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LAKE TOWNSHIP, HURON COUNTY  
BOARD OF TRUSTEES MEETING  
SEPTEMBER 15, 2014 Minutes

Meeting was called to order at 7:30 P.M. Pledge of Allegiance was recited. Attendance: Valerie McCallum, Dorothy Fischer, Dale Hartsell, Clay Kelterborn, Claren Russell. Guests: 7

**Agenda:** Russell requested to add two payments to the bills. Motion by Hartsell, seconded by Kelterborn to accept the agenda. All ayes. Motion carried.

**Minutes:** No additions or corrections to the Aug. 18, 2014 minutes. Motion by Kelterborn, seconded by Hartsell to accept the minutes. All ayes. Motion carried.

**Reports-**

**Supervisor:** McCallum will discuss target shooting and recycling later in the meeting.

**Treasurer:** Fischer states nothing further to report.

**Clerk:** Russell received a call from Diva Disposal regarding recycling stating they take plastics #'s 1-7, tin and aluminum, but they do not take any Styrofoam. At the August meeting it was asked if there was any outstanding payment made to Huron Gas after the pre-paid billing. The final amount due was \$65, paid in April.

The Sheriff patrol cost so far this summer is \$3,400.00.

**Trustee, Hartsell:** Had a Safety Committee meeting. Discussed the fireworks. The Sheriff and the Lt. Sheriff and the County Prosecutor attended. In regards to continual target shooting in certain areas, we may be able to apply the Nuisance Ordinance. It was referred to our Township attorney. Hartsell will turn in minutes of the meeting to the office for record.

**Trustee, Kelterborn:** Meeting was held last week with Building and Grounds Committee. Minutes are in our packets. The problem of repairing the Hall is the lack of ownership. We own the property around the building but not the building. A letter has been sent to the owner, Mr. Gotts, but no response yet. Grant funding is not available without ownership by the Township. There are now problems with the closing of the doors which might be caused by settling of the building. The Building Inspector and Kelterborn looked at the leaking roof area and believe it could be the flashing where the two buildings join. Questioned if the Board wants to hire a builder to look at it. Per McCallum, it appears there are two leaks. One is near the electrical panel. Again, it is near the joining of the two buildings and could be foundation issues. It could be very costly, no matter what we do. Tory Geilhart checked with the Health Dept. about the septic system. It would be very costly to put an engineered septic system in, and to add a new well. Another possibility could be purchasing new property along State Park Rd, or Champagne Rd. or somewhere along the shoreline. The sand profile would make the septic system more feasible, and not as difficult establishing a new well. We would be closer to major utility services, i.e., cable for internet services, phone services and possibly natural gas as opposed to propane. Tory Geilhart and Kelterborn will be working on shoring up the front storm door as we ready it for winter storms. Russell commented that there is a need to decide tonight what to do about the leaking roof. Agreed to talk about that later. Kelterborn also stated he had nothing to report from the Road Commission.

**Correspondence:** We have the CAFPA Minutes, the Building Inspector report, the Planning Commission Minutes, Building and Grounds Minutes, and the Zoning Administrator report. McCallum read the letter from the Road Commission in response to our request for a bathroom facility to be placed at Philps Park. Per John Henschel the Huron County parks are viewed as one system and, even though the cell tower at Philp Park generates an income, it would not be "...fiscally responsible..." and the park has ran without a bathroom for "...many, many years...". The letter further offered if Lake Township would want to fund a

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permanent toilet there, the Road Commission would be glad to work with us. Russell noted we have enough to take care of with the Township Hall repairs at this time.

In other business, we reviewed the Road Ratings. Results suggest a need to look at budgeting for Blake and Osborn.

Other business, the Zoning Administrator resigned as of September 5, 2014. Also there is a memo from the Building Inspector that we will address under new business. However it states that he would be willing to do the Zoning Administrator job through December of this year at the same salary as the previous Zoning Administrator. He offered his hours would be Monday and Wednesday, 8 a.m. to 12 noon posted, with paper work to be done by 1 p.m.

We also have a letter in response to the Wind Ordinance, written by Dana Schultz, supporting it.

### **Petitions/Public Comments**

A guest asked general information about costs of making ordinances.

### **Old Business:**

The Wind Ordinance: Hartsell stated he has had one letter in favor of it, and one phone call also in favor. He also asked people their opinions and had only one against it, but it appears more are in favor of it. He thinks it is a little too strict but we need to start somewhere, pointing out that it can be amended if need be. Fischer stated she did not like the ordinance and she had listened to a representative from the Audubon Society before wind turbines were installed locally. That person didn't believe birds would be injured by wind turbines. A guest, Jerry Pobanz, chairperson of the Planning Commission, stated that the Planning Commission had looked into this issue and a local bird watcher gave several examples of bird kill. Kelterborn noted he was on the Planning Committee working on this draft and it was thoroughly reviewed with many safety factors being taken from manufacturers' recommendations for workers installing turbines/related equipment and University white pages corroborating it. Regarding the 1700 ft. set back recommendation, Jerry Pobanz stated that this was the recommended distance established by the manufacturer to protect the workers if there was ever a turbine that caught fire, or was a run-away and the Commission felt it no less needed for the public. Russell stated that people she spoke with were in favor of the ordinance and she agreed with Hartsell that this would be a good place to start, and it could be amended later if needed. She also noted Huron County ordinance, per the news, was being reviewed for tighter safety issues. Kelterborn noted long hours of research were put into this draft and the lawyer retained for reviewing the draft stated it was a well-balanced ordinance. There were some typos McCallum noted which were corrected at the meeting. A guest supported the effort stating the committee did a good job and the Board should adopt the ordinance. There being no further discussion, McCallum motioned to adopt the ordinance, supported by Kelterborn. Roll call vote: McCallum-aye, Kelterborn-aye, Hartsell-aye, Russell-aye, Fischer- nay.

**Ordinance 2014-3** adopted.

**Lighting Ordinance Draft:** Copies of a lighting ordinance draft were submitted by the Township attorney. Since the Planning Committee has been working on this issue, Kelterborn motioned it be referred to the Planning Committee for further study. Supported by Hartsell. Motion carried.

**Target Shooting:** The Safety Committee met earlier and found that the Nuisance Ordinance might apply to the target shooting on Quarry Road. It had been referred to the Township Attorney and he would be willing to support it if it were challenged in court. This ordinance would only apply to Lake Township boundaries, and not the State land at Rush Lake which is regulated by the State. A letter has been sent to the DNR requesting banning of shooting in that vicinity from Memorial Day to Labor Day for the safety of people who walk in that area. If the DNR would change the target shooting for that period, our

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Nuisance Ordinance could be used to restrict persons shooting on private property. Suggestion made to wait for response from DNR letter, especially since we are past Labor Day and have time. There was a question if an ordinance from Sheridan Township (which restricts shooting in Sheridan) could be adopted here. Upon further review, it does not have target shooting in or near State land, so would not be useful for our needs. Kelterborn wondered if a shooting range could be established. A guest, Mrs. Gerry Simmons, states the neighbors and she do not see officers in their area. Hartsell agreed to ask the Sheriff Department for further patrol in this area. McCallum asked the Board for recommendations for times and schedules needed for Lake Township, especially during deer hunting season. It was decided on November 14<sup>th</sup>, the day before hunting season, as well as the 15<sup>th</sup>, and the rest of the weekends in November, with patrolling no later than 8 p.m. Hartsell will have the Sheriff Department set up a schedule.

**Audit:** Our auditor was unable to come to our meeting this month. He had come last year, and normally makes a presentation about every three years. An extra meeting would cost \$500. He found no concerns during the audit. If we have questions he can be contacted by telephone. Motion made by Kelterborn to accept the 2013-2014 Audit as presented. Hartsell seconded it. All in favor. Motion carried.

**Garage Sale Ordinance Amendment:** Per the Township attorney, regarding the Township's liability of traffic due to parking issues during the garage sale, we can add a stipulation that the Township is not responsible for parking, plus there are signs along M-25 stating no parking. Agreed to table the ordinance until attorney returns with completed suggestions.

**Recycling Options for 2015:** McCallum met with Emterra who wants to give a proposal for roll-off and recycling. He stated that he could leave a trailer unit there for recycling and haul it out when full, thereby leaving it for residents to recycle every weekend. Waste Management contract appears to be good through this year, and will then be up for bids. Emterra will also check for glass recycling availability. That information will be included with his proposal.

**Philp Park Facilities:** It is apparent from the letter read from the Road Commission earlier that there is no interest on their part, and the Township has priorities ahead of building a park bathroom.

**Welcome Letter:** Referral to Michigan website for the property tax estimator was added. This will be for the Lake Township website only, and hopefully in the future, a brochure can be developed from it. It was suggested a sample could be developed to give to local realtors to make them aware of the Welcome Letter on the website. Motion by Kelterborn, seconded by Hartsell to post on the website. All in favor. Motion carried. Guest, Lou Colletta, wondered how long it is necessary to leave other postings on the website. The Board was in agreement that 30 to 60 days was adequate and then refer it to the Archives. If there is any doubt, contact the Supervisor or the Clerk.

**Roof:** Board asked Kelterborn get a couple estimates from builders regarding roof repair of Township Hall.

**Zoning Administrator Position:** Building Inspector would be willing to work the Zoning Adm. position through December, 2014. He stipulated it would be the Zoning Administrator's pay plus his own positions'. Hartsell motioned to temporarily hire Tory Geilhart as Zoning Administrator through Dec. 2014 with the Zoning Adm.'s pay . Fischer asked Jerry Pobanz if he would be interested in the job since he had applied for it this year. He stated yes. Clerk asked if mileage would be continued with the Zoning Administrator job. It was agreed wages plus mileage. Kelterborn seconded the motion. All in favor.

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Motion carried. Kelterborn asked if there has been any work toward making a Policy and Procedures manual. McCallum suggested that would be a good winter project for the Supervisor, Clerk and both deputies. We will consider it this winter.

**Payment of the Bills:** Russell added two bills to the listing. Motion to pay the bills made by Kelterborn. Seconded by Fischer. All in favor. Motion carried.

**Comments:** Guest Paul Beck congratulated the Board for working together and getting the work done. It appears to be different than when he used to come to the meetings some time ago.

We were reminded that there is Open House, a chance to meet the Township employees, on Saturday, September 19<sup>th</sup>, 9 a.m. to 11 a.m.

Motion to adjourn made by Hartsell at 8:47 p.m. Supported by Kelterborn. All in favor. Meeting adjourned.

Respectfully submitted,

Claren Russell, Clerk