

Township of Lake

Huron County, Michigan
April 16, 2012

This meeting of the Lake Township Board called to order at 7:32 P.M. Pledge of allegiance. Roll call. Osborne, Fischer, Smith, Hartsell and McCallum present along with 12 guests.

Meeting Agenda: Agenda approved with the addition of Policy for Cash Receipts and removal of Registration for Building Official registration upon **motion by Smith, seconded by Hartsell.** Motion carried - all ayes.

Minutes of March 26, 2012 Regular Meeting and Budget Hearing approved upon **motion by Fischer, seconded by Osborne.** Motion carried – all ayes.

Reports from Board Officers:

Supervisor: Nothing to report.

Treasurer: Report submitted. Requested updated printout of March bills. Opened new CD for one year for better interest rate.

Clerk: Informed those present that petition forms for anyone interested in running for township office are available and must be filed by May 15th.

Trustees: Osborne looked at the outdoor flood light and the wiring needs replacing. Smith will seek proposals. Osborne provided information to the board on the process of adopting Municipal Civil Infractions rules. Per McCallum, the Township had a municipal civil infraction ordinance for the prior zoning ordinances and it had not been updated with the applicable zoning sections when the 2007 zoning ordinances were adopted. The planning commission will review the existing ordinance and recommend revisions to update.

Correspondence read including a notice received on April 16th from the Huron County Drain Commissioner regarding 2012 brush spraying. McCallum recommended posting to the township website in case anyone wants to request a no spray zone. Smith explained that the spraying will be done differently this year from previous years without as much overspray.

No petitions.

Public Comments: Clay Kelterborn commented on the past practice of maintaining 100 foot setbacks from residential properties when brush spraying and also asked about the township's office hours. Smith indicated that the secretary has had scheduling conflicts and Osborne volunteered to fill in when needed in order to maintain regular hours.

Old Business:

2012-13 Budget: McCallum recommended increasing the Gypsy Moth fund since the current fund balance is less than \$10,000 which would not allow enough money for spraying in the spring of 2013, if necessary, noting that spraying in 2011 cost \$39,000 and it would likely be higher in 2013. Fischer opposed to increasing allocation because spraying will not be necessary in 2013. Discussion on necessity of increasing allocation from the extra-voted millage into the gypsy moth fund in 2012. Motion by Smith to allocate \$25,000. McCallum explained that it would be necessary to do a revised millage levy resolution which will be prepared for the May meeting.

Wilkinson Contract: Smith informed the board that Wilkinson was aware of the paving of Griggs Road. **Motion by Smith to approve the contract as submitted, seconded by Hartsell.** Motion carried – all ayes.

Assessor Contract for 2012-13: Smith read the Assessor's proposal which included a change from an employee to an independent contractor and an increase in pay from \$20,900 to \$22,000. McCallum explained that a few years back the MTA notified townships that the township assessor is an employee and is to be paid W-2 wages. Discussion followed. Osborne had concerns due to his experience on other boards. Hartsell also had concerns. **Motion by Fischer to accept the proposal as submitted, seconded by Osborne** as long as Smith contacts the MTA and Attorney Walt Salens and gets something in writing saying that it is legal to pay the assessor as an independent contractor with a 1099. Roll call vote: Smith, Fischer, Osborne – aye. Hartsell and McCallum – nay.

HEART & WRERA Pension Plan Amendments: Resolution 2012-13 Pension Plan Amendment Regarding Required Minimum Distributions under HEART and WRERA 2008 offered by Osborne and supported by Hartsell. Roll call vote: All ayes.

Zoning Administrator laptop: Osborne indicated that he and the Zoning Administrator discussed the usefulness of having a laptop and recommended approval. McCallum indicated she had also had a similar conversation with the Zoning Administrator and agreed with Osborne. **Motion by Hartsell to purchase a laptop for the Zoning Administrator, seconded by Smith.** Motion carried – all ayes.

Policy for handling of cash receipts: Osborne had some concerns with the proposed policy prepared by McCallum and requested tabling until next month. He wanted time to check with other townships on their policies. Some concerns he raised were the persons authorized to accept cash receipts did not include township trustees and the timeframe for turning cash receipts in to the treasurer.

New Business:

Public Hearing on Proposed Zoning Amendments to Sections 1202.4 and 1203.4: Mary and Cassie Quinn had requested a public hearing on a Saturday in June, July or August to allow summer residents an opportunity to attend. Smith stated he will not be available on June through August on a Saturday. Hartsell stated he works Saturdays. Smith stated he is willing to hold it on a Monday or Friday in May. McCallum recommended Friday, May 25th at 7:30 P.M. **Motion by Osborne to schedule the public hearing for Friday, May 25, 2012 at 7:30 P.M., seconded by Hartsell.** Motion carried – all ayes.

Resignation of Jeff Krohn: Motion by Smith to accept Krohn's resignation, seconded by Osborne. Motion carried – all ayes.

Appointment of L. Rose to Planning Commission: Smith informed the board that Lynette Rose filed a letter of intent for the vacancy left by Krohn. McCallum asked whether the vacancy had been posted. Smith replied that it had not, that he had asked her and he feels she would be an asset to the planning commission. **Motion by Smith to appoint Lynette Rose to the Planning Commission, seconded by Fischer.** McCallum opposed for the reason the vacancy was not posted, not that she was opposed to Lynette Rose. Motion carried.

Discussion of letter/fax from Paul Beck of March 29, 2012: Smith indicated he sent Mr. Beck a letter and read it which stated if Mr. Beck wanted to schedule a variance hearing, he could pay the required fee to do so. Smith stated he also sent a copy of the letter to the township attorney and has not heard back from Mr. Beck. McCallum stated that Mr. Beck should not have to request a hearing, the township should have required it before the construction began. Smith stated that the township attorney said the ordinance is so vague and that is why the construction was allowed to go on and that is why it got to this point. McCallum stated that it is her opinion the construction is in violation of the ordinance and should have required a variance hearing.

Public Comments: Len Pilato questioned why the assessor has to be an employee. Smith responded that the assessor requested that she not be paid as employee and it is her choice.

Motion by Hartsell to pay bills with the addition of a payroll check for Osborne and any additional payroll taxes, seconded by Osborne. Motion carried – all ayes.

Motion by Fischer to adjourn, seconded by Hartsell. Meeting adjourned at 8:50 P.M.

Valerie McCallum, Clerk