

Township of Lake

Huron County, Michigan
August 16, 2010

Regular meeting of the Lake Township Board called to order at 7:30 P.M.

Smith, Fischer, McCallum and Hyzer present along with approximately 21 guests. Hartsell absent. Pledge of allegiance.

Minutes of July 19, 2010 meeting: Smith noted one correction to minutes under ZBA Appointment. Add "motion carried." Minutes approved with correction upon motion by Fischer, seconded by Hyzer. Motion carried.

Treasurer's Report: Motion by McCallum to approve Treasurer's Report, seconded by Hyzer. Motion carried.

Agenda: Smith requested additions to Agenda. Due to Hartsell's absence, no additional items could be added. Motion by Smith to approve Agenda, seconded by Hyzer. Motion carried.

Correspondence: Smith read off correspondence items as listed and read letter from Attorney Salens to David & Shirley Reynolds. McCallum asked about Planning Commission's recommendation on the septic ordinance. Fischer stated it has been tabled.

No petitions.

Old Business:

Medical Marijuana Act:

Smith stated he had received a sample ordinance from Attorney Salens and discussed Salens' legal opinion on this subject. Motion by Fischer to give the sample ordinance to the Chairman of the Planning Commission to decide if it is worthwhile or to do whatever with it, seconded by Hyzer. Motion carried.

CAFPA – Committee Compensation:

Smith recommended compensation for committee members based upon member's current per diem rate on respective boards. Motion by Fischer to pay CAFPA committee members \$60.00 per meeting, seconded by Smith. Hyzer opposed. Motion carried.

Adopt-a-Beach Program:

Smith attended meeting on July 20th. The National Honor Societies from Caseville, North Huron and Lakers will be working for this program as community service work. Clean up will involve beaches at Caseville County

Park, Philp County Park, Thompson Park, Oak Beach County Park, Sleeper and Port Crescent State Parks.

Gypsy Moth Scouting:

Motion by Fischer to have scouting done in September/October, seconded by Hyzer. Motion carried.

Huron Gas:

Discussion on pre-buy, budget or pay as needed. McCallum concerned about monitoring. Fischer stated Huron Gas will monitor even if we pay as needed. **Motion by Hyzer to pay for propane gas when delivered, seconded by Fischer.** McCallum opposed. Motion carried.

Township Board Meeting Policy:

McCallum outlined problem areas in the policy as presented, including the fact that meetings cannot be posted by board members under the Open Meetings Act; if the Clerk is not available, then it would be the duty of the Deputy Clerk; the presented policy lacks a deadline for agenda items; the presented policy differs in format from the MTA sample policy in agenda format, specifically limiting public comments to the end of the meeting after all business has been conducted and decisions made and offered information on public participation from *Parliamentary Procedure In Local Government* which recommends not limiting public comments to the end of the meeting; the fact that guest speakers will be allowed up to 30 minutes when at the July meeting Dr. Malcolm Swinbanks was only allowed five minutes; and that participants are not required to state their name when addressing the board under public comments, yet the policy requires the minutes to list the persons who addressed the board under public comments. **Motion by McCallum to table this policy until these issues can be corrected, seconded by Fischer. Motion carried.**

New Business:

L-4029 Millage Rate Authorization:

Resolution 2010-17, Millage Rate Authorization, offered by Fischer and supported by Hyzer. Roll call vote: All ayes – Hyzer, Fischer, Smith, McCallum.

Payment of Bills:

McCallum noted that Hartsell's paycheck would need to be voided and reissued for his planning commission per diem rate, only. **Motion by Fischer to pay bills, seconded by Hyzer. Motion carried.**

Public Comments:

Len Pilato updated the board and guests on the Fire Hall addition which was paid for out of Fire Board funds.

Kelterborn asked about Fischer's comment about too many cattle causing drainage into the creeks in connection with the closing of Lighthouse County Park. He asked Fischer whether she is saying it is their pollution, not ours and whether she knows it is cattle causing it. Fischer replied no.

Bev Herford asked whether the township has a map of all easements. Smith was not aware of any and stated the only easement that can be controlled by the Township is at the end of Champagne Road. Smith said Herford could look at the subdivision maps in Bad Axe to find the easements.

Kelterborn asked about the tabling of the septic ordinance when there are problems with *E.coli* and beach closings. Smith stated that no beaches in Lake Township have been closed. Kelterborn stated that he had heard a board member stated we might need public sewers and asked Smith whether he is saying that there are no problems and no muck. Smith stated he hasn't been to the beach in years. Kelterborn asked Smith whether we have a problem or not? Smith stated that according to the beach testing reports, we do not. Kelterborn asked what message the Township is sending to the community by tabling the septic maintenance/point of sale ordinance? Dave Szumlinski stated that the County told them the Township would not have the ability to enforce such an ordinance, that it has to come from the County. Kelterborn asked if the county provided that in writing? Szumlinski replied that he did receive written communication from the County.

Mary Wojtysiak asked about the Township Board Meeting Policy and whether it is going to be looked at by the board for consistency, such as in length of speakers? Smith replied yes.

Lou Bushey stated he walks the beaches more than anyone in the Township and there is no muck. McCallum stated that there is muck near Oak Beach. Fischer stated Bushey only walks to Sleeper State Park.

Motion by Smith to adjourn, seconded by Fischer. Meeting adjourned at 8:20 P.M.

Valerie McCallum, Clerk