

<p style="text-align: center;"> YANKEE SPRINGS TOWNSHIP BOARD OF TRUSTEES Regular Board Meeting Thursday, August 9, 2018 7:00 p.m. Yankee Springs Township Hall 284 N. Briggs Rd., Middleville, Michigan 49333 MINUTES </p>	<p> FINAL MINUTES Page 1 of 6 YST Bd Trustees 8/9/18 Draft Circulation 8-14-18 JcL Bd Approved 9/13/2018 </p>
<p> Meeting called to order at 7:00 p.m. by Supervisor Mark Englerth. PLEDGE OF ALLEGIANCE <u>Roll Call:</u> All Present: Jansma, J. Lippert, Englerth, Boysen, VandenBerg. Staff Present: Chuck Biggs- Constable, Cathy Strickland, Frank Fiala, John Frigmanski, Ron Heilman. Visitors: 11 (not including staff present). </p>	<p> CALL TO ORDER PLEDGE ROLL CALL </p>
<p> ADDITIONS/CHANGES TO AGENDA: <u>Add Public Comment</u> after Approval of Consent Agenda. <u>Add to Acknowledgement of Visitors:</u> <u>Tammy Pennington of the Commission on Aging (COA).</u> <u>Add Public Comment</u> also after #11 on Agenda. <i>MOTION by Englerth with support by S. VandenBerg to approve agenda as amended. All ayes. MOTION CARRIED.</i> </p>	<p> ADDITIONS/ CHANGES TO AGENDA </p>
<p> CONSENT AGENDA: <i>MOTION by Boysen with support from VandenBerg to move the Consent Agenda to the end of the Meeting Agenda. All Ayes. MOTION CARRIED.</i> </p>	<p> CONSENT AGENDA (Moved to end of Agenda by Motion). </p>
<p> ACKNOWLEDGEMENT OF VISITORS COA – Commission On Aging: Tammy Pennington reported on the many activities and services of Barry County’s COA. Barry County Commissioner -Vivian Conner gave the Barry County Board of Commissioners Report. </p>	<p> ACKNOWLEDGE- MENT OF VISITORS </p>
<p> PUBLIC COMMENT: Bill Medendorp, Vista Point, commented that he gave his comment a lot of thought. He was asked why he is always present at the meetings and he said he was present to “keep an eye on every board member, agenda and action. It’s clear to me that there is deceit and personal vendetta being played out here. Example 1: I have personally seen is the set up of Shane VandenBerg in recall now. That whole meeting was set up to get Shane to respond to a verbal assault on a tabled business. Those that pushed that set up knew how to get Shane </p>	<p> PUBLIC COMMENT </p>

VandenBerg to respond and then to be able to push for a recall. Now the attorney for the township confirms that Shane VandenBerg did nothing wrong. Shane has done nothing but do good for this township and stepped on others' toes to do so, setting himself in the firing lane of others. Example 2: Where was these same people cryin' out "Conflict of interest" towards Shane VandenBerg when he was planning board member conducted his own business with a professional planner help. Not a word from them. Not a word. That board member had his land separated and some put in reserve for nothin' more than the drawin' of a line through the map and it was done. Why was it not examined and deliberated on like everyone else has to do? Especially when we put those papers on the map and we talk about it when he was sitting up there. There needs to be a clean up of appointed members that feel because they have been on the board so long they have the right to do as they please. I propose term limits be put in place for appointees as well as elected members. You people on this board are here for the good of the people of the township and nothing more. A level of hatred between the few are causing chaos and disruption, and it needs to be stopped. I will continue to watch, question, and spread the word when I see wrong-doing. Trust me I will. One more thing, I need a form of the Freedom of Information Act. Last meeting I wanted to know who it was that changed minutes. Please let me have that form and the form for putting someone in position that needs to be questioned.

Meghan Koorndyk, from Rep. Julie Calley's office commented on completing the budget before the summer (break). It was done early so that the townships would know for the upcoming budget period. Rep. Calley is hosting a summer reading contest for kids 1st until 5th grade. Bookmarks can be picked up from area libraries that are participating. Website has further information. Office hours were not held in July due to attendance at the Barry and Ionia Fairs. Normal hours will be held in August and on August 20th Rep. Calley will be in Lake Odessa and August 20th as well Rep. Calley will be at the Hastings Courthouse and on August 27th, the City of Portland from 11 to noon.

Christian Yonkers, former J-Ad Reporter of YS Township news, commented, "On February 5, 2018, during with employment with J-Ad Graphics and The Banner, I had submitted an article to my editors, on the potential recall elections for Clerk Janice Lippert and Mr. Shane VandenBerg...but I'm here to clear misconception on a discrepancy I had used in verbiage in specifically two of the cut lines for photographs. I had used for both Trustee VandenBerg as well as for Clerk Janice Lippert the words, 'charged'. Specifically to Mr. VandenBerg, I had on my own volition used the word 'charged' with conflict of interest while defending his PUD from the board table and also with Clerk Janice Lippert I used the word 'charged' of corruption and malfeasance of office. I realize in retrospect that those were inappropriate terms for both those circumstances and 'accused' and or 'alleged' would have been far more appropriate. It has just come to my attention in recent months. It was something that needs to be cleared up that it was not something my editors put in nor was it something I had purposely included in the articles to cause any kind of trouble that wasn't merited. It was simply indiscretion and inappropriate use of wordage on my part and I apologize for any kind of issue I may have caused anyone. I do have these cut lines right here that are from my rough edit. If you would like to read them or look at them for your own self. They are right off my computer. If you would like the board to have them I will distribute them to you." (Said cut lines were given to board members).

Ron Heilman, ZBA Secretary, commented “I was here last month and I talked about what the ZBA had sent to the Planning Commission and as I said and meant it, ‘95% of the time I agree with the Planning Commission’ but they came up with instead of what we asked for - 40% on lots, they asked for 50. And I’m not going to go into what I talked about before but what I’m going to say is if in fact you should pass this 50%, you’re sending a message to the residents that if they want to come before the appeals court, they’ll be for 60 or 70% coverage, because that’s what we’ll be hearing. The other point that I want to make is has anybody taken into consideration that we have enough problems on this swamp and muck that we are building on now with all these houses. We’ve just had one on Hazel that started sinking into the lagoon because the foundation wasn’t good. So they had to put pilasters down. They put 20 some pilasters just to keep that from sinking and meanwhile when they put that down in there it’s like an iceberg. All of the cement down below pushes the mud out into the lagoon and it filled the lagoon with mud. I can also cite a couple of them I remember on Park Drive that were my neighbors. They both have single story brick homes with fireplaces on the end that went up and they started sinking both of them together. One spent over a \$100,000 to correct that and by doing that they pumped cement down under the floating slab that they had because it had cracked in half and they had raised that whole house up and all that mud went out into Gun Lake. So we’re talking about a huge weight situation here from 30 to 50%. We’re talking about and if somebody puts a two-story brick home on a lot of these properties, and most of them are going to be lake properties that we deal with on appeal unless it’s a fence issue or something, it’s somebody wanting to build bigger on these small lots. So I ask you, please, send it back to the Planning Commission. Don’t let it go any farther than this board tonight. Keep it at 40% and that will be fine. That’s where most of our cases are coming in for appeal, is 40% or less, and I’d appreciate that.”

BOARD ACTION ITEMS:

A. ZONING ORDINANCE AMENDMENTS Art. XII, Sec. 12.6 (Lot Coverage Provisions)

B. ZONING ORDINANCE AMENDMENTS Art. II, Sec. 2.1 (Definition)

MOTION by Englerth with support from Jansma to table two ordinance amendments above (A. and B.) and have a joint meeting to go over them. All Ayes. MOTION CARRIED.

C. Special Assessment District No. 47 (Willson Drive) Paving Bill Reduction (\$1,902.00)

MOTION by Jansma with support from VandenBerg to approve reduction of Assessment District #47 from \$14,000.00 to \$12,615.00 (Including costs of publication, recording secretary, and postage). Roll Call: Englerth: Yes, Lippert: Yes, Jansma: Yes, Boysen: Yes, VandenBerg: Yes. Yes: 5, No: 0. MOTION CARRIED.

**This will go on the December tax bill this year, per A. Jansma.*

TREASURER’S REPORT: presented by Alice Jansma, Treasurer

- July 2018: Financial Statement
- Investment Report
- Receipt Distribution Report

MOTION by Lippert with support from Boysen to accept the Financial Report for July 2018. All ayes. MOTION CARRIED.

BOARD ACTION ITEMS

MOTION to TABLE

MOTION TO APPROVE REDUCTION – ASSESSM’T DIST. 47
Attach final Invoice Mrray’s

TREASURER’S REPORT: Alice Jansma, Treasurer

SUPERVISOR REPORT: Mark Englerth

- **GLASWA update-** Supervisor Englerth asked that board members review GLASWA report in preparation for next month's meeting. An ordinance amendment pertaining to lifting stations/grinders was noted and distributed in board member's packets.
- See **OLD BUSINESS** below.

CLERK'S REPORT: Jan Lippert, Clerk

August 7, 2018 Election Report:

Precinct #1: Walk-ins 540/ Absentee Ballots: 214 processed = 754 voters for a 33.9% voter turn-out

Precinct #2: Walk-ins 380/Absentee Ballots 237 processed = 617 votes for a 39.8% voter turn-out

July Yankee Springs Fire Report from the Deputy Fire Chief

July 911 Report – Clerk's Office

Planning Commission July 19, 2018 Meeting Minutes

PCI June & July Zoning Activity Reports

Current Invoice Register of 8/9/18: \$18,176.61

MOTION by Jansma with support from VandenBerg to approve current invoice register of 8/9/18 total = \$18,176.61 - Roll Call: Englerth: Yes, Lippert: Yes, Jansma: Yes, Boysen: Yes, VandenBerg: Yes. Yes: 5, No: 0. MOTION CARRIED.

NEW/OLD BUSINESS/ BOARD COMMENT:

Tentative Meeting Date with Fleis & VandenBrink: Thursday, Sept. 6th at 6:00 p.m. Meeting is in regards to the Water System – Michigan Rural Water's Rate Study.

CASINO REVENUE SHARING DISBURSEMENT- \$17,334 Check Received recently.

A. Jansma commented that this was the largest received of the Casino's bi-annual distributions. Englerth asked that \$9,000 of this most recent Casino Rev. Sharing disbursement be committed to the Veterans' Memorial. Discussion took place on current plans for the Veterans' Memorial.

MOTION by Englerth with support from Boysen to commit \$9,000 of recent Casino Revenue Sharing Disbursement to the Veterans' Memorial Fund. Roll Call: Englerth: Yes, Lippert: Yes, Jansma: Yes, Boysen: Yes, VandenBerg: Yes. Yes: 5, No: 0. MOTION CARRIED.

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SUPERVISOR'S REPORT: Mark Englerth

CLERK'S REPORT: Jan Lippert, Clerk

MOTION TO APPROVE CURRENT INVOICE REGISTER

NEW/OLD BUSINESS/ BOARD COMMENT

MOTION TO COMMIT \$9,000 to VET. MEM. Of Casino Rev. Sharing Distribution.

Special MEETING to DISCUSS FACILITIES WORKSHOP: Wednesday, August 15th at 6 p.m.

MOTION by Lippert with support from Boysen to meet August 15, 2018 (at 6 p.m.) to discuss FACILITIES. All Ayes. MOTION CARRIED.

AUDIT to be conducted August 16th and 17th per Clerk Lippert.

VETERANS' MEMORIAL – Englerth mentioned they are still discussing pavers (previously bricks).

Request to Correct Minutes of Oct. 12, 2017 was made by Trustee VandenBerg who commented that part of those minutes were missing. This request/discussion will be on the agenda of the next Regular meeting to be held on September 13, 2018. Supervisor Englerth clarified section of minutes to be reviewed and the situation involved in this section of the minutes. Englerth and Recording Secretary will review audio recording.

BREAK: 8:14 p.m. RESUME: 8:19 p.m.

APPROVAL OF CONSENT AGENDA:

- **Special Meeting Minutes of June 5, 2018 - 2017-18 Budget Amendments**
- **Special Meeting Minutes of June 19, 2018 CIP Continuation Report (Joint Meeting)**
- **July Minutes: Regular Board Meeting July 10, 2018**
- **Special Meeting July 24, 2018 – Water Utility Advisory Board**
- **July Check Register: Check Register #914727 –through #914771 \$62,054.40**
- **July Pay Roll Register: Check #6295 through Check #6318 Net Amount: \$12,097.62**

MOTION by Jansma with support from Boysen to approve the Consent agenda of tonight's meeting as presented. All Ayes. MOTION CARRIED.

PUBLIC COMMENT:

John Frigmanski, ZBA, on behalf of his wife and himself, presented a donation of \$1,000 to the Veterans' Memorial.

Bill Medendorp, Vista Point, referred to Mr. Frigmanski's previous donation commenting, "What that gentleman did was what the community is supposed to be made of." Addressing Englerth, B. Medendorp commented, "What you did for Shane to make a comment, you did good. They came and they looked at you and they put their finger in your face you have the right to say, 'Do you have anything to say Shane?' He had all the right in the world. Number 1, all of the sudden they were here when it was tabled. They use to sit over here and here and now all of sudden they are like this when they went after Shane. But I am going to say one thing and I hope you guys are up with me cuz everybody tells me I'm all over. But there's one thing I'm willing to say for Shane, if there is no law says you have to have those fire hydrants, I'd make a big deal out of it. And I'd make a deal that it would be worst than you would ever see. If there's no law says you have to those fire hydrants and what they did to you that day, that was wrong. And what you did Mark, you did right by letting him have a say so. So thank you."

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MOTION FOR SPEC. MTG. to Discuss Facilities.

BREAK

APPROVAL OF CONSENT AGENDA

PUBLIC COMMENT

BOARD COMMENTS:

J. Lippert, Clerk, commented that the audit is next week and everything is fine.

Michael Boysen congratulated Larry Knowles on his win for Trustee. "I was 41 short, but good job," added Boysen.

Shane Vandenberg commented that he would like to thank John Frigmanski again. "It's unbelievable. I mean you stepped up to the plate."

Mark Englerth commented that he would like everyone to respect the election process. "I've been on the bottom of it and I've been on the top of it. I've been three votes from whatever. But it is the public's right and the public's vote. So if I look at all the diversity that we have in our township, and the board meetings. And if you want to look at the bad, you can be really disappointed and really disgusted. But if you look at all the good things, and all the good people in this community, and we don't always agree but the ball does move forward, and we are better today. And it's all our obligations to do better tomorrow."

**BOARD
COMMENTS**

ADJOURNMENT:

Motion by Englerth with support from Vandenberg to adjourn at 8:24 p.m. Approved by all.
Motion Carried.

ADJOURNMENT

Respectfully submitted:
Recording Secretary 8/9/18

Date: Sept. 13, 2018 Bd Approved_

Approved : 8-14-18 draft approved for circulation. JCL

Janice C. Lippert, Township Clerk

Murray's Asphalt Minc LLC
 1727 Moore Rd
 Woodland, MI 48897
 269-948-9369

1-866-572-6790 - Fax

www.murraysasphalt.net

Invoice

Date: 07/11/2018
 Invoice No.: 12192
 Salesperson: Ken

Bill To:
 Residents of Willson Dr
 8281 Willson Dr
 Middleville MI 49333

*AUGUST
 AGENDA*

269-838-0018
 larrylindaseger@gmail.com

Qty	Description	Unit Price	Total
1	Private Road Maintenance	\$12,098.00	\$12,098.00
<p><i>Special assessment Dist # 47</i></p> <p>COPY 7.23.18</p> <p><i>JAN - ADJUSTMENT AMENDMENT 8.9.18</i></p> <p><i>Approved 8.9.18 Jennifer Vandenberg All YES Julie P. Support, Clerk</i></p>			
		Subtotal	\$12,098.00
		Total Amt	\$12,098.00
		Balance Due	\$12,098.00

Thank you for your business.

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