employees	Vested Former Employees	Retirees and Beneficiaries	Pending Refunds	Total			
Linked Divisions 20, 02	\$ 2,789,064	\$ 0	\$ 4,548,531	\$ 0	\$ 7,337,595	\$ 5,021,718	68.4%	\$ 2,315,877

Please see the Comments on Asset Smoothing in the Executive Summary of this report.

## Table 7: Actuarial Accrued Liabilities - Comparative Schedule

Valuation Date December 31	Actuarial Accrued Liability	Valuation Assets	Percent Funded	Unfunded (Overfunded) Accrued Liabilities
2004	\$ 15,717,408	\$ 12,658,761	81%	\$ 3,058,647
2005	16,754,274	13,218,519	79%	3,535,755
2006	17,043,215	14,031,109	82%	3,012,106
2007	17,859,846	15,676,883	88%	2,182,963
2008	18,714,070	16,215,095	87%	2,498,975
2009	19,635,919	16,720,203	85%	2,915,716
2010	20,477,432	17,439,426	85%	3,038,006
2011	21,606,074	17,979,274	83%	3,626,800
2012	22,432,165	18,423,444	82%	4,008,721
2013	23,527,097	19,038,281	81%	4,488,816
2014	24,773,659	19,640,585	79%	5,133,074
2015	27,618,333	20,156,811	73%	7,461,522
2016	26,647,962	20,640,074	78%	6,007,888
2017	27,793,179	22,289,266	80%	5,503,913
2018	28,442,715	23,282,372	82%	5,160,343

Notes: Actuarial assumptions were revised for the 2004, 2008, 2009, 2010, 2011, 2012 and 2015 actuarial valuations.

The Valuation Assets include assets from Surplus divisions, if any.

Years where historical information is not available will be displayed with zero values.

## Tables 8 and 9: Division-Based Comparative Schedules

### Division 01 - Gnrl Tmstr

**Table 8-01: Actuarial Accrued Liabilities - Comparative Schedule**

Valuation Date December 31	Actuarial Accrued Liability	Valuation Assets	Percent Funded	Unfunded (Overfunded) Accrued Liabilities
2008	\$ 5,001,520	\$ 4,613,301	92%	\$ 388,219
2009	5,138,143	4,641,985	90%	496,158
2010	5,109,850	4,799,662	94%	310,188
2011	5,441,257	4,903,150	90%	538,107
2012	5,581,594	4,820,830	86%	760,764
2013	5,676,528	4,865,737	86%	810,791
2014	5,966,982	4,920,410	83%	1,046,572
2015	6,471,081	4,930,130	76%	1,540,951
2016	6,004,479	4,925,014	82%	1,079,465
2017	6,155,051	5,993,747	97%	161,304
2018	6,297,675	5,857,918	93%	439,757

Notes: Actuarial assumptions were revised for the 2008, 2009, 2010, 2011, 2012 and 2015 actuarial valuations.

**Table 9-01: Computed Employer Contributions - Comparative Schedule**

Valuation Date December 31	Active Employees		Computed Employer Contribution <sup>1</sup>	Employee Contribution Rate <sup>2</sup>
	Number	Annual Payroll		
2008	16	\$ 831,937	12.93%	0.00%
2009	16	844,081	13.97%	0.00%
2010	16	856,815	12.79%	0.00%
2011	17	879,834	14.51%	0.00%
2012	16	888,982	16.27%	0.00%
2013	17	937,659	16.36%	0.00%
2014	17	979,715	16.29%	1.50%
2015	17	1,033,046	18.19%	3.00%
2016	18	1,032,958	14.06%	3.00%
2017	18	1,080,566	\$ 7,405	3.00%
2018	17	1,061,667	\$ 9,857	3.00%

1 For open divisions, a percent of pay contribution is shown. For closed divisions, a monthly dollar contribution is shown.

2 For each valuation year, the computed employer contribution is based on the employee rate. If the employee rate changes during the applicable fiscal year, the computed employer contribution will be adjusted.

**Note:** The contributions shown in Table 9 for the 12/31/2015 through 12/31/2019 valuations do **not** reflect the phase-in of the increased contribution requirements associated with the new actuarial assumptions. The full contribution without phase-in is shown in Table 9 above. The contribution requirements including the 5-year phase-in are shown on page 2.

See the Benefit Provision History, later in this report, for past benefit provision changes.

Years where historical information is not available, will be displayed with zero values.

## Division 02 - Public Safety/Union

**Table 8-02: Actuarial Accrued Liabilities - Comparative Schedule**

Valuation Date December 31	Actuarial Accrued Liability	Valuation Assets	Percent Funded	Unfunded (Overfunded) Accrued Liabilities
2008	\$ 4,741,999	\$ 3,857,536	81%	\$ 884,463
2009	5,177,341	4,125,000	80%	1,052,341
2010	5,580,122	4,386,648	79%	1,193,474
2011	5,999,482	4,625,685	77%	1,373,797
2012	4,752,454	3,866,494	81%	885,960
2013	6,372,574	5,010,415	79%	1,362,159
2014	6,643,303	5,113,133	77%	1,530,170
2015	7,430,940	5,214,454	70%	2,216,486
2016	7,107,789	4,999,707	70%	2,108,082
2017	7,481,873	5,192,854	69%	2,289,019
2018	7,234,108	4,947,800	68%	2,286,308

Notes: Actuarial assumptions were revised for the 2008, 2009, 2010, 2011, 2012 and 2015 actuarial valuations.

**Table 9-02: Computed Employer Contributions - Comparative Schedule**

Valuation Date December 31	Active Employees		Computed Employer Contribution <sup>1</sup>	Employee Contribution Rate <sup>2</sup>
	Number	Annual Payroll		
2008	19	\$ 1,322,873	15.02%	0.00%
2009	18	1,317,245	15.91%	0.00%
2010	18	1,338,609	16.63%	0.00%
2011	18	1,337,886	17.53%	0.00%
2012	13	941,058	16.77%	1.00%
2013	13	922,918	19.35%	2.00%
2014	13	920,537	\$ 15,398	3.00%
2015	13	977,172	\$ 20,627	3.00%
2016	11	812,749	\$ 18,558	3.00%
2017	10	777,694	\$ 20,019	3.00%
2018	9	687,946	\$ 19,387	3.00%

1 For open divisions, a percent of pay contribution is shown. For closed divisions, a monthly dollar contribution is shown.

2 For each valuation year, the computed employer contribution is based on the employee rate. If the employee rate changes during the applicable fiscal year, the computed employer contribution will be adjusted.

**Note:** The contributions shown in Table 9 for the 12/31/2015 through 12/31/2019 valuations do **not** reflect the phase-in of the increased contribution requirements associated with the new actuarial assumptions. The full contribution without phase-in is shown in Table 9 above. The contribution requirements including the 5-year phase-in are shown on page 2.

See the Benefit Provision History, later in this report, for past benefit provision changes.

Years where historical information is not available, will be displayed with zero values.

**Table 8-10: Actuarial Accrued Liabilities - Comparative Schedule**

Valuation Date December 31	Actuarial Accrued Liability	Valuation Assets	Percent Funded	Unfunded (Overfunded) Accrued Liabilities
2008	\$ 7,607,783	\$ 6,594,980	87%	\$ 1,012,803
2009	7,952,591	6,852,619	86%	1,099,972
2010	8,439,189	7,188,839	85%	1,250,350
2011	8,830,935	7,417,734	84%	1,413,201
2012	9,282,601	7,725,976	83%	1,556,625
2013	9,909,548	8,043,244	81%	1,866,304
2014	10,432,868	8,345,814	80%	2,087,054
2015	11,762,887	8,599,423	73%	3,163,464
2016	11,434,335	9,242,206	81%	2,192,129
2017	11,788,199	9,493,710	81%	2,294,489
2018	11,973,063	10,517,345	88%	1,455,718

Notes: Actuarial assumptions were revised for the 2008, 2009, 2010, 2011, 2012 and 2015 actuarial valuations.

**Table 9-10: Computed Employer Contributions - Comparative Schedule**

Valuation Date December 31	Active Employees		Computed Employer Contribution <sup>1</sup>	Employee Contribution Rate <sup>2</sup>
	Number	Annual Payroll		
2008	34	\$ 1,643,188	14.99%	0.00%
2009	35	1,769,583	15.16%	0.00%
2010	34	1,705,878	16.02%	0.00%
2011	33	1,633,325	17.07%	0.00%
2012	33	1,675,390	17.87%	0.00%
2013	32	1,690,852	19.20%	0.00%
2014	32	1,793,025	16.73%	3.00%
2015	31	1,837,571	21.50%	3.00%
2016	33	1,862,402	\$ 25,254	3.00%
2017	30	1,745,168	\$ 26,539	3.00%
2018	30	1,788,601	\$ 21,473	3.00%

1 For open divisions, a percent of pay contribution is shown. For closed divisions, a monthly dollar contribution is shown.

2 For each valuation year, the computed employer contribution is based on the employee rate. If the employee rate changes during the applicable fiscal year, the computed employer contribution will be adjusted.

**Note:** The contributions shown in Table 9 for the 12/31/2015 through 12/31/2019 valuations do **not** reflect the phase-in of the increased contribution requirements associated with the new actuarial assumptions. The full contribution without phase-in is shown in Table 9 above. The contribution requirements including the 5-year phase-in are shown on page 2.

See the Benefit Provision History, later in this report, for past benefit provision changes.

Years where historical information is not available, will be displayed with zero values.



## Division 11 - Public Safety Un-Lieut

**Table 8-11: Actuarial Accrued Liabilities - Comparative Schedule**

Valuation Date December 31	Actuarial Accrued Liability	Valuation Assets	Percent Funded	Unfunded (Overfunded) Accrued Liabilities
2008	\$ 0	\$ 0	0%	\$ 0
2009	0	0	0%	0
2010	0	0	0%	0
2011	0	0	0%	0
2012	1,506,419	1,013,110	67%	493,309
2013	1,568,447	1,118,885	71%	449,562
2014	1,726,327	1,258,412	73%	467,915
2015	1,943,374	1,405,209	72%	538,165
2016	2,071,342	1,453,099	70%	618,243
2017	2,308,940	1,567,960	68%	740,980
2018	2,834,382	1,885,391	67%	948,991

Notes: Actuarial assumptions were revised for the 2008, 2009, 2010, 2011, 2012 and 2015 actuarial valuations.

**Table 9-11: Computed Employer Contributions - Comparative Schedule**

Valuation Date December 31	Active Employees		Computed Employer Contribution <sup>1</sup>	Employee Contribution Rate <sup>2</sup>
	Number	Annual Payroll		
2008	0	\$ 0	\$ 0	0.00%
2009	0	0	\$ 0	0.00%
2010	0	0	\$ 0	0.00%
2011	0	0	\$ 0	0.00%
2012	5	422,890	18.70%	0.00%
2013	4	328,789	20.34%	0.00%
2014	4	344,872	17.55%	3.00%
2015	4	347,160	19.67%	3.00%
2016	4	344,087	21.70%	3.00%
2017	4	384,214	22.92%	3.00%
2018	4	366,585	28.17%	3.00%

1 For open divisions, a percent of pay contribution is shown. For closed divisions, a monthly dollar contribution is shown.

2 For each valuation year, the computed employer contribution is based on the employee rate. If the employee rate changes during the applicable fiscal year, the computed employer contribution will be adjusted.

**Note:** The contributions shown in Table 9 for the 12/31/2015 through 12/31/2019 valuations do **not** reflect the phase-in of the increased contribution requirements associated with the new actuarial assumptions. The full contribution without phase-in is shown in Table 9 above. The contribution requirements including the 5-year phase-in are shown on page 2.

See the Benefit Provision History, later in this report, for past benefit provision changes.

Years where historical information is not available, will be displayed with zero values.

## Division 20 - Public Sfty Union aft 01/01/12

**Table 8-20: Actuarial Accrued Liabilities - Comparative Schedule**

Valuation Date December 31	Actuarial Accrued Liability	Valuation Assets	Percent Funded	Unfunded (Overfunded) Accrued Liabilities
2008	\$ 0	\$ 0	0%	\$ 0
2009	0	0	0%	0
2010	0	0	0%	0
2011	0	0	0%	0
2012	0	0	0%	0
2013	0	0	0%	0
2014	4,179	2,816	67%	1,363
2015	10,051	7,595	76%	2,456
2016	30,017	20,048	67%	9,969
2017	59,116	40,995	69%	18,121
2018	103,487	73,918	71%	29,569

Notes: Actuarial assumptions were revised for the 2008, 2009, 2010, 2011, 2012 and 2015 actuarial valuations.

**Table 9-20: Computed Employer Contributions - Comparative Schedule**

Valuation Date December 31	Active Employees		Computed Employer Contribution <sup>1</sup>	Employee Contribution Rate <sup>2</sup>
	Number	Annual Payroll		
2008	0	\$ 0	\$ 0	0.00%
2009	0	0	\$ 0	0.00%
2010	0	0	\$ 0	0.00%
2011	0	0	\$ 0	0.00%
2012	0	0	\$ 0	0.00%
2013	0	0	\$ 0	0.00%
2014	1	44,191	8.69%	0.00%
2015	1	46,111	8.74%	0.00%
2016	3	194,810	10.21%	0.00%
2017	4	251,488	10.84%	0.00%
2018	5	329,150	10.84%	0.00%

1 For open divisions, a percent of pay contribution is shown. For closed divisions, a monthly dollar contribution is shown.

2 For each valuation year, the computed employer contribution is based on the employee rate. If the employee rate changes during the applicable fiscal year, the computed employer contribution will be adjusted.

**Note:** The contributions shown in Table 9 for the 12/31/2015 through 12/31/2019 valuations do **not** reflect the phase-in of the increased contribution requirements associated with the new actuarial assumptions. The full contribution without phase-in is shown in Table 9 above. The contribution requirements including the 5-year phase-in are shown on page 2.

See the Benefit Provision History, later in this report, for past benefit provision changes.

Years where historical information is not available, will be displayed with zero values.

## Table 10: Division-Based Layered Amortization Schedule

### Division 01 - Gnrl Tmstr

**Table 10-01: Layered Amortization Schedule**

Type of UAL	Date Established	Original Balance <sup>1</sup>	Original Amortization Period <sup>2</sup>	Amounts for Fiscal Year Beginning 1/1/2020		
				Outstanding UAL Balance <sup>3</sup>	Remaining Amortization Period <sup>2</sup>	Annual Amortization Payment
Initial	12/31/2015	\$ 1,540,951	23	\$ 1,600,367	17	\$ 129,984
(Gain)/Loss	12/31/2016	(27,843)	22	(30,181)	17	(2,448)
Amendment	12/31/2016	(469,615)	22	(509,126)	17	(41,352)
(Gain)/Loss	12/31/2017	(893,249)	19	(961,964)	17	(78,132)
(Gain)/Loss	12/31/2018	340,610	17	367,007	17	29,808
<b>Total</b>				<b>\$ 466,103</b>		<b>\$ 37,860</b>

<sup>1</sup> For each type of UAL (layer), this is the original balance as of the date the layer was established.

<sup>2</sup> According to the MERS amortization policy, each type of UAL (layer) is amortized over a specific period (see Appendix on MERS website).

<sup>3</sup> This is the remaining balance as of the valuation date, projected to the beginning of the fiscal year shown above.

The unfunded accrued liability (UAL) as of December 31, 2018 (see Table 6) is projected to the beginning of the fiscal year for which the contributions are being calculated. This allows the 2018 valuation to take into account the expected future contributions that are based on past valuations. Each type of UAL (layer) is amortized over the appropriate period. Please see the Appendix on the MERS website for a detailed description of the amortization policy.

Note: The original balance and original amortization periods prior to 12/31/2018 were received from the prior actuary.

## Division 02 - Public Safety/Union

**Table 10-02: Layered Amortization Schedule**

Type of UAL	Date Established	Original Balance <sup>1</sup>	Original Amortization Period <sup>2</sup>	Amounts for Fiscal Year Beginning 1/1/2020		
				Outstanding UAL Balance <sup>3</sup>	Remaining Amortization Period <sup>2</sup>	Annual Amortization Payment
Initial	12/31/2015	\$ 2,216,486	23	\$ 2,343,055	20	\$ 170,076
(Gain)/Loss	12/31/2016	(189,060)	22	(206,002)	20	(14,952)
(Gain)/Loss	12/31/2017	175,754	21	190,234	20	13,812
(Gain)/Loss	12/31/2018	(30,450)	20	(32,810)	20	(2,388)
<b>Total</b>				<b>\$ 2,294,477</b>		<b>\$ 166,548</b>

<sup>1</sup> For each type of UAL (layer), this is the original balance as of the date the layer was established.

<sup>2</sup> According to the MERS amortization policy, each type of UAL (layer) is amortized over a specific period (see Appendix on MERS website).

<sup>3</sup> This is the remaining balance as of the valuation date, projected to the beginning of the fiscal year shown above.

The unfunded accrued liability (UAL) as of December 31, 2018 (see Table 6) is projected to the beginning of the fiscal year for which the contributions are being calculated. This allows the 2018 valuation to take into account the expected future contributions that are based on past valuations. Each type of UAL (layer) is amortized over the appropriate period. Please see the Appendix on the MERS website for a detailed description of the amortization policy.

Note: The original balance and original amortization periods prior to 12/31/2018 were received from the prior actuary.

**Table 10-10: Layered Amortization Schedule**

Type of UAL	Date Established	Original Balance <sup>1</sup>	Original Amortization Period <sup>2</sup>	Amounts for Fiscal Year Beginning 1/1/2020		
				Outstanding UAL Balance <sup>3</sup>	Remaining Amortization Period <sup>2</sup>	Annual Amortization Payment
Initial	12/31/2015	\$ 3,163,464	23	\$ 3,308,998	16	\$ 280,752
(Gain)/Loss	12/31/2016	(43,926)	20	(47,274)	16	(4,008)
Amendment	12/31/2016	(1,049,633)	20	(1,129,436)	16	(95,832)
(Gain)/Loss	12/31/2017	159,258	18	170,995	16	14,508
(Gain)/Loss	12/31/2018	(855,618)	16	(921,928)	16	(78,216)
<b>Total</b>				<b>\$ 1,381,355</b>		<b>\$ 117,204</b>

<sup>1</sup> For each type of UAL (layer), this is the original balance as of the date the layer was established.

<sup>2</sup> According to the MERS amortization policy, each type of UAL (layer) is amortized over a specific period (see Appendix on MERS website).

<sup>3</sup> This is the remaining balance as of the valuation date, projected to the beginning of the fiscal year shown above.

The unfunded accrued liability (UAL) as of December 31, 2018 (see Table 6) is projected to the beginning of the fiscal year for which the contributions are being calculated. This allows the 2018 valuation to take into account the expected future contributions that are based on past valuations. Each type of UAL (layer) is amortized over the appropriate period. Please see the Appendix on the MERS website for a detailed description of the amortization policy.

Note: The original balance and original amortization periods prior to 12/31/2018 were received from the prior actuary.



## Division 11 - Public Safety Un-Lieut

**Table 10-11: Layered Amortization Schedule**

Type of UAL	Date Established	Original Balance <sup>1</sup>	Original Amortization Period <sup>2</sup>	Amounts for Fiscal Year Beginning 1/1/2020		
				Outstanding UAL Balance <sup>3</sup>	Remaining Amortization Period <sup>2</sup>	Annual Amortization Payment
Initial	12/31/2015	\$ 538,165	23	\$ 562,237	20	\$ 40,812
(Gain)/Loss	12/31/2016	67,012	22	73,019	20	5,304
(Gain)/Loss	12/31/2017	112,793	21	122,082	20	8,868
(Gain)/Loss	12/31/2018	195,075	20	210,193	20	15,264
<b>Total</b>				<b>\$ 967,531</b>		<b>\$ 70,248</b>

<sup>1</sup> For each type of UAL (layer), this is the original balance as of the date the layer was established.

<sup>2</sup> According to the MERS amortization policy, each type of UAL (layer) is amortized over a specific period (see Appendix on MERS website).

<sup>3</sup> This is the remaining balance as of the valuation date, projected to the beginning of the fiscal year shown above.

The unfunded accrued liability (UAL) as of December 31, 2018 (see Table 6) is projected to the beginning of the fiscal year for which the contributions are being calculated. This allows the 2018 valuation to take into account the expected future contributions that are based on past valuations. Each type of UAL (layer) is amortized over the appropriate period. Please see the Appendix on the MERS website for a detailed description of the amortization policy.

Note: The original balance and original amortization periods prior to 12/31/2018 were received from the prior actuary.

**Table 10-20: Layered Amortization Schedule**

Type of UAL	Date Established	Original Balance <sup>1</sup>	Original Amortization Period <sup>2</sup>	Amounts for Fiscal Year Beginning 1/1/2020		
				Outstanding UAL Balance <sup>3</sup>	Remaining Amortization Period <sup>2</sup>	Annual Amortization Payment
Initial	12/31/2015	\$ 2,456	23	\$ 2,647	20	\$ 192
(Gain)/Loss	12/31/2016	7,381	22	8,044	20	588
(Gain)/Loss	12/31/2017	7,555	21	8,173	20	588
(Gain)/Loss	12/31/2018	10,790	20	11,626	20	840
<b>Total</b>				<b>\$ 30,490</b>		<b>\$ 2,208</b>

<sup>1</sup> For each type of UAL (layer), this is the original balance as of the date the layer was established.

<sup>2</sup> According to the MERS amortization policy, each type of UAL (layer) is amortized over a specific period (see Appendix on MERS website).

<sup>3</sup> This is the remaining balance as of the valuation date, projected to the beginning of the fiscal year shown above.

The unfunded accrued liability (UAL) as of December 31, 2018 (see Table 6) is projected to the beginning of the fiscal year for which the contributions are being calculated. This allows the 2018 valuation to take into account the expected future contributions that are based on past valuations. Each type of UAL (layer) is amortized over the appropriate period. Please see the Appendix on the MERS website for a detailed description of the amortization policy.

Note: The original balance and original amortization periods prior to 12/31/2018 were received from the prior actuary.

## GASB 68 Information

The following information has been prepared to provide some of the information necessary to complete GASB Statement No. 68 disclosures. Statement 68 is effective for fiscal years beginning after June 15, 2014. Additional resources, including an Implementation Guide, are available at <http://www.mersofmich.com/>.

Actuarial Valuation Date:	12/31/2018
Measurement Date of the Total Pension Liability (TPL):	12/31/2018
At 12/31/2018, the following employees were covered by the benefit terms:	
Inactive employees or beneficiaries currently receiving benefits:	79
Inactive employees entitled to but not yet receiving benefits (including refunds):	11
Active employees:	<u>65</u>
	155
 Total Pension Liability as of 12/31/2017 measurement date:	 \$ 27,092,732
Total Pension Liability as of 12/31/2018 measurement date:	\$ 27,738,992
Service Cost for the year ending on the 12/31/2018 measurement date:	\$ 469,062
Change in the Total Pension Liability due to:	
- Benefit changes <sup>1</sup> :	\$ 0
- Differences between expected and actual experience <sup>2</sup> :	\$ (335,319)
- Changes in assumptions <sup>2</sup> :	\$ 0
 <sup>1</sup> A change in liability due to benefit changes is immediately recognized when calculating pension expense for the year.	
<sup>2</sup> Changes in liability due to differences between actual and expected experience, and changes in assumptions, are recognized in pension expense over the average remaining service lives of all employees.	
 Average expected remaining service lives of all employees (active and inactive):	 4
Covered employee payroll: (Needed for Required Supplementary Information)	\$ 4,233,949
 Sensitivity of the Net Pension Liability to changes in the discount rate:	

	1% Decrease <u>(7.00%)</u>	Current Discount Rate <u>(8.00%)</u>	1% Increase <u>(9.00%)</u>
Change in Net Pension Liability as of 12/31/2018: \$	2,993,172	\$ -	\$ (2,555,034)

Note: The current discount rate shown for GASB 68 purposes is higher than the MERS assumed rate of return. This is because for GASB 68 purposes, the discount rate must be gross of administrative expenses, whereas for funding purposes it is net of administrative expenses.

## GASB 68 Information

This page is for those municipalities who need to “roll-forward” their total pension liability due to the timing of completion of the actuarial valuation in relation to their fiscal year-end.

The following information has been prepared to provide some of the information necessary to complete GASB Statement No. 68 disclosures. Statement 68 is effective for fiscal years beginning after June 15, 2014. Additional resources, including an Implementation Guide, are available at [www.mersofmich.com](http://www.mersofmich.com).

Actuarial Valuation Date:	12/31/2018
Measurement Date of the Total Pension Liability (TPL):	12/31/2019

At 12/31/2018, the following employees were covered by the benefit terms:

Inactive employees or beneficiaries currently receiving benefits:	79
Inactive employees entitled to but not yet receiving benefits (including refunds):	11
Active employees:	<u>65</u>
	155

Total Pension Liability as of 12/31/2018 measurement date:	\$ 28,024,092
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Total Pension Liability as of 12/31/2019 measurement date:	\$ 28,751,391
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Service Cost for the year ending on the 12/31/2019 measurement date:	\$ 470,753
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Change in the Total Pension Liability due to:

- Benefit changes <sup>1</sup> :	\$ 0
- Differences between expected and actual experience <sup>2</sup> :	\$ (307,906)
- Changes in assumptions <sup>2</sup> :	\$ 0

<sup>1</sup> A change in liability due to benefit changes is immediately recognized when calculating pension expense for the year.

<sup>2</sup> Changes in liability due to differences between actual and expected experience, and changes in assumptions, are recognized in pension expense over the average remaining service lives of all employees.

Average expected remaining service lives of all employees (active and inactive):	4
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Covered employee payroll: (Needed for Required Supplementary Information)	\$ 4,233,949
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Sensitivity of the Net Pension Liability to changes in the discount rate:

	1% Decrease <u>(7.00%)</u>	Current Discount Rate <u>(8.00%)</u>	1% Increase <u>(9.00%)</u>
Change in Net Pension Liability as of 12/31/2019:	\$ 3,056,066	\$ -	\$ (2,610,567)

Note: The current discount rate shown for GASB 68 purposes is higher than the MERS assumed rate of return.

This is because for GASB 68 purposes, the discount rate must be gross of administrative expenses, whereas for funding purposes it is net of administrative expenses.

# Benefit Provision History

The following benefit provision history is provided by MERS. Any corrections to this history or discrepancies between this information and information displayed elsewhere in the valuation report should be reported to MERS. All provisions are listed by date of adoption.

## 01 - Gnrl Tmstr

1/1/2017	Accelerated to 15-year Amortization
1/1/2017	Benefit B-3 (80% max)
12/31/2016	Frozen FAC
12/31/2016	DC Adoption Date 12-31-2016
12/1/2016	Service Credit Purchase Estimates - Yes
4/1/2015	Member Contribution Rate 3.00%
4/1/2014	Member Contribution Rate 1.50%
2/19/2007	Covered by Act 88
1/1/2002	Benefit FAC-3 (3 Year Final Average Compensation)
1/1/2002	6 Year Vesting
1/1/2002	Benefit B-4 (80% max)
1/1/2002	Benefit F55 (With 25 Years of Service)
12/1/1993	Temporary Benefit FAC-3 (3 Year Final Average Compensation) (12/01/1993 - 05/03/1994)
1/1/1993	Flexible E 2% COLA Adopted (01/01/1993)
1/1/1992	Flexible E 2% COLA Adopted (01/01/1992)
4/1/1991	Benefit B-3 (80% max)
1/1/1991	Flexible E 2% COLA Adopted (01/01/1991)
1/1/1990	Flexible E 2% COLA Adopted (01/01/1990)
1/1/1989	Flexible E 2% COLA Adopted (01/01/1989)
4/1/1988	Benefit C-2/Base B-1
1/1/1988	Flexible E 2% COLA Adopted (01/01/1988)
1/1/1987	Flexible E 2% COLA Adopted (01/01/1987)
7/1/1980	Member Contribution Rate 0.00%
1/1/1980	Member Contribution Rate 1.00%
7/1/1979	Member Contribution Rate 2.00%
7/1/1978	Member Contribution Rate 3.00%
1/1/1974	Benefit C-1 (Old)
10/1/1965	Benefit FAC-5 (5 Year Final Average Compensation)
10/1/1965	10 Year Vesting
10/1/1965	Benefit C (Old)
10/1/1965	Member Contribution Rate 3.00% Under \$4,200.00 - Then 5.00%
10/1/1965	Fiscal Month - January
	Defined Benefit Normal Retirement Age - 60
	Early Reduced (.5%) at Age 50 with 25 Years or Age 55 with 15 Years

## 02 - Public Safety/Union

12/1/2016	Service Credit Purchase Estimates - Yes
1/1/2014	Member Contribution Rate 3.00%
1/1/2013	Member Contribution Rate 2.00%
1/1/2012	Member Contribution Rate 1.00%
2/19/2007	Covered by Act 88
2/1/1998	Benefit FAC-3 (3 Year Final Average Compensation)



## 02 - Public Safety/Union

2/1/1998	Benefit B-4 (80% max)
2/1/1998	Benefit F50 (With 25 Years of Service)
12/1/1997	Temporary Benefit B-4 (80% max) (12/01/1997 - 01/31/1998)
1/1/1993	Flexible E 2% COLA Adopted (01/01/1993)
4/1/1992	Benefit B-3 (80% max)
4/1/1992	Benefit F55 (With 25 Years of Service)
1/1/1992	Flexible E 2% COLA Adopted (01/01/1992)
1/1/1991	Flexible E 2% COLA Adopted (01/01/1991)
1/1/1990	Member Contribution Rate 0.00%
1/1/1990	Flexible E 2% COLA Adopted (01/01/1990)
1/1/1989	Flexible E 2% COLA Adopted (01/01/1989)
1/1/1988	Member Contribution Rate 1.00%
1/1/1988	Flexible E 2% COLA Adopted (01/01/1988)
1/1/1987	Flexible E 2% COLA Adopted (01/01/1987)
7/1/1980	Member Contribution Rate 0.00%
1/1/1980	Member Contribution Rate 1.00%
7/1/1979	Member Contribution Rate 2.00%
7/1/1978	Member Contribution Rate 3.00%
1/1/1974	Benefit C-1 (Old)
10/1/1965	Benefit FAC-5 (5 Year Final Average Compensation)
10/1/1965	10 Year Vesting
10/1/1965	Benefit C (Old)
10/1/1965	Member Contribution Rate 3.00% Under \$4,200.00 - Then 5.00%
10/1/1965	Fiscal Month - January
	Defined Benefit Normal Retirement Age - 60
	Early Reduced (.5%) at Age 50 with 25 Years or Age 55 with 15 Years

## 10 - Gnrl NonUnio

1/1/2017	Accelerated to 15-year Amortization
1/1/2017	Benefit B-3 (80% max)
1/1/2017	DC Adoption Date 01-01-2017
12/31/2016	Frozen FAC
12/1/2016	Service Credit Purchase Estimates - Yes
2/1/2014	Member Contribution Rate 3.00%
2/19/2007	Covered by Act 88
1/1/2001	Benefit F55 (With 25 Years of Service)
2/1/1998	6 Year Vesting
2/1/1998	Benefit B-4 (80% max)
1/1/1993	Flexible E 2% COLA Adopted (01/01/1993)
1/1/1992	Flexible E 2% COLA Adopted (01/01/1992)
1/1/1991	Benefit B-3 (80% max)
1/1/1991	Flexible E 2% COLA Adopted (01/01/1991)
1/1/1990	Flexible E 2% COLA Adopted (01/01/1990)
1/1/1989	Flexible E 2% COLA Adopted (01/01/1989)
1/1/1988	Flexible E 2% COLA Adopted (01/01/1988)
7/1/1987	Benefit FAC-3 (3 Year Final Average Compensation)
7/1/1987	Benefit C-2/Base B-1
1/1/1987	Flexible E 2% COLA Adopted (01/01/1987)
7/1/1980	Benefit FAC-5 (5 Year Final Average Compensation)

## 10 - Gnrl NonUnio

7/1/1980	10 Year Vesting
7/1/1980	Benefit C-1 (Old)
7/1/1980	Member Contribution Rate 0.00%
1/1/1980	Member Contribution Rate 1.00%
7/1/1979	Member Contribution Rate 2.00%
7/1/1978	Member Contribution Rate 3.00%
10/1/1965	Fiscal Month - January
	Defined Benefit Normal Retirement Age - 60
	Early Reduced (.5%) at Age 50 with 25 Years or Age 55 with 15 Years

## 11 - Public Safety Un-Lieut

12/1/2016	Service Credit Purchase Estimates - Yes
2/1/2014	Member Contribution Rate 3.00%
1/1/2012	Benefit FAC-3 (3 Year Final Average Compensation)
1/1/2012	10 Year Vesting
1/1/2012	Benefit B-4 (80% max)
1/1/2012	Benefit F50 (With 25 Years of Service)
1/1/2012	Member Contribution Rate 0.00%
2/19/2007	Covered by Act 88
10/1/1965	Fiscal Month - January
	Defined Benefit Normal Retirement Age - 60
	Early Reduced (.5%) at Age 50 with 25 Years or Age 55 with 15 Years

## 20 - Public Sfty Union aft 01/01/12

12/1/2016	Service Credit Purchase Estimates - Yes
1/1/2012	Benefit FAC-3 (3 Year Final Average Compensation)
1/1/2012	10 Year Vesting
1/1/2012	Day of work defined as 8 Hours a Day for All employees.
1/1/2012	Benefit B-2
1/1/2012	Benefit F50 (With 25 Years of Service)
1/1/2012	Member Contribution Rate 0.00%
2/19/2007	Covered by Act 88
10/1/1965	Fiscal Month - January
	Defined Benefit Normal Retirement Age - 60
	Early Reduced (.5%) at Age 50 with 25 Years or Age 55 with 15 Years

## Plan Provisions, Actuarial Assumptions, and Actuarial Funding Method

Details on MERS plan provisions, actuarial assumptions, and actuarial methodology can be found in the Appendix. Some actuarial assumptions are specific to this municipality and its divisions. These are listed below.

### Increase in Final Average Compensation

Division	FAC Increase Assumption
All Divisions	3.00%

### Withdrawal Rate Scaling Factor

Division	Withdrawal Rate Scaling Factor
All Divisions	100%

## Miscellaneous and Technical Assumptions

Loads – None.

### Amortization Policy for Closed Divisions

Closed Division	Amortization Option
01 - Gnrl Tmstr	Accelerated to 15-Year Amortization
10 - Gnrl NonUnio	Accelerated to 15-Year Amortization

Please see Appendix on MERS website for a detailed description of the amortization options available for closed divisions within an open municipality.

## Risk Commentary

Determination of the accrued liability, the employer contribution, and the funded ratio requires the use of assumptions regarding future economic and demographic experience. Risk measures, as illustrated in this report, are intended to aid in the understanding of the effects of future experience differing from the assumptions used in the course of the actuarial valuation. Risk measures may also help with illustrating the potential volatility in the accrued liability, the actuarially determined contribution and the funded ratio that result from the differences between actual experience and the actuarial assumptions.

Future actuarial measurements may differ significantly from the current measurements presented in this report due to such factors as the following: plan experience differing from that anticipated by the economic or demographic assumptions; changes in economic or demographic assumptions due to changing conditions; increases or decreases expected as part of the natural operation of the methodology used for these measurements (such as the end of an amortization period, or additional cost or contribution requirements based on the Plan's funded status); and changes in plan provisions or applicable law. The scope of an actuarial valuation does not include an analysis of the potential range of such future measurements.

Examples of risk that may reasonably be anticipated to significantly affect the plan's future financial condition include:

- **Investment Risk** – actual investment returns may differ from the expected returns;
- **Asset/Liability Mismatch** – changes in asset values may not match changes in liabilities, thereby altering the gap between the accrued liability and assets and consequently altering the funded status and contribution requirements;
- **Salary and Payroll Risk** – actual salaries and total payroll may differ from expected, resulting in actual future accrued liability and contributions differing from expected;
- **Longevity Risk** – members may live longer or shorter than expected and receive pensions for a period of time other than assumed; and
- **Other Demographic Risks** – members may terminate, retire or become disabled at times or with benefits other than assumed resulting in actual future accrued liability and contributions differing from expected.

The effects of certain trends in experience can generally be anticipated. For example, if the investment return since the most recent actuarial valuation is less (or more) than the assumed rate, the cost of the plan can be expected to increase (or decrease). Likewise if longevity is improving (or worsening), increases (or decreases) in cost can be anticipated.

## PLAN MATURITY MEASURES

Risks facing a pension plan evolve over time. A young plan with virtually no investments and paying few benefits may experience little investment risk. An older plan with a large number of members in pay status and a significant trust may be much more exposed to investment risk. Generally accepted plan maturity measures include the following:

1. Ratio of the market value of assets to total payroll	5.0
2. Ratio of actuarial accrued liability to payroll	6.7
3. Ratio of actives to retirees and beneficiaries	0.8
4. Ratio of market value of assets to benefit payments	13.2
5. Ratio of net cash flow to market value of assets (boy)	0.7%

### RATIO OF MARKET VALUE OF ASSETS TO TOTAL PAYROLL

The relationship between assets and payroll is a useful indicator of the potential volatility of contributions. For example, if the market value of assets is 2.0 times the payroll, a return on assets 5% different than assumed would equal 10% of payroll. A higher (lower) or increasing (decreasing) level of this maturity measure generally indicates a higher (lower) or increasing (decreasing) volatility in plan sponsor contributions as a percentage of payroll.

### RATIO OF ACTUARIAL ACCRUED LIABILITY TO PAYROLL

The relationship between actuarial accrued liability and payroll is a useful indicator of the potential volatility of contributions for a fully funded plan. A funding policy that targets a funded ratio of 100% is expected to result in the ratio of assets to payroll and the ratio of liability to payroll converging over time.

### RATIO OF ACTIVES TO RETIREES AND BENEFICIARIES

A young plan with many active members and few retirees will have a high ratio of active to retirees. A mature open plan may have close to the same number of actives to retirees resulting in a ratio near 1.0. A super-mature or closed plan may have significantly more retirees than actives resulting in a ratio below 1.0.

### RATIO OF MARKET VALUE OF ASSETS TO BENEFIT PAYMENTS

The MERS' Actuarial Policy requires a total minimum contribution equal to the excess (if any) of three times the expected annual benefit payments over the projected market value of assets as of the participating municipality or court's Fiscal Year for which the contribution applies. The ratio of market value of assets to benefit payments as of the valuation date provides an indication of whether the division is at risk for triggering the minimum contribution rule in the near term. If the division triggers this minimum contribution rule, the required employer contributions could increase dramatically relative to previous valuations.

### RATIO OF NET CASH FLOW TO MARKET VALUE OF ASSETS

A positive net cash flow means contributions exceed benefits and expenses. A negative cash flow means existing funds are being used to make payments. A certain amount of negative net cash flow is generally expected to occur when benefits are prefunded through a qualified trust. Large negative net cash flows as a percent of assets may indicate a super-mature plan or a need for additional contributions.

## State Reporting

The following information has been prepared to provide some of the information necessary to complete the pension reporting requirements for the State of Michigan's Local Government Retirement System Annual Report (Form No. 5572). Additional resources are available at [www.mersofmich.com](http://www.mersofmich.com) and on the State [website](#).

Form 5572		
Line Reference	Description	Result
<b>10</b>	<b>Membership as of December 31, 2018</b>	
11	Indicate number of active members	65
12	Indicate number of inactive members	9
13	Indicate number of retirees and beneficiaries	79
<b>14</b>	<b>Investment Performance for Calendar Year Ending December 31, 2018<sup>1</sup></b>	
15	Enter actual rate of return - prior 1-year period	-3.64%
16	Enter actual rate of return - prior 5-year period	4.94%
17	Enter actual rate of return - prior 10-year period	8.25%
<b>18</b>	<b>Actuarial Assumptions</b>	
19	Actuarial assumed rate of investment return <sup>2</sup>	7.75%
20	Amortization method utilized for funding the system's unfunded actuarial accrued liability, if any	Level Percent
21	Amortization period utilized for funding the system's unfunded actuarial accrued liability, if any <sup>3</sup>	20
22	Is each division within the system closed to new employees? <sup>4</sup>	No
<b>23</b>	<b>Uniform Assumptions</b>	
24	Enter retirement pension system's actuarial value of assets using uniform assumptions	\$23,282,372
25	Enter retirement pension system's actuarial accrued liabilities using uniform assumptions	\$30,732,164
27	Actuarially Determined Contribution (ADC) using uniform assumptions, Fiscal Year Ending December 31, 2019	\$1,057,884

- <sup>1</sup>. The Municipal Employees' Retirement System's investment performance has been provided to GRS from MERS Investment Staff and included here for reporting purposes. This investment performance figures reported are net of fees on a rolling calendar-year basis for the previous 1-, 5-, and 10-year periods as required under PA 530.
- <sup>2</sup>. Net of administrative and investment expenses.
- <sup>3</sup>. Populated with the longest amortization period remaining in the amortization schedule, across all divisions in the plan. This is when each division and the plan in total is expected to reach 100% funded if all assumptions are met.
- <sup>4</sup>. If all divisions within the employer are closed, "yes." If at least one division is open (including shadow divisions) indicate "no."





**BOARD:** City Council

**MEETING DATE:** September 16, 2019

**PREPARED:** September 12, 2019

**AGENDA SUBJECT:** Vehicle Purchase Authorization

**RECOMMENDATION:** That the City Council authorize purchases under the Mi-Deal State Purchasing Contract

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**Background** The City's 2019 Annual Budget allocated funds within the Motor Pool Fund to purchase certain vehicles and equipment. Capital Expenditures as proposed for year 2019 would replace existing vehicles within the Motor Pool.

**Recommendation** City staff recommends that City Council authorize replacement purchases for the following vehicles under the Mi-Deal State Purchasing Contract:

- Purchase of a latest-production two-wheel-drive, heavy-duty GMC 3500 Cab & Chassis from Todd Wenzel Buick GMC Fleet Sales, Westland, Michigan, at a cost not to exceed \$29,841.75. Along with purchasing and contracting with Truck and Trailer Specialties, Boyne Falls, for the installation of a carbon steel dump body box, rear hitch assembly and safety lighting at a cost not to exceed \$13,418. Combined cost of truck chassis and specified equipment totals \$43,259.75, exceeding the 2019 budget projection of \$40,000 by \$3,259.75. Although, overall total expenditures for equipment and vehicle purchases in 2019 remains under budget due to lower purchase costs than projected. This vehicle would replace Parks and Recreation Unit #68, a 2000 (19 years old) GMC One-Ton Truck with Dump-Body with approximately 72,000 miles.
- Purchase of a latest-production two-wheel-drive, heavy-duty GMC 3500 Cab & Chassis from Todd Wenzel Buick GMC Fleet Sales, Westland, Michigan, at a cost not to exceed \$29,841.75. Along with purchasing and contracting with Truck and Trailer Specialties, Boyne Falls, for the installation of a stainless steel dump body box, rear hitch assembly and safety lighting at a cost not to exceed \$14,113. Combined cost of truck chassis and specified equipment totals \$43,954.75, exceeding the 2019 budget projection of \$40,000 by \$3,954.75. Although, overall total expenditures for equipment and vehicle purchases in 2019 remains under budget due to lower purchase costs than projected. This vehicle would replace Streets Unit #64, a 2000 (19 years old) GMC One-Ton Truck with Dump-Body with approximately 106,000 miles.



# City of Petoskey

## Agenda Memo

**BOARD:** City Council

**MEETING DATE:** September 16, 2019

**PREPARED:** September 12, 2019

**AGENDA SUBJECT:** Consideration to Approve a Resolution Authorizing a Closed Session Pursuant to Section 8(a) of the Michigan Open Meetings Act

**RECOMMENDATION:** That the City Council adopt the proposed resolution

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City Council will be asked to adopt the enclosed proposed resolution that would authorize to recess to a closed session pursuant to Section 8(a) of the Michigan Open Meetings Act, to consider a periodic personnel evaluation of the City Manager.

sb  
Enclosure



## City of Petoskey

## Resolution

WHEREAS, the City Manager has requested that the City Council recess to a closed session, pursuant to Section 8(a) of the Michigan Open Meetings Act, to consider a periodic personnel evaluation of the City Manager, at the City Council's regular meeting of September 16, 2019:

NOW, THEREFORE, BE IT RESOLVED that the City Council does and hereby authorizes to recess to a closed session, to consider a periodic personnel evaluation of the City Manager.