

**YANKEE SPRINGS TOWNSHIP
BOARD OF TRUSTEES**

Regular Board Meeting

Thursday, July 11, 2019
7:00 p.m.

Yankee Springs Township Hall
284 N. Briggs Rd., Middleville, Michigan 49333

MINUTES

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Meeting called to order at 7:06 p.m. by Supervisor Mark Englerth.

PLEDGE OF ALLEGIANCE

A moment of silence was observed for search and rescue team currently involved at Gun Lake at this time.

Roll Call: Present: Jansma, L. Knowles, Englerth, VandenBerg.

Absent with notice: J. Lippert

Staff Present: Frank Fiala, Sandy Marcukaitis, Ron Heilman, Richard Beukema, Cathy Strickland, Dave VanHouten, Brad Williams, Chuck Biggs- Constable.

C. Kaufman, Township Attorney, was also in attendance.

Visitors: 26 (not including staff present).

ADDITIONS/CHANGES TO AGENDA:

Remove: Joe & Dan Miller (from Acknowledgement of Visitors). The Miller's requested to be at the August meeting – involved in search & rescue mission currently (tonight).

Under Acknowledgement Of Visitors:

Add: Barry County Commissioners Report by Dan Parker
Ron Heilman from the ZBA

**Motion by Jansma second by VandenBerg to move forward with the changes and additions to the agenda. All ayes. MOTION CARRIED.*

CONSENT AGENDA:

Approval of Consent Agenda Minutes:

- a. Minutes of: June 4, 2019; June 13, 2019, 6:30 PM; June 13, 2019 7 PM, June 25, 2019 6 PM.+
- b. June 2019 Accounts Payable Check Register #915252-915297 \$106,555.20+ June 2019 Payroll Check Register #6415-6432. \$10,924.23+ EFT Sprint \$266.70+ Fed. Tax & FICA. April & May \$5,590.10
- c. Total Disbursements: June \$123,336.23

CALL TO ORDER

PLEDGE

ROLL CALL

**ADDITIONS/
CHANGES TO
AGENDA**

**CONSENT
AGENDA**

**APPROVAL OF
CONSENT
AGENDA**
(See exception in
motion).

Re: June 25th meeting – Budget Adoption and Direct/Indirect Hookups: L. Knowles disagreed with minutes on pg. 3, noting M. Englerth didn't read the information from the Attorney and on p. 4 noting the minutes should state that M. Englerth and Mr. & Mrs. Barnes came up with an agreement of \$2,870. Knowles would enforce it. (It was decided that the meeting's minutes, dated June 25, would be removed from the Consent Agenda).

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APPROVAL OF CONSENT AGENDA:

Motion by Jansma with support from Knowles to approve the Consent agenda for tonight's meeting as presented with the removal of June 25th Budget Adoption minutes. Roll Call: Knowles: Yes, Jansma: Yes, Lippert: Absent, VandenBerg: No, Englerth: Yes. Yes: 3, No: 1, Absent: 1. Totals: Yes: 3, No: 1, Absent: 1. MOTION CARRIED.

PUBLIC COMMENT: (Limit to 3 minutes)

PUBLIC COMMENT

Cathy Strickland spoke regarding MTA Hot topics in P & Z on August 14th. Strickland pointed out that the Early bird date –is July 31st– (which comes before the next meeting.) C. Kaufman will be the instructor. Meeting to be held at Western Michigan University in Kalamazoo.

Motion by A. Jansma with support from Knowles to allow up to six (6) people to attend the meeting at \$94 per person. Not to exceed \$600. Roll Call Vote: Knowles: Yes, Jansma: Yes, Lippert: Absent, VandenBerg: Yes, Englerth: Yes. Yes: 4, No: 0, Absent: 1. MOTION CARRIED.

Phyllis Wordhouse re: pickle ball courts

P. Wordhouse thanked YS Twp. for being such a forerunner in the pickleball arena. Wordhouse noted, “Your early support of the game is impressive. You listened to one of your residents and put pickle ball in the township park right from the very beginning and we are very thankful for your trust in your residents.” Mrs. Wordhouse continued to speak of the game, equipment, scoring, age of players, and the health benefits of pickle ball. Mrs. Wordhouse presented a banner to the township board to thank the township for their support. Mrs. Wordhouse fielded questions regarding how the game got its name, parking, children playing, bathroom, and whether the board will have to pass improvements/changes to the courts. Resident Roberta Wierenga asked the board and it was confirmed that the board will be the ones to make a decision on having more courts or not.

Ron Heilman, ZBA spoke of the ZBA meeting on Tuesday, July 9, 2019 and the variance request involving a new house on the western side of Barlow Lake. Only three regular ZBA members were present at the meeting. Only four out of five members were available at the meeting last month. Four out of five members has kind of been the norm for attendance. There are no alternates available. R. Heilman noted that it was an embarrassment to him, and that we owe the residents better service with a full vote. R. Heilman noted that the newspaper ads have not brought anyone to apply. Heilman suggested going back to previous ZBA members for possible “new” members.

Motion by Jansma with support by Knowles to allow up to three (3) members from the ZBA to go the MTA Seminar (mentioned earlier by C. Strickland). Roll Call Vote: Knowles: Yes, Jansma: Yes, Lippert: Absent, VandenBerg: Yes, Englerth: Yes. Yes: 4, No: 0, Absent: 1. MOTION CARRIED.

Full audio recording of this meeting has been downloaded to the township office computer system on 7/11/19.

ACKNOWLEDGEMENT OF VISITORS

Barry County Commissioner, Dan Parker, gave the County Commissioner’s report.

Phyllis Wordhouse – re: Pickle Ball courts – *(spoke during Public Comment above)*.

REMOVED: Joe and Dan Miller – re: **Introduce new firefighters, July 6th breakfast**
(Unable to attend tonight because of current involvement in a search and rescue mission at Gun Lake.)

At 7:37 p.m. Supervisor Englerth asked that **C. Kaufman** and the **attorney of L. Knowles, Don Davis**, to go into the office for a conference as they had not had a chance to communicate with each other. Both Kaufman and Davis returned to the hall at 7:46 p.m.

TREASURER’S REPORT: presented by Alice Jansma, Treasurer

- a. June 2019 Financial Statement & Investment Report+
- b. June 2019 Receipt Report+
- c. GLASWA Report+

*2nd week in September: the audit will be held.

Motion by Englerth with support from Knowles to accept the Treasurer’s Financial Report for June 2019. All ayes. MOTION CARRIED.

BOARD ACTION ITEMS:

a. Generator for Township Hall

Jansma explained the effect of several power outages on the township’s computer system. “If our server goes down completely, we will be in a world of trouble,” added Jansma.

Discussion took place regarding specifications, getting three (3) bids on 3 different generators, including a generator in the renovation plans (location of generator), advertisement and RFP. No motion was made this evening.

b. Office Renovation (Fleis & VandenBrink)

Motion by Jansma with support from Knowles to approve Phase 1 of Fleis and VandenBrink’s Preliminary Plan Development with generator involved in plan. ROLL CALL VOTE: VandenBerg: Yes, Knowles: Yes, Jansma: Yes, Lippert: Absent, Englerth: Yes. Yes: 4, No: 0, Absent: 1. MOTION CARRIED.

c. Appoint Renovation Committee:

Discussion took place. Set up a time to meet with Fleis & VandenBrink: **Tuesday, July 23rd at 6 p.m.**

d. Set meeting for Direct and indirect hook-up fees

The meeting was set for the same night (**July 23rd**) (with Fleis & VandenBrink) at 7 p.m.

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**ACKNOWLEDGE
-MENT OF
VISITORS:**

Attorney’s confer
At 7:37 p.m.

**TREASURER’S
REPORT:**
**presented by Alice
Jansma, Treasurer**

**BOARD
ACTION ITEMS:**

**MOTION ON
PRELIMINARY PLAN
FOR OFFICE
RENOVATION**

e. Poverty Exemption Resolution (from Dan Scheuerman, Assessor)

Motion by Englerth with support from Knowles to adopt Resolution #7-01-2019- Poverty Exemption. ROLL CALL VOTE: Vandenberg: Yes, Knowles: Yes, Jansma: Yes, Lippert: Absent, Englerth: Yes. Yes: 4, No: 0, Absent: 1. MOTION CARRIED.

BOARD ACTIONS
continued

f. Fire Truck Tires (Dan Miller)

J. Miller and D. Miller were unable to be here this evening due to search and rescue mission currently taking place on Gun Lake.

Jansma noted that four quotes were given by J. Miller.

Motion by Jansma with support from Knowles to approve bid of \$6,575.24 from Best –One Fleet Service for tires for two fire trucks. ROLL CALL VOTE: Vandenberg: Yes, Knowles: Yes, Jansma: Yes, Lippert: Absent, Englerth: Yes. Yes: 4, No: 0, Absent: 1. MOTION CARRIED.

MOTION ON TIRES
for FIRE TRUCKS

g. Set Date for Interviews for Planning Commission vacancy:

Date set for Tuesday, July 30th at 6 p.m.

****Please note: The Preliminary Agenda meeting (for the Board Meeting of August 8th) will follow this meeting (Interviews for PC). The Preliminary Agenda meeting will not take place on August 6th as mentioned later in meeting.*

h. Set salary for Assessor Dan Scheuerman

**Motion by Jansma with support of Vandenberg to approve a 2.8% increase in Salary for Assessor D. Scheuerman. ROLL CALL VOTE: Vandenberg: Yes, Knowles: Yes, Jansma: Yes, Lippert: Absent, Englerth: Yes. Yes: 4, No: 0, Absent: 1. MOTION CARRIED.*

MOTION ON
SALARY
INCREASE FOR
ASSESSOR

i. Well testing bid of Fleis & VandenBrink: Englerth commented that the aquifer hasn't been tested for the last 27 years.

**Motion by Knowles with support from Jansma to approve proposal dated June 20, 2019 for amount of \$4,910.00 to provide well sampling. Vandenberg said he wanted to make sure payment came through the General Fund. ROLL CALL VOTE: Vandenberg: Yes, Knowles: Yes, Jansma: Yes, Lippert: Absent, Englerth: Yes. Yes: 4, No: 0, Absent: 1. MOTION CARRIED.*

MOTION FOR
WELL TESTING

j. Location of park bench donation of Judy McCrumb in Al McCrumb's memory.

Supervisor Englerth commented that knowledge of the project came to him last Fall. Englerth wanted board members to approve before concrete is poured.

Englerth commented that he and his wife will take care of the concrete.

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**Motion by Englerth with support from Knowles to approve location of bench prior to concrete. All ayes. Motion Carried.*

BOARD ACTIONS
continued

k. Discussion/consideration of cost of additional law enforcement on lakes and YS Meadows

Englerth commented on changing times and also commented on the number of visitors to Gun Lake every summer. Englerth spoke of it (additional law enforcement) being a pilot program for Yankee Springs. “It’s about safety of the community,” added M. Englerth.

Discussion took place. Jansma commented that she wanted to have something laid out at this time, and it is already in the middle of July. VandenBerg mentioned maybe if their (enforcement) hours or shifts were changed- enforcement might be more effective. S. VandenBerg commented regarding seeing an enforcement officer/car just about everywhere in the township when going out on the roads of the township. L. Knowles commented that he agreed with VandenBerg, that he was opposed to spending any money for the same thing (additional enforcement).

MOTION
REGARDING
ADDITIONAL LAW
ENFORCEMENT

**Motion by L. Knowles with support from S. VandenBerg to not spend any further money on additional enforcement. ROLL CALL VOTE: Knowles: Yes, VandenBerg: Yes, Jansma: Yes, Lippert: Absent, Englerth: No. Yes: 3, No: 1, Absent: 1. MOTION CARRIED.*

l. Cardboard bin- third dumpster-discussion requested by M. Englerth.

Englerth noted how things have changed over time regarding recycling. Englerth commented on cardboard recycling being more efficient, less money and less capacity. Frank Fiala commented that the County-wide Solid Waste Oversight Committee has been looking into the situation in China and current recycling efforts with help of the state-wide consultant. Corrugated cardboard appears to be the right thing to do according to their state-wide consultant. Match on grants is up to \$1,500. A grant must be applied for with the Barry County Solid Waste Oversight Committee and there may be a grant from the Barry County Foundation, but that is not confirmed at this point.

MOTION
REGARDING
CARDBOARD
DUMPSTER

Motion by Englerth with support from VandenBerg to approve \$4,500 to be given by the township for a cardboard dumpster/bin providing that grants would be obtained for the rest of the cost for cardboard bin. Roll Call: Jansma: Yes, Knowles: Yes, Lippert: absent, Englerth: Yes, VandenBerg: Yes. Yes: 4, No: 0. Absent: 1. MOTION CARRIED.

RECESS: 8:26 p.m. RESUME: 8:38 pm

BREAK

CLERK’S REPORT: Jan Lippert, Clerk given by A. Jansma in the Clerk’s absence

CLERK’S REPORT: Jan Lippert, Clerk
(given by A. Jansma)

- June 2019 PCI Report
- YSTFD June Statistics
- Current Invoice Register to Date: for Approval
- Board Members copy of Bauckham, Sparks’ most recent bill.

**Motion by Jansma with support from Knowles to approve invoice register dated 7/11/19 for the amount of \$32,815.40 (to go in last year's budget- were due in June). Roll Call: Knowles: Yes, Jansma: Yes, Lippert: absent, Englerth: Yes, VandenBerg: Yes. Yes: 4, No: 0. Absent: 1. MOTION CARRIED.*

Motion by Jansma with support from VandenBerg to approve current invoice register for July bills for the new budget year 2019-2020) for the amount of \$43,829.15. Roll Call: Jansma: Yes, Knowles: Yes, Lippert: absent, Englerth: Yes, VandenBerg: Yes. Yes: 4, No: 0. Absent: 1. MOTION CARRIED.

TRUSTEE REPORTS: None at this time.

SUPERVISOR'S REPORT: Mark Englerth

Englerth mentioned the passing of Bob Lippert in the last month, and that Jan (Lippert) has been having a real struggle with it, and Alice (Jansma) has taken the lion's share of the weight. "She's done a lot of work and a lot of energy and done a great job," added M. Englerth.

M. Englerth thanked Alice Jansma for taking care of Jan's work in her absence. A. Jansma also noted that Marge VanderMeyden has been a great deal of help, as well. Applause came from the board and audience.

- **Monthly Code enforcement report from Brad Williams**
- **Schedule Joint Meeting** (see p. 7 of June 13, 2019 minutes)

Joint Meeting scheduled for Tuesday, August 6th, at 7 p.m.

****(After tonight's meeting: It was noted that the Preliminary Agenda meeting will now be on Tuesday, July 30th following the Planning Commission Interview meeting.)****

- **Sprinkling** – sprinklers are pretty much in and working well at the fire station.
- **Buoys** - (No Wake and Rock buoys)– some have been moved. Some buoys have ended up on M. Englerth's dock (on Gun Lake).

NEW/OLD BUSINESS/ BOARD COMMENT: (came before Public Comment)

- a. **Report from Attorney, Donald A. Davis** – Supervisor Englerth introduced Attorney Davis adding that he (Englerth) had not received a written report from Davis.

Don Davis introduced himself commenting that he lives nine months in GR, and three months on Payne Lake, and retired as a U.S. Attorney after 40 years. He has since joined a criminal defense firm.

L. Knowles contacted and hired Attorney Davis when Knowles became aware that he was facing three criminal investigations. The investigations were from the Barry County Sheriff's Department, the highest law enforcement in this county.

Davis commented that his report is based almost entirely on the police reports that were provided to him under FOIA, and interviews with witnesses and with police personnel involved. "These are facts that were developed by law enforcement," noted Davis.

Davis noted that L. Knowles, Director of GLASWA came to the conclusion that he could be of

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TRUSTEE REPORTS

SUPERVISOR'S REPORT: Mark Englerth

NEW/OLD BUSINESS:

service to this township by becoming involved in its governance. Don Davis noted that the attorneys for GLASWA, for Yankee Springs' Board and the Barry County Prosecutor all agreed that there was no conflict of interest in L. Knowles being on the Yankee Springs Board as a Trustee and also the Director of GLASWA. "And he was elected to this board in November 2018. Little did he think by doing so, that he would be subject to personal political attacks, and the completely unfounded allegations that followed. Nor did he ever conceive that he would be subject to three criminal investigations conducted by the Barry County Sheriff's department each of which resulted in findings on April 11, and April 15th, 2019 by the Barry County Prosecutor based on the law and the facts that no crimes occurred. In two of the three matters- "investigations continued despite there being "no relevant criminal statute." Davis cited the continued investigations as: 1) Voting as a YS Trustee and 2) Knowles' exercising the right to petition the recall of a public official.

"Now that baseless, thoughtless and ill-conceived allegations are behind him, he hopes to continue serving this township and GLASWA and work on his responsibilities," added Davis.

Attorney Davis reviewed the three cases in chronological order:

The **first case** was referred to by Davis as the "Recall Case"- Case #1805678 –started Aug. 3, 2018. Complaint filed by Trustee Vandenberg and a person named Geoff Moffat. Complaint was called "Public Peace". The investigating Deputy (On Jan. 17) met with and learned that Knowles, as a private citizen, in the Fall of 2017, – observed what he believed, that Mr. Vandenberg used his trustee position to promote his own private commercial interest. Knowles learned from County Clerk, Pam Palmer, how to go about preparing a petition seeking to recall Trustee Vandenberg. He prepared that petition. Wording was approved by Circuit Judge Doherty- in Barry County, but it was never circulated. Instead, Mr. Knowles successfully ran for a seat on the Board (of Trustees).

The day after the investigating deputy interviewed Knowles, the deputy sent his report to the County Prosecutor's Office for determination of what should be done with it. On Jan. 29, 2019, the prosecutor denied a warrant.

During the interview of Mr. Knowles, the deputy said, in reviewing the transcripts of the Board of Trustees' meeting, held in October of 2017, Mr. Knowles was a private citizen, and this was a debate about an apparent commercial interest of one of the trustees. The deputy said, 'I'll be the first to tell you, I apologize for it. (It's?) becoming something I've been chewing on, and I've had, well because I'm not naïve, I've read the minutes. I've listened to statements and other board members' statements, and I too, thought it was a conflict of interest". But the deputy went on to say "I merely gather information and pass it on. My opinion means absolutely squat. But, I can't imagine how much energy has been lost and wasted.'

Each of the three deputy sheriffs involved commented that they were "operating under the commands and the dictates of higher authority in the sheriff's department."

Davis commented that everyone has the given right, (under the Michigan Constitution and Michigan Statutes) if they are dissatisfied with the performance of a public official, to begin a recall campaign. "But even if the attempted recall person, in this case, Mr. Vandenberg, doesn't like it. Even if he totally disagrees with it, might say, 'Well he lied. I didn't have a conflict of interest'. It's a statement of opinion. It's not even defamation in a civil case. We are talking about criminal cases being investigated by your Sheriff Department generating this (a "thick" paper report binder). Turning it into a criminal case. Defamation, you think. Well you just can't lie about something. Defamation doesn't cover a statement of opinion."

Davis reminded the audience that Case #1 is closed.

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DON DAVIS,
ATTORNEY for
L. Knowles,
Trustee *continued*

Case 2 -referred to by Davis as “The Embezzlement”. An employee of GLASWA quit in August 2018. In Sept. 2018 this employee was accused by GLASWA for stealing. The employee was investigated by the Michigan State Police. Davis commented, “And unlike these three criminal cases, it resulted in a warrant, and a charge, a guilty plea and he was sentenced a couple weeks ago by Judge Schipper, in this county.” Davis noted the employee along with M. Englerth went directly to the Sheriff. Davis commented that the deputy “told us, never in 17 years, had she seen anything like this. The complaintant called this a “coup”- whatever that means.” Davis noted the detective called Mark Englerth on Oct. 19th of last year. Supervisor Englerth “had apparently grown impatient about this investigation of an embezzlement at GLASWA, that he went with XXXX (the former GLASWA employee) to complain about it and finally Detective XXXX, called him back and learned that your (YS) supervisor was not very happy that the acts which were complained of, in what we’re calling “The Embezzlement”, were declined by the Prosecuting Attorney in April” noted Davis.

Davis asked the question, “How would you like the Sheriff of this county investigating you for these things, and having to hire an attorney?”

Case 3 called “Incompatibility of Office” by Davis. Davis referred to meetings that took place in November 2018. Case#19-00612 resulting from a complaint filed on Jan. 11, 2019 by Cornelius Medendorp and M. Englerth. “That night (January 11, 2019) the sheriff woke up the prosecutor at two in the morning to tell her about this awful thing going on in Yankee Springs. That awful thing was your Trustee, Larry Knowles was serving as a Trustee and as Director of GLASWA,” noted Davis. Davis noted the opinions of Dickinson and Wright (for GLASWA), and the township attorney, C. Kaufman, taking on a more conservative, cautious tone, said also “in the circumstances that were presented, it was not a conflict of interest.” And so Larry Knowles had the audacity to continue to serve in the capacity for which you’ve elected him. And what happened that night, your Supervisor along with Cornelius Medendorp, went to the Sheriff, the Sheriff woke up the Prosecutor to start prosecution and investigation Number #3. Incompatibility of Office. Now let’s assume, that Ms. Kaufman and Dickinson Wright said, ‘Yes’.

Englerth commented asking if Davis was “putting on a show or addressing the Board”. Englerth commented that he had no information ahead of time from Davis. Englerth commented that Davis can go ahead, “But we are addressing the board.” Englerth commented that Davis didn’t give the board any information ahead of time.

Davis commented about not being asked for information and that he had information that Englerth had the same FOIA’d information that Davis had.

Davis continued commenting that the remedy is not a criminal investigation if there actually was a conflict of interest. Davis commented that the remedy would be going to circuit court. (Davis described the circuit court process). “But not in this county. In this county it turns into a criminal case for which Mr. Knowles has to hire an attorney and has to defend himself more than once,” added Davis.

Davis commented that on April 11, 2019 he received an email from Barry County Prosecutor (Julie Nakfoor Pratt). “She wrote to me, ‘Good afternoon. I have received Barry County Sheriff’s Office BCSO Complaint #19-612. This contained allegations that Mr. Knowles allegedly voted in violation of incompatibility of public offices MCL 15.181 at Yankee Springs Township on January 10, 2019. After view of the police report and supporting documents, I found no violation of criminal law, and therefore no charges will be filed against Mr. Knowles. In addition, I find no legal basis to intervene, under Section 15.184, therefore I will not request an injunction from the

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DON DAVIS,
ATTORNEY for
L. Knowles,
Trustee continued

circuit court. My chief assistant, David Banister, reviewed BCSO Complaint #1805678 against Mr. Knowles. He denied charges on January 25, 2019 finding that no crime was committed in that case. No more requests are pending against Mr. Knowles, signed, thank you, Julie Nakfoor-Pratt.”

But on *April 15, 2019*, Davis noted he received another letter from the Prosecutor stating, “Hello. I received word there was a statement made during the Yankee Springs township meeting last Thursday, that Larry Knowles was still under investigation by the Sheriff’s office. I have spoken to Assistant Prosecutor, Jessica Payne, who worked with Detective XXXX on a complaint against Mr. Knowles that involved alleged photos taken with a phone. However, no evidence was ever produced. Therefore, no charges were sought or issued. As far as my office is concerned that investigation is closed. I’m not aware of any other pending criminal investigations against Mr. Knowles. Thank you, Julie (Julie Nakfoor-Pratt).”

Davis noted that L. Knowles had given him (Davis) permission to answer questions after his presentation.

M. Englerth commented that he didn’t file a complaint with C. Medendorp. Englerth asked to see the report.

Davis commented that he would show it to M. Englerth (*Englerth going with C. Medendorp to the Sheriff- in the report*).

Englerth said he got a call from the sheriff’s department asking what is going on. “You remember what you remember. That’s a fact. That didn’t happen.” Englerth noted that he would be making some more comments later on. Englerth commented that Davis said that never before, earlier on, had he (Davis) seen the sheriff investigating things directly. Englerth asked Davis if a detective or somebody was telling Davis that.

Davis commented, “What I said was that in 17 years, one of the deputies said that she never had seen...”

Englerth asked, “Which deputy was that?”

Davis commented that Englerth had the same report as he (Davis) had.

Englerth commented, “No. I’m asking you a question. You said one of the deputies said something to you. I’m sure that’s not in a report. Which deputy said that to you?”

Davis commented, “Is that what this is going to be?”

Englerth commented, “You’re sitting there making a bunch of facts. I just want to be sure I got them all right. Do you have a copy of your report?”

Davis commented, “I have the same one you have.”

Englerth commented, “No, of YOUR report.”

Davis commented, “My report, no. I’m doing it orally.”

Englerth commented, “So you don’t have the document that you’re going to share?”

Davis replied, “I shared it orally.”

Englerth commented, “Okey Doke. You cannot divulge the deputy that made that slanderous comment, right?”

Davis repeated the comment the deputy made, and Englerth commented, “Her?”

Davis commented “I’ve said that several times. ‘In her 17 years’. So now you’ve figured out who it is. What’s going to happen next?”

there. I personally don't either. My contract with GLASWA has nothing to do with water. So I guess I'm struggling to find where the contract thing is that you're saying that there's a..."

Kaufman replied "So I guess I'm just assuming that since the township has a water system, GLASWA operates it. Is that a fair word?" "That is" replied Knowles. "So what I wasn't sure of in the last situation was, did you have, personally have, any ability to make a determination on the reduction of a hook up fee or not?" L. Knowles replied, "I don't think I did."

Kaufman replied, "So if that's the case, then I'm not as concerned as I was beforehand. But I would – so the idea of a contract, obviously GLASWA operates the water system for the township so even if there's not a formal written contract, there's some type of understanding. "There is," commented Knowles. Kaufman added "So at some point, there's effectively some type of contractual relationship. I'm just urging you to be very careful, to not ... and again I'm ultraconservative. The statute provides an exemption for contracts between public entities. I don't think you're doing anything unlawful. I think it's just that 'Discretion's the better part of valor.'" Kaufman commented to L. Knowles to come to Kaufman or a GLASWA attorney to ask if he (Knowles) should participate or not when it comes to a topic or issue like that. Kaufman continued speaking to Knowles, "I don't think, now that you've explained the last situation to me, that there was a conflict, but without knowing more..."

Knowles commented, "No. I understand, but I was never made aware that you were making that decision."

Knowles told Kaufman Trustee VandenBerg has come to the GLASWA Board in the past and "said the same thing. But their decision was, 'it's not our water system. It's Yankee Springs'. You've got to go back to them.' And that was done months ago." Kaufman commented, "... This particular issue of a reduction of a hook-up fee, you're telling me as an employee of GLASWA, you have absolutely nothing to do about making a decision about that?" Knowles replied, "I would think that Yankee Spring would not want me to, meaning they have a resolution stating this is what you should charge and I will do everything I can to follow that until I'm told different." Kaufman clarified, "You didn't have any type of discretionary determination on what to charge on a hook-up fee. ... Essentially what he's saying is 'I'm an employee and in terms of how our water system operates is set by the township.' Is that a fair statement?" Knowles replied, "Yes. There's an ordinance..." Kaufman commented, "So basically, he has no discretionary authority or ability to make or change policies. So effectively, he's not touching up on a contractual issue when he's just performing his job. That's how I see it. Now I'm sure somebody's going to tell me something different, that happened in 1988 when somebody crossed the road and a bird fell out of the sky. I try my very best with the info I'm presented to make a legal opinion. Sometimes when things are told to me after the fact, or the facts change, then my legal opinion will also change. So when I'm given the information I do the very best I can with what I'm given. But sometimes I don't have everything in front of me at the time. ... As to the board, as to the audience, as to everybody, each single one of these things is delicate and needs close attention and I will continue to do that to the best of my ability. But we've got some very unique dynamics going here on this board. It's something that I try to very hard to make sure I'm keeping everyone close to lawful behavior lawful as I can."

Knowles asked, "When there is a conflict of interest, how do we handle it? Because I'm clearly uneducated here." Knowles commented that at the June 25th meeting it was decided that he and VandenBerg had a conflict of interest and were told to sit in the audience. "I thought I should be out of the room, but they demanded that we settle this tonight. I came back and sat in the audience, and as a matter of fact the supervisor asked Mr. VandenBerg and myself to go sit down for five minutes and work this out. Which I told him, I don't have the authority to do that. But it strikes me

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CATHERINE KAUFMAN, YS Township Attorney
Re: Conflict of Interest at Meetings
continued

wrong that two people with a conflict of interest are going to deal with the situation, I would have thought that those were the only two people that were out of the situation.” Kaufman commented, “Generally, when there’s a conflict of interest, you announce it beforehand and you either go sit in the audience and you do not participate or you can go out of the room or out of the building. You should not be participating.” Knowles asked, “How do we fix this in the future because that is not what happened?” Kaufman replied, “I think the board can adopt a policy. So we got a couple things here. I know you’ve adopted the Rules of Governance from MTA, I believe? You can adopt an ethics policy from the board. You can adopt a conflict of interest policy from the board. The Planning Commission has to have by-laws if they have a conflict of interest so I know they have those. I don’t know what the ZBA has, if they have anything, but once you have a stated conflicts of interest policy, it’s easier for everybody to kind of understand where we are. And it’s not a guess every single time. And if you had that conflicts of interest policy for the board, then it would say, ‘board member must announce before the issue is brought forward on the agenda that they have a conflict, that they’re going to remove themselves and they can go whatever, pick your decision, sit in the backroom, go outside, go out of the meeting room – whatever it is. And only come back when that issue is resolved. Because the whole point is, we’re trying to remove any type of conflict from the decision process- essentially.”

Englerth commented “I think there’s never going to be a perfect equation.”

VandenBerg commented “I think one of the documents of the ordinance that Larry (Knowles) was pertaining to- please tell me if I’m breaking any rules, if I am I’ll go into the other room... When you are missing documents... The document that he’s talking about was 2’06 – but it seems to me that there’s nothing goes any further back than that. Now, it was customary, let’s just say, every person, EVERY person that put in a plat or a development in Yankee Springs Township got an indirect hookup. Now, that started out. It was \$400 for putting in the main and then you got money back or the contractor fee which would have been \$612 which comes out to \$1,012. You can find hundreds of these people that got that cut...hundreds. Now just because we can’t find the paperwork, it’s lost and I don’t think anybody on this board will argue that we somehow do have multiple lost documents. And I’ll say no more about that, but when you have a track record of what you charged, doesn’t that mean anything? Or should, all of sudden we get to one person, a married couple, and all of sudden we want them to pay more.”

Kaufman commented, “Here’s what I got out of that. There’s an ordinance that controlled the water rates and that is lost or 2006 is your ordinance and there’s nothing before that but there’s been a long time practice of giving a credit to people who ... the developers, installed infrastructure, etcetera, ... and that is in the amount of \$1,012. Ok. You all control the water system so if you want to make a policy, if you want to amend that ordinance, do it. And then there’s no question. So what he (L. Knowles) is saying, when he has his GLASWA hat on is, I am an employee. I do, I operate, as you all -tell me to operate. Now, when it comes time for making an ordinance about the water system or what we’re going to charge or whatever, I don’t see he has a conflict, because, unless there was a contract about his personal salary or his benefits or something like that, but if you all go to adopt/change your water ordinance, say we are going to implement this credit for somebody who’s already installed infrastructure on the street (a very common situation), and that we would adopt the fee by resolution so that you don’t have to keep changing the ordinance. So you set the fee by resolution and then in two years if you want to change that fee, you just change by resolution. So I think that can all be done. Whether or not this was one situation that means more than anything other than that, I don’t know. But what I’m saying is this board controls that water system. If you want to make that a formal policy, do it. I thought you were scheduling a special meeting to talk about it. So, I think you can.”

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CATHERINE KAUFMAN, YS Township Attorney
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VandenBerg commented that he would appreciate if Kaufman would be at that special meeting. “I don’t think I’m overstepping my bounds here. Things are a lot more clearer, and let’s just say that the dismay? is more limited when our attorney is sitting at the table.”

Kaufman commented that that was the nicest thing she’s heard in about a month. (Audience laughed.)

VandenBerg commented that some of that comment was self-serving because “... I personally don’t want to get in trouble or overstep my bounds, trying to communicate to the board about specifics. Going back to that 25th meeting (June 25th regarding direct/indirect hookups), I’m the only one that knew what was going on, the only one. I was being asked questions by Alice and Mark okay because I’ve lived out here for a long, long time. I’ve put my share of water main in, I know a little bit about it. And my customer’s have actually paid the fees. So I knew what the fees were. And I believe that it’s almost like the contract, when you have something that runs for 25 years, and those are the fees that everybody’s paying, and that’s happening only because, I should say Larry’s issue, ... this is my opinion, Larry. I don’t disagree that that’s what the ordinance says, Larry. But there’s more to it than that. There’s missing documentation that nobody seems to give much credit to ... except me and I guess Alice, I think you caught on, you know on the 25th. That’s what has been charged.”

M. Englerth commented, “There’s a situation of past practices. I did talk to Dave Dykstra,... the subdivision behind McDonalds, and he said exactly the same thing. The mere fact that there isn’t documents, I’m sorry, who’s in charge of the documents? The sewer...”

Kaufman commented, “Well, it’s your ordinance.”

M. Englerth commented, “...is that the township has never took a real ownership role of anything. So now we’ve got a new individual in there. He’s looking at the paperwork. It isn’t there. Who’s fault is it? Don’t know. Don’t care. Maybe the personalities clash a little bit. Maybe in a little better environment, they could have resolved the issue? And then it ended up on the board, and it ended up bad board, bad board. So we need to continue to work through this, our responsibility is the general public, not each other...”

VandenBerg commented, “I’ll throw out the ... the indirect cost toward the sewer system. That’s relatively in sync with what was being charged with the indirect hookups. But the water system. To think that \$400 is going to cover your contractor’s cost, doesn’t make any sense! They have a contractor’s cost on the sewer end of it. And it’s always been paid that way. The customers that were purchasing the permits.”

Kaufman commented to VandenBerg, “So in order for this board to get that information, for its meeting, which I think you picked ... that meeting on the day of myvacation...(Kaufman didn’t know if she come to the meeting) “But in order for the board to have numbers, so they understand that, – I’m trying to keep you from also trying to advance something that would benefit yourself, can you just write a memo? Or just jot it down?”

VandenBerg commented, “The memo are the documents. The documents... they’re all in these plats and they all paid \$1,012. Then what happened was the sewer authority, Gun Lake Sewer and Water Authority, please tell me cuz I’ll go in the other room if I have to and I’ll scream from the other room. Hopefully everybody can hear all right. I’m okay? (Attorney Kaufman told VandenBerg it was okay to talk.) I don’t think it’s a wise idea of us even talking about those without you (Kaufman) here. We are not going to get anywhere.”

Kaufman commented “That’s why I was just trying to see if we could get a list, like you say, if there’s a list of the subdivisions, and we have a list of who paid what on the hookups, so....”

Englerth commented, "Another big piece was The Great Recession, which hurt everybody, but if you were in the building business, it devastated them. Half the building in Barry County went out of business. So there's that big lull that nothing happened. And the economy picked back up, and new people and new builders, and not Mr. Vandenberg, but other people behind McDonald's, New owner. Did that agreement go with the land, or did it go with the developer? And certainly it went with the land. So there is a lot of questions we have to ask here and resolve it. And if we could play well in the sandbox, we wouldn't be spending time here tonight. So we got to get better playing in the sand box and we've had that discussion already. So I think to resolve this once and for all, we have Catherine (Kaufman) here.

Kaufman confirmed and commented that July 23rd, Tuesday at 7 p.m. would work.

Jansma commented that there are a couple of boxes of information in the basement along with a couple file drawers full of it, as well. "And we'll start getting that stuff out. It's not just all on one side," added A. Jansma.

Kaufman clarified, "So we are just talking about the water system right now?"

Jansma replied, "Correct."

Kaufman commented, "Although you have analogous information about sewer hookups right? Similar information?"

Vandenberg commented, "... Sewer information. That is being treated in a much more equitable way."

Kaufman commented, "So maybe, Alice, there will be a meeting that other builders or something might want to come to that we could hear from..."

Vandenberg commented "... This only affects my plat. Everybody else is all used up."

Englerth commented that it might be nice to have some other developers there. "Dave Dykstra, even though he is retired...history"

Kaufman commented that she wants to make this broader "so this doesn't look like it's just about you..."

Vandenberg commented, "What if it is?"

Kaufman added "Then I'm going to have to make you sit over there. But then I need your information from you to support what we are going to talk about. And if I have to make it just about you, I can't let you be in the meeting."

Vandenberg commented "Larry's the director over there and he can get you all the documentation. In fact, there's a few other documents he could probably get you that he just passed on to me here last week."

Kaufman commented, "I can come back on the 23rd. I'm just trying to find a way that we can all participate without having conflicts and the more, the broader it is, if it is not just about you as a developer, cause you're the only one that will be affected. If it's going to about the development community as a whole, anyone who puts infrastructure in a road is going to get a credit back. I understand that you're the only one that has lots right now, is there a possibility it could ever affect anyone else?"

Vandenberg commented "We might want to have some of the people that already paid a different rate here. We could have Allen Edwin Homes here, maybe." Englerth added, "Have Dave Dykstra here."

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Township Attorney**
Re: Conflict of
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Continued
PUBLIC
COMMENT

VandenBerg commented “If the board wants to say, you know, Shane should pay more, I guess that’s the way it will be.”

Kaufman commented, “I don’t think that’s what we’re saying. Let’s get the info.”

Supervisor Englerth redirected back to the agenda:

- c. **Separate tables for recording secretary and for other individuals recording the meeting.** *(Suggestion had already taken place. No need to discuss further.)*

PUBLIC COMMENT continued:

Cornelius Medendorp, Vista Point, commented “Only comment is this, according to that meeting at? that whole stack of papers, Jan accused Mark...three supervisors couldn’t get along with him. So Jan made a motion. Larry made it second. And Jan voted right along side of them. Mark’s off the board. Now, according to what I think, it’s just my opinion, is Larry said at the end of the third thing that they all voted for is that ‘my job is compatible’. Now Larry’s on this board and he moves Mark. Can he do that to the other three supervisors with their position off from GLASWA from Martin, Orangeville, and Wayland? I wanna know, cuz this ain’t right. There was Jan made the motion. Larry seconded it and Alice went right along with it. Get rid of Mark off the board at GLASWA. Can he do that to the other three supervisors? Cuz they all three said they didn’t go to Jan. So Jan lied. She made? it to where she said they came to her, and I’m sayin’ ‘Why?’. If them three came to her, Larry gets rid of Mark here, can he do it with the other three supervisors? I’m sorry, but that’s all I got to say.”

S. VandenBerg commented to C. Kaufman, “Did you follow what he was saying?”

C. (Bill) Medendorp commented, “...At that meeting, Jan made a motion, to get rid of Mark off of GLASWA, because three supervisors from Martin, Wayland, and Orangeville came to her. Other meetings- we found out that was false. And the second thing they voted was they put Alice in there. The third thing, what gets to me is, that they all voted, Larry, Jan and Alice, that his job is compatible with GLASWA. If his job is compatible with GLASWA, and they can move Mark from Yankee Springs, can they move the other three supervisors if they want to? ...”

Kaufman commented, “So first of all, we know his job is compatible with his employment at GLASWA, because not only did my firm opine it, but so did Dickinson Wright. And Dickinson Wright was the firm that GLASWA hired, and they’re his employers, so if they’re good, it’s good. OK. Now what we have to be careful on is everything I just discussed about contractual relations and all that other stuff. Jan and Larry and Alice can’t vote in Orangeville Township and they can’t vote on the board of Martin Township and they can’t vote on the board of Wayland Township. They can only vote on this board. So each board gets to appoint whoever they want to the GLASWA board of those four member townships. So, in this particular case the board voted to remove Mark and put Alice on the GLASWA board as the Yankee Springs representative. That’s done. They can’t affect the other three townships that are members of GLASWA because they aren’t on those boards. If I’m missing something, I’m not sure what it is. But that’s as I see it.”

Vandenberg commented “That evening I remember Jan made a motion to give Mark the boot, from the GLASWA board. And then Larry seconded it. Then the discussion came up and we wanted to know what happened, and Jan said that she had spoke with the other three supervisors and there were issues and that’s why she wanted Mark removed from that board. So the following month, and he was removed from that board, 3 to 2 vote. The following month, Mr. Englerth goes to the board meeting over there and come to find out this scenario never happened. It was made up.

CATHERINE KAUFMAN, YS Township Attorney
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PUBLIC COMMENT-continued

So, I guess, I think what he (Medendorp) is trying to say is, correct me if I'm wrong, does this board have a responsibility to backtrack when you remove somebody for a... , when you convict somebody for something that was made up, do you, should that person be, let's just say, relieved of that penalty and should he get his position back that he had in the first place? Because the vote was based on untruth. And nobody denies that. Does our board have a responsibility to clean it up?"

Kaufman commented, "Well I think that's something you can all decide. I don't remember exactly the status of the bylaws for GLASWA. But I don't think there's anything that will prevent you from putting him back on and removing Alice. I mean, but I haven't really looked at the bylaws in a while."

VandenBerg commented "Can you imagine somebody wanting either to vote for instance me, or Alice, or Jan? And they might say, 'Well shoot. I don't like your feet. We're gonna give you the boot with your own foot.'"

Ailene VanHouten of Rock Dr., commented that she has been following Yankee Springs business for years and has come to a few meetings. A. VanHouten commented that what has happened to Larry Knowles "is a shame". VanHouten added that she voted for Larry because she knew he would do a good job for the township. "We need to get the old boys out so that new and correct business is done. That's why I voted for Larry. I also know two good people who have resigned because of the difficulties of this board... I have talked to a lot of people in the community and they are appalled by what has happened to Mr. Knowles; what's happening with this board. None of you want to work and get along with each other. You could, but you're so stubborn. You won't do it. In fact, you should be ashamed of yourselves. It's always a couple of people.... Think about it." A. VanHouten also commented that L. Knowles had to hire his own attorney. VanHouten commented that she would sue the people making the false accusations if it were her- and the outcome was that everything was false – to get money for her lawyer. "I think you ought to consider paying for his lawyer. And you should think about what you've done to him. And I hope for once and for all, all of you can try to get along with him cause you guys are something else." (Applause from the audience followed).

Don Davis, Attorney of L. Knowles, commented that he had answers for two questions that the Supervisor had earlier. Davis apologized because he couldn't answer them earlier from memory. The first question was about who made the complaint. Davis referred to "pg. 4 of the police report, #1900612, dated Friday, January 11, 2019. 'Sergeant XXXX advised I was assigned' - this is Detective or Deputy XXXX –I was assigned to investigate this complaint. This was assigned to me- the complaint about Mark Englerth and Larry Knowles. I was advised Mark Englerth had been voted off the board, was dissatisfied with the results' ... it goes on and on. Secondly, 'the 17 year comment' is on pg. 4 of a 42 page taped interview and it reads, 'I never investigated anything like this before in my 17 years, if you give me an assault, I can tell you real quick if something looks like, looks to be whether it is or whether it isn't right. In most cases, we commonly deal with, I can do that. On this, I'm not going to, you know, act like I'm comfortable operating outside of the realm of normalcy, as I said'. Third thing, this is all the police reports I obtained because I do represent Larry Knowles, he's entitled to them under the Freedom of Information Act. I'm not an expert on the FOIA in Michigan. Trustee VandenBerg you've asked about making it public, I got this because of that representation. I can't make it public. Apparently, Supervisor Englerth has a copy, I don't know how he got it. I don't know where he got it, and I don't know whether it can be made public. I would give some advice to the board, though, before you make it public, consult with somebody who does know the FOIA before you're publishing something you maybe shouldn't. I do agree with you, absolutely, it would make wonderful reading for the members of this community. I can't give you mine, and I don't know if the other ones are lawful. I just don't know. I'm sorry."

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**PUBLIC
COMMENT-
continued**

Jim Courtney, of Lynn Dr., commented that he's a friend of Larry's, Shane's and Mark's, "but it's interesting when you look at these dates, it all started around October with Larry. ... last year right before the election. It continued to happen after the election. And it sounds to me like you're upset Mark because somebody kicked you off the board. And Shane got recalled or he started to get recalled and everybody's feelings are all in a knot. And it sounds to everybody in this community and I've talked to them all. And you guys, and I like Shane a lot, don't get me wrong but people are acting like little kids here. And if you cost Larry thousands and thousands and thousands of dollars in legal fees, you ought to pay for it. You've got insurance, so I think the township should pay back for his legal fees." (Applause came from the audience and a "Thank you".)

Randy Knowles, of 10383 Gun Lake Rd., a non-lake member of Yankee Springs, commented that as a tax payer it frustrates him that he has to pay for his legal fees "because I don't want to pay for anything extra because I'm kind of tired of it. If I was him, I'd want it paid for because I'd feel like I was wronged.As a tax payer here, I care more about what we are doing in the future to stop spending more money to waste tax payer money for her (Attorney Kaufman) to come in here over and over again for the same issues that's clearly not going away... In my 16 years in the military, ... I've done various investigations as investigating officer with the Michigan Code of Military Justice, and whether it's sexual assault, assault, vehicular accidents, suicides, I've had to interact with local law enforcement investigations, or different organizations. Every time I've had to submit a FOIA request, it has personal identified information as well as HIPPA information. So I heard a lot of names... thank you... Mr. Davis, there's a lot of names that he read off today, that are not in this room. If there's data about any of those individuals, you can not release that information. But he's absolutely right, you got to talk to somebody smarter than everyone in this room or some of the attorneys. Cuz you can't just distribute to all. If it was meant to be distributed to the community, it would be on Barry County's website. It's not. That's why we have to submit a request for it."

D. Davis added, "If I could just add right at the top, it says 'CONFIDENTIAL' use for authorized purposes only..."

Jim Deters, 10941 Gun Lake Rd., commented that all he cares about is the public good. To the board, he commented, "and very little of what I've heard here tonight and very little is based strictly on the public good. It all sounds personal and that's not right.... Search your souls and ask yourself 'why did I get in to this in the first place?' ... I'm sure every one of you go in to it in the first place because you care about your township...How has it gotten so personal? I beg you. Put that aside.... look what is going on in our country.... This side that side and all that... Figure it out... Let's not be personal... Work for the public good....get along; figure it out; put the agendas aside; make it work. All right?"

Englerth commented, "Amen, brother."

Greg Purcell, 12703 Valley Dr., commented that Purcell and F. Fiala brought before the board – (some time ago when the board had issues), a copy of the MTA's Rules of Engagement. "One of those key things is that you got to insure that comment is directed towards the policy and not the personality. The reason, Shane, that you are doing so much better here than Catherine (Kaufman) is here to help you with your discussion, is that she is dealing with facts and policy. She doesn't have any axes to grind. There's no personal attacks... Disengage from the personal attacks.... Stop and refrain from it (personal attacks from someone in the audience or board members)...Deal with the policy issues and speak to the policy issue before you. If you go back and focus on that, you'd be a whole lot better and be a much more functional board."

Gloria Medendorp, Vista Point, commented "It cannot be personal...you gotta get along and you cannot go after each other. You're here for us. We hired you people to do what's right for this township.... No lying. No manipulating. No backstabbing. No nothing like that. Be honest and forthright and we'll all get along....it's all of ya, not just a few. One more thing....(referring to Phyllis Wordhouse /pickleball) ...well I live around there and I notice around the weekends and holidays....there's ten, 12 cars in that parking lot and there's not a soul around in that park... they're all comin' from down on Parker Road cuz there's no room to park for family and friends and all that. So before you consider your own ...big parking lot, you're just gonna get more cars there that don't even use the park..."

Englerth noted a bid that came in from Northstar sealing that just came in yesterday. The bid was given to the board members. Englerth noted that he had said to get an outside contractor (besides BC Road Commission). Englerth commented that it was very difficult to get more bids from asphalt/sealing companies. Englerth commented on the figures given in the bid, "\$1,680 vs. \$5,000. A. Jansma commented that this needed to be brought to the next board meeting because sealing work by the Barry County Road Commission was already approved. Englerth asked F. Fiala about the Road Commission's waiting for these numbers. Frank Fiala commented that the Road Commission gave a not to exceed price. Fiala commented regarding the Northstar bid, "This comes to \$1,655 and you can do whatever." Fiala commented that the Road Commission would just like a yea or nay. Jansma repeated that the crack sealing work at the township, fire station and park parking lots, had already been approved at \$5,000. Englerth commented that there were other options on the Northstar bill. The bid was put on hold per M. Englerth.

VandenBerg asked if C. Kaufman could check out on how legal it is to get copies for board members of police reports (reviewed by D. Davis earlier). Kaufman noted that certain types of information would have to be blacked or redacted out. "Either we can do a FOIA request or I can somehow help you do a FOIA request." Englerth noted, "We've already got the documents. We got copies of them two weeks ago." C. Kaufman asked, "You want to just distribute them to the board then? Ok." M. Englerth responded, "Yep."

M. Englerth commented, "... Now to answer everybody's questions, and I said I'll wait to the end of the meeting... but the piece with the complaint that Mr. Knowles attempted to- or threatened to - whatever -recall Mr. VandenBerg, there was a complaint made. It's that simple...Hatfield's and McCoy's...I tried to recall you, is this legal or not? So I've had copies of these. I've read through it. The one that I was involved in, was the complaint from one of the past sewer authority employees. And I'm not going to say anything slanderous and I'm not going to invent things and I'm not going to make things up. But the complaint that an employee made against a person that was his boss that I sit on the board of the authority, could not be ignored. When I took an oath of office, I swore to uphold the law. There's laws in the state of Michigan. So I'm not a cop, nor do I play one on T.V. I'm not a retired prosecutor- whatever. So we tried to go to the Sheriff's Department, and I didn't turn it over to the Sheriff, I turned it over to XXXX. And if you read the report, that's what the report said. So the reason we are making these documents public, you can all say whatever you want, make it whatever you want, twist it however you want, but these documents are all going to become public and you can take your time and read through them. So when you're bringing a complaint to the sheriff's department, you're not saying it's true or it's not true. You're saying if somebody was inappropriate, that violated the law, that misused somebody in the workplace, that's not my call. Ok. That is the Sheriff's department to investigate, and the Prosecutor to decide, and if it goes to trial, it goes to trial. But I do have the obligation to make the appropriate authorities aware of it. So, where that goes from there, there was some digital stuff on phones and I will show you the documents and I don't have them public but I will. But I was willing to turn my devices over that was shared with me. An iPad like this and a phone like this,

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BOARD
COMMENT

**Bid for Crack
sealing of parking
lots- mentioned by
Supervisor Englerth**

