

# CHARTER TOWNSHIP OF GARFIELD TOWN BOARD MEETING

Tuesday, November 25, 2014, 6:00 pm  
Garfield Township Hall  
3848 Veterans Drive  
Traverse City, MI 49684  
Ph: (231) 941-1620

## AGENDA

### **ORDER OF BUSINESS**

**Call meeting to order**

**Pledge of Allegiance**

**Roll call of Board Members**

#### **1. Public Comment**

##### **Public Comment Guidelines:**

Any person shall be permitted to address a meeting of The Township Board, which is required to be open to the public under the provision of the Michigan Open Meetings Act, as amended. (MCLA 15.261, et.seq.) Public Comment shall be carried out in accordance with the following Board Rules and Procedures: a.) any person wishing to address the Board is requested to state his or her name and address. b.) No person shall be allowed to speak more than once on the same matter, excluding time needed to answer Township Board Member's questions. Where constrained by available time the Chairperson may limit the amount of time each person will be allowed to speak to (3) minutes. 1.) The Chairperson may at his or her own discretion, extend the amount of time any person is allowed to speak. 2.) Whenever a Group wishes to address a Committee, the Chairperson may require that the Group designate a spokesperson; the Chairperson shall control the amount of time the spokesperson shall be allowed to speak when constrained by available time.

#### **2. Review and approval of the Agenda - Conflict of Interest**

#### **3. Consent Calendar**

The purpose of the Consent calendar is to expedite business by grouping non-controversial items together to be dealt with in one Board motion without discussion. Any member of the Board, staff or the public may ask that any item on the Consent Calendar be removed there from and placed elsewhere on the Agenda for full discussion. Such requests will be automatically respected. If any item is not removed from the Consent Calendar, the action noted in parentheses on the Agenda is approved by a single Board action adopting the Consent Calendar.

a. Minutes – November 10, 2014 (Recommend Approval)

b. Bills -

    General Fund                                     \$ 35, 980.46  
    (Recommend Approval)

- c. PD 2014-74 – Amendment # 311 to Ordinance 10, the Garfield Township Zoning Ordinance – Medical Marihuana Ordinance – Introduce and Schedule for December 9, 2014 public hearing
- d. Garfield Township Budgets for 2015 (General Fund, Fire Fund, Public Improvement Fund, Budget Stabilization Fund, DPW Fund, Park System Fund, Street Light Fund, and Special Assessment District Fund) – Schedule public hearing for December 9, 2014

4. **Correspondence**

- a.

5. **Reports**

- a. County Commissioner's Report
- b. Personnel Committee Report
- c. Clerk's Report
- d. Supervisor's Report

6. **Unfinished Business**

- a. Consideration of Resolution 2014-15-T, a resolution to recognize Out of the Smoke Firefighters Association as a service organization for the purposes of obtaining a charitable gaming license from the state of Michigan

7. **New Business**

8. **Public Comment**

9. **Other Business**

10. **Adjournment**

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Kay Schumacher, Clerk

The Garfield Township Board will provide necessary reasonable auxiliary aids and services, such as signers for hearing impaired and audio tapes of printed materials being considered at the meeting to individuals with disabilities upon the provision of reasonable advance notice to the Garfield Township Board. Individuals with disabilities requiring auxiliary aids or services should contact the Garfield Township Board by writing or calling Kay Schumacher, Clerk, Ph: (231) 941-1620, or TDD #922-4412.

**CHARTER TOWNSHIP OF GARFIELD  
TOWN BOARD MEETING  
November 10, 2014**

Chuck Korn, Township Supervisor, called the Town Board Meeting to order on November 10, 2014 at 6:00 p.m. at the Garfield Township Hall, 3848 Veterans Drive, Traverse City, Michigan.

**Pledge of Allegiance**

**Roll call of Board Members**

Present: Bob Featherstone, Kit Wilson, Molly Agostinelli, Denise Schmuckal, Jeane Blood Law, Kay Schumacher and Chuck Korn

**1. Public Comment (6:01)**

None

**2. Review and Approval of the Agenda - Conflict of Interest (6:01)**

*Featherstone moved and Schmuckal seconded to approve the agenda as amended adding Closed Session – Negotiations with Union under Other Business.*

*Yeas: Featherstone, Schmuckal, Wilson, Agostinelli, Blood Law, Schumacher, Korn  
Nays: None*

**3. Consent Calendar (6:04)**

a. Minutes

October 28, 2014 Regular Meeting Minutes (Recommend Approval)

b. Bills

General Fund	\$39,250.89
(Recommend Approval)	

Gourdie-Fraser

Developer's Escrow Fund	340.00
Utility Receiving Fund	<u>22,787.50</u>
Grand Total	\$23,127.50

(Recommend Approval)

c. MTT Update (Receive and File)

d. Application for Progress Payment #2 for Team Elmers for Zimmerman Road Watermain Extension in the amount of \$182,102.85 (Recommend Approval)

- e. PD 2014-73 – SUP 2003-06-D – Premier Place Manor – Introduce and Schedule for December 9, 2014 Public Hearing (Recommend Approval)

*Wilson moved and Schmuckal seconded to adopt the consent calendar as amended correcting a spelling error on page two of the minutes to read "asphalt".*

*Yeas: Wilson, Schmuckal, Agostinelli, Blood Law, Featherstone, Schumacher, Korn  
Nays: None*

#### **4. Correspondence (6:04)**

##### **a. Conservation District Report**

#### **5. Reports**

##### **a. Construction Report (6:05)**

Jennifer Hodges was present and said the utility installation process on the Brookside development will take place beginning in the spring. The Zimmerman Road water main has been installed and the road completed. The Crown booster station design will be bid out and, weather permitting, the concrete pad and piping can be installed at this time. Pumps will need to be replaced at the Station 1 sewer lift station. The water main along Cass Road has become exposed and corrective repairs are being done.

##### **b. Sheriff's Report (6:11)**

Deputy Chris Barshaw reported that in October 2014, 1,564 calls for service were handled. They made inroads in several cases of thefts from vehicles and a robbery at a petshop. He urged the public to lock their homes and cars.

##### **c. County Commissioner's Report (6:19)**

County Commissioner Christine Maxbauer thanked the township voters for her reelection. She has been helping seniors with their benefits and wants people to know that there are many benefits for veterans available. The County is still working on their budget and healthcare increases are a major concern.

##### **d. Personnel Committee Report (6:26)**

No report at this time.

##### **e. Clerk's Report (6:27)**

Schumacher read her resignation letter to the board and said that 42% of registered voters came out to the polls in the recent election.

*Schmuckal moved and Featherstone seconded to accept the letter of resignation from Schumacher.*

*Yeas: Schmuckal, Featherstone, Wilson, Blood Law, Agostinelli, Schumacher, Korn  
Nays: None*

*Schmuckal moved and Featherstone seconded to place an ad in the Record-Eagle and on the website with language regarding the responsibilities of a Township Clerk.*

*Yeas: Schmuckal, Featherstone, Wilson, Blood Law, Agostinelli, Schumacher, Korn  
Nays: None*

**f. Supervisor's Report (6: 35)**

Korn said that he has spent time talking to Cecil McNally regarding the Carson Square project. He attended the MTA Planning Awards and the Reining Liberty Ranch received a planning award.

**6. Unfinished Business**

**a. Consideration of Resolution 2014-14-T, a resolution amending Resolution 2013-03-T, clarifying the duration of the service charges (6:36)**

MSHDA along with Cecil McNally, Korn and other key personnel held a conference call to talk about the Carson Square PILOT options. MSHDA agreed that the PILOT length could be 35 years which was the length of the primary loan. The development will be a 4% PILOT for 35 years and will include a Municipal Services Agreement.

*Blood Law moved and Schmuckal seconded to approve Resolution 2014-14-T, a resolution amending Resolution 2013-03-T, clarifying the duration of the service charges, with the inclusion of the Municipal Services Agreement.*

*Yeas: Blood Law, Schmuckal, Agostinelli, Featherstone, Wilson, Schumacher, Korn  
Nays: None*

**7. New Business**

**a. Request to add Special Assessments to Winter Tax Roll (6:46)**

Blood Law asked for a motion to add Special Assessments in the amount of \$7,688.74 to the winter tax roll.

*Agostinelli moved and Schmuckal seconded to add Special Assessments in the amount of \$7,688.74 to the winter tax roll.*

*Yeas: Agostinelli, Schmuckal, Wilson, Featherstone, Schumacher, Blood Law, Korn  
Nays: None*

**b. Consideration of Resolution 2014-15-T, A Resolution to Recognize Out of the Smoke Firefighters Association as a Service organization for the purposes of obtaining a charitable gaming license from the State of Michigan. (6:47)**

*Schmuckal moved and Wilson seconded to postpone any decision on this matter to gather more details.*

*Yeas: Schmuckal, Wilson, Blood Law, Featherstone, Agostinelli, Schumacher, Korn  
Nays: None*

**c. Request for proposed local road improvement preliminary estimate of probable cost from the Grand Traverse County Road Commission. (6:50)**

Korn said that the people on Heritage Way want to improve their street. The Road Commission will crush and shape but they want the residents to be aware of what that will cost. This is only for a preliminary estimate.

*Schmuckal moved to allow the Township Clerk, Treasurer and Supervisor to sign the request for proposed local road improvement preliminary estimate of probable cost from the Grand Traverse County Road Commission for Heritage Way. Featherstone supported the motion.*

*Yeas: Schmuckal, Featherstone, Schumacher, Blood Law, Wilson, Agostinelli, Korn  
Nays: None*

**8. Public Comment: (6:58)**

None

**9. Other Business (6:58)**

**a. Union Contract Negotiations**

*Schmuckal moved and Wilson seconded to go to closed session at 6:59pm to discuss union contract negotiations.*

*Yeas: Schmuckal, Wilson, Agostinelli, Blood Law, Schumacher, Featherstone, Korn  
Nays: None*

Korn called the meeting back to order at 8:01pm.

**10. Adjournment**

*Wilson moved to adjourn the meeting at 8:02pm.*

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Chuck Korn, Supervisor  
Charter Township of Garfield  
3848 Veterans Drive  
Traverse City, MI 49684

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Kay Schumacher, Clerk  
Charter Township of Garfield  
3848 Veterans Drive  
Traverse City, MI 49684

Check Date	Bank	Check	Vendor	Vendor Name	Description	Amount
Bank GEN General						
11/17/2014	GEN	33343	0053	AFLAC	INSURANCE	197.18
11/17/2014	GEN	33344	0005	AFT US & C	JEANE BLOOD MEMBERSHIP	185.00
11/17/2014	GEN	33345	0873	BOB MITCHELL & ASSOCIATES	SILVER LAKE PARK SURVEY	400.00
11/17/2014	GEN	33346	MISC	CFDAR CONSULTING, INC	BOARDMAN RIVER APPRAISAL FEE	1,800.00
11/17/2014	GEN	33347	0064	CITY OF TRAVERSE CITY	SERVICES	645.60
11/17/2014	GEN	33348	0048	CONSUMERS ENERGY	SERVICES - ACCT#1000 0031 1801	6,846.02
11/17/2014	GEN	33349	0158	DATAMAIL SERVICES	WINTER TAX BILLS2014	3,220.00
11/17/2014	GEN	33350	0035	FSRI	ARCGIS	1,300.00
11/17/2014	GEN	33351	0001	GARFIELD CHARTER TOWNSHIP	HSA	505.78
11/17/2014	GEN	33352	0313	GRAND TRAVERSE CONSERVATION DI	SERVICES	524.58
11/17/2014	GEN	33353	0100	GRAND TRAVERSE COUNTY DPW	SERVICES	696.44
11/17/2014	GEN	33354	0100	GRAND TRAVERSE COUNTY DPW	SILVER LAKE PARK SERVICES	11.50
11/17/2014	GEN	33355	0006	ING	DEFERRED COMP	1,829.00
11/17/2014	GEN	33356	0050	INTEGRITY BUSINESS SOLUTIONS	SUPPLIES, INK CARTRIDGE, BINDER CLIPS	39.96
11/17/2014	GEN	33357	0498	NORTHERN MI JANITORIAL SUP	SUPPLIES	192.15
11/17/2014	GEN	33358	0181	OLSON, BZDOK, & HOWARD	LEGAL	6,165.89
11/17/2014	GEN	33359	0021	PITNEY BOWES INC.	CONTRACT - LETTER OPENER	15.00
11/17/2014	GEN	33360	0036	SMITH HAUGHY RICE & ROEGGE	LEGAL SERVICES	818.21
11/17/2014	GEN	33361	0054	SONDEE, RACINE, DOREN	LEGAL SERVICES	288.00
11/17/2014	GEN	33362	0509	TEAMSTERS LOCAL 214	UNION DUES	190.00
11/17/2014	GEN	33363	MISC	TONY JEREB	REFUND	9.48
11/17/2014	GEN	33364	0080	TRAVERSE CITY FLEET REPAIR	TRUCK REPAIRS	425.14
11/17/2014	GEN	33365	MISC	TRAVERSE OUTDOOR	IRRIGATION SERVICES	2,220.00
11/17/2014	GEN	33366	0202	UNITED WAY	UNITED WAY	100.00
11/17/2014	GEN	33367	0142	VERIZON	SERVICES - PHONES	519.41
11/17/2014	GEN	33368	MISC	WILLIAM E. DELZER	SERVICES	666.00
11/17/2014	GEN	33369	0064	CITY OF TRAVERSE CITY	SERVICES	16.30
11/18/2014	GEN	33370	MISC	CHERNEY & ASSOC.	MTT APPRAISAL FEE	2,400.00
11/18/2014	GEN	33371	0064	CITY OF TRAVERSE CITY	SERVICES	6.52
11/18/2014	GEN	33372	0375	FIFTH THIRD BANK	EDUCATION - MTA SEMINAR	198.00
11/18/2014	GEN	33373	0050	INTEGRITY BUSINESS SOLUTIONS	LABELS	14.87
11/18/2014	GEN	33374	0036	SMITH HAUGHY RICE & ROEGGE	LEGAL	56.06
11/18/2014	GEN	33375	0209	STATE OF MICHIGAN (P)	PAYROLL TAXES - 38-1915740	3,437.25
11/18/2014	GEN	33376	0043	THERESE O'BRIEN	PROFESSIONAL SERVICES	41.12

GEN TOTALS:


Total of 34 Checks:

Less 0 Void Checks:

Total of 34 Disbursements:

35,980.46  
 0.00

35,980.46

	<b>Charter Township of Garfield</b>		General:	<input checked="" type="checkbox"/>
			Budget Related:	<input type="checkbox"/>
			In Camera:	<input type="checkbox"/>
Department:	Planning	Report No.	PD 2014-74	
Prepared:	November 20, 2014	Pages:	1 of 2	
Meeting:	November 25, 2014 Township Board	Attachments:	<input checked="" type="checkbox"/>	
Subject:	Medical Marihuana Ordinance			

**STAFF COMMENT:**

An amendment to the Zoning Ordinance is proposed to reflect the language of the Township's police power Medical Marihuana Ordinance, which was recently amended. Each amendment is intended to clarify the Township's original intent in describing where and how the use and transfer of Medical Marihuana may take place while remaining in conformance with the Michigan Medical Marihuana Act.

The proposed amendment affects **the definition of a Medical Marihuana Collective.**

*The **current** definition of a Medical Marihuana Collective is as follows:*

Medical Marihuana Collective means a use where Medical Marihuana is transferred pursuant to the Michigan Medical Marihuana Act, MCL 333.26421 et seq. and includes uses commonly referred to as Medical Marihuana Dispensaries and Medical Marihuana Cooperatives. The transfer or distribution of Medical Marihuana in connection with any use where any other commodity, product or service is also available shall be considered a Medical Marihuana Collective.

*The **proposed** definition of a Medical Marihuana Collective is as follows:*

Medical Marihuana Collective means (a) any commercial use of property for the purpose of sale of medical marihuana for money or other consideration to registered qualifying patients or registered primary caregivers, or (b) any commercial business, commercial establishment or commercial structure that provides or rents space to multiple caregivers for storage and/or sale of Medical Marihuana. *Medical Marihuana Collective* includes uses commonly referred to as Medical Marihuana Dispensaries, Compassion Centers, Provisioning Centers and Medical Marihuana Cooperatives. The sale of *Medical Marihuana* where any other commodity, product or service is also available shall be considered a *Medical Marihuana Collective*.

**PLANNING COMMISSION RECOMMENDATIONS:**

Following a public hearing on November 12, 2014, the Township Planning Commission recommended adoption of the amendment.

Due to the lack of a quorum the Grand Traverse County Planning Commission was unable to conduct its regular meeting scheduled for November 18, 2014. The County Planning Commission has therefore waived its right for review and recommendation on this amendment. Correspondence from the County Planning Department to this effect is attached.



**ACTION REQUESTED:**

*(Motion) THAT proposed Amendment No.311 to Charter Township of Garfield Ordinance No.10, affecting the definition of a Medical Marihuana Collective, be accepted and scheduled for public hearing at the regular Garfield Township Board meeting on December 9, 2014.*

Attachments:

Draft Amendment No. 311 to Garfield Township Zoning Ordinance No. 10

Mr. John Sych letter November 19, 2014

**CHARTER TOWNSHIP OF GARFIELD**

**ORDINANCE NO. 10**

**AMENDMENT NO. 311**

**AN ORDINANCE TO AMEND THE CHARTER TOWNSHIP OF GARFIELD ZONING ORDINANCE**, Grand Traverse County, Michigan, in accordance with the provisions of Act 110 of the Public Acts of 2006, as amended.

**WHEREAS** the Michigan Medical Marihuana Act ("Act") was enacted by the People of the State of Michigan and took effect on December 4, 2008; and

**WHEREAS** the Charter Township of Garfield Zoning Ordinance No. 10, as amended, recognizes and permits activities purported to be allowed by the Act; and

**WHEREAS** the Township finds that the Act has been subsequently amended and otherwise interpreted in the time since it was enacted; and

**WHEREAS** an amendment to the current definitions section of the Charter Township of Garfield Zoning Ordinance No. 10, as amended, is considered necessary to clarify the Township's original intent in regulating activities purported to be allowed by the Act;

**NOW THEREFORE:**

**THE CHARTER TOWNSHIP OF GARFIELD ORDAINS:**

**AMENDMENT NO. 311 TO GARFIELD TOWNSHIP ZONING ORDINANCE NO. 10:**

1. **THAT** the definition of Medical Marihuana Collective, as described within Article III, Definitions, of the Garfield Township Zoning Ordinance, is hereby amended to read as follows:

Medical Marihuana Collective means (a) any commercial use of property for the purpose of sale of medical marihuana for money or other consideration to registered qualifying patients or registered primary caregivers, or (b) any commercial business, commercial establishment or commercial structure that provides or rents space to multiple caregivers for storage and/or sale of Medical Marihuana. *Medical Marihuana Collective* includes uses commonly referred to as Medical Marihuana Dispensaries, Compassion Centers, Provisioning Centers and Medical Marihuana Cooperatives. The sale of *Medical Marihuana* where any

other commodity, product or service is also available shall be considered a *Medical Marijuana Collective*.

Amendment No. 311 to the Charter Township of Garfield Zoning Ordinance No. 10 shall take effect immediately upon publication.

YEAS:  
NAYS:  
ABSTAIN:  
ABSENT:

ORDINANCE AMENDMENTS DECLARED ADOPTED.

CERTIFICATION

I hereby certify that the above is a true copy of an ordinance amendment adopted by the Garfield Township Board at a regular meeting held on \_\_\_\_\_ pursuant to the required statutory procedures.

\_\_\_\_\_  
Kay Schumacher, Clerk  
Charter Township of Garfield

\_\_\_\_\_  
Date

Amendment Introduced:  
Amendment Adopted:  
Amendment Published:  
Amendment Effective:



## PLANNING & DEVELOPMENT

400 BOARDMAN AVENUE  
TRAVERSE CITY, MI 49684  
(P) 231.922.4676  
(F) 231.922.4636  
[www.grandtraverse.org/planning](http://www.grandtraverse.org/planning)

Planning  
Land Bank  
Housing Initiatives  
Economic Development  
Brownfield Redevelopment

November 19, 2014

Mr. Rob Larrea, AICP  
Director of Planning  
Charter Township of Garfield  
3848 Veterans Drive  
Traverse City, MI 49684

**Re: Garfield Charter Township Zoning Ordinance Amendment #311**

Dear Rob:

The Grand Traverse County Planning Commission was unable to conduct its regular meeting scheduled for November 18 due to a lack of quorum. Pursuant to Section 307 of the Zoning Enabling Act, "the county will have waived its right for review and recommendation of an ordinance if the recommendation of the county zoning commission, planning commission, or coordinating zoning committee has not been received by the township within 30 days from the date the proposed ordinance is received by the county." Amendment #311 was received by the County from Garfield Township on November 3, 2014. The Grand Traverse County Planning Commission is not scheduled to meet prior to December 3, 2014, therefore, has waived its right for review and recommendation on Amendment #311.

If you have any questions regarding this item, please feel free to contact me at 922-4677 or at [jsych@grandtraverse.org](mailto:jsych@grandtraverse.org).

Sincerely,

A handwritten signature in black ink, appearing to read "John C. Sych".

John C. Sych, AICP  
Director

**CHARTER TOWNSHIP OF GARFIELD  
GRAND TRAVERSE COUNTY, MICHIGAN**

**RESOLUTION # 2014-15-T**

**RECOGNITION OF OUT OF THE SMOKE FIREFIGHTERS  
ASSOCIATION AS A SERVICE ORGANIZATION FOR THE  
PURPOSES OF OBTAINING A CHARITABLE GAMING LICENSE  
FROM THE STATE OF MICHIGAN**

**WHEREAS**, the Charter Township of Garfield has received an application from Out of the Smoke Firefighters Association, requesting to be recognized as a Service Organization in Garfield Township in the County of Grand Traverse for the purpose of obtaining a Charitable Gaming License from the State of Michigan.

**NOW, THEREFORE, BE IT RESOLVED:**

**THAT** the Garfield Township Board at its regular meeting on November 25, 2014, recognized Out of the Smoke Firefighters Association as a Service Organization in the Charter Township of Garfield, Grand Traverse County.

Moved:

Supported:

Ayes:

Nays:

Absent and Excused:

**RESOLUTION DECLARED ADOPTED.**

**By:**

\_\_\_\_\_  
**Kay Schumacher, Clerk  
Charter Township of Garfield**

## CERTIFICATE

I, Kay Schumacher, Clerk of the Charter Township of Garfield, do hereby certify that the above is a true and correct copy of a Resolution which was adopted by the Township Board of the Charter Township of Garfield on the 25<sup>th</sup> day of November, 2014.

**Dated:** \_\_\_\_\_

\_\_\_\_\_  
**Kay Schumacher, Clerk**



**LOCAL GOVERNING BODY RESOLUTION FOR CHARITABLE GAMING LICENSES**  
 (Required by MCL 432.103(K)(ii))

At a REGULAR meeting of the CHARTER TOWNSHIP OF GARFIELD  
REGULAR OR SPECIAL TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD

called to order by \_\_\_\_\_ on \_\_\_\_\_  
DATE

at \_\_\_\_\_ a.m./p.m. the following resolution was offered:  
TIME

Moved by \_\_\_\_\_ and supported by \_\_\_\_\_

that the request from GARFIELD TOWNSHIP VOLUNTEER  
FIREMANS ASSOCIATION of TRAVERSE CITY,  
NAME OF ORGANIZATION CITY

county of GRAND TRAVERSE, asking that they be recognized as a  
COUNTY NAME

nonprofit organization operating in the community for the purpose of obtaining charitable

gaming licenses, be considered for APPROVAL.  
APPROVAL/DISAPPROVAL

APPROVAL	DISAPPROVAL
Yeas: _____	Yeas: _____
Nays: _____	Nays: _____
Absent: _____	Absent: _____

I hereby certify that the foregoing is a true and complete copy of a resolution offered and  
 adopted by the CHARTER TOWNSHIP OF GARFIELD at a REGULAR  
TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD REGULAR OR SPECIAL

meeting held on \_\_\_\_\_  
DATE

SIGNED: \_\_\_\_\_  
TOWNSHIP, CITY, OR VILLAGE CLERK

KAY SCHUMACHER CLERK  
PRINTED NAME AND TITLE

3848 VETERANS DR, TRAVERSE CITY, MI. 49684  
ADDRESS

**OUT OF THE SMOKE**  
**FIREFIGHTER'S ASSOCIATION**



**BY-LAWS**



## **ARTICLE I**

### **NAME OF ASSOCIATION**

Out of the Smoke Firefighter's Association.

## **ARTICLE II**

### **MISSION OF THE ASSOCIATION**

The Out of the Smoke Firefighter's Association exists to provide a means of collecting and distributing funds for the support and improvement of the firefighters of the Grand Traverse Metro Fire Department. We also intend to use these funds for the betterment of our community. We also provide a forum to distribute information and exchange ideas for the improvement of the firefighters of the Grand Traverse Metro Fire Department.

The Out of the Smoke Firefighter's Association shall remain nonprofit for ever.

## **ARTICLE III**

### **MEMBERSHIP**

Membership in the association will be limited to firefighters employed by the Grand Traverse Metro Fire Department who wish to participate in the mission of the association.

Firefighters desiring membership in the association will be voted on by the current members of the association. A member of the association may make a motion to extend membership to an employee. The motion must receive support and discussion held on the motion. The president will then call for a written vote of members present. A firefighter must receive a majority vote of the members present to receive membership.

## **ARTICLE IV**

### **ADMINISTRATION**

The Out of the Smoke Firefighter's Association will consist of the President, Vice President, Secretary and Treasurer. If not enough interest exist to fill all positions, positions may be combined with the exception of President and Vice President. There must be a separate President and Vice President.

The administration will be elected by a written majority vote of the members present at the September meeting on even numbered years.

The administration will be responsible for the business affairs of the association. All administration members will have the ability to sign checks for the association.

In the event of a vacancy in any administrative office, the President may fill the vacancy by appointment for the remainder of the term. In the event of the vacancy of the President position, the Vice President will assume the position of President for the remainder of the term.

**ARTICLE V**  
**MEETINGS**

Meetings will be held once per month. Date and time will be established by the membership. Meetings will be called to order by either the President, Vice President, Secretary or Treasurer. Additional meetings may be held if called to order by an administrative officer and a quorum is present. Minutes of all meetings must be kept.

A quorum of 1/3 of the association membership must be present to act on any motion before the membership. A majority of members present is required for passage of any motion.

**ARTICLE VI**  
**COMMITTEES**

The president can appoint committees to consider a specific matter. The President will appoint a chairperson for all committees. The chairperson is responsible for reporting the actions of the committee to the association.

**ARTICLE VII**  
**PURCHASING AUTHORITY**

All purchases for the association must be presented and approved by the association prior to making the purchase. The President has the authority to approve purchases without association approval if the purchase would not be available after the meeting.

All purchases over one-hundred dollars must be approved by a written vote of the members present. A motion must receive a majority vote to pass.

**ARTICLE VIII**  
**BY-LAW AMENDMENTS**

Amendment changes may be proposed at any regular monthly meeting by a motion for review and discussion. A motion to adopt amendment changes must be ratified by the membership at the following regular meeting. Notification of an amendment change must be posted for all members to review. An amendment change goes into effect immediately upon its adoption unless the motion specifies an effective date. Adopting a proposed amendment is accomplished by a written majority vote of the members present.

**ARTICLE IX**  
**DISSOLVMENT**

Should the Out of the Smoke Firefighter's Association is dissolved all assets and real and personal property will revert to the Charter Township of Garfield.

Date approved: 10-24-13 President: Timothy A. Wrede

INTERNAL REVENUE SERVICE  
P. O. BOX 2508  
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: **AUG 05 2014**

OUT OF THE SMOKE FIREFIGHTERS  
ASSOCIATION  
C/O TIMOTHY A WREDE  
2025 N EAST SILVER LAKE RD  
TRAVERSE CITY, MI 49685

Employer Identification Number:  
46-3919859  
DLN:  
17053171352014  
Contact Person:  
CUSTOMER SERVICE ID# 31954  
Contact Telephone Number:  
(877) 829-5500

Accounting Period Ending:  
December 31  
Public Charity Status:  
170(b)(1)(A)(vi)  
Form 990 Required:  
Yes  
Effective Date of Exemption:  
October 9, 2013  
Contribution Deductibility:  
Yes  
Addendum Applies:  
No

Dear Applicant:

We are pleased to inform you that upon review of your application for tax exempt status we have determined that you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code. Contributions to you are deductible under section 170 of the Code. You are also qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Code. Because this letter could help resolve any questions regarding your exempt status, you should keep it in your permanent records.

Organizations exempt under section 501(c)(3) of the Code are further classified as either public charities or private foundations. We determined that you are a public charity under the Code section(s) listed in the heading of this letter.

For important information about your responsibilities as a tax-exempt organization, go to [www.irs.gov/charities](http://www.irs.gov/charities). Enter "4221-PC" in the search bar to view Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, which describes your recordkeeping, reporting, and disclosure requirements.

Sincerely,



Director, Exempt Organizations