

Wexford Joint Planning Commission Ordinance and Agreement
Township of _____
Ordinance No. ____

Ordinance and Agreement to Establish the
Wexford Joint Planning Commission

AN ORDINANCE TO APPROVE AN AGREEMENT ESTABLISHING THE WEXFORD JOINT PLANNING COMMISSION CONSISTING OF ANTIOCH TOWNSHIP, BOON TOWNSHIP, CHERRY GROVE TOWNSHIP, ~~COLFAX TOWNSHIP~~, GREENWOOD TOWNSHIP, HANOVER TOWNSHIP, LIBERTY TOWNSHIP, SELMA TOWNSHIP, SLAGLE TOWNSHIP, SOUTH BRANCH TOWNSHIP, SPRINGVILLE TOWNSHIP, AND WEXFORD TOWNSHIP; TO SET FORTH THE TERMS OF SAID AGREEMENT AND TO ALSO SERVE AS THE AGREEMENT; TO TRANSFER ALL THE POWERS AND DUTIES OF A PLANNING COMMISSION UNDER THE MICHIGAN PLANNING ACT, 2008 PA 33 (MCL 125.3801 *ET SEQ.*) TO THE WEXFORD JOINT PLANNING COMMISSION; TO TRANSFER ALL OF THE POWERS AND DUTIES OF A ZONING BOARD OR A ZONING COMMISSION UNDER THE MICHIGAN ZONING ENABLING ACT, 2006 PA 110 (MCL 125.3101 *ET SEQ.*) TO THE WEXFORD JOINT PLANNING COMMISSION; TO DESCRIBE THE JURISDICTIONAL AREA OF THE WEXFORD JOINT PLANNING COMMISSION; AND TO COMPLY WITH THE PROVISIONS OF 2003 PA 226 (MCL 125.133 *ET SEQ.*);

THE TOWNSHIP OF _____, WEXFORD COUNTY, HEREBY ORDAINS:

Section 1. Approval of Agreement; Purpose.

a. Pursuant to the authority of 2003 PA 226 [MCL 125.133] the Township of _____, Wexford County, hereby approves an agreement with those municipalities listed in Section 1.b., below, to form a joint planning commission for the purpose of cooperating on joint planning and joint zoning for the participating municipalities; to act jointly in these matters so as to coordinate said activities in the respective municipalities; in order to avoid duplicative efforts and duplicative expenditures of funds; and to plan and regulate land use in a larger geographic area; to better manage valuable public resources; to foster collaborative efforts in land use programs in order to preserve natural resources; to ensure that land uses are situated in appropriate locations and relationships; to limit inappropriate overcrowding of land and congestion of population; to facilitate adequate and efficient provision for transportation systems, sewage disposal, water, energy, education, recreation, and other public service and facility requirements; and to promote public health, safety, and welfare.

b. Names of the participating municipalities for this joint planning commission are:

1. Antioch Township
2. Boon Township
3. Cherry Grove Township
4. ~~Colfax Township~~

5. Greenwood Township
 6. Hanover Township
 7. Liberty Township
 8. Selma Township
 9. Slagle Township
 10. South Branch Township
 11. Springville Township
 12. Wexford Township
- c. The terms and conditions of the agreement between the participating municipalities are set forth in Sections 2 through 15 herein.

Section 2. Name.

The joint planning commission established by the Agreement shall be referred to as the "Wexford Joint Planning Commission," (hereinafter, the "Joint Commission.")

Section 3. Jurisdictional Territory of the Joint Commission.

The jurisdictional area of the Joint Commission shall comprise all of that area within the corporate limits of these municipalities:

1. Antioch Township
2. Boon Township
3. Cherry Grove Township
4. ~~Colfax Township~~
5. Greenwood Township
6. Hanover Township
7. Liberty Township
8. Selma Township
9. Slagle Township
10. South Branch Township
11. Springville Township
12. Wexford Township

Section 4. Powers and Duties

- a. *Planning powers and duties.* Pursuant to 2003 PA 226 (MCL 125.135(2)) all the powers and duties of a planning commission under the Michigan Planning Enabling Act, 2008 PA 33 (MCL 125.380 *et seq.*) ("MPEA") are hereby transferred, effective immediately upon adoption of this ordinance/agreement, to the Joint Commission, and the Joint Commission shall have the sole power and duty under the MPEA to develop a joint master plan with respect to the jurisdictional area of the Joint Commission. In exercising this power and duty the Joint Commission shall follow the procedures of a township planning commission.

- Further, any joint master plan developed and adopted by the Joint Commission shall be subject to review and approval by the legislative bodies of the participating municipalities.
- b. *Zoning powers and duties.* Pursuant to 2003 PA 226 (MCL 125.135(2)) all the powers and duties of a zoning commission or a planning commission under the Michigan Zoning Enabling Act, 2006 PA 110 (MCL 125.3101 *et seq.*) ("MZEA") are hereby transferred, effective immediately upon adoption of this ordinance/agreement, to the Joint Commission, and the Joint Commission shall have the sole power and duty under the MZEA to develop a joint zoning ordinance with respect to the jurisdictional area of the Joint Commission which shall be submitted for approval to the participating municipalities. In exercising this power and duty the Joint Commission shall follow the procedures of the MZEA which are applicable to a township.
 - c. *Capital Improvement Review (Public Project Review).* The Joint Commission shall be responsible for the review and approval function of public projects as provided in sections 61 and 62 of the MPEA [MCL 125.3861; 125.3862]
 - d. *Capital Improvements Program.* The Joint Commission shall not be responsible for the preparation of a capital improvements program for the Joint Commission's jurisdictional area as provided for in section 65 of the MPEA (MCL 125.3865). The Joint Commission shall be consulted as part of the process of a participating municipality developing a Capital Improvements Program.
 - e. *Subdivision Review.* The Joint Commission shall be responsible for the recommendation of a subdivision ordinance(s) and approval of subdivision plats as provided for in section 71 of the MPEA (MCL 125.3871).
 - f. *Zoning board of appeals.* The joint zoning ordinance adopted pursuant to this Ordinance/ and Agreement shall provide for a single joint zoning board of appeals with one rotating member to be from the respective municipality for where the case is located.
 - g. *Administration.* This Agreement provides for a joint planning department with staff consisting of one or more individual(s) whom perform the duties of a planning director, planner, zoning administrator, and enforcement officer acting in the name of the municipality where the violation occurred. These positions may be full or part time, or contracted, and may be combined together as one job or separate jobs, as deemed necessary from time to time by the Joint Commission and within budgetary appropriations and other funds available to it for such purposes.
 - 1) At a minimum the Joint Commission shall hire or contract with a planning director who shall be under the supervision and control of the Joint Commission, or its designee, if any, as specified in the Joint Commission bylaws.
 - 2) Only the Joint Commission may hire or fire the planning director.
 - 3) The management of other staff, if any, including any with planner, zoning administrator, and enforcement officer duties shall be supervised by the planning director.
 - h. *Professional services.* The Joint Commission shall, within budgetary appropriations and other funds available to it for such purposes, have the authority to retain the services of such planning, legal, and other professional consultants as it deems necessary.

Section 5. Composition of the Joint Commission.

- a. *Composition.* The Joint Commission shall be comprised of one member from each participating municipality. If desired the Joint Commission member may be a member of the legislative body of the municipality.
- b. *Continuation of Service.* Regular members shall continue to serve until their replacement is appointed and assumes the duties of his or her position on the Joint Commission.

Section 6. Terms and Qualifications of Office

- a. *Residence.* All members of the Joint Commission shall reside within the municipality for which he or she was appointed. If they move to another municipality they are no longer a member of the Joint Commission and that member's office shall be considered vacant until a replacement is appointed pursuant to Section 7(b).
- b. *Terms.* The initial members of the Joint Commission appointed by each participating municipality shall be appointed for staggered terms with one third of the members appointed to a three-year term, and one third of the members appointed to a two-year term, and one third of the members appointed to a one-year term. After the initial terms, all appointed members shall serve for terms of three years ending on December 31 of the applicable year. Initially the first appointed terms shall be:
 - 1. One year term ending December 31, 2017 for representatives of Antioch, Boon, Cherry Grove, Townships.
 - 2. Two year term ending December 31, 2018 for representatives of ~~Colfax~~, Greenwood, Hanover, and Liberty Townships.
 - 3. Three year term ending December 31, 2019 for representatives of Selma, Slagle, South Branch, Springville, and Wexford Townships.
- c. *Continuing Education.* When funds are budgeted or otherwise available for such purposes, appointed members of the Joint Commission shall in their first year of being appointed to the Joint Commission attend no less than the number of hours, and annually thereafter attend the number of hours of training as specified in the Joint Commission's bylaws. The education programs shall be designed for training members of Michigan planning commissions. Nothing in this paragraph shall prevent a member who has not had training from finishing his or her term of office unless the member resigns or is otherwise removed by as provided by law. Unless the appointing municipality finds that such member has special skills desired for service on the Joint Commission, a member who fails to attend any training made available shall be ineligible for re-appointment at the conclusion of his or her term.

Training programs which qualify to meet this requirement shall be those designed to maintain or increase the skill level of planning commission members in the area of planning, zoning and/or the law relative thereto and shall include:

- 1) educational programs presented by established educational institutions such as universities, colleges, or community colleges and MSU Extension;

- 2) educational programs presented by an established association of governmental units or governmental officials, such as the Michigan Townships Association, the Michigan Municipal League or the Michigan Association of Municipal Attorneys;
- 3) educational programs presented by experienced planning and/or legal consultants, or associations thereof, such as the Michigan Association of Planners or the Michigan State Bar Association.

The Joint Commission may add additional requirements for training, such as number of hours, sources, and other requirements in its bylaws.

Section 7. Removal from Office; Vacancies.

a. *Removal.*

The Joint Commission may request the removal of one of its members by submitting a written request to the appointing municipality. A member may also be removed and replaced upon the initiative of the appointing municipality. Only the legislative body of the municipality which appointed the member may remove such member.

A member of the Joint Commission may be removed for cause from office by the appointing municipality following written notice and a public hearing. "Cause" shall include, but not be limited to: performance, conduct or behavior that adversely affects the orderly or efficient operation of the Joint Commission. Examples of performance, conduct or behaviors that constitute "cause" for purposes of this provision include but are not limited to the following:

- 1) Conduct constituting a material breach of this Agreement;
- 2) Violation of established bylaws, rules, regulations and policies, whether written or oral, including conduct violating provisions regarding conflicts of interest;
- 3) Four consecutive absences from Joint Commission meetings;
- 4) Conviction of any felony or misdemeanors involving a violation of his or her oath of office or Code of Conduct set forth in the Joint Commission's bylaws;
- 5) Removal of residency from the respective municipality; and/or
- 6) Any other situation which constitutes misfeasance, malfeasance, or nonfeasance in office, as provided by law.

b. *Vacancies*

The office of a member becomes vacant when the member dies, resigns, is convicted of any felony or of a misdemeanor involving a violation of his or her oath of office or the Joint Commission's Code of Conduct, is removed by the appointing municipality for cause, or ceases to be a resident of the jurisdictional area of the Joint Commission. If a vacancy occurs, the vacancy shall be filled for the balance of the unexpired term by an appointment made by the legislative body representing the jurisdiction of the vacancy.

Section 8. Organization and Procedures.

- a. *Officers.* At its first meeting of each calendar year, the Joint Commission shall elect a chairperson, vice chairperson, treasurer, and secretary from its members and appoint such other officers as may be provided for in its bylaws. The term of each officer shall be 1 year, with opportunity for reelection as specified in the Joint Commission's bylaws.
- b. *Bylaws.* The Joint Commission shall adopt bylaws, which shall include a Code of Conduct for the transaction of its business, and shall keep a public record of its resolutions, transactions, findings, and determinations.
- c. *Committees.* The Joint Commission may appoint committees of its own membership or whose members may not necessarily be members of the Joint Commission as provided for in its bylaws. Any committee shall be subservient to the Joint Commission, and any committee action subject to veto by the Joint Commission.
- d. *Annual Report.* No later than the first day of February of each year, the Joint Commission shall submit an annual written report concerning its operations and the status of planning and zoning activities to the legislative body to each of the participating municipalities. Said report shall also include (1) a report of activities for the current year, (2) a work program, and (3) a budget request for the coming year. The report may also make recommendations to the legislative body of any or all of the participating municipalities regarding planning, zoning, and development. The legislative bodies of all the participating municipalities may approve or disapprove the budget pursuant to Section 9 of this Ordinance/Agreement.
- e. *Meetings.* The Joint Commission shall hold not less than 4 regular meetings each year. The time and place of the meetings shall be established in bylaws. Unless the bylaws provide otherwise, a special meeting of the Joint Commission may be called by the chairperson or by at least 2 other members or a greater number as set by the Joint Commission's bylaws, upon written request to the secretary. Unless the bylaws provide otherwise, the secretary shall send written notice of a special meeting to Joint Commission members not less than 48 hours before the meeting.
- f. *Open Meetings Act.* The business that the Joint Commission may perform shall be conducted at public meetings held in compliance with the Open Meetings Act, 1976 PA 267, MCL 15.261 *et seq.* Public notice of the time, date, and place of a regular or special meeting shall be given in the manner required by that act.
- g. *Freedom of Information Act.* A document prepared, owned, used, in the possession of, or retained by the Joint Commission in the performance of an official function shall be made available to the public in compliance with the Freedom of Information Act, 1976 PA442, and MCL 15.231 *et seq.*

Section 9. Operating Budget and Office.

- a. The Joint Commission's office shall be established from time-to-time in the Joint Commission's bylaws and shall be the office of record. For the first year Cherry Grove Township shall provide the office of record. If at all possible the individual office(s) shall

include an ability to lock the door, receive U.S. Mail, have a telephone, have high-speed Internet, have outside sign(s) identifying the location of the office.

- b. The Joint Commission shall be funded by the participating municipalities on an annual basis. At the time of adoption of the annual budget, the Joint Commission shall designate one of its participating municipalities to serve as the fiduciary municipality. For the first year Cherry Grove Township shall be the fiduciary. The responsibilities of the fiduciary municipality shall include accounting for the funds, assets, and serving the role of the employer of record for staff of the Joint Commission. Funds shall be jointly held in an account by the fiduciary municipality which is funded by all of the participating municipalities in proportion to their required contributions.; however payment for authorized goods, services and expenses drawn from said account shall be approved by the Joint Commission. The duly elected officers of the Joint Commission shall have access to the account for the purposes stated herein.

- c. Budget approval process:

1. The Joint Commission shall approve an annual proposed budget no later than the first day of February each year.
2. In February of each year following approval of its proposed budget the Joint Commission shall hold a single public meeting to discuss the Joint Commissions recommendations, which all members of the elected bodies of the participating municipalities shall be invited to attend.
3. Within one week after the joint meeting of participating municipalities the budget shall be submitted for approval to each participating municipality.

Approval of the budget by each municipality shall be granted no later than one of the following dates:

1. the first day of April for those municipalities with a fiscal year of April 1 to March 31 of the next year.
2. the first day of July for those municipalities with a fiscal year of July 1 to June 31 of the next year.

Each municipality shall transfer the amount for which it is responsible, as reflected in the budget, to the fiduciary municipality no later than the 15th day of July each year. For the fiscal year 2016-2017 only, each municipality shall transfer the amount for which it is responsible (its "Participating Municipality Share"), for an initial first year municipal budget (**MB**) of \$50,000.00 to the fiduciary municipality no later than September 25, 2016.

- d. The Joint Commission's fiscal year shall be July 1 to June 30 of the following year. The Joint Commission must operate within the sum of funds appropriated by the budget as approved by of all the legislative bodies of the participating municipalities.
- e. The establishment of required fee schedules for planning and zoning goods and services to be provided by the Joint Commission is hereby delegated to the Joint Commission.
- f. Monies of the Joint Commission shall be held in two funds. First shall be a Joint Commission Fund where each member municipality's share of the operating budget for the Joint Commission is deposited and where Joint Commission expenses are drawn from. Second is a Joint Commission Enterprise Fund (trust and agency fund) where Joint Commission zoning and other fees are deposited.

- g. Annually, at the Joint Commission's February meeting, each Participating Municipality Share for the annual budget shall be determined as follows:
- 1.. The Joint Commission shall establish the total Budget (B) needed for the next fiscal year.
 2. All fees collected by the Joint Commission in the performance of its duties under this Ordinance and Agreement shall be deposited in an Enterprise Fund (trust and agency fund) (**F**). At the end, or as close to the end of as practical, of the the fiscal year, monies in the Enterprise Fund shall be allocated as follows.
 - (a). From this fund a certain amount shall be encumbered and remain in the Enterprise Fund for purposes of a Fund Balance (FB), with a goal of maintaining a Fund Balance (FB) of about 20% of a total annual budget.
 - (b). From this fund a certain amount shall be encumbered and remain in the Enterprise Fund for purposes of a contingency Legal Fund (LF), with a goal of maintaining a contingency Legal Fund (LF) of about 20% of a total annual budget.
 - (c). The remainder of the Enterprise Fund shall be applied as Revenue (R) for the total Budget (B), and at the start of the fiscal year shall be transferred to the Joint Commission Fund.
 3. Each participating municipality shall be responsible for providing its proportional operating funds for the Municipal Budget (MB) part of the operation in set out in the following formula. Data for taxable value and number of parcels shall be based upon the most recent data from the Wexford County Equalization Department during January-February when the proposed budget is prepared.
 - (a). Twenty percent of the Municipal Budget (MB) part shall be an equal amount paid by each participating municipality (20% of Municipal Budget (MB) part divided by the number of participating Municipalities (M)).
 - (b). Forty percent of the Municipal Budget (MB) part shall be Proportional to the number of Parcels (PP) in each participating municipality. In the case of a township with an incorporated village, the total number of parcels shall not include parcels within the incorporated village within that township.
 - (c). Forty percent of the Municipal Budget (MB) part shall be Proportional to the Taxable Value (PTV) of each participating municipality. In the case of a township with an incorporated village, the Taxable Value shall not include Taxable Value of the incorporated village within that township.
 4. The formula may be expressed as follows:
$$F - (FB + LF) = R$$
$$B - R = MB$$
$$((MB \times .2) \div M) + ((MB \times .4) \times PP) + ((MB \times .4) \times PTV) = \text{Participating Municipality Share}$$
 5. Any extraordinary or unanticipated costs shall be borne by the participating municipalities proportionally, and calculated in accordance with the formula set forth herein.

- h. In the event a municipality does not timely (section 9.C.2.) pay its full Participating Municipality Share, as reflected in the approved budget, the Joint Commission may proceed to take one or more of the following actions:
1. Increase zoning permit fees, and other fees, for services in that municipality so that the funds collected during the fiscal year are anticipated to equal the amount of that municipality's Participating Municipality Share, as reflected in the budget, that was not paid, provided, however, that the fee for any one permit or service may not exceed the total of all costs for providing that permit or service.
 2. Stop issuing permits or providing any other services in that municipality, including zoning enforcement.
 3. The that municipality right of the Joint Commission member from to make motions, second motions, vote, or otherwise participate as a member of the Joint Commission shall be suspended during the period(s) its full Participating Municipality Share, as reflected in the budget, remains unpaid.
 4. Start the procedure for permanently withdrawing that municipality from the Joint Commission pursuant to Section 11.

Section 10. Procedure for Joining the Joint Commission

The original participating members of this Agreement are those that have adopted this Ordinance and Agreement on or before September 15, 2016 and have provided a certified copy of the Ordinance and Agreement and appointment of their member to the Joint Commission by September 25, 2016.

After September 15, 2016 a city, village, or township may file a written request with the legislative body of each participating municipality requesting permission to become a participating municipality in the Joint Commission. Such written request shall include a certified copy of a resolution adopted by the requesting municipality's legislative body supporting such request. A copy of such request shall be submitted to the Joint Commission for review and recommendation to the legislative body of each participating municipality.

After receiving the Joint Commission's recommendation, each participating municipality shall vote to accept or reject the request to join. If a majority of the participating municipalities vote to accept the request to join, then the Joint Commission will develop and present recommendations concerning any revisions of this Agreement to the participating municipalities. Upon the revision of this Agreement by a duly enacted ordinance adopted by each participating municipality and the requesting municipality, the requesting municipality shall become a participating municipality.

The requesting municipality shall bear the entire cost of revising the Agreement and the Ordinance, and all cost of updating a Joint Commission's master plan and a joint zoning ordinance, then in effect, and any other ordinances or documents then in effect. If a majority of the participating municipalities votes to reject the request to join, then the request shall be denied and no further action will be taken. The Joint Commission shall provide written notice of its decision to the requesting municipality.

If a municipality requests, and is not accepted to join the Joint Commission that municipality may apply again after one year.

Section 11. Procedure for Withdrawing from the Joint Commission: Removal of Municipality

a. A participating municipality shall have the right to withdraw from the Joint Commission only upon completion of the following conditions:

1. The withdrawing municipality shall have paid its proportional share of any and all obligations of the Joint Commission to the end of the current budget year, including the balance of any contractual fees, service contracts, legal and other costs minus the proportional sum of zoning permit fees collected for permits in that participating municipality in the current fiscal year to be transferred from the Enterprise Fund to the Joint Commission (identified as “**B**” in the formula set out in Section 9);
2. The legislative body of the withdrawing municipality shall have held a public hearing on its intent to withdraw from the Joint Commission. Notice of such public hearing shall be given to the Joint Commission and each of the participating municipalities not less than 45 days before the date the public hearing. Notice of such public hearing shall be published in a newspaper of general circulation in the local unit of government not less than 15 days before the date of the hearing.
3. Following such public hearing the legislative body of the withdrawing municipality shall have adopted a written findings of fact, recitation of reasons, and a declaration of intent to withdraw from the Joint Commission, which shall be delivered to the Joint Commission immediately after adoption.
4. Following receipt of the withdrawing municipality’s findings, recitation and declaration of intent, the Joint Commission shall prepare a plan and a budget to accomplish the withdrawal and shall present its plan, budget and the request for withdrawal to each of the other participating municipalities, a copy of which shall be delivered to the withdrawing municipality.
5. Following receipt of the Joint Commission's plan and budget, the legislative body of the withdrawing municipality may act to withdraw from the Joint Commission, provided that it has paid, or made arrangements satisfactory to the remaining municipalities to pay, the costs identified pursuant to section 11, paragraph a.6.
6. The reasonable cost of amending any joint master plan amendments, joint ordinance amendments, other ordinance amendments, Joint Commission Ordinance and Agreement remaining in effect in for the other participating municipalities, and all other associated costs shall be borne by the withdrawing municipality. If there are only two (2) participating municipalities at the time of withdrawal from the Joint Commission the reasonable cost of replacing any joint master plan, joint ordinance, and other associated costs shall be borne by the withdrawing municipality for the remaining municipality unless another cost sharing formula is mutually agreed upon. Withdrawal shall not be effective until these costs are paid.

b. The withdrawal shall become effective at the end of the fiscal year in which these requirements have been satisfied; provided, however, that if the requirements are satisfied less than sixty days before the end of the fiscal year, the withdrawal shall not take effect until the end of the following fiscal year. When there are only two (2) participating municipalities in the Joint Commission, upon the withdrawal of either participating municipality, and after division of the

assets and liabilities of the Joint Commission between the two municipalities in accordance with their proportional shares, this Agreement and this ordinance shall become null and void and the Joint Commission shall cease to function and shall have no further legal authority.

c. If a municipality does not timely (section 9.C.2.) pay, its Participating Municipal Share, as reflected in the budget, the remaining participating municipalities may take action to remove the fiscally delinquent municipality from the Joint Commission, the above in this section notwithstanding.

Section 12. Statutory powers.

Except as otherwise provided in this Ordinance and Agreement, the Joint Commission shall have all the powers and duties provided for such joint planning commissions in the Joint Municipal Planning Act, 2003 PA 226 (MCL 125.131 *et seq.*).

Section 13. Transition provision.

- a. The Joint Commission shall have a goal to recommend adoption of a zoning ordinance on or before November 15, 2016. The intent is for the zoning ordinance to be adopted by each participating municipality on or before December 31, 2016.
- b. Until such time as a joint master plan is adopted, the *Wexford County Comprehensive Plan* of 2003 and the accompanying *Fact Book for the Development of the Wexford County Plan* of 2002 with the addition of a zoning plan (MCL 125.3203) and material on complete streets (MCL 125.3833) shall be the master plan shall continue to be the master plan under the Michigan Planning Enabling Act with respect to the Joint Commission's area of jurisdiction.
- c. Starting in January 2017, the Joint Commission shall proceed to prepare an new, or amended, master plan, if needed. Upon completion and adoption of the master plan the Joint Commission shall proceed to prepare any necessary amendment(s) to the zoning ordinance.

Section 14. Amendments

This Ordinance and Agreement may only be changed by an amendment to this ordinance duly adopted by the legislative body of each participating municipality.

Section 15. Effective date.

This Ordinance and the Agreement incorporated herein shall be effective on the later of the following:

- 1) the eighth day following the last date of publication by a participating municipality if no notice of intent to file a petition for a referendum is filed as provided for in MCL 125.139; or
- 2) the 31st day following the filing of a notice of intent to file a petition for a referendum if no petition for a referendum is filed within 30 days after the filing of the notice; or

- 3) the day following the day upon which a determination is made by the clerk of each municipality in which a petition for referendum is filed that the petition calling for the referendum is inadequate; or
- 4) the day the ordinance is approved by the electors in each municipality in which a referendum is held.

Section 16. Repealer.

All ordinances or parts of ordinances in conflict herewith are repealed to the extent of the conflict.

At a regular meeting of the board of trustees of the Township of Antioch held on Aug. 4, 2016 {date}, adoption of the foregoing Ordinance (ordinance # 16-10) and Agreement was moved by James Priddle {insert name} and supported by Ellen Gardner {insert name}.

Voting for: {insert names} Ellen Gardner, Tom Williams, James Priddle, Barbara Barnes

Voting against: {insert names} None

The Supervisor declared the ordinance adopted. Absent: Randy Lycka

{Signature} Tom Williams

Tom Williams

Supervisor

{Signature} James Priddle

James Priddle

Clerk

At a regular meeting of the board of trustees of the Township of Antioch held on Sept. 1, 2016 {date}, a motion to appoint Paul Osborne {name}, 3911 N. 15 Rd, Mesick, MI 49668 {address}, (231) 878-0108 {phone}, Motion by James Priddle supported by Ellen Gardner
paulo@acegroup.cc

{email} as this municipality's member of the Wexford Joint Planning Commission for a term of one year ending on December 31, 2017.

Voting for: {insert names} Ellen Gardner, James Priddle, Tom Williams

Voting against: {insert names} None

The supervisor declared the appointment made. Absent: Randy Lycka, Barbara Barnes

{Signature} Tom Williams

Tom Williams

Supervisor

{Signature} James Priddle

James Priddle

Clerk

CERTIFICATION

The foregoing is a true representation of motions by the board of trustees of the Township of Antioch at a regular meeting held on {date} August 04 September 01, 2016.

{Signature} James Priddle

James Priddle

Clerk

Sept 14, 2016

At a regular meeting of the board of trustees of the Township of Boon held on Brighton (date), adoption of the foregoing Ordinance (ordinance # 2016-1) and Agreement was moved by Brighton (insert name) and supported by Gottschall (insert name).

Voting for: (insert names) RITTER, TAYLOR, OSWALT, GOTTSCHALL AND BRIGHTON
 Voting against: (insert names)

The Supervisor declared the ordinance adopted.

(Signature) [Signature]

(Print or type name) Russell Taylor

Supervisor

(Signature) [Signature]

Lynda Ritter

Clerk

At a regular meeting of the board of trustees of the Township of Boon held on Sept 14, 2016 (date), a motion to appoint RICHARD HARVEY (name),
 _____ (address), (231) _____ (phone),

_____ (email) as this municipality's member of the Wexford Joint Planning Commission for a term of one year ending on December 31, 2017.

Voting for: (insert names) RITTER, TAYLOR, OSWALT, GOTTSCHALL AND BRIGHTON
 Voting against: (insert names)

The supervisor declared the appointment made.

(Signature) [Signature]

(Print or type name) Russell Taylor

Supervisor

(Signature) [Signature]

Lynda Ritter

Clerk

CERTIFICATION

The foregoing is a true representation of motions by the board of trustees of the Township of Boon at a regular meeting held on (date) Sept 14, 2016.

(Signature) [Signature]

Lynda Ritter

Clerk

SHIPPED AUG 15 2016
RECEIVED AUG 16 2016

At a regular meeting of the board of trustees of the Township of Cherry Grove held on Aug. 10, 2016 (date), adoption of the foregoing Ordinance (ordinance # 26) and Agreement was moved by Pullen (insert name) and supported by Sonerai (insert name).

Voting for: (insert names) Vaughan, Nixon, Shankland, Pullen, Soneral

Voting against: (insert names) NONE

The Supervisor declared the ordinance adopted.

(Signature) G. Ronald Vaughan
G. Ronald Vaughan
Supervisor

(Signature) Maria Lynn Nixon
Maria - Lynn Nixon
Clerk

At a regular meeting of the board of trustees of the Township of Cherry Grove held on 8-10-16 (date), a motion to appoint Marty Dahlstrom (name), 9472 S. 33 Rd. (address), (231) 878 1683 (phone),

mzpdahl@gmail.com (email) as this municipality's member of the Wexford Joint Planning Commission for a term of one year ending on December 31, 2017.

Voting for: (insert names) Vaughan, Nixon, Shankland, Pullen, Soneral

Voting against: (insert names) NONE

The supervisor declared the appointment made.

(Signature) G. Ronald Vaughan
G. Ronald Vaughan
Supervisor

(Signature) Maria Lynn Nixon
Maria Lynn Nixon
Clerk

CERTIFICATION

The foregoing is a true representation of motions by the board of trustees of the Township of Cherry Grove at a regular meeting held on (date) 8-10, 2016.

(Signature) Maria Lynn Nixon
Maria Lynn Nixon
Clerk

Page 16 of 24

RECEIVED SEP 16 2016

At a regular meeting of the board of trustees of the Township of Greenwood held on Sept 13, 2016 (date), adoption of the foregoing Ordinance (ordinance # 9-13-16) and Agreement was moved by Jim (insert name) and supported by Thelma (insert name).

Voting for: (insert names) Thelma Paul, Jim Veenstra, Al Mohler, Joann

Voting against: (insert names) Ray Cerka and

The Supervisor declared the ordinance adopted.

(Signature) Al Mohler

~~Rex Swinchart~~

Supervisor

(Signature) Maggie Veenstra

Maggie Veenstra

Clerk

At a regular meeting of the board of trustees of the Township of Greenwood held on Sept 13, 2016 (date), a motion to appoint Thelma Paul (name),
(address), (231) --- - --- (phone),

seconded by Al

(email) as this municipality's member of the Wexford Joint Planning Commission for a term of two years ending on December 31, 2018.

Voting for: (insert names) Thelma Paul, Jim Veenstra, Al Mohler, Joann

Voting against: (insert names) Ray Cerka and

The supervisor declared the appointment made.

(Signature) Al Mohler

~~Rex Swinchart~~

Supervisor

(Signature) Maggie Veenstra

Maggie Veenstra

Clerk

CERTIFICATION

The foregoing is a true representation of motions by the board of trustees of the Township of Greenwood at a regular meeting held on (date) Sept 13 __, 2016.

(Signature) Maggie Veenstra

Maggie Veenstra

Clerk

At a regular meeting of the board of trustees of the Township of Hanover held on 8/8/2016 (date), adoption of the foregoing Ordinance (ordinance # 08-16) and Agreement was moved by TERRI SCHICHTEL (insert name) and supported by VERN HEWER (insert name).

Voting for: (insert names) BENZ, HEWER, BEEMAN, SCHICHTEL, HANSEN
 Voting against: (insert names) NONE

The Supervisor declared the ordinance adopted.

(Signature) Peter Hansen

Peter Hansen

Supervisor

(Signature) Terri Schichtel

Terri Schichtel

Clerk

At a regular meeting of the board of trustees of the Township of Hanover held on 8/8/2016 (date), a motion to appoint DAVID SCHROEDER (name), 564 GITCHEGUMEE DR. BUCKLEY 49620 (address), (231) 269-4145 (phone),

(email) as this municipality's member of the Wexford Joint Planning Commission for a term of two years ending on December 31, 2018.

Voting for: (insert names) BENZ, HEWER, BEEMAN, SCHICHTEL, HANSEN
 Voting against: (insert names) NONE

The supervisor declared the appointment made.

(Signature) Peter Hansen

Peter Hansen

Supervisor

(Signature) Terri Schichtel

Terri Schichtel

Clerk

CERTIFICATION

The foregoing is a true representation of motions by the board of trustees of the Township of Hanover at a regular meeting held on (date) AUGUST 8, 2016.

(Signature) Terri Schichtel

Terri Schichtel

Clerk

At a regular meeting of the board of trustees of the Township of Liberty held on 8/3/2016 (date), adoption of the foregoing Ordinance (ordinance # 2016-1) and Agreement was moved by Supr Monroe (insert name) and supported by Treas Deibert (insert name).

Voting for: (insert names) Deibert Bogart Heady + Monroe

Voting against: (insert names) None

The Supervisor declared the ordinance adopted.

(Signature) Beverly Monroe
Beverly Monroe
Supervisor

(Signature) Marjorie Bogart
Marjorie Bogart
Clerk

At a regular meeting of the board of trustees of the Township of Liberty held on Aug 3, 2016 (date), a motion to appoint Beverly Monroe (name), 7039 N 41 Road Manton MI 49663 (address), (231) 824-3391 (phone),

m o n r o e a c h e r s @ y a h o o . c o m
(email) as this municipality's member of the Wexford Joint Planning Commission for a term of two years ending on December 31, 2018.

Voting for: (insert names) Bogart, Deibert, Monroe and Heady

Voting against: (insert names) None

The supervisor declared the appointment made.

(Signature) Beverly Monroe
Beverly Monroe
Supervisor

(Signature) Marjorie Bogart
Marjorie Bogart
Clerk

CERTIFICATION

The foregoing is a true representation of motions by the board of trustees of the Township of Liberty at a regular meeting held on (date) Aug 3, 2016.

(Signature) Marjorie Bogart
Marjorie Bogart
Clerk

RECEIVED AUG 22 2016

At a regular meeting of the board of trustees of the Township of Selma held on Aug 9th (date), adoption of the foregoing Ordinance (ordinance # 2016-55) and Agreement was moved by Boyd (insert name) and supported by Zakrajsek (insert name).

Voting for: (insert names) 5

Voting against: (insert names) 0

The Supervisor declared the ordinance adopted.

(Signature) [Signature]
Mike J. Boyd
Supervisor

(Signature) [Signature]
Carol Perrin
Clerk

At a regular meeting of the board of trustees of the Township of Selma held on Aug 9th (date), a motion to appoint Sharon Zakrajsek (name), 13895.35 rd. Cadillac Mi 49601 (address), (231) 878-1221 (phone),

sharonkaye2010@live.com

(email) as this municipality's member of the Wexford Joint Planning Commission for a term of three years ending on December 31, 2019.

Voting for: (insert names) 5

Voting against: (insert names) 0

The supervisor declared the appointment made.

(Signature) [Signature]
Mike J. Boyd
Supervisor

(Signature) [Signature]
Carol Perrin
Clerk

CERTIFICATION

The foregoing is a true representation of motions by the board of trustees of the Township of Selma at a regular meeting held on (date) August 09, 2016

(Signature) [Signature]
Carol Perrin
Clerk

At a regular meeting of the board of trustees of the Township of Slagle held on September 12, 2016 (date), adoption of the foregoing Ordinance (ordinance # 2016-09-0) and Agreement was moved by Thomas Mannor (insert name) and supported by Tammy Porterfield (insert name).

Voting for: (insert names) Stacy Staffin, Wesley Freeman, Connie Roush, Thomas Mannor
 Voting against: (insert names) None

The Supervisor declared the ordinance adopted.

(Signature) Thomas Mannor

Thomas Mannor

Supervisor

(Signature) Tammy S. Porterfield

Tammy S. Porterfield

Clerk

At a regular meeting of the board of trustees of the Township of Slagle held on September 12, 2016 (date), a motion to appoint Robert Dunning (name), 1515 S 11 1/2 Rd, Harrietta, MI 49188 (address), (231) 779-3344 (phone),

(email) as this municipality's member of the Wexford Joint Planning Commission for a term of three years ending on December 31, 2019.

Voting for: (insert names) Stacy Staffin, Tammy Porterfield, Connie Roush, Wesley Freeman, Thomas Mannor

Voting against: (insert names) None

The supervisor declared the appointment made.

(Signature) Thomas Mannor

Thomas Mannor

Supervisor

(Signature) Tammy S. Porterfield

Tammy S. Porterfield

Clerk

CERTIFICATION

The foregoing is a true representation of motions by the board of trustees of the Township of Slagle at a regular meeting held on (date) September 12, 2016.

(Signature) Tammy S. Porterfield

Tammy S. Porterfield

Clerk

SHIPPED AUG 27 2016
RECEIVED AUG 30 2016

At a regular meeting of the board of trustees of the Township of South Branch held on 8-25-16 {date}, adoption of the foregoing Ordinance (ordinance # 8252016) and Agreement was moved by Michael Reilly {insert name} and supported by Benjamin Schmitt {insert name}.

Voting for: {insert names} Michael Reilly, Julie Cieslak, Donna Taylor, Benjamin Schmitt

Voting against: {insert names} _____

The Supervisor declared the ordinance adopted.

{Signature} _____

Michael Reilly
Supervisor

{Signature} _____

Julie Cieslak
Clerk

At a regular meeting of the board of trustees of the Township of South Branch held on 8-25-16 {date}, a motion to appoint Donna Taylor {name}, 6661 S. 1-1/2 Rd Harrietta MI 49638 {address}, (231) 862-3600 {phone},

S|o|u|t|h|b|r|a|n|c|h|d|t|a|y|l|o|r|@|y|a|h|o|o|.c|o|m

{email} as this municipality's member of the Wexford Joint Planning Commission for a term of three years ending on December 31, 2019.

Voting for: {insert names} Michael Reilly, Julie Cieslak, Donna Taylor, Benjamin Schmitt

Voting against: {insert names} _____

The supervisor declared the appointment made.

{Signature} _____

Michael Reilly
Supervisor

{Signature} _____

Julie Cieslak
Clerk

CERTIFICATION

The foregoing is a true representation of motions by the board of trustees of the Township of South Branch at a regular meeting held on {date} 8-25 __, 2016.

{Signature} _____

Julie Cieslak
Clerk

SHIPPED SEP 12 2016

RECEIVED SEP 13 2016

At a regular meeting of the board of trustees of the Township of Springville held on 8/15/2016 (date), adoption of the foregoing Ordinance (ordinance # _____) and Agreement was moved by SHARON REAM (insert name) and supported by MICKEY SPARKS (insert name).

Voting for: (insert names) CLYDE KASTL, GERALDINE KASTL, SHARON REAM, MICKEY SPARKS, BEVERLY WALTON
Voting against: (insert names) NONE

The Supervisor declared the ordinance adopted.

(Signature) Clyde R. Kastl
Clyde R. Kastl
Supervisor

(Signature) Sharon Ream
Sharon Ream
Clerk

At a regular meeting of the board of trustees of the Township of Springville held on 8/15/2016 (date), a motion to appoint BENJAMIN TOWNSEND (name),
201 N CLARK ST MESICK, MI (address), (231) 882-2368 (phone),

(email) as this municipality's member of the Wexford Joint Planning Commission for a term of three years ending on December 31, 2019.

Voting for: (insert names) CLYDE KASTL, GERALDINE KASTL, SHARON REAM, MICKEY SPARKS, BEVERLY WALTON
Voting against: (insert names) NONE
The supervisor declared the appointment made.

(Signature) Clyde R. Kastl
Clyde R. Kastl
Supervisor

(Signature) Sharon Ream
Sharon Ream
Clerk

CERTIFICATION

The foregoing is a true representation of motions by the board of trustees of the Township of Springville at a regular meeting held on (date) AUGUST 15 2016.

(Signature) Sharon Ream
Sharon Ream
Clerk

RECEIVED SEP 08 2016

At a regular meeting of the board of trustees of the Township of Wexford held on 9/7/16 (date), adoption of the foregoing Ordinance (ordinance # 01-2016) and Agreement was moved by _____ (insert name) and supported by _____ (insert name).

Voting for: (insert names) Teri HANKINS Gary Emery Bob Kellogg Linda Workman Dave Williams
 Voting against: (insert names) None

The Supervisor declared the ordinance adopted.

(Signature) David L. Williams
David L. Williams
 Supervisor

(Signature) Teresa Hankins
Teresa Hankins
 Clerk

At a regular meeting of the board of trustees of the Township of Wexford held on 9/7/16 (date), a motion to appoint Gary Emery (name), 8680 W 8rd Mesicuk m. (address), (231) 499-9580 (phone),

(email) as this municipality's member of the Wexford Joint Planning Commission for a term of three years ending on December 31, 2019.

Voting for: (insert names) Hankins, Williams, Kellogg, Workman
 Voting against: (insert names) Emery Abstain
 The supervisor declared the appointment made.

(Signature) David L. Williams
David L. Williams
 Supervisor

(Signature) Teresa Hankins
Teresa Hankins
 Clerk

CERTIFICATION

The foregoing is a true representation of motions by the board of trustees of the Township of Wexford at a regular meeting held on (date) 9/7 __, 2016.

(Signature) Teresa Hankins
Teresa Hankins
 Clerk