

YANKEE SPRINGS TOWNSHIP
BOARD OF TRUSTEES Regular Meeting
Thursday, June 13, 2024
6:00 pm
Yankee Springs Township Hall
284 N. Briggs Rd., Middleville, MI 49333

DRAFT MINUTES

DRAFT MINUTES
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YS Board of Trustees –
Regular Meeting
June 13, 2024

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Meeting called to order at 6:00 PM by Supervisor Rob Heethuis

PLEDGE OF ALLEGIANCE

INVOCATION

Roll Call: Deb Mousseau, Dave VanHouten, Rob Heethuis, Larry Knowles, Mike Cunningham (All Present).

Staff Present: Rich Beukema, Dennis Buist, Sandy Marcukaitis, Brad Williams, Frank Fiala

Visitors: 17

ROLL CALL

ADDITIONS/CHANGES TO AGENDA:

Motion by Heethuis with support from Knowles to add or delete all items in red text to the agenda. Discussion: The main addition is approval of the 6/12/2024 special budget meeting minutes. If there's anyone here for the GLPA meeting it is being held at the fire station tonight at 6:30 PM. **Roll Call Vote:** VanHouten: yes; Mousseau: yes; Cunningham: yes; Heethuis: yes; Knowles: yes.

Yes: 5, No: 0. MOTION CARRIED

Motion by Cunningham with support from Heethuis to approve the agenda as amended. **Roll Call Vote:** Knowles: yes; Mousseau: yes; Cunningham: yes; VanHouten: yes; Heethuis: yes.

Yes: 5, No: 0. MOTION CARRIED

- Board minutes 05/09/2024 Regular BOT meeting, 05/30/2024 and 06/12/2024 Special Budget Workshop meetings.
- May 2024 Accounts Payable: Checks # 917976 through Check # 918018 Total Amount \$63,340.82.
- May 31, 2024, Payroll Checks #7861 through Check #7897 = \$24,454.54. May 2024 Fed. P/R withholding \$6,527.13.

Motion by Heethuis with support from Knowles to approve the consent agenda. **Roll Call Vote:** Heethuis: yes, Mousseau: yes; VanHouten: yes; Cunningham: yes; Knowles: yes.

Yes: 5, No: 0. MOTION CARRIED

MOTION TO AMEND
AGENDA

MOTION TO ACCEPT
AGENDA

MOTION TO APPROVE
CONSENT AGENDA

**ACKNOWLEDGEMENT
OF VISITORS**

PUBLIC COMMENT

**EVANS LANE SAD 1ST
PUBLIC HEARING**

ACKNOWLEDGEMENT OF VISITORS:

Catherine Getty (County Commissioner): Gave an update on County activities which include working on replacing Michael Brown as County Administrator by August. They are also looking into doing a survey with the Conservation District with regard to the spongy moth situation and whether action will be taken next year to control them. Paving has begun on the Paul Henry Trail portion in Nashville. More details are online at BarryCounty.org.

PUBLIC COMMENT: (Limit 3 minutes)

James Penix (12598 Park Drive): He shared the testing results from the water test he submitted in April 2024. His results showed that while there was no PFAS detected, but PFOS was detected. Since he is outside of the area where the township has tested in the past, he would like to see the well testing area expanded. He would like to see municipal water options available to more Gun Lake residents.

Gary White (Nashville): He is here tonight to talk about the Senior Complex Development Conceptual plan. He has concerns about the pedestrian traffic safety and the planned development of pickleball courts, an amphitheater, a playground, an orchard, etc. This is all government owned and will compete against the private sector. He is concerned about moving the COA building outside of Hastings and whether they have done an impact study on how it will affect the seniors and the business community.

Marsha Bassett (Delton): She is here to introduce herself to the Board as running for the district 6 Board Commissioner seat which is currently held by Mark Doster. She will be here tonight and at future meetings if anyone wishes to ask any questions.

David Laansma (Payne Lake Road): He is a candidate for 2nd District County Board Commissioner. Thanked the Board for their work and particularly for the Veterans Memorial Day Service. He commented that he didn't understand why the township is doing a study for the trails since the state seems to be against it. With regard to the COA, he is very thankful for the work they do countywide. He does have concerns about the expansion project out at Thornapple Manor, separate from the COA in general, and the affect it will have on private facilities in the county.

Evans Lane SAD 1st Public Hearing

- The Public Hearing Notice was published in the Sun & News 05/25/2024 and 06/01/2024 and mailed to all parcel owners included in the proposed SAD.
- The owners of the 24 parcels will be assessed 1/24th of the total cost of the project over a three-year period billed on the 2024, 2025 and 2026 winter tax bills with the unpaid balance each year charged 3% interest. The balance may be paid in full to avoid interest charges.
- Total cost is \$80,155.00 with the cost per parcel being \$3,339.79 plus interest of \$100.19 if charged.
- Petition signatures have been obtained from 17 of the 24 parcels being assessed (70.8%). Signatures were obtained from an additional four parcels that have not been counted due to possible technical deficiencies.
- Apparent approval for the project equals 21 parcels (87.5%).

Motion by Heethuis with support from VanHouten to open the public hearing. Roll Call Vote:
VanHouten: yes; Mousseau: yes; Knowles: yes; Heethuis: yes; Cunningham: yes.

Yes: 5, No: 0. **MOTION CARRIED**

No public comments were made.

Motion by Heethuis with support from Cunningham to close the public hearing. Roll Call Vote:
VanHouten: yes; Mousseau: yes; Knowles: yes; Heethuis: yes; Cunningham: yes.

Yes: 5, No: 0. **MOTION CARRIED**

Motion by Heethuis with support from Knowles to adopt Resolution 06-13-2024 1, accepting the petitions, plans, and costs, and establishing the Evans Lane Special Assessment District #49 to be assessed to the parcels on Exhibit A. Roll Call Vote: VanHouten: yes; Mousseau: yes; Heethuis: yes; Cunningham: yes; Knowles: yes.

Yes: 5, No: 0. **MOTION CARRIED**

Motion by Heethuis with support from VanHouten to adopt Resolution 06-13-2024 2 setting July 11, 2024, at 6:00 PM as the day and time of a public hearing to review the special assessment roll and hear objections. Roll Call Vote: Knowles: yes; VanHouten: yes; Heethuis: yes; Mousseau: yes; Cunningham: yes.

Yes: 5, No: 0. **MOTION CARRIED**

TREASURER'S REPORT: By Deb Mousseau, Treasurer

May Financial Statement and Investment reports were reviewed.

Motion by Heethuis with support from Cunningham to approve the Treasurer's Report as presented. Roll Call Vote: Cunningham: yes; Knowles: yes; Mousseau: yes; Heethuis: yes; VanHouten: yes.

Yes: 5, No: 0. **MOTION CARRIED**

Motion by Mousseau with support from Heethuis to adopt Budget Amendment #3 of the General Fund Budget Resolution #06-13-2024 3 to amend Yankee Springs Township General Fund -101-Revenue to lower the REVENUE amount to \$1,507,550. Roll Call Vote: Knowles: yes; Cunningham: yes; Heethuis: yes; VanHouten: yes; Mousseau: yes.

Yes: 5, No: 0. **MOTION CARRIED**

Motion by Mousseau with support from Cunningham to adopt Budget Amendment #3 of the General Fund Budget Resolution #06-13-2024 4 to amend Yankee Springs Township General Fund -101-Expenditures to decrease the EXPENDITURE amount to \$1,507,550. Roll Call Vote: Knowles: yes; Cunningham: yes; Heethuis: yes; VanHouten: yes; Mousseau: yes.

Yes: 5, No: 0. **MOTION CARRIED**

Motion by Mousseau with support from VanHouten to adopt Budget Amendment #3 of the Fire Equipment Purchase Fund 211 – Resolution #6-13-2024 5 to amend Yankee Springs Township

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**MOTION TO ADOPT
RESOLUTION 06-13-
2024 1 REGARDING
EVANS LANE SAD**

**MOTION TO ADOPT
RESOLUTION 06-13-
2024 2 SETTING PUBLIC
HEARING DATE AS
7/11/2024 FOR EVANS
LANE SAD**

TREASURER'S REPORT

**MOTION TO APPROVE
TREASURER'S REPORT**

**MOTION TO ADOPT
GENERAL FUND
BUDGET RESOLUTION
#06-13-2024 3**

**MOTION TO ADOPT
GENERAL FUND
BUDGET RESOLUTION
#06-13-2024 4**

**MOTION TO ADOPT
FIRE EQUIPMENT FUND
BUDGET RESOLUTION
#06-13-2024 5**

Fire Equipment Purchase Fund 211 – Revenue to \$582,000 and Expenditures to \$582,000. Roll Call Vote: Cunningham: yes; VanHouten: yes; Knowles: yes; Heethuis: yes; Mousseau: yes.

Yes: 5, No: 0. **MOTION CARRIED**

Motion by Mousseau with support from Cunningham to adopt Budget Amendment #3 of the Special Assessment Weeds Fund 213 Resolution #6-13-2024 6 to amend Yankee Springs Township Special Assessment Weeds Fund 213 Revenue to \$42,500 and Expenditures to \$41,400.

Roll Call Vote: Heethuis: yes; VanHouten: yes; Knowles: yes; Cunningham: yes; Mousseau: yes.

Yes: 5, No: 0. **MOTION CARRIED**

Motion by Mousseau with support from VanHouten to adopt Budget Amendment #3 of the Veteran’s Memorial Fund-293 Resolution #6-13-2024 7 to amend Yankee Springs Township Veteran’s Memorial Fund 293 Revenue to \$1,102 and Expenditures to \$800. Roll Call Vote:

Mousseau: yes; Heethuis: yes; Knowles: yes; Cunningham: yes; VanHouten: yes.

Yes: 5, No: 0. **MOTION CARRIED**

Motion by Mousseau with support from Knowles to adopt Budget Amendment #3 of the Liquor Law Enforcement 212 Resolution #6-13-2024 8 to amend Yankee Springs Township Liquor Law Enforcement Fund Revenue to \$4,780 and Expenditures to \$2,960. Roll Call Vote:

Mousseau: yes; Heethuis: yes; Knowles: yes; VanHouten: yes; Cunningham: yes.

Yes: 5, No: 0. **MOTION CARRIED**

- Audit engagement letter from Siegfried Crandall is included in the Board packet and the payment will be coming up next month. The audit will probably be conducted in October 2024.

CLERK’S REPORT: By Mike Cunningham, Clerk

June 2024 Current Invoice Journal as of 06/13/2024 totaling \$27,845.41.

Motion by Cunningham with support from Heethuis to approve the June 2024 Current Invoice Journal as of 06/13/2024 totaling \$27,845.41. Roll Call Vote: Cunningham: yes; Mousseau: yes;

VanHouten: yes; Heethuis: yes; Knowles: yes.

Yes: 5, No: 0. **MOTION CARRIED**

- Election Update:
 - Ballot proofs for the 08/06/2024 Primary Election have been approved.
 - AV (absent voter) ballots will be received next week and start to be mailed out.
 - REMINDER: The permanent AV List used to send out AV ballot applications will end in 2024. In the future, voters will need to send in applications on their own or request to be put on the permanent AV ballot list.
 - There are three ballot styles for this election.

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**MOTION TO ADOPT
SPECIAL ASSESSMENT
WEEDS FUND 213
BUDGET RESOLUTION
#06-13-2024 6**

**MOTION TO ADOPT
VETERANS MEMORIAL
FUND 293 BUDGET
RESOLUTION
#06-13-2024 7**

**MOTION TO ADOPT
LIQUOR LAW
ENFORCEMENT FUND
212 BUDGET
RESOLUTION
#06-13-2024 8**

CLERK’S REPORT

**MOTION TO APPROVE
INVOICE JOURNAL**

ELECTION UPDATE

COMMITTEE REPORTS:

Recycling Committee:

- A meeting was held 06/10/2024.
- Two members made a visit to the Kent County Recycling Center on 05/20/2024.

Park Committee:

- Pickleball/Basketball grant project update:
 - The project is currently out for bid until the end of the month.
 - A special meeting will be held (probably on July 2) to open the bids.
 - Don Devries of Fleis and Vandenbrink will then review and make his recommendation to the Board at the July Board meeting.
 - The Board will then select a contractor to do the project and resurface the walking path. Depending on the contractor selected it is expected that the project will start about August 1st.
 - The walking path is not part of the grant project, but it is felt that doing it at the same time will be the most efficient and cost-effective way to complete it.

Zoning Board of Appeals:

- 05/14/2024 Meeting 3 cases were heard.
 - One was a request on Parker Drive for a variance on the lake setback for a shed which was approved.
 - The second was an appeal regarding an STR permit that was denied on Park Drive and the ZBA affirmed that the ZA's (Zoning Administrator's) decision was correct. The appeal was denied.
 - The last one was a request by the ZA for an interpretation if shipping containers could be allowed in a residential area. It was determined that a shipping container is not a structure nor an outbuilding, so the ordinance does not allow them in a residential area.
- 06/11/2024 Meeting:
 - One case was heard regarding ZA's decision to turn down a request for a short-term rental permit.
 - The ZBA affirmed that the ZA's decision was correct.
- Next meeting will be 07/09/2024 if needed.

Planning Commission

- PCI May 2024 report in board member packet.
- May 2024 Complaint log in board member packet.
- 05/16/2024 regular meeting:
 - Sending a couple of items to this Board for approval tonight.
 - Approved a commercial site plan for the Sand Bar for their beer garden.
- 05/28/2024 Special Master Plan meeting.
- Next regular meeting 06/20/2024.

Fire/EMS Report:

- May 2024 Fire/Emergency Medical response in board member packet.
- One probationary fire fighter passed the Fire Fighter 1, Fire Fighter 2 and Hazardous Material Operations Bureau and Makayla Konecny is now a certified Fire Fighter as well as an EMT. Congratulations to Makayla.
- 05/15/2024 meeting:
 - Review of the capital equipment list.
 - How to attract more EMRs.

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**RECYCLING COMMITTEE
REPORT**

**PARK COMMITTEE
REPORT**

ZBA REPORT

PC REPORT

FIRE/EMS REPORT

- The annual breakfast will be Saturday 07/06/2024 7 AM to 10:30 AM.
- Update on Fire Chief Jim Stoddard: Continues to struggle and is still hospitalized.
- Wayland Fire Fighter Mark Wierenga passed away today. No further information at this time.
- Next meeting 06/19/2024.
- Next EMS meeting will be in July.

Water Advisory Committee:

- 06/04/2024 meeting.
 - Michigan Rural Water analyzed our water rate structure.
 - They are looking for a little more information and that will be picked up at the next meeting.
 - One family requested putting a sewer over a wetlands area and that was turned down.
- Next meeting will be on 07/02/2024.
- GLASWA meeting 06/06/2024 minutes in board member packet.

Veterans Memorial Committee:

- 2024 Memorial Day Celebration review.
 - It was a very nice time despite the weather.
 - The attendance was approximately 151 people.

Board Action Items:

- Barlow Lake Aquatic Weed Control
 - Program to treat Eurasian milfoil, curly pondweed, and starry stonewort at an annual cost of \$15,700.
 - Based on the current fund balance there will be a need to raise \$11,950 annually.
 - This will be a cost to each backlot owner of \$28 and each front lot owner of \$56.

Motion by Cunningham with support from Knowles to adopt Resolution 06-13-2024 9 declaring the township's intention to establish Barlow Lake Aquatic Plant Control Special Assessment District No. 31 – 24 and to set the first public hearing date and time as Thursday, July 11, 2024, at 6:00PM. Roll Call Vote: Cunningham: yes; Mousseau: yes; VanHouten: yes; Knowles: yes; Heethuis: yes.

Yes: 5, No: 0. **MOTION CARRIED**

- 2024 Insurance Policy Renewal

Motion by Cunningham with support from Knowles to approve renewal of the Township insurance policy and premium for 07/01/2024 through 07/01/2025 for a total of \$39,971. Roll Call Vote: Mousseau: yes; Heethuis: yes; Knowles: yes; Cunningham: yes; VanHouten: yes.

Yes: 5, No: 0. **MOTION CARRIED**

- 16-015-011-00, 9340 W. M-179 Highway land division request.
- Approval has been recommended by ZA Joe Shea.

Motion by Knowles with support from Heethuis to approve PSD 24-05-02 for the requested land division for Parcel 16-015-011-00. Roll Call Vote: VanHouten: yes; Heethuis: yes; Knowles: yes; Cunningham: yes; Mousseau: yes.

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**WATER ADVISORY
COMMITTEE REPORT**

**VETERANS MEMORIAL
COMMITTEE REPORT**

**MOTION TO ADOPT
RESOLUTION 06-13-
2024 9 REGARDING
BARLOW LAKE AQUATIC
PLANT CONTROL SAD**

**MOTION TO APPROVE
INSURANCE POLICY
RENEWAL**

**MOTION TO APPROVE
PSD 24-02-02 FOR
PARCEL 16-015-011-00**

Yes: 5, No: 0. **MOTION CARRIED**

- 16-008-020-50, 200 Old Mill Road Rezoning request from RC to R-AG.
- Recommended for approval by the Planning Commission.

Motion by Knowles with support from Cunningham to approve the rezoning request for ZOC 24-02-03, Parcel ID 16-008-020-50 to be rezoned to Rural Agricultural from Resort and Recreation.

Roll Call Vote: Mousseau: yes; Heethuis: yes; Knowles: yes; Cunningham: yes; VanHouten: yes.

Yes: 5, No: 0. **MOTION CARRIED**

- 16-008-020-51, 200 Old Mill Rd. Rezoning request from RC to R-AG.
- Recommended for approval by the Planning Commission.

Motion by Knowles with support from Cunningham to approve the rezoning request for ZOC 24-02-05, Parcel ID 16-008-020-51 to be rezoned to Rural Agricultural from Resort and Recreation.

Roll Call Vote: Knowles: yes; VanHouten: yes; Heethuis: yes; Mousseau: yes; Cunningham: yes.

Yes: 5, No: 0. **MOTION CARRIED**

- 16-019-027-00, 1134 S. Payne Lake Rd. land division request.
- Recommended for approval by ZA Joe Shea.

Motion by Heethuis with support from Knowles to approve PSD 24-05-01 for the requested land division for Parcel 16-019-027-00. Roll Call Vote: Cunningham: yes; Heethuis: yes; VanHouten: yes; Mousseau: yes; Knowles: yes.

Yes: 5, No: 0. **MOTION CARRIED**

- Bay Meadows Condominium Association request for PUD amendment.
 - The PC voted unanimously at its May 16 Public Meeting to recommend approval of the request.
 - The Condominium Association wants to sell two lots for single residential homes.
 - There is a dispute was over the use of Edwin Drive which is a separate legal issue.

Motion by Knowles with support from VanHouten to approve the requested amendment to the PUD by Bay Meadows Condominium Association ZOC 23-11-03, Parcels 16-280-001 through 16-280-025. Roll Call Vote: Knowles: yes; Heethuis: yes; VanHouten: yes; Mousseau: yes; Cunningham: yes.

Yes: 5, No: 0. **MOTION CARRIED**

- Zoning issues update: The office has been very busy with questions regarding the short-term rental situation.
- Gun Lake Improvement Board (GLIB) appointment.

Motion by Heethuis with approval from VanHouten to appoint Gun Lake resident Sally Smith (replacing Jan Lippert) as the Yankee Springs Township representative to the Gun Lake Improvement Board. Roll Call Vote: Cunningham: yes; VanHouten: yes; Mousseau: yes; Heethuis: yes; Knowles: yes.

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**MOTION TO APPROVE
REZONING REQUEST
FOR PARCEL ID 16-008-
020-50**

**MOTION TO APPROVE
REZONING REQUEST
FOR PARCEL ID 16-008-
020-51**

**MOTION TO APPROVE
PSD 24-05-01 FOR
PARCEL ID 16-019-027-
00**

**MOTION TO APPROVE
REQUESTED
AMENDMENT TO THE
PUD BY BAY MEADOWS
CONDOUMIUMS**

**MOTION TO APPROVE
APPOINTMENT TO THE
GUN LAKE
IMPROVEMENT BOARD**

Yes: 5, No: 0. **MOTION CARRIED**

- Township employee CPR Training Update
 - Over 50 people were notified that they can sign up for this training.
 - Eleven people successfully completed the first class on 05/26/2024.
 - The second class to be offered on 06/25/2024 is full.
- MTA 2024/2025 Membership renewal

Motion by Cunningham with support from Knowles to approve renewal of the Michigan Townships Association annual membership for \$7,318 and the Legal Defense Fund for \$219.54 for a total cost of \$7,537.54. Discussion: This amount does not include renewal of the premium pass as it wasn't felt that there was enough usage last year to make it worth the cost. **Roll Call Vote:** Cunningham: yes; VanHouten: yes; Knowles: yes; Heethuis: yes; Mousseau: yes.

Yes: 5, No: 0. **MOTION CARRIED**

- 2024 Newsletter Update: 2,560 newsletters have been printed and 2,458 were mailed the week of May 20th for a total cost of \$2,139.26. Thanks, Sandy!
- Next blood drive is Thursday, July 11.

PUBLIC COMMENT:

Heather Wing (Assyria Township): She is here to announce candidacy for Barry County Treasurer. She has previously served as a County Commissioner and she presented some of her ideas and qualifications.

Sheryl Lewis Blake (Volunteer on the COA Board): She is here to talk about the millage that will be on the August ballot. Studies find that most older Americans have a goal to "age in place" and she reviewed some of the services provided by COA help to make that possible. The total levy will be 0.5 for an average cost of less than \$45 per year per taxpayer.

Courtney Ziny (Executive Director of Barry County COA): Asking for support of the August 6 millage renewal and override. She provided some statistics regarding services that are currently used by the Yankee Springs Township residents. She invited everyone to come and visit and see what impact their services have.

Gary White (Nashville): Discussed the Barry County budget and the low projections. He is concerned about the discussion of a possible jail millage. He had made a proposal in 2022 and if it had been approved it could have been being built by now. He shared that there are (6) contested races for county commissioners and voters should look at their qualifications. He is also concerned about the "stretch" of the wages for the County Administrator position when there are problems in retention of county employees due to wages.

Jim Penix (12598 Park Dr.): Regarding the GLIB appointment, he is appreciative of the Board acting on that as the representative from Yankee Springs has only attended one meeting in the last two calendar years. He does have a concern about the Board needing to get better updates from those meetings to avoid this situation happening again. With regard to the new appointment, he had communicated with the Board that there were volunteers who were interested and was not made aware of the new appointment until it was on the agenda for this meeting. There are serious concerns about what is going on with the GLIB right now. They refuse

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**UPDATE ON CPR
TRAINING**

**MOTION TO APPROVE
RENEWAL OF MTA
MEMBERSHIP**

NEWSLETTER UPDATE

NEXT BLOOD DRIVE

PUBLIC COMMENT

to do testing even though private citizens and the GLPA have done testing and found some contamination.

Mike Snyder (COA): He reiterated how important the millage is for the COA and the senior citizens. Costs are making it difficult for many seniors to travel south and many seniors no longer have family nearby. These services are so important, and the delivery drivers check on the safety of the seniors as well as delivering the meals.

Dave Laansma (Payne Lake Rd.): Expressed his gratitude to the COA. He wants to make it clear that his concern is about the accommodation of the COA with Thornapple Manor. He supports the millage, and his concern is specifically the project that Gary White showed the diagram for earlier.

BOARD COMMENT:

Cunningham: Wants to make sure everyone knows that the Public Hearing to actually adopt the budget for the 2024/2025 Fiscal Year will be 06/26/2024. We've had two budget meetings with only one family attending. It's important stuff.

Knowles: No comment.

Mousseau: Tax bills will come out on July 1st. Thanks to Dave for the efforts in putting together the Veteran's Memorial Ceremony. It was wonderful.

VanHouten: CPR training was a lot of fun and very well received. Putting out again that he needs more members for the Veterans' Committee and the Fire Committee. Deb, great job on maximizing the returns on the CDs.

Heethuis: At the meetings this month, we spent almost 5 hours in those two meetings to chew this budget and a lot of the work was done by Deb and that is appreciated.

ADJOURNMENT:

Motion by Cunningham to adjourn the meeting at 7:34 PM. Approved by all. Motion Carried.

Approved by: _____ Date: _____
Michael S. Cunningham, Township Clerk

Respectfully submitted by:
Betsy Frigmanski, Recording Secretary
June 15, 2024

BOARD COMMENT

ADJOURNMENT