

Routing 8/16/2011
 Bd ✓
 PC ✓
 ZBA ✓
 Lippert -
 Lohr ✓
 Mill ✓
 Glasco ✓
 TTS ✓
 Birds -

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|--|---|
| <p align="center">YANKEE SPRINGS TOWNSHIP BOARD OF TRUSTEES Regular Meeting</p> <p align="center">Thursday, August 11, 2011 Yankee Springs Township Hall 284 North Briggs Road, Middleville, Michigan 49333</p> <p align="center">MINUTES</p> | <p>DRAFT</p> |
| <p>Meeting called to order at 7:02 PM by Supervisor Al McCrumb.</p> <p><u>Roll Call</u>: Jerkatis, J. Lippert, McCrumb, Schwennesen. Absent with Notice: M. Cook</p> <p>PLEDGE OF ALLEGIANCE</p> <p><u>Staff Present</u>: Frank Fiala, Alice Jansma, Sandy Marcukaitis.</p> <p><u>Visitors</u>: 9 (not including staff present).</p> | <p>CALL TO ORDER</p> <p>ROLL CALL</p> <p>PLEDGE</p> |
| <p>ADDITIONS OR CORRECTIONS TO AGENDA:</p> <ul style="list-style-type: none"> Add under <u>Supervisor Report</u>: GIP (Capitol Improvement Plan 6 year report) by Frank Fiala | <p>ADDITIONS TO AGENDA</p> |
| <p>APPROVAL OF MINUTES:</p> <p>Corrections: July 14, 2011, Board of Trustees Regular Meeting:</p> <p>Page 3: (At the bottom of page) Strike the word "approval" and replace with "consent". Motion should read as follows: ... contingent upon review and <u>consent</u> of the Planning Commission. Clerk Lippert commented that the Twp. Board- approves bills for payment.</p> <p>Page 3: Zoning Administrator's report, under Planning Commission: Date of boathouse discussion should be July 21 not July 23. Sentence should read: Boathouses will be discussed at the PC meeting on July <u>21, 2011</u>.</p> <p>Motion by J. Lippert with support from Schwennesen to approve Regular Board of Trustee minutes of July 14, 2011 as amended. All ayes. MOTION CARRIED.</p> | <p>APPROVAL OF MINUTES</p> <p>Motion to approve Meeting minutes of July 14, 2011 as amended. Motion Carried.</p> |
| <p>ACKNOWLEDGEMENT OF VISITORS:</p> <p>TTES REPORT: Fire Chief, David Middleton was absent from meeting. Clerk Jan Lippert received the report from D. Middleton in the township office. Clerk Lippert gave the following information: Yankee Springs Runs YTD: 122 For the month of July: 28</p> | <p>ACKNOWLEDGEMENT OF VISITORS</p> <p>TTES Report: Given by J. Lippert</p> <p>Page 1 of 7 YST Bd Trustees 8-11-11</p> |

ACKNOWLEDGMENT OF VISITORS: cont'd

D. Middleton told J. Lippert that it had been a busy and exhausting month. (Side note: Irving Township had No runs.)

BARRY COUNTY COMMISSIONER'S REPORT: Craig Stolsonburg

The commission is still looking to cut \$275,000 from the budget. There will be a special meeting regarding this on August 30. This meeting will be open to the public. There is no anticipation of increases to wages (pertaining to the \$275,000).

A. McCrumb asked what city employees pay towards insurance. Craig Stolsonburg estimated around 10 – 15 % depending on their bargaining unit. There are six different bargaining units involved. Jerkatis inquired as to elected officials and it was determined that elected officials do not have a representative that bargains for them as a group.

A 23 bed unit has been approved for Thornapple Manor. This unit will be specifically for Alzheimer's patients. It will be a separate building and construction should start at the beginning of the year.

Going down from two administrator's positions (and possibly an attorney magistrate's position) to one should save \$60,000. Sandy Marcukaitis asked about funding with the deficit and C. Stolsonburg said that the county is selling bonds.

J. Lippert asked about the consolidation of retiring Darla Burghdoff's job. Her position is an elected position. With Darla Burghdoff retiring, the Commission is discussing the possibility of combining the Register of Deeds and the County Clerk's office.

PUBLIC COMMENT:

Paul Heystek, resident, (and ZBA member) recently received some new information from his contact in Lansing. House Bill 1309 addresses most of the problems faced with FEMA as we (YS Twp.) do now. This bill has passed the House and still needs to go through the Senate and the President. Part of the bill will create a review board that will go in and look at all the recent re-mappings. Section 19 of the bill, will make it possible for any homeowner that has had to get a LOMA (Letter of Map Amendment) to get reimbursed. P. Heystek said, "If we (YS Twp.) can convince them, they would review our case next year." J. Lippert inquired as to when the eligibility of a refund would take place. It was determined that if the bill passes the refunding could possibility occur in 2012. Jerkatis commented that everyone should be alert about keeping their personal expenses documented regarding this. **Bill Baughman, resident,** asked where the refund money would come from. P. Heystek commented that the Federal government would be doing the refunding.

COMMITTEE REPORTS

Park: Final coating needs to be put on yet (surface of new courts).

ACKNOWLEDGMENT OF VISITORS: cont'd

BARRY COUNTY COMMISSIONER- Craig Stolsonburg-

PUBLIC COMMENT

FEMA UPDATE: Paul Heystek

COMMITTEE REPORTS cont'd

Motion by McCrumb with support from J. Lippert to approve application for payment No. #2 to Apex Contractors for work completed as of July 25, 2011 for the amount of \$37,873.71. All ayes. (One absent). MOTION CARRIED.

Facilities: A committee meeting took place on August 4, 2011. (attachment of committee minutes attached 8-4-11) Items discussed were: Expansion of parking lot(s) to accommodate voting. Additional space needed in the Hall to accommodate the addition of a handicapped restroom. Shane VandenBerg added that heating issues should be looked at. S. VandenBerg also suggested that a public hearing be set up because he felt taxpayers would be interested in the proposed facility work. Al McCrumb commented that this information would go in the township newsletter. S. VandenBerg inquired when the newsletter would go out. Alice Jansma, Deputy Supervisor said that the newsletter will go out the week of August 22nd.

Discussion then occurred as to what could be done before spring. J. Lippert added that the township has budgeted \$50,000 every year for work to be done on the facilities. Jerkatis felt that an ADA accessible restroom should be high on the list. He didn't like the restroom being on the office side of the building. The Township office is open at least 30 hours a week. Township Hall is used on Saturdays to associations holding their annual meetings, special meetings etc.

R. Lippert added that the original proposal of Fleis and VandenBrink suggested that the handicapped bathroom be near the office side of the building. The committee revised it to be accessible. M. Cunningham suggested doing the work in phases, working on required items right away. These items are a priority and have to be done. The controversial items should wait to be voted on. J. Lippert commented that was how Fleis & VandenBrink presented it as well.

Fran Faverman mentioned that the township should have an ADA entry/exit door into the building, that can be used unaided to accommodate a wheelchair. Required width of door is 36 inches. S. Marcukaitis asked for a matter of record, "Where do we stand on this?" The following motion was made:

Motion by J. Lippert with support from Jerkatis that the YS Township Hall/Office be in ADA compliance with a restroom and entry door with valid bidding documents taken from plans of and proposed by Fleis & VandenBrink not to exceed \$5,000.00 and also the expansion of parking lots at both the YS Fire Station and Township Hall. Roll Call: Jerkatis: Yes, J. Lippert: Yes, McCrumb: Yes, Schwennesen: Yes. Yes: 4, No: 0. (M. Cook absent from meeting). MOTION CARRIED.

TREASURER'S REPORT: by John Jerkatis

Motion by Schwennesen, support by Jerkatis to accept the Treasurer's Report as submitted. Approved by all. MOTION CARRIED.

ZONING ADMINISTRATOR'S REPORT: by Robert Lippert

- **June SPR's:** (2) 1 new house, 1 deck
- **Planning Commission:**
- A resident was referred to the county because of neighbor's animals running

COMMITTEE REPORTS

Motion to approve payment to Apex Contractors (Application for Pymt #2). Motion carried.

Motion to obtain bidding documents for ADA compliant restroom and entry door and expansion of parking lots. Motion Carried.

TREASURER'S REPORT

Treasurer's July Report approved

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

loose as well as other activities. Misinformation came about that Mike Callton's office was contacted and his aide referred to going to township zoning. (attach E-mail to minutes) This correspondence clarified that the aide never referred to or recommended township zoning. R. Lippert mentioned that kudos should go to M. Callton. He voted against gravel zoning that would set limits on townships.

- The secretary of the Planning Commission commented that draft minutes issued prior to the formatted and edited version of the June 16 meeting minutes may have caused confusion regarding issues of personnel that were discussed.
- The boathouse definition was amended to exclude manufactured shore stations
- Driveway washouts at Cobb Lake were discussed.(Oakwood Drive)
- **ZBA-** Meeting was held August 9. Zoning regarding Rosemary Lane (off of Heritage Bay Drive) was addressed.
- **McKenna Billing-** Discussion regarding the billing of McKenna. It was requested that line items be displayed for billing review in the future.

Motion by J. Lippert with support from McCrumb to accept and approve July 2011 McKenna billing of \$720.00 with the consent of Planning Commission review. All ayes. MOTION CARRIED.

Motion to pay McKenna bill for July with consent of Planning Commission. Motion Carried.

- **Complaints:** (5) –

1. A complaint was received regarding a semi truck parked in the Meadows Division (off Waterlily Lane) behind the BP station. Cartage company name and license number was obtained. Will contact with instructions to park vehicle elsewhere. ACTIVE.
2. A complaint regarding funneling on Gun Lake was received. The site was inspected, boat registration documented, Sheriff's Department contacted on 8/3/2011. Awaiting response. ACTIVE.
3. A complaint regarding lake view being blocked on Barlow Lake. This involved a water slide. Contacted resident who asked if it could be converted to temporary seasonal use rather than permanent structure. ACTIVE.
4. Complaint of dump trucks and residential use of RV on M-179 business site. Letter sent, met with owner, trucks removed. Question by owner on RV usage to be formally addressed. ACTIVE.
5. Car Wash owner complains of residential trash being deposited in his dumpster. Referred to Sheriff's Department on 8-9-11 with request to enforce. Identification of violation to be presented. CLOSED.

- **FEMA-** an additional letter of map amendment was received at the Township Hall office.

253 LOMA's of 475. (Over 53% margin of error).

R. Lippert mentioned that Channel 3 (TV) had a special on FEMA and its use of incorrect mapping tools, etc. It seemed to be covering the same scenario that occurred at Gun Lake.

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SUPERVISOR'S REPORT: Al McCrumb

• **July Water System Report & Water Reliability Study Fleis & VandenBrink Eng.**

Motion by Jerkatis with support from J. Lippert to approve Fleis & VandenBrink Engineering to prepare the water reliability study not to exceed \$6,200. All Ayes. MOTION CARRIED.
(Funds for study not to be taken from General Fund).

- **Central Dispatch Report** – 327 calls were received in the 2nd quarter (Apr. – June).
- **Green Gables Fund Raiser**- information distributed to Board members.
- **Facilities Update**
- **Park request for additional fencing**- A. McCrumb is concerned about vehicles and/or snowmobiles driving on the surface of the new courts. Cleated tracks will tear up the top coating. Discussion occurred regarding additional fencing and possible grant funding. Also discussed was competitive bidding.

Motion by Jerkatis with support from McCrumb to put out for bid for additional fencing of Park multi-sport courts. ROLL CALL: Jerkatis: Yes, J. Lippert: No, McCrumb: Yes, Schwennesen: Yes. Absent M. Cook. Yes: 3, No: 1, and one absent. MOTION CARRIED.

- Request MTA Supervisor & Deputy Professional Development Sept. 15-16

Motion by J. Lippert with support from Jerkatis to allow Supervisor and Deputy Supervisor to attend MTA Professional Development Seminar in Cadillac at a total of \$600.

CIP (Capital Improvement Plan) – Frank Fiala

Frank Fiala distributed and briefly reviewed the 2011-2016 – 5 year Projection plan that the committee of: Alice Jansma, Cathy Strickland, Frank Fiala and Greg Purcell - submitted.

THIS DOCUMENT IS ATTACHED TO MINUTES

The document in broken down into departments:

- Technology
- Park
- Township Facility Improvement (including water system)
- Barry County Road Commission Expenditures
- Fire Department

F. Fiala noted that the planner recommended this format. Fiala felt that there has been some upheaval in the interpretations of the Zoning Ordinances from the Planning Commission. He said that at the Planning Commission ideas and requests are put on the table and the PC goes from there as a majority. Fiala would like to have a meeting (open to the public). This would be a session to get everything out onto the table for discussion. It would be noticed (advertised) in the newspaper.

SUPERVISOR'S REPORT

Motion to approve \$6,200 for water reliability study by Fleis & VandenBrink. Motion Carried.

Motion to put out for bid for additional fencing for twp. park courts. Motion Carried.

Motion to allow Supervisor and Dep. Supervisor to attend MTA Prof. Development Seminar at a cost of \$600. Motion Carried.

SUPERVISOR'S REPORT cont'd

Fiala mentioned that he would like to pass this by the Planning Commission first . McCrumb asked R. Lippert if there was room in the township newsletter for this. R. Lippert said that he really couldn't say at this point. The newsletter layout was being worked on. R. Lippert suggested the possibility of a paid public notice could be done also. Jerkatis said he'd like to upramp public involvement to generate enthusiasm in this type of a workshop, more than just a public notice. J. Lippert suggested a "published" agenda would be needed to maintain organization of this meeting. Inquired also when the Master Plan was due to be updated.

BREAK: 8:28 P.M. RESUME: 8:37 P.M.

CLERK'S REPORT: by J. Lippert

Clerk Lippert fielded any questions and explained any items relating to accounts payable checks presented. There were none.

Motion by J. Lippert with support from Jerkatis to approve accounts payable check #s 911182-911220 for the amount of \$93,471.47. All ayes. MOTION CARRIED.

Motion by Jerkatis with support from J. Lippert to approve payroll check #s 4359 - 4381 dated 7/28/11 for a total of 10,226.47. All ayes. MOTION CARRIED.

- **Constable Applicants-** Five applications were received. Interviews will take place on August 16. All applicants are residents and registered voters.
- **DEQ Permit Sandy Beach Intercounty Drain District**
- **MI Department of Transportation**
- **M-179 Payne Creek Crossing**
- **P.C.I. July Building Report**
- **Auditor Renewal Siegfried Crandall Accountants-**

Motion by J. Lippert with support from Schwennesen to approve Siegfried-Crandall contract for 2010-2011 fiscal year. All ayes. MOTION CARRIED.

- **Municipal Code Update (correction)-** Zoning Administrator caught an error regarding the municipal code. This will result in an addition to the code book.
- **Consumers Energy Communication-** Consumers Energy will be in the area marking trees with blue paint for cutting and trimming.
- **Other Items:**
On a sad note: Gun Lake Building Supply will be closing this month after 40 years of business. They noted that they can no longer compete with the box stores.
Complaints have been received by the township office regarding boats going out of Robbins Bay on Gun Lake. There are no "slow-no wake" buoys in the area.. J. Lippert contacted the DEQ office and is waiting for response. Discussion. A suggestion was made by R. Lippert to possibly use the fire/rescue boat to put in the required buoys. Clerk will report for the September meeting.

SUPERVISOR'S REPORT cont'd

BREAK

CLERK'S REPORT

Accounts Payable Approved

Payroll Approved

Motion to renew contract with Siegfried-Crandall. Motion Carried.

OTHER PUBLIC COMMENT:

Bill Baughman, resident, inquired as to why the Drain Commission needed a permit from the DEQ. J. Lippert commented that whenever you touch the waters, you must get a permit.

Paul Heystek, resident, asked about the helmet purchase by the fire department last month. Fran Faverman said they were underwater helmets. J. Lippert will have Dave Middleton (Fire Chief) bring a sample of each item that was purchased last month to the next meeting.

OLD BUSINESS/NEW BUSINESS:

Sandy Marcukaitis of the Park Committee asked, "Is there a possibility of future expansion (for the park)?" The owner of properties next to the park is willing to negotiate the sale of parcel(s) contiguous to the park. S. Marcukaitis suggested that the board consider writing a letter of intent.

ADJOURNMENT:

Motion by J. Lippert with support from Jerkatis to adjourn at 9:20:PM. Approved by all.

Respectfully submitted:
D. Mousseau
Recording Secretary 8-15-11

Approved Date: August 18, 2011 (jcl) **(DRAFT)**
By: Janice C. Lippert, Clerk

OTHER PUBLIC COMMENT

OLD BUSINESS/NEW BUSINESS

ADJOURNMENT

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