

<p style="text-align: center;">YANKEE SPRINGS TOWNSHIP BOARD OF TRUSTEES Regular Meeting Thursday, November 10, 2011 284 North Briggs Road, Middleville, Michigan 49333</p> <p style="text-align: center;">MINUTES</p>	<p>DRAFT MINUTES</p>
<p>Meeting called to order at 7:04 PM by Supervisor Al McCrumb.</p> <p><u>Roll Call</u>: Jerkatis, J. Lippert, McCrumb, M. Cook, Schwennesen. All Present.</p> <p>PLEDGE OF ALLEGIANCE: This evening’s pledge will be recited in honor of Veterans as tomorrow, (11/11/11), will be Veteran’s Day.</p> <p><u>Staff Present</u>: Frank Fiala, Alice Jansma, Constable Jim Orr, Zoning Administrator Bob Lippert.</p> <p><u>Visitors</u>: 8 (not including staff present).</p>	<p>CALL TO ORDER ROLL CALL PLEDGE</p>
<p>ADDITIONS OR CORRECTIONS TO AGENDA:</p> <ul style="list-style-type: none"> • Under #13, Old Business, add report by M. Cook regarding the October Meeting of the Barry County Chapter of the MTA. • Add to Deputy Supervisor’s Report: Bids received for the additional fencing at the Park 	<p>ADDITIONS TO AGENDA</p>
<p>APPROVAL OF MINUTES: Motion by J. Lippert with support from M. Cook to approve draft minutes of Regular Board of Trustees Meeting of October 13, 2011 as presented and make permanent record. All ayes. MOTION CARRIED.</p>	<p>APPROVAL OF MINUTES Motion to approve Regular Meeting minutes of October 13, 2011 as presented. Motion carried.</p>
<p>ACKNOWLEDGEMENT OF VISITORS:</p> <p><u>TTES REPORT:</u> <u>Fire Chief, David Middleton</u></p> <p>Total Calls from <u>TTES</u> for October Yankee Springs was: <i>(copy attached to minutes)</i> 23; 2 fire; 19 medical; Fire & EMS 2.</p> <p>D. Middleton reported 1,088 calls last year at the end of November 2010. YTD to end of October this year is 1083. <i>Note: These calls include Thornapple Township; Village of Middleville; Irving Twp., and Yankee Springs.</i></p> <p>Chief reported 11 personnel on call for Yankee Springs Township. And the Fire Department will be purchasing more turn-out equipment.</p> <p>J. Lippert will be faxing Dave Middleton the Planning Commission Minutes of October 17, 2011. The PC has several inquiries of the Fire Department especially regarding “height” requirements. For example, the present ordinance states that 35’ (to the peak of a building) is the maximum height allowed (because of ladder height availability). Frank Fiala will be contacting D. Middleton.</p> <p><u>BARRY COUNTY COMMISSIONER’S REPORT:</u> Craig Stolsonburg (continue page 2 of 8)</p>	<p>ACKNOWLEDGEMENT OF VISITORS</p> <p>TTES Report: David Middleton</p> <p>Page 1 of 8 YST Bd Trustees 11-10-11</p>

The 2012 Budget is balanced but is still subject to negotiations. The Commissioners are waiting for unions to ratify- tentative agreements with the Sheriff's Department (i.e.: 0% pay increase, keeping same pension plan but paying more towards it).

- Open seats are being filled in various positions on committees.
- The vote to combine the County Clerk and Register of Deeds positions did not go through (4 to 3 vote with 1 absent).
- A plaque will be dedicated tomorrow (11/11/11) on the Courthouse lawn in honor of Veteran's Day tomorrow.

PUBLIC COMMENT:

Shane VandenBerg, resident, asked why the heights of houses were being discussed by the Planning Commission. He thought that the ordinance involving this item was about two years old or so. M. Cook commented that the Planning Commission was re-examining the ordinance and the "height" issue came up. R. Lippert added that the ordinance was revised a few years ago to coincide the capability (of Fire Dept.) to extract individuals with the height standard embodied in the ordinance. And that there are new plan commissioners on the Board who were not aware of the background. VandenBerg commented, "We spent a year on that and I remember my dad asking you about it (referring to the Board). They've spent \$10,000 on this." Jerkatis added that the Planning Commission is just reviewing the ordinance to see if there's duplication and if they can streamline it. VandenBerg again asked, "Why are we going over it." Jerkatis commented that things change and that is what the PC does. They constantly monitor and make adjustments. McCrumb added that it is not going to be a year-long process.

TREASURER'S REPORT: by John Jerkatis

Motion by M. Cook, with support by J. Lippert to accept the Treasurer's Report as submitted. Approved by all. MOTION CARRIED.

SUPERVISOR'S REPORT: Al McCrumb

- **October Water System (GLASA: Monitoring of arsenic levels** is going well. The new supervisor from Martin Township was absent from the meeting. Minutes of November 2, 2011 J. Lippert questioned an item under New Business regarding a new sewer permit was issued for an accessory building on Sweetland Avenue in the Sandy Beach plat. McCrumb said that it was allowable. It was not for residential use.
- **Correspondence from Allegan County Road Commission** – regarding the intersection at Bowens Mill Road & Patterson Road. Signage ("Cross Traffic Does Not Stop") has been added and reflector strips have gone up. F. Fiala added that Barry County Road Commission will match everything that Allegan County does- on Barry County's side. Discussion occurring regarding the raising of signs, weeds growing right up to the bottom of signs, rumble strips, heading East on Bowens Mill Road (on Allegan's side) (being most dangerous), rumble strips, caution lights, visiting the site, time of day, sunrise and sunset.

Discussion occurred regarding human behavior causing accidents and the fact

**BARRY COUNTY
COMMISSIONER- Craig
Stolsonburg-**

PUBLIC COMMENT

TREASURER'S REPORT

**Treasurer's Report
approved**

SUPERVISOR'S REPORT:

Al McCrumb

that human behavior is something the township can't change.

- **MTA Fall Meeting-** It was a good regional meeting and a lot of items were brought up to date, one topic being "Handling of Public Complaints."
- **Bids on oak tree removal at Robbins Cemetery-** Three bids were received on this work. J. Lippert commented that all of the bidding companies had a certificate of insurance.

Motion by J. Lippert with support from Jerkatis to accept bid from Caledonia Tree Service for \$825.00 (with certificate of insurance). All ayes. MOTION CARRIED.

Schwennesen asked for discussion on the tree removal. He questioned whether the bid included clean up. Schwennesen had just recently spent three days cleaning up and removing four to five yards of wood chips, etc. that was left at a relative's home after tree removal.

- Motion by J. Lippert with support from M. Cook to amend the previous motion (to accept bid of Caledonia Tree Service) by making it contingent upon the inclusion of clean up and site restoration in the amount of the bid. All ayes. MOTION CARRIED.

McCrumbs asked A. Jansma to make a call to Caledonia Tree Supply to see if clean up and site restoration are included in its bid.

- **Building Committee Report (11-08-11)-** at this meeting, a barrier-free restroom, election room modifications and the township hall doors were discussed. This was a Design Phase Committee Meeting. Jerkatis inquired about the possibility of using the kitchen space for the new ADA restroom (because of drain and water lines in place) and leaving the hall for future purposes. R. Lippert added that engineers were brought in for their professional expertise to help the committee come up with the best solution. Discussion then went to the Township Hall door(s). A wider single door with a side light was recommended. The entry area would be widen and would be more accessible for handicapped individuals with an automatic door opener. A covered door entry is to be considered as well. M. Cook felt that the covered entry would be good for safety and security reasons not just aesthetic reasons. M. Cook commented that a covered entry would be appreciated by a person with a wheelchair on an evening like this (snowing). Discussion took place regarding the ability of an automatic door opener to withstand inclement weather conditions. S. VandenBerg commented that the openers are set up to take the weather. He added that the opener could be mounted on a stand. Continued discussion regarding the possibility of a two door entry installed (inner and outer doors). R. Lippert commented that the object of separating the items (referring to the Design Phase Committee Meeting notes) was for bidding purposes.

M. Cook commented that she would like to see something get started. She felt that the door was a good place to start as the plans were drawn up. McCrumbs added that

SUPERVISOR'S REPORT:

Al McCrumbs cont'd

Motion to accept bid from Caledonia Tree Service for Robbins Cemetery tree removal. Motion Carried.

*
Motion to amend motion to accept bid from Caledonia Tree Service by making it contingent upon the inclusion of clean up and site restoration in the bid. Motion Carried.

Township Hall Door(s)

they were advised that the door could not be done by the time of the primary election this February 2012. R. Lippert added that the engineers need direction on what to draw plans on before they draw up the final plans. S. VandenBerg commented that the companies bidding on the work will be given specs by the engineers. They won't need a rendering. VandenBerg also added that if you have two doors with no center post, people can easily file through that entry.

Motion by M. Cook with support from J. Lippert to proceed and request Fleis & VandenBrink to go ahead with a plan for a double entry with outside and inside doors for the Township ADA Hall entrance doors including automatic entry and a covered entry. ROLL CALL: Jerkatis: Yes, J. Lippert: Yes, McCrumb: Yes, M. Cook: Yes, Schwennesen: Yes. Yes: 5, No: 0. MOTION CARRIED.

Alice Jansma mentioned that Don DeVries said that the opening isn't big enough for what the previous motion was made on. (2 doors). S. VandenBerg asked, "If the opening was a little short, couldn't the block be cut?" Also discussed were the number of switches needed for a double entry door system.

Prior to break, a motion was made to approve a preliminary budget estimate on the ADA restroom to be in built in the current kitchen area. The motion did not have support. Motion failed.

BREAK: 8:15 p.m. RESUME: 8:32 p.m.

After the break, the motion, without a support, regarding the ADA restroom was discussed. M. Cook mentioned that maybe it would be easier to have someone call Don DeVries and ask him about the feasibility of the restroom being built where the kitchen is currently. R. Lippert added that one other recommendation by Fleis and VandenBrink was that the township currently doesn't have nor meets code with a mop-like basin. Jerkatis added that currently, only the coffee maker is used in the kitchen. Al McCrumb said that he would call the engineering company and see if there will be a great cost savings by using the kitchen area for the ADA restroom. J. Lippert agreed with M. Cook in that a call should be a lot less expensive than having plans drawn up.

For the record, the motion without support for plans to be drawn up for an ADA restroom in the kitchen area, will be replaced with a call to Fleis & VandenBrink on Friday, November 11th.

- Parking Lot improvements for both the Township Hall/Office and Fire Station were discussed as well.

The board reviewed two "schemes" or drawings of the Township parking lot. The committee recommended Scheme B for 60 parking spaces. Discussion occurred regarding election parking and relief points, not using raised islands (because of plowing), lighting for security, shoebox lights and traffic flow.

- The board also looked at the schemes for the Fire Station as well. Discussion

SUPERVISOR'S REPORT:

Al McCrumb cont'd

Motion to proceed with plans for an ADA double entry door with covered porch and automatic entry. Motion Carried.

ADA Restroom

BREAK

ADA Restroom

took place regarding handicap spaces, the area to the south of the fire station “settling in” due to the 300 loads of timber clear was placed there from the addition of the fire station; number of voters, water lines that can’t be built over, and school elections being moved to November on even years. Scheme B for the Fire station parking lot increases parking spaces by an additional ten spaces.

The consensus of the board was to go with Scheme B for both the Township Hall parking lot and the Fire Station parking lot. Engineering cost should be approximately 10% of construction costs.

Additional Fencing for the YS Township Park: Two bids were received for this work. A. Jansma commented that 50% of the bid will be covered by the grant. DK Fence (Battle Creek) came in with the lowest bid. DK Fence did the original work around the basketball, pickle ball and tennis courts.

Motion by M. Cook with support from J. Lippert to approve bid for additional fencing work to be done at the Township Park for the amount of \$7,110.00. ROLL CALL: Jerkatis: yes, J. Lippert: yes, McCrumb: yes, M. Cook: yes, Schwennesen: yes. Yes: 5, No: 0. MOTION CARRIED.

DEPUTY SUPERVISOR REPORT – ALICE JANSMA:

The YS Township recently sent letters out to notify residents involved in the Payne Lake Drainage and Sandy Beach Drainage Districts. The letters went out to make residents aware that the first installment of seven (Payne Lake Dist.) or ten payments (Sandy Beach Dist.) will be placed on the Winter Tax Bill of December 2011.

Payne Lake Drainage District:

Information was received from the Drain Commission that assessment has to be put on residents of Lynn Dr.; M-179 and east -to the Shell Station. Drain work was done approximately four months ago.

Bruce Campbell of the Sand Bar & Grill went to the Drain Commission to get some relief. He was told that it would help ease the cost if he had vegetation and trees on the back half of his property. Mr. Campbell said that the back half of his property IS vegetation and trees. B. Campbell said that he is paying more for his 1.55 acres than someone that has 11 acres. Jerkatis mentioned that possibly, if the township gets amendment to this, the tax bill can be adjusted prior to mailing. B. Campbell said that his property is all sand and he put a garden in it. The water flows to the road and to the east. He doesn’t know how he contributes to the Lynn Drive issue. Jerkatis asked “What did they physically do?” (referring to the Drain Commission). It was confirmed that the Drain Commission let contracts out to clean the drain along Lynn Drive.

Frank Fiala briefly explained the process as to how a Drainage District is formed. After a resolution is made by the road commission, at one point an engineering firm comes in to figure where the water is coming from. A number of meetings are held.

**SUPERVISOR’S REPORT:
cont’d**

Motion to approve additional fencing bid of DK Fence for the Township Park. Motion Carried.

**Deputy Supervisor Report-
A. Jansma**

**Payne Lake Drainage
District**

Eventually whomever the water comes from pays a percentage of the cost incurred for the drainage work. It was noted that a meeting was held at the township hall regarding this matter on February 23, 2010. J. Lippert asked B. Campbell the date of purchase of his property. Campbell confirmed it was on August 18, 2010 and was not informed of this situation. He also said he has an appointment with the Drain Commissioner.

Sandy Beach Inter-County Drain District: The drainage problem was brought to the attention of the Township in August 2005. After many meetings with officials from Allegan County, Barry County, Wayland, and Yankee Springs Township, the necessary legal procedures were put in place.

A. Jansma reported that the project estimated at \$210,000 and is now at \$450,000.

4.89% will be added to the remaining balance of the assessment each year.

Yankee Springs Township will also be paying the 1st installment of ten, \$8,960.00, beginning in Dec. 2011.

Jerkatis thanked A. Jansma for her work in these matters and recommended the possibility of paying ahead (YS Twp.) to avoid the interest cost on Sandy Beach Drain District.

Library Update:

Greg & Jennie Purcell along with Alice Jansma, have met with the Wayland and Thornapple-Kellogg librarians. A November 22nd meeting is scheduled with Lakeland Co-op as well. The Purcell's and A. Jansma have also been in touch with the Library of Michigan. They hope to keep the township from paying \$16,000 to \$19,000 a year for the Wayland School District residents of Yankee Springs to access Lakeland Co-op services to use the Henika Library.

Sandy Beach Drainage District

ZONING ADMINISTRATOR'S REPORT: by Robert Lippert

ZONING ADMINISTRATOR'S REPORT: R. Lippert

October SPR's: (2) Accessory building, new house

- **Planning Commission:** met as part of an ongoing study reviewing Article 12, (XII) paying particular attention to building height, setbacks and coverage.
- **ZBA-** Meeting was held October 11th. Two variance requests were approved. Minutes to this meeting are included in board member packet.
- **Complaints:**
- Wilson Drive (private drive) – Damaged motor home. This vehicle has been removed from the site. CLOSED.
- Excessive run-off on a private road. The local homeowner's association is unwilling to take on additional expense to take care of the run-off problem. R. Lippert made recommendations to the resident regarding the run-off.

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- Waterslide on Barlow Lake is to be removed. It is not to remain overnight when in use.

McKenna Billing- R. Lippert recommended approval of the invoice total of \$670.50.

Motion by M. Cook with support from Schwennesen to accept and approve October 2011 McKenna billing of \$670.50 with the consent of Planning Commission review. All ayes. MOTION CARRIED.

- **FEMA-** An additional Letter of Map Amendment was received.
259 LOMA's of 475. (Over 54% margin of error).

One parcel with a Park Dr. address was denied. A board member asked if a one parcel flood plain was possible. It was also mentioned that the number of LOMA's would be higher, but some homeowners with their mortgages paid are not worried about having a LOMA at this point. Jerkatis asked if any of those that have received a LOMA have seen any relief on this FEMA/Flood insurance matter. R. Lippert responded that they haven't really seen any relief and that he would like to see some federal tax relief for these individuals. R. Lippert added that other communities are causing an uproar about this situation (with FEMA) as well. FEMA is moving into these communities, using old data and then saying that people need flood insurance. At the recent MTA Fall Conference it was learned that a bill is being worked on to make them (FEMA) use better more up to date data and maps.

CLERK'S REPORT: by J. Lippert

Clerk Lippert fielded any questions and explained any items relating to accounts payable checks presented.

Motion by M. Cook with support from J. Lippert to approve payroll checks #4425- 4448 dated 10/31/11 for the amount of \$11,037.64. All ayes. MOTION CARRIED.

Motion by M. Cook with support from Jerkatis to approve accounts payable checks #911301-911330 for October 20 - November 10th, 2011 for the total amount of \$42,827.15. All ayes. MOTION CARRIED.

Cash Receipts: Balanced with Jerkatis' report.

DEQ Permit: Issued to Gun Lake Sec. 4 to remove existing concrete blocks.

OTHER PUBLIC COMMENT: None.

OLD BUSINESS/NEW BUSINESS:

M. Cook attended the meeting of the Barry County Chapter of the MTA. It was not well-attended. A Question and Answer period was held with Senator Rick Jones and

**ZONING
ADMINISTRATOR'S
REPORT: cont'd**

**Motion to approve McKenna
October billing. Motion
Carried.**

CLERK'S REPORT

**Accounts Payable
& Payroll approved.**

Representative Mike Callton. Issues discussed were: Commercial/business tax, personal property tax, the Bridge to Canada, road funding, term limits, and medical marijuana. M. Cook asked if there was any way that help could be obtained on the library issue. Rep. M. Callton gave M. Cook his card which was passed on to Alice Jansma. The next meeting will be held on Thursday, Dec. 1st at the church basement in Charleton Park. It is a Christmas meeting/potluck and elections will take place.

M. Cook also asked about street lights- particularly the installation of one on the corner of Bass and Patterson Roads. McCrumb asked for a list of all the intersections and places needing a street light and then it can be worked on all at one time.

Clerk Lippert stated under Old Business the minutes of June 30, 2011 need to be clarified. Page 2, minutes read that discussion resumed regarding the Headlee Tax rollback.

It was the Truth and Taxation (millage rates) not the Headlee Tax Rollback.

Motion by Cook with support from Lippert to clarify and correct the minutes of June 30, 2011 Budget Adoption Public Hearing regarding the L-4029 tax rate. "Line out Headlee Tax Rollback and insert Headlee Tax Rollback. All ayes. Motion Carried.

2011: 1.3827 reduction of \$2,900.

There was no NEW BUSINESS to discuss..

ADJOURNMENT:

Motion by Cook with support from Jerkatis to adjourn at 10:00 PM. Approved by all.

Respectfully submitted:

D. Mousseau
Recording Secretary 11-14-11

Date Approved: 11-18-11 Draft by:
Janice C. Lippert, Township Clerk

**OLD BUSINESS/NEW
BUSINESS**

*Clarification of June 30th 2011
minutes

ADJOURNMENT

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