

<p style="text-align: center;"><b>YANKEE SPRINGS TOWNSHIP</b>  <b>Board of Trustees</b>  <b>Special Board Meeting</b>  <b>Wednesday, March 27, 2013</b>  <b>Yankee Springs Township Hall</b>  <b>284 North Briggs Road, Middleville, Michigan 49333</b></p> <p style="text-align: center;"><b>MINUTES</b></p>	<p><b>FINAL MINUTES</b>  Approved April 24, 2014  As presented</p>
<p>Meeting called to order at 7:40 PM by Supervisor Mark Englerth.  <u>Roll Call:</u> Englerth, Lippert, Jerkatis, Cook, Campbell.  Pledge of Allegiance.  <u>Staff Present:</u> Constable Jim Orr, A. Jansma, Fiala, Purcell, Briggs, Strickland.  <u>Visitors:</u> F. Faverman, David Tripp, Dave Kok, D. Bellinger.</p>	<p><b>CALL TO ORDER</b>  <b>ROLL CALL</b>  <b>PLEDGE of ALLEGIANCE</b></p>
<p><b>ADDITIONS OR CORRECTIONS TO AGENDA:</b>  March Payroll  April Calendar  Frank Fiala, PC Chair</p>	<p><b>ADDITIONS OR CORRECTION TO AGENDA</b></p>
<p><b>APPROVAL OF MINUTES:</b>  Correction on page 2 of the March 14, 2013 Minutes to read that Jim Orr is appointed chairman of the Yankee Springs Township Veteran's Memorial Committee. Motion by Lippert, supported by Cook that the Minutes of March 14, 2013 be approved as corrected. Ayes: all. Nays: None. Motion Passed.</p> <p>David Bellinger of the Hartleb Agency presented his proposal for insurance which would also include \$250.00 deductible for property coverage, inland marine, comprehensive and broadform collision coverage. Some discussion occurred concerning the "grace period" of coverage from Burnham and Flowers. Awaiting confirmation in writing from Jeff McCray of this "grace period". Motion by Lippert, supported by Cook to table insurance coverage decision to the April 9, 2013 Board meeting. Ayes, All; Nays, None. Motion passed.</p> <p><b>CLERK'S REPORT:</b> Presented Accounts Payable  Motion by Jerkatis, supported by Cook to approve the Accounts Payable in the amount of \$5,947.95 covering check #s 911966-911973. Roll Call: Jerkatis, yes; Lippert, yes; Englerth, yes; Cook, yes; Campbell, yes. Motion Carried.</p> <p><b>SUPERVISOR'S REPORT:</b>  The Deed for the Robbins Cemetery has now been corrected. Englerth mentioned possibly upgrading to include ingress and egress drives for the cemetery. Clerk added that fencing around the cemetery had been discussed and be included in the new budget proposal for 2013-2014 year. Trim shrubbery and expanding or reconfiguring the cemetery boundaries should also be included.</p>	<p><b>APPROVAL OF MINUTES WITH COREECTION</b></p> <p><b>INSURANCE PRESENTATION:</b> David Bellinger w/Hartleb Agency</p> <p><b>ACCOUNTS PAYABLE:</b> Approved</p> <p><b>SUPERVISOR'S REPORT:</b> Robbins Cemetery</p>

Continued (Supervisor Report) 3-27-13

Motion by Lippert, supported by Jerkatis to explore Robbins cemetery expansion and/or reconfiguration and to spend up to \$400.00.

Roll Call: Englerth, yes; Cook, yes, Campbell, yes; Jerkatis, yes; Lippert, yes. Motion carried.

Oak Tree above recycler in parking lot: Large oak above the recycler has some dead branches that should be removed for safety reasons. Discussion followed on the amount of \$200.00 that can be spent on routine maintenance without decision by the Board. Jerkatis moved and Campbell supported to permit the Supervisor to spend up to \$500.00 to remove dead wood from the oak tree.

Cook felt that the 200.00 limit was too little (since that amount had been in effect for many years) and that it should be \$500.00 for all Board members, not for just one person. Roll Call: Englerth, yes; Jerkatis, yes; Lippert, no; Cook, no; Campbell, yes. Motion passed.

Englerth called attention to the oak tree in the road right-of-way at the north drive that obstructs vision when entering Briggs Road. Suggestions were made to remove the scrub trees and trim shrubs. Since it is in the road right-of-way, Englerth asked Fiala to have the Road Commission check it.

Oak Tree/above recycler

Oak tree/north drive of Hall parking lot.

ZONING ADMINISTRATION: Englerth was satisfied with work being performed by the Interim Zoning Administrator, Larry Knowles. Englerth hired the Interim Zoning Administrator (upon direction by the Board), and authorized (without concurrence of the Board) to pay the Interim Zoning Administrator \$20.00/hour. Also to pay Cathy Strickland and Sandra Marcukaitis \$12.50/hour to assist the Interim Zoning Administrator.

Cook emphasized that the authorization given to Englerth at last month's Board meeting did not authorize Englerth to set the amount of money that was to be paid to these individuals.

Interim Zoning Administrator

CUDDY DRAIN: Discussion followed that the county wanted to replace the culvert (that was rusted, and beginning to fail) with a larger box culvert. The current culvert does not conform to the 100 year flood plain requirements, which is why flooding has occurred so frequently over the last several years. Englerth wanted to have retention ponds installed on the west side of Patterson that would be able to reduce silting and bacteria counts in the channel on the east side of Patterson. If a larger box culvert is installed it would not only greatly increase water flow, but would also greatly increase the cost to Barry County to have repeated excess silt removed from the channel. David Tripp (who was representing the interests of his mother-in-law who has experienced repeated excessive flooding on her property) was concerned that nothing would be done, however Englerth promised Mr. Tripp that Mark would personally pursue the matter.

CUDDY DRAIN

Continued Supervisor Report (3-27-13)

Englerth said that he was pursuing the letter to the school districts concerning taxes with the assessor, Dan Scheuerman. Clerk asked to have copies of these letters to distribute to all Board Members.

Englerth said that there were ongoing discussions concerning Whispering Pines between the Township's Attorney, the attorney for Whispering Pines, and the Township officials.

Englerth is looking into the issues and problems of the water system. This will be pursued at the April Board meeting.

At the April 11, 2013 of the Board of Trustees regular scheduled meeting, Englerth has scheduled a "Town Hall Meeting" on fracking. He has invited representatives from the DEQ, the oil and gas industry, and the anti-fracking people. Since this could be a lengthy meeting, motion was made by Jerkatis, supported by Lippert to schedule a Special Meeting of the Board of Trustees for April 9, 2013 at 7 PM to conduct the regular business of the Board. Ayes, all. Nays, None. Motion Carried.

Frank Fiala (representing the Barry County Road Commission), suggested that letters be sent very soon concerning the maintenance of the Township roads regarding seal coating, etc., so that work could begin as soon as the weather breaks, and because the Road Commission has its equipment ready to do the work. Clerk will ask the Auditor if funds are available for any additional special assessment districts for 2013-14 fiscal year.

Sign Ordinance: Due to incorrect interpretation of the Zoning Ordinance between the Planning Commission, the Zoning Department, and the owner of Sandi's Restaurant, concerning a sign to be put on the NE corner of M-179 and Briggs Road, Mr. Purcell from the Planning Commission requested that a special ZBA meeting be held on April 16, 2013. The owner of Sandi's Restaurant had been given a possible verbal approval for a sign on this corner because the Zoning Department and the Planning Commission were under the understanding that this corner was in a commercial district, which would permit a sign.

After finding that the corner is not zoned commercial, and that future plans would possibly zone it commercial, the PC requests that a special ZBA hearing be held to permit signage for Sandi's and Sam's Gourmet Foods for a limited time of one year.

It was felt that this was an error on the part of the Planning Commission. The PC also requests that all ZBA fees be waived for this request. Motion by Jerkatis, supported by Lippert, to waive both fees, the application fee and the ZBA meeting fee. Ayes, all. Nays, none. Motion carried.

Letters to

School Districts concerning taxes.

Whispering Pines

Water System

Meeting on April 11, 2013:Fracking "Town Hall Mtg. Forum"

Board Meeting called for APRIL 9, 2013. Regular business meeting

Barry County Road Commission Road Maintenance

Special ZBA meeting called on April 16, 2013 for a commercial sign for Sandi's Rest. And Sam's Gourmet Foods.

Motion to waive fees

March Payroll: Motion by Cook, supported by Englerth to approve Payroll Check #s 4831-4853 in the amount of \$11,800.18 and EFT amount of \$2,755.24 for a total of \$14555.42 dated March 29, 2013. Roll Call: Lippert, yes; Jerkatis, yes, Campbell, yes; Englerth, yes; Cook, yes. Motion Carried.

March Payroll Approved

The Salary Resolution to be presented at the April 9, 2013 Board Meeting for Interim Zoning Administrator at \$20.00/hour, and Assistants at \$12.50/hour. Also a suggested interim enforcement officer at \$15.00/hour.

Salary Resolutions to be amended at April Meeting

Lippert would like to schedule the gravel road tour between April 15-18, or April 22-25. Please contact Lippert by Friday, March 29, to indicate your preference.

Gravel Road Tour

**ADJOURNMENT: at 9:35 PM.** On motion to adjourn. All Yes.

Adjournment

Recording Secretary:  
Marjorie VanderMeyden, Deputy Clerk

(draft copy Janice C. Lippert, Clerk )

Final Approval of Minutes: April 24, 2013