

LAKE TOWNSHIP, HURON COUNTY
Approved Minutes of the
Regular Meeting of the Board of Trustees
August 18, 2014

Meeting called to order at 7:30 P.M. Pledge of Allegiance recited. Roll call as follows: Valerie McCallum, Clay Kelterborn, Dorothy Fischer, Claren Russell. Dale Hartsell came late at 7:45 P.M. Guests-8.

AGENDA: Shooting complaints added to Old Business. Motion made by Kelterborn to accept the Agenda with addition, seconded by Fischer. All ayes, motion carried.

MINUTES: Motion by Russell to accept July 21, 2014 Board Minutes, seconded by Kelterborn. All ayes. Motion carried.

REPORTS From the Board Members:

Supervisor: Stated the Township attorney sent a letter to owner of a residence and the offending renter regarding ceasing of the business of selling wood at his residence. Also a letter sent to the Road Commission regarding the facilities at Philp Park. No response yet. Building Inspector compared our building fees with Huron County's. We are comparably the same regarding windows and roofing, and new building fees are slightly higher. The Township attorney has suggested amending the nuisance ordinance to include lighting issues. At last month's meeting we agreed to revoke \$5 fee for garage sales. However, fee is quoted in the ordinance so it will have to be amended. Kelterborn questioned if the Township would be responsible if a car accident occurred during the garage sale. It was suggested to call it a garage sale registration as opposed to a garage sale permit.

McCallum has received several phone calls two weekends ago regarding shooting at Quarry Shores subdivision. Also included in this was an incident at Mrs. Simmons' house when she called police about gunfire. Two days later Mrs. Simmons' yard was targeted with fireworks going off in her yard at 1 A.M. Officer Woodward went to the other house and warned them about shooting. Per McCallum, she has checked with several people including Sheriff Kelly Hansen, and DNR C.O. Scott Brown, and the MTA. The Board could send a letter to Lansing with the list of complaints and request ceasing target shooting in the State land near Rush Lake, but probably the DNR would fight it. Agreed to discuss further in Old Business.

Treasurer: Treasurer report in packet. Nothing to add.

Clerk: Nothing to report.

Trustees: Kelterborn stated Maryanne Williams and Lisa Clinton were added to the Building and Grounds Committee which met today with himself, Tory Geilhart (Building Inspector) and Tom Pierce to discuss building issues at the Township Hall. The siding is coming loose though it was fixed last year, and the ceiling is leaking in the back room again. The wind has often sprung the front door and it has been repaired several times, which opened discussion to possibly changing the front entrance to the side door. It would require a lot of maintenance to accomplish that. The bathroom toilet is almost falling through the floor. We are cramped for storage space. Since we don't own the building, grants would not be available. The Building and Grounds Committee suggested checking with the owner, Mr. Gotts, to see if he would be interested in selling it, and Maryanne Williams will look for the agreement papers that were drawn up for our usage of this building and land. McCallum suggested we add this subject to pending items. All agreed.

Hartsell had nothing to report.

Correspondence:

CAFPA, Zoning Administration, and Building Report are in packets. No comments.
Email from Jeff Smith, Huron Co. Building and Zoning, acknowledged the receipt of Wind Ordinance Draft from our township.
Letter from Comcast offering low income program for internet service was forwarded for posting on the Township website.

Petitions/Public Comments

Resident Geri Simmons complained of shooting in the Quarry Shores area. On a Saturday a couple of weeks ago there was continual shooting which ran into the night. She called the Sheriff's Department. Officer Mealissa O'Brien responded to the call and went to the area where the shooting occurred and warned them of the rules. Sunday morning Simmons went with signed complaints from neighbors and confronted them. They denied the shooting. Tuesday night fireworks were set off at 1 a.m. on her front yard. She called the Sheriff's office again, and Officer Woodward responded by attempting to address the offenders. They wouldn't answer the door. He went out the next day and spoke to the residents and warned them about shooting after dark. Per Hartsell, there is nothing we can do since target shooting is not against the law. McCallum agreed to address this at Old Business.

Old Business:

Shooting Complaints:

Fischer stated if they are shooting after dark per Scott Brown, DNR, it is illegal. Mrs. Simmons stated the Sheriff's Dept. never patrols their area. A suggestion to drive past the house might deter them. Per Hartsell, he just spoke to Sheriff Kelly Hansen and they could send a patrol car to sit there and make their presence known. Also, this problem plus a list of similar cases that were resolved in other counties was submitted for consideration to the County Prosecutor's Office by the sheriff. McCallum stated that the DNR had some target shooting areas revoked. We could write a letter to Lansing DNR requesting no target shooting in the Rush Lake area and include the complaint letters. After much discussion it was decided to send a letter requesting no target shooting in Rush Lake area between Memorial Day and Labor Day to promote safety and allow people to take walks in the woods without worrying about gun shooting in the area. Motioned by Hartsell to send a letter to the Lansing DNR with request to revoke target shooting in Rush Lake area between Memorial and Labor Day and include residents' letters of complaint. Seconded by McCallum. All in favor. Motion carried.

Resolution re: Canadian Nuclear Waste Repository- Letter received from State Senator Mike Green requesting we adopt a resolution to oppose the planned Canadian nuclear waste repository in Ontario within 1 mile of Lake Huron. Kelterborn offered **Resolution 2014-19** to oppose the site and mail copies of the resolution to government entities in Canada and Michigan as referenced in the resolution. Seconded by Hartsell. Roll call vote: Hartsell-aye, McCallum-aye, Kelterborn-aye, Fischer-aye, Russell-aye. Resolution adopted.

Garage Sale Permits/Ordinance: At last meeting (July 21, 2014) vote taken to eliminate the garage sale fee of \$5.00 but still insist registering the sale to enforce no more than three per year. It has been brought to our attention the Garage Sale Ordinance has the fee quoted in the body of the 1997 ordinance so it must be amended. McCallum suggested amending the time from 8 a.m. to 6 p.m. Kelterborn questioned if the Township is liable for traffic accidents if it approves the Permit. It was suggested by a guest that calling it a "registration" instead of a "permit" might eliminate that

responsibility. After discussion, Hartsell motioned to send the ordinance to the Township attorney for review of \$5 fee elimination, change of time to 8 a.m. to 6 p.m., and review the safety issues. Supported by Kelterborn. All ayes. Motion carried. McCallum questioned what to do about the waiving of the \$5 fee until the amendment is created. She will check with the attorney.

Building Permit Fees: The Building Inspector has compared our building fees to the Huron County fees and states township fees for flat rates such as roofs and windows are the same, and the new building fees are a slightly higher. We are not allowed to make money on our building fees and, after reviewing the current audit, we are within the guidelines. No change to the fees needed.

New Resident/Property Owner Welcome Information:

After reviewing a draft offered by Lou Colletta, Kelterborn suggested adding a link to the State of Michigan website for Property Tax Estimator for residents to reference their property taxes. Suggestion made to reference burning permits under Fire Department. Board agreed to review draft more thoroughly and come to next Sept. meeting with suggestions.

New Business:

L-4029/Resolution approving Millage Rate Authorization: The millage rates are the same as last year. The millage reduction fraction is 1.0000. Therefore the rates are as follows:

- .9251 mills for General Operating
- 1.5000 mills for Township Roads and Gypsy Moth Suppression
- .6000 mills for CAFPA special assessment

Resolution 2014-20 to approve current Millage Rate offered by Hartsell, supported by Fischer. Roll call vote: Fischer-aye, McCallum-aye, Hartsell-aye, Kelterborn-aye, Russell-aye. Resolution adopted.

It was questioned if there was gypsy moth spraying this year. No. A resident thought he had seen droppings from them. McCallum agreed to check with the Michigan Extension to see if they will be scouting for them this September and October.

Propane for 2014-2015 Winter Season:

The Huron Gas Co. offered pre-buy \$1.869/gallon for 1100 gals. or capped cost at \$1.999/gallon with a monthly payment of \$187. Motion made to pre-buy made by Kelterborn, seconded by Hartsell. Motion carried.

2013-2014 Audit Report:

It was requested to have the auditor come next month to review the report. Motion made by Hartsell, seconded by Kelterborn. All in favor. Motion carried.

Proposed Wind Ordinance:

The Planning Commission had a Public Hearing during their July, 2014 meeting and recommended the Wind Ordinance Draft to the Board for approval. An attorney had looked it over for language. He stated it was a well-rounded draft, taking into account the uniqueness of our township. There was no correspondence received against it. Fischer stated she didn't like it, but had nothing specific to address. Hartsell requested more time to read through it. He made a motion to table it until next meeting. Fischer seconded it. All in favor. Aye. Motion carried.

Pending Items:

Township Hall Repairs-Roof & Front Door:

Reviewed conversation about not owning the Township Hall and the property it sits on. The well is on the Township property. Discussion ensued about remodeling, no space for offices (the Supervisor, the Zoning Administrator and the Assessor share the same office), no area for storage, the bathroom toilet is falling into the floor. Talked about the front door being taken off by the wind. Question came up about buying land on State Park Rd. for more central location, could also include a cemetery. Our area has no extra space. The roof is still leaking although it was repaired last year. The back door is wedged shut and can hardly be opened. The closet is full of records. If there was a fire it would all be gone. McCallum and Kelterborn agreed to compose a letter to Mr. Gotts asking if he would be open to selling the property.

Recycling Options for 2015- Diva phoned regarding recycling. They are now taking plastics 1-7, still no glass. We are contracted at \$245/month through 2014. They are working with Thumb Industries. In October they could bring our trailer to Thumb Industries, and that would save us \$50, but then it would limit plastics to 1 and 2. A call is in to Diva asking if they would start taking the paper and cardboard instead of Thumb Industries. Tuscola has a trailer for recycle but we would have to provide workers for sorting. Dave Ferris said his brother in law would do it for \$20/hour. We also spoke to Waste Mgt. and they said they could bring in a compartment trailer that holds 25 yards and it would cost \$615 every time they pull it out. We don't know how much recycle we generate yet. Also, if we accepted this trailer, our west gate would need modification. After much discussion it was decided to stay with what we have through this year.

Philp Park: A letter has been sent to the Road Commission but no response yet.

Payment of Bills:

Kelterborn motioned to pay the bills with the addition of four bills to Tina Main, Paul Santhany, The Sheriff Dept., and F&G Business Machines. Seconded by Hartsell. All in favor. Motion carried.

Public Comments:

Maryanne Williams asked if Diva takes Styrofoam. McCallum believes so, but she will check. A question came up about owning our own trailer for recycling. An 8'x16' trailer with electric brakes would cost the Township \$5200. Again, we would need atleast two people to sort recycle donations. Even if Tuscola supplied the trailer, we would need someone to supervise the sorting. It was agreed that we would want to keep things as they are for the rest of this year, atleast until we have more information.

The Township Picnic is this Thursday, August 21st at 4 p.m.

Tom Pierce had questions about wind draft ordinance. Maryanne Williams expressed her disappointment with the County. The letter they sent to the Township only acknowledged receipt of the Wind Ordinance Draft but the Commissioners voiced concerns when the newspaper covered the story.

Regarding the shooting noise, Kelterborn suggested Hartsell meet with the Safety Committee, include the Sheriff, the Prosecutor, and Commissioner John Nugent. Hartsell agreed to meet in September.

Motion made to adjourn at 9:30 p.m. by Kelterborn, supported by Hartsell. All ayes. Motion carried.

Respectfully submitted,

Claren Russell, Clerk