

**Board Meeting**

**July 15, 2013**

Meeting was called to order at 7:30 p.m. Pledge of allegiance was said. Roll call: Dale Hartsell, Valerie McCallum, Clay Kelterborn, Dorothy Fischer and Dede Russell present. Approximately 9 guests attended.

**Agenda:**

Addition to the Agenda - a correspondence regarding M-25 and Ovceen Road easement added. Motioned by Kelterborn, seconded by Hartsell to accept the agenda with the addition. All ayes, motion carried.

**Approval of the minutes:**

June 13<sup>th</sup> minutes: motion by Fischer to accept the minutes as presented. Seconded by Kelterborn. All ayes. Motion carried.

June 17<sup>th</sup> minutes: motion to accept the minutes made by Fischer, seconded by Kelterborn. All ayes. Motion carried.

**REPORTS:**

**Supervisor:**

Val McCallum noted the stoning of roads in the Township has begun. The Board of Review meets tomorrow. Regarding the added agenda item, an email was received about a washout at the beach area of Ovceen and M25. Road commission and MDOT are looking into it. Mark Treder, Zoning Administrator, met with the road commission foreman at the site last week and will look at it tomorrow to see what has been done.

**Treasurer:**

Dorothy Fischer referred to her written report and stated there are maturity dates on accounts.

**Clerk:** Two MTA workshops are being offered in Frankenmuth August 26<sup>th</sup>: one from 9 a.m.-4 p.m. covering Budget planning, and another from 4 p.m. to 8 p.m. for Planning and Zoning including Master Plan, Zoning Ordinance, and Hydraulic Fracturing. Motion by Dale Hartsell, seconded by Kelterborn, to offer the MTA workshops to any on the Township government who are interested in going. All ayes, motion carried. Sign up will be open until July 30<sup>th</sup> for our office in order to meet the Aug. 6<sup>th</sup> discount deadline. Regarding elections, absentee ballots are coming in quickly. The Lakers millage is Aug. 6<sup>th</sup>.

**Trustees:**

Dale Hartsell noted one problem with Quarry subdivision reported by Gerry Simmons - there is a "No Parking" sign at the Quarry Shores beach but there are people parking there. Also there were 4 four-wheelers during the 4<sup>th</sup> of July that were speeding down Sand Road but she felt they were talked to by the Sheriff's Deputy, because they returned driving slowly and carefully. Dale will check with Sheriff Department about the parking issue. Questioned if we have a schedule for the patrolling available? Dale will check with the Sheriff department and report back to us. The scheduled days look like they will be on Fridays and Saturdays in the summer. Hartsell will also investigate what types of complaints most often received from our Township. It was noted that the Township office has a second set of the Township Hall keys for the Sheriff's department to be given to the other Deputy on call for the Township. Hartsell will let the Sheriff know so someone can pick them up.

Clay Kelterborn noted Etzler Rd., Dufty Road and Sand Rd. are being re-stoned and brined this week. Tree cutting and brush spraying will start once the roads are stoned and graded. Regarding the spraying, Kelterborn had reminded the Road commission about the set back of 100 feet from the residents' yards.

**CORRESPONDENCE:**

**CAFPA Minutes:** It was reported that the CAFPA minutes from their recent board meeting were not received. The Fire Department representative, Len Pilato, was in attendance at this meeting and agreed he will check into it. He also reported they have issued the check for the 75 foot ladder truck. It will be of particular use in fighting fires of structures with metal roofs, as firefighters cannot stand on the roofs. It is necessary to cut holes in the roof with saws to fight the fires and the large ladder will allow the height to accomplish this.

**Zoning Administrator's Report:**

Mark Treder's report reviewed. No questions.

**Building Inspector's Report:**

Tory Geilhart is having trouble printing a report with the new BS&A program recently installed. He will call BS&A to work out the problem. In the meantime he has submitted a printed list of building permits issued in the last month.

**2013 Road Ratings:**

Copy of the Report presented. Clay Kelterborn met with Larry Weber who stated we need to keep an eye on the road conditions. In particular, the Township needs to keep an eye on Blake and Osbourn Drive. They are both rated at a "3" (the rating of 10 being best). The township received correspondence in 2009 alerting the township to the condition of Blake and Osbourn and the need for crack sealing at that time. Since it wasn't done then, the condition of Blake

and Osbourn is beyond the point where crack sealing will do any good. The current rating also shows Champagne Road as a "4". It represents over 3 miles of road that will need to be stabilized and resurfaced. The cost estimated would be at least \$200,000. We need to consider this when we allot money into the road budget next year.

**Resignation Letter:**

A letter of resignation from the Planning Commission, dated June 16, 2013, from Lynette Rose, due to getting a job, was presented and accepted.

**Notice of Hearing - Yates vs. Lake Township Board of Appeals**

The hearing of Yates vs. Lake Twp. Zoning Board of Appeals is scheduled for July 22, 2013.

**Letter of July 2, 2013 from Comcast:**

Letter from Comcast Cable was received notifying us of adding new channels to be effective Aug. 7<sup>th</sup> and Aug. 28<sup>th</sup>. Some of the channels will be music, sports, and entertainment.

**MPSC Notices of Upcoming Hearings for DTE & Thumb Electric:**

MPSC Notices of Upcoming Hearings for Consumers Energy is Jul. 17<sup>th</sup>, and Thumb Electric is Aug. 6 at 9 a.m., regarding 2012 power supply recovery costs and another for Thumb Electric regarding renewable energy on July 30. A link will be posted on the Township website.

**Petitions: None.**

**Public Comments:**

Several complaints were expressed by the guests of poor service from Comcast Cable service. Particularly, TV services were cutting off and on, internet service doing the same. When questioned about the time of these outages, several guests mentioned since July 1<sup>st</sup>, and that even after frequent calls to the company, the service was erratic. It was queried if residents could get a link on our Township website to the Comcast Company to report problems. Val McCallum will check into it. A guest questioned if the Township is involved in cell phones due to poor service also. The Board stated we do not have anything to do with the cell phone service.

**OLD BUSINESS:**

**CAFPA Agreement:**

The Board discussed a few points regarding wording within the Agreement. CAFPA Representative, Len Pilato, suggested that the Board needs to take a vote regarding this agreement. It had been questioned if it should be sent to a lawyer for final approval, but Pilato suggested it wouldn't be prudent to refer this to a lawyer for further scrutinizing as it would only

incur more legal expenses. Dale Hartsell wondered if it would be a conflict of interest for him to vote this issue as he is a member of the Caseville Fire Department. Since he is not on the CAFPA Board it was agreed that it would not be a conflict of interest. Motion made by Kelterborn, seconded by Fischer, to accept the CAFPA Agreement with corrections. Roll call vote: Hartsell, aye-McCallum, aye- Kelterborn, aye-Fischer, aye-Russell, aye- all ayes, motion carried.

#### **Suri MTT Appeal-Consultant**

The Township Supervisor, Val McCallum, has requested a meeting with Mr. Suri to discuss his appeal. He, in return, asked if she had the authority to resolve this. It was felt that an experienced consultant needs to be hired. It was suggested that Sharon Frischman of Frischman Appraisals be contacted. To budget for consultation fees Clay Kelterborn suggested a new line item be made with funds coming out of the general fund budget. At \$125 per hour it was motioned that we create a tentative 10 hour expense of \$1,250 for MTT Appeals. Motion by Kelterborn, seconded by Hartsell. All ayes, motion carried.

#### **Special Assessment Funds:**

An over-collection of taxes was made on the Foster and Sand Road special assessment districts. The bond was paid in full last year and yet was taxed in winter taxes. Per the Treasurer, Dorothy Fischer, she was never notified by the Independent Bank that the note was paid in full. The Treasurer recently called the Bank and found this account paid, resulting in the over-collection. The Supervisor asked Fischer to call the bank and obtain a statement showing the loan paid in full for our records. Fischer agreed to do it tomorrow. We will need to refund the over-payment of taxes to the affected property owners of last year, 2012. Processing of refunds will begin tomorrow at the Board of Review if confirmation from Independent Bank is received. Motion by Hartsell, seconded by Kelterborn, to process refunds to the Foster subdivision property owners and Sand Road for 2012. All ayes, motion carried.

#### **Police Patrol:**

Hartsell agreed to check with the Sheriff Department about obtaining a patrol schedule.

#### **Fireworks:**

It was the consensus of opinion that the fireworks were under control and not the problem that it used to be. McCallum stated that she had heard from residents after the ordinance had been published, and encouraged residents that if there were suggestions for bettering the ordinance, come to the meetings and be part of the discussion.

**NEW BUSINESS:**

**Old Office Equipment**

We have two old monitors, a hard drive, and another computer that are no longer usable. We would like to send them to a recycle center. It was agreed that the information in the hard drive would be erased. Motion by Kelterborn, seconded by Hartsell, to send the obsolete computer equipment, minus the hard drive, to a recycle center. All ayes, motion carried.

**Huron Gas Propane Signup for 2013-2013:**

Huron Gas has a balance credit of \$21.73 in our account. It is time to consider renewing our contract with them. The projected cost is as follows:

1,163 gal. @ \$1.729/gal pre buy

Or \$1.879 per gal. on the budget plan

Kelterborn suggested shopping around and bringing suggestions to the next meeting. We have time since the due date for the agreement is Aug. 30<sup>th</sup>. Hartsell seconded it, and all ayes per the Board. Motion carried.

**Copy machine:**

McCallum suggested upgrading the copy machine by buying a used color printer/ copier/ scanner. Motion by Kelterborn, seconded by Hartsell, to get bids and bring to the next Board meeting. All ayes, motion carried.

**Planning Commission Appointment:**

Regarding the resignation letter of Lynette Rose, Hartsell motioned to accept the resignation. Seconded by Kelterborn. All ayes, motion carried. It was stated that there are two persons interested in the position-Tom Pierce, noting that he leaves the Township during the winter months of January, Feb., and Mar., and the other possible candidate would be Mike Manenti who has a house at the lake. McCallum noted that it would be representation from the waterfront on the Planning Commission, which was needed. Kelterborn motioned to table appointment until August meeting. Seconded by Hartsell. All ayes, motion carried. Kelterborn suggested that Mr. Manenti be invited to the next Planning Commission meeting so he can see what the issues are that the planning commission is dealing with.

**FOIA Fees:**

FOIA copy fees are now \$.25 per page, with a minimum of a \$2.00 fee. A question was raised if the charge is too high. It was decided, after much discussion, that \$.10 per page would be adequate. Motion by Kelterborn, seconded by Hartsell, to limit the cost per page for FOIA to \$.10. If it is found that the State of Michigan requires no more than \$.05 per page, we will

immediately amend the cost to \$.05 with the minimum hourly cost of \$2.00. All Aye, motion passed.

**MTA Seminars:**

Subject covered under Clerk's report.

**Public Comment:**

Len Pilato expressed pleasure in seeing the meetings being handled in an efficient manner.

**Payment of Bills:**

Clay Kelterborn moved that we pay the bills as presented. Seconded by Dorothy Fischer. All ayes, motion carried.

Flyers suggested for the Township picnic to be held at Oak Beach (east pavilion) August 21<sup>st</sup>. A dish to pass will be requested and donations of money for a main dish will be accepted by Clay Kelterborn.

**Reminders:** Planning Commission is Wednesday, July 24, 2013, Zoning Board of Appeal is Tuesday, July 30<sup>th</sup>, Laker School millage vote is on August 6<sup>th</sup> at the school.

Motion to adjourn made by Clay Kelterborn, and seconded by Dale Hartsell. All in favor, aye. Meeting adjourned at 8:55 p.m.

Respectfully submitted,

Claren Russell, Clerk