

# Township of Lake

Huron County, Michigan  
May 18, 2009

The regular meeting of the Lake Township Board was called to order by Supervisor Smith at 7:30 P.M. Present were Smith, Fischer, McCallum, Hyzer and Hartsell along with approximately 36 guests.

**Minutes of April 20, 2009 regular board meeting approved upon motion by Hyzer, seconded by Hartsell. Motion carried.**

**Motion by McCallum to not accept the minutes of April 27, 2009 for the following reasons:** According to the MTA, an assessor is considered a public office and interviews are to be done at a public meeting; the minutes indicate prepared by Mary Johnson who was not present at the meeting. Township resident, Pat Przystup took the minutes during the meeting without any approval to do so by the Board; the minutes indicate that comments were taken from the public but Smith had indicated during the meeting that no public comments would be taken; and there are no details of employment, salary, hours, duties, and no contract. Smith stated he left the contract on the Clerk's desk. **Motion seconded by Hartsell. Roll call vote: All ayes.**

**Treasurer's Report approved upon motion by McCallum, seconded by Hyzer. Motion carried.**

Agenda: Smith and Hartsell wanted to be added to the agenda under new business.

**Correspondence:** The following items were read or summarized:

- Michigan Public Service Commission Notice of Hearing for DTE June 3, 2009
- Department of Treasury letter of April 20, 2009 regarding Form 4620 filing by Assessor
- Huron Conservation District Summer Work Crew information
- Fax from M. Kelly
- Letter from McCallum with email attachments

**Public Comments:**

Lou Bushey advised everyone present that his home had suffered malicious destruction after the Board of Review while he was in Florida and they were offering a \$500.00 reward for any information. He stated he was now increasing the reward to \$1,000.00.

Paul Golsch commented that the emails read by McCallum were all hearsay and would not be admissible in any court.

Paul Beck questioned why a meeting was held at the American Legion hall when the Township has a building wherefrom it normally conducts business. Smith stated that if the meeting had been held at the township hall and another Board member had walked in, they would be accused of a violation of the Open Meetings Act. Mr. Beck asked about the minutes of May 15, 2009 during which the Board went into closed session. McCallum stated they were not done.

Neil Rohner commented on the emails read by McCallum and the fact that filing a complaint with the Sheriff is just continuing the arguing. Jeanne Henry stated that the meeting on Friday was as a result of her complaint, that she knows the law and the MTA guidelines and the Board cannot continue doing the people's work without the people's involvement.

Jeanne Williams commented that letters sent, especially derogatory, should be signed with a full name and address. Hartsell stated that he wants to discuss that under new business.

Lou Colletta commented on the inaccuracies stated in the M. Kelly letter as far as the boat ramp at Oak Beach, the sewers and Dave's job performance. He stated he sympathizes with Lou Bushey in regard to his vandalism, but that it also happened to Tim Lalley when he had his septic destroyed and that it is all about windmills.

Smith stated that the Oak Beach boat ramp is under discussion with Terry Brown and that they may end up with a small steel ramp.

Kelterborn referred to Mr. Golsch's comment on hearsay and said that there were things said that were very hurtful and some things were unbelievable, but the lesson is to be careful about what we say and stop the gossip. He stated he does not want Smith's job, but that Smith ran on accountability and there are laws to follow. He stated he had told Smith to call him if he had any questions and Smith has not. He stated he would be glad to answer any questions. He stated there is no excuse for breaking the law, the Open Meetings Act is a requirement and there are two board members who are very well aware since they have been on the Board for many years. He stated there is a lot of valuable information at the Clerk's desk and the Board should try working as a Board. He stated the comments regarding Dave are very bothersome, bordering on slander. He stated the Board had better address those comments very quickly, that Dave is very qualified and does a great job and he has rights and any notions of drinking and stealing are very unfounded.

No Petitions.

**New Business:**

**Road Work:** Smith stated he wants to do Griggs work only and not the extension of Duffy and Conkey to connect Griggs to the blacktop. **Motion by Smith to take**

**care of the Griggs Road proper, only, seconded by Fischer.** Hyzer stated he would like to meet with the Road Commission to discuss the work. Smith stated he attempted to meet with Hyzer but he wasn't available at the time. McCallum stated that the Griggs Road project approved last year was to blacktop not only Griggs Road but also Dufty to Griggs Road and Conkey to Griggs Road. Smith stated that due to costs, he was recommending proceeding with only Griggs Road at this time. **Roll call vote: Four ayes. McCallum – nay. Motion carried.**

Smith stated on the other gravel roads he wants to go with eight inches of stone. Hyzer stated we don't have to go with that much stone, he doesn't agree. Smith stated we have a road millage coming up. McCallum stated that the standard has normally been up to four inches. Fischer agreed that four inches is the most the township has used. **Motion by Fischer to go with four inches at the most on the gravel roads, seconded by Hyzer. Roll call vote: All ayes. Motion carried.**

**Smith – Policy on Rules for Participation at Public Meetings.** McCallum stated that this is the first she has had a chance to see this policy and would like to have the opportunity to review it prior to making any decision. Hartsell asked where it came from. Smith stated it came from Caseville Township and Caseville Village. **Motion by McCallum to table, seconded by Hartsell. Motion carried.**

**Hartsell – Correspondence.** Hartsell made a motion that any correspondence must be received on the Monday prior to the scheduled meeting and must include a signature with a name and address and be included in the Board packets, **seconded by Smith. Motion carried.**

**Motion by Smith** to purchase an indoor flag for \$160.70 in order to say the Pledge of Allegiance at the beginning of a meeting. McCallum asked where it would come out of in the budget. Yvonne Bushey stated she will donate a flag and pole to the Township.

**Hyzer PA 116 Partial Termination.** Resolution in support of the removal of approximately one acre from PA 116, Parcel No: 3213-028-003-00, offered by Smith and supported by Fischer. **Roll call vote: Four ayes. Hyzer abstained. Resolution approved.**

**Old Business:**

**Septic Committee:** Smith stated that it is a point of sale ordinance that the committee is working on. McCallum asked about new construction. Yvonne Bushey and Jeanne Henry stated they are still working on it.

**Building Inspector's Permit Application:** Motion by Smith to approve the new application, seconded by Hartsell. **Motion carried.**

Correction:  
"...included in the  
Board packets, or  
will not be read..."

**Assessor:** McCallum suggested scheduling a meeting in regard to the hiring of an assessor and to meet with Jo Wolschlager regarding her work and a contract. **Motion by McCallum to schedule a meeting for Tuesday, May 26, 2009 at 7:30 P.M., seconded by Hartsell. All ayes – motion carried.**

**Public Comments:**

Colletta asked about the Township hours for posting on the website. Smith will send something to Colletta for the website in regard to his summer hours. McCallum asked about the regular office hours for the secretary. Smith stated that it depends on how much work there is. McCallum suggested that any work Smith needs done should be done by the secretary rather than having residents coming in to help.

Kelterborn commented that public officials including Lou Bushey have taken an oath of office. ~~He asked why Mr. Bushey has been lobbying in Hume Township as far as McCallum's job there as assessor.~~ Bushey denied the allegation. Jeanne Henry stated she heard the same thing from the former Hume Township Supervisor. Kelterborn stated that Smith as Supervisor, who ran on accountability, should do what he can to stop the hatred and divisiveness. Smith stated he will have to think about it.

Neil Rohner stated he hopes it is the beginning of a new beginning. Maryanne Williams stated that we can agree to disagree and we don't need to destroy one another, either their property or reputation.

**Payment of Bills:**

McCallum asked Smith about the charges for research by the township attorney. Smith stated he needed answers to questions. **Motion by Hyzer to pay bills, seconded by Fischer. Motion carried.**

Motion by Hartsell to adjourn, seconded by Fischer. Meeting adjourned at 9:20 P.M.

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Valerie McCallum, Clerk

Approved at a Township Board meeting held on the 15th of June, 2009.

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Robert T. Smith, Supervisor