

<p style="text-align: center;"> YANKEE SPRINGS TOWNSHIP <u>BOARD OF TRUSTEES</u> <u>Regular Meeting</u> <u>Thursday, December 12, 2013</u> 7:00 p.m. Yankee Springs Township Hall 284 North Briggs Road, Middleville, Michigan 49333 </p> <p style="text-align: center;">MINUTES</p>	<p> FINAL MINUTES Approved Jan 9, 2014 With Note on page 5. Approved as presented </p>
<p> <u>Meeting called to order at 7:06 PM by Supervisor Mark Englerth.</u> <u>Roll Call:</u> Jerkatis, J. Lippert, Englerth, M. Cook, Bruce Campbell. (All Present). <u>PLEDGE OF ALLEGIANCE</u> <u>Staff Present:</u> Zoning Administrator Larry Knowles, Constable Jim Orr, Alice Jansma, Cathy Strickland, Frank Fiala. <u>Visitors:</u> 5 (not including staff present). </p>	<p> CALL TO ORDER ROLL CALL PLEDGE </p>
<p> <u>ADDITIONS/CHANGES TO AGENDA:</u> </p> <ul style="list-style-type: none"> • Add: Under <u>Approval of Minutes</u>- December 3, 2013 minutes of Special Board meeting. • Under <u>Clerk's Report</u>: Correction to ordinance passed in 1995 by the Bd. Of Trustees. • Under <u>Acknowledgement of Visitors</u>: David Middleton is on duty this evening and will not be able to give the TTES report. • <u>Add: Regina Young</u>, Barry-Eaton District Health Department to <u>Acknowledgement of Visitors</u>. • Under <u>Zoning Administrator Report</u>- Land Division – Strike question mark on agenda after Land Division – Grace Waddell. 	<p> <u>ADDITIONS/CHANGES TO AGENDA</u> </p>
<p> <u>APPROVAL OF MINUTES</u> </p> <p> Motion by J. Lippert with support from M. Cook to approve November 14, 2013 Barlow Lake Weed Special Assessment Roll District Meeting minutes for 6:00 p.m. meeting as submitted. All ayes. MOTION CARRIED. </p> <p> Motion by M. Cook with support from Campbell to approve minutes of November 14, 2013 for Payne Lake Weed Control Special Assessment Roll District of 6:30 p.m. meeting as presented. All ayes. MOTION CARRIED. </p> <p> Motion by J. Lippert with support from M. Cook to approve Regular Board of Trustee Meeting minutes of November 14, 2013 as submitted. All Ayes. MOTION CARRIED. </p> <p> Motion by M. Cook with support from Campbell to approve December 3, 2013 Special Meeting minutes of the Board of Trustees (regarding December 9, 2013 court date) as presented. All ayes. MOTION CARRIED. </p>	<p> <u>APPROVAL OF MINUTES</u> </p> <p> Motions by to approve minutes of November 14, 2013- Barlow Lake Weed Control Spec. Assessment Roll, Payne Lake Spec. Assessm't Roll, and Regular Bd. Of Trustees Meeting, as well as, Dec. 3, 2013 Special Bd. Of Trustees meeting. MOTION CARRIED. </p> <p> Page 1 of 6 YST Bd Trustees 12-12-13 </p>

PUBLIC COMMENT: None

ACKNOWLEDGEMENT OF VISITORS:

Regina Young, of Barry-Eaton District Health Department, is the interim environmental health director. R. Young mentioned that she would be able to send BEDHD highlights each month to those of the township board requesting it. R. Young also requested YS Township to have the BEDHD link on its (YS) website. Young spoke of January being radon testing month. Radon is the #2 cause of lung cancer. The BEDHD is looking for local sites to hand out test kits. Flu Season is also going on and the health department offers flu shots, but they are predominantly for youngsters. December is the month for preparing for emergencies. She noted that the Township hall has a defibrillator. Young also mentioned carbon monoxide test kits being available. Well contamination was mentioned as well. Young commented that wells can be shallow and unprotected. Mark Englerth thanked the BEDHD for their work with the township in the past year, especially with the State Park.

Tom Thompson, of PCI, commented that there was no fee increase scheduled for the 2014 contract.

Motion by M. Cook with support from Campbell to accept the PCI contract for January 1, 2014 through December 31, 2014. **Roll Call:** Jerkatis: yes, J. Lippert: yes, Englerth: yes, M. Cook: yes, Campbell: yes. Yes: 5, No: 0. MOTION CARRIED.

(J. Lippert commented that a signed contract will be sent to T. Thompson).

TTES REPORT: In the absence of David Middleton, Fire Chief, Mark Englerth, Supervisor, gave a brief report of November and year-to-date activity of TTES. J. Lippert distributed November reports to Board members.

For **November** in Yankee Springs, TTES had 3 fire calls, 16 medical calls and 13 transfers.

Total TTES calls for the month of November were 97. **Year-to-date: 1099**.

BARRY COUNTY COMMISSIONER'S REPORT: Craig Stolsonburg

C. Stolsonburg commented that the Commissioners were busy interviewing different candidates for different boards. Six people have applied for two positions at Charleton Park. There are also openings for the 911 board. One of the 911 openings is for a citizen-at-large.

Victorian Christmas at Charleton Park will be Dec. 14th and 15th, from noon to 5 p.m.

Next week's Commission agenda: Hopefully wrapping up end-of-year budget amendments and agricultural preservation ordinance. Also work will be done on re-defining animal shelter policies.

PUBLIC COMMENT: None

ACKNOWLEDGEMENT OF VISITORS

Regina Young, of Barry-Eaton District Health Department

Tom Thompson, of PCI

Motion to accept 2014 contract with PCI. Motion Carried.

TTES REPORT: given by M. Englerth

BARRY COUNTY COMMISSIONER'S REPORT:
Craig Stolsonburg

Cathy Strickland asked C. Stolsonburg how the strategic planning process was going with Nancy Ole. Stolsonburg commented that they were in the early stages. Information was being gathered from department heads and is due 12/13/13. SWOT strategy is being covered: Strengths, Weaknesses, Opportunities, and Threats.

Commissioners plan on looking together (with townships) at county-wide recycling.

TREASURER’S REPORT: John Jerkatis

Motion by M. Cook with support from Campbell to accept and approve the Financial Statement as presented. All ayes. MOTION CARRIED.

Motion by Jerkatis with support from M. Cook to approve Wayland Union School District Summer Tax Resolution, dated Dec. 12, 2013. **Roll Call:** Jerkatis: yes, J. Lippert: yes, Englerth: yes, M. Cook: yes, Campbell: yes. Yes: 5, No: 0. MOTION CARRIED.

CLERK’S REPORT: by J. Lippert

Motion by M. Cook with support from Campbell to approve payroll check #s 5012 – 5030 for the total amount of \$10,534.52. ROLL CALL: Jerkatis – yes, J. Lippert – yes, Englerth – yes, M. Cook – yes, Campbell – yes. All Yes (5). MOTION CARRIED.

Motion by M. Cook with support from J. Lippert to approve Federal Tax deposit of \$2,584.45. ROLL CALL: Jerkatis – yes, J. Lippert – yes, Englerth – yes, M. Cook – yes, Campbell – yes. All Yes (5). MOTION CARRIED.

Clerk Lippert explained items and answered any questions on the accounts payable register.

Motion by M. Cook with support from Jerkatis to approve check #s 912281-912286 for the total amount of \$6,153.36 (for Nov. 19 – 27). ROLL CALL: Jerkatis – yes, J. Lippert – yes, Englerth – yes, M. Cook – yes, Campbell – yes. All Yes (5). MOTION CARRIED.

Motion by M. Cook with support from Jerkatis to approve check #s 912287-912313 for the total amount of \$23,034.53. ROLL CALL: Jerkatis – yes, J. Lippert – yes, Englerth – yes, M. Cook – yes, Campbell – yes. All Yes (5). MOTION CARRIED.

- **Cuddy Drain Meeting**- was at the Township Hall on Tuesday, Dec. 10, 2013.
- **Young Life**- Letter received from Mary Francisco requesting the use of the township hall for Young Life meetings occurring the 1st and 3rd Mondays of the month.

Motion by Englerth with support from Campbell to allow and welcome the use of the Township Hall for Young Life meetings (at the request of M. Francisco) at no charge. All ayes. MOTION CARRIED.

BARRY COUNTY COMMISSIONER’S REPORT:
Craig Stolsonburg (cont’d)

TREASURER’S REPORT:
John Jerkatis

Treasurer’s Report Approved

Motion to approve Wayland Union School District Summer Tax Resolution, dated Dec. 12, 2013. MOTION CARRIED.

CLERK’S REPORT
Jan Lippert

Payroll and
Accounts Payable approved

Young Life Request Approved

CLERK'S REPORT: by J. Lippert (cont'd)

Discussion took place regarding the previous motion. J. Lippert will ask that Young Life fill out a form for the use of hall. It was mentioned that it is customary for those who use the hall to leave it as found.

- **January MTA Annual Educational Conference – for 3 days – in late January.** Frank Fiala, Alice Jansma and Jan Lippert would like to attend.

Motion by M. Cook with support from J. Lippert to allow up to three people to attend MTA Annual Ed. Conference, not to exceed \$2,500. ROLL CALL: Jerkatis – yes, J. Lippert – yes, Englerth – yes, M. Cook – yes, Campbell – yes. All Yes (5). MOTION CARRIED.

- **Correction to ordinance passed in 1995 by the Bd. Of Trustees.** S. Marcukaitis has been in touch with the DNR regarding buoys at Gun Lake, specifically Robbins Bay. It has been brought to the attention of the township that the stand-alone ordinance written in 1995, needs to be corrected through the DNR.

A break will be taken to go over information for this correction/resolution to the ordinance involved.

BREAK: 8:07 p.m. RESUME: 8:22 p.m.

Motion by Jerkatis with support from Englerth to table item/ordinance correction with DNR and have Sandy Marcukaitis involved in the matter. All ayes. MOTION CARRIED.

- **2014 Y.S. Township Meeting Schedule-** Discussion took place regarding the need for an additional meeting for the Board of Trustees every month.

It was noted that the Planning Commission will not have its second monthly meeting on December 19, 2013.

Motion by Englerth with support from M. Cook to approve 2014 YS Township Meeting schedule as presented and to be reconsidered in April. Ayes: 4, Nay: 1. MOTION CARRIED.

- **Dividend Distribution Check** - of \$506.64 received from Burnham & Flowers Insurance Company for a work-safe year.

Motion by to allow up to three people to attend MTA Annual Ed. Conference, not to exceed \$2,500. MOTION CARRIED.

BREAK

Motion to table item/ordinance correction with DNR and have Sandy Marcukaitis involved in the matter. MOTION CARRIED.

Motion to approve 2014 YS Township Meeting schedule as presented and to be reconsidered in April. MOTION CARRIED.

ZONING ADMINISTRATOR'S REPORT: by Larry Knowles, ZA

November SPR's: (5)

1. New Pole Barn - 12416 Oakwood Shores, Wayland
2. Storage Building – 12879 Valley Drive, Wayland
3. Home Addition- 325 Fredrick Drive, Wayland
4. New Home- 250 Shore Drive, Wayland
5. New Home- 12501 Westwood Lane, Wayland

ZONING ADMINISTRATOR'S REPORT: by Larry Knowles, ZA

ZONING ADMINISTRATOR'S REPORT: cont'd

L. Knowles briefed the Board on the court case on 12/8/13 regarding a land split. The township received a favorable judgment. The land split proposed will be going back to the original parcels.

Motion by Englerth with support by M. Cook to approve land split of 10835 Griffith Drive, Middleville, at the request of G. Waddell, with review of John Lohrstorfer (YS Counsel) before finalization. ROLL CALL: Jerkatis – yes, J. Lippert – yes, Englerth – yes, M. Cook – yes, Campbell – yes. All Yes (5). Motion Carried.

Note: (from page 1 minutes of Jan 9, 2014) that j. Lohrstorfer has been contacted, he has reviewed & approved the land split.

Planning Commission- Recommends the rezoning of lakefront area of Whispering Pines to be consistent with other lakefront zoning at WP.

Motion by M. Cook with support from Campbell to approve current zoning of Whispering Pines' Gun Lake Residential Lakefront Zoning to be rezoned back to Resort & Recreation Zoning. ROLL CALL: Jerkatis – yes, J. Lippert – yes, Englerth – yes, M. Cook – yes, Campbell – yes. All Yes (5). MOTION CARRIED.

Motion by J. Lippert with support from M. Cook to adopt Ordinance #12-01-2013 Rezoning at Whispering Pines from Gun Lake Residential Lakefront zoning to Resort & Recreation zoning for seven parcels and publish same. ROLL CALL: Jerkatis – yes, J. Lippert – yes, Englerth – yes, M. Cook – yes, Campbell – yes. All Yes (5). MOTION CARRIED.

SUPERVISOR'S REPORT: Mark Englerth

Water Report/Sewer Report: Updates distributed in Board members' packets. Labor union negotiations to take place in near future.

Update on Small Claims Court Date, 12/9/13- Englerth commended L. Knowles, ZA on being well-prepared for the case which ended with a favorable judgment.

Copper tubing Update- Water testing took place and found to be not aggressive. More work is being done on this matter. Discussion took place.

Cuddy Intercounty Drain- Meeting was held December 10, 2013 at the YS Township Hall. Discussion took place. It was mentioned that 98.5% of the watershed territory is in Allegan County.

Meeting of Necessity to be held: **Wednesday, February 5, 2014 at 6 p.m. at the YS Township Hall.** Discussion took place on sending notices and mailing labels provided by the Drain Board.

Culvert Repair- Culvert that goes into Island Drive needs work. Jake Welch of the Barry County Road Commission is putting options together. Enlargement of the culvert may be a solution. This will be reviewed next month.

ZONING ADMINISTRATOR'S REPORT: cont'd

Motion to approve land split of 10835 Griffith Drive, Middleville, at the request of Grace Waddell, with review of John Lohrstorfer before finalization. MOTION CARRIED.

Motion to approve current zoning of Whispering Pines' Gun Lake Residential Lakefront Zoning to be rezoned to Resort & Recreation Zoning. MOTION CARRIED

Motion to adopt Ordinance #12-01-2013 Rezoning at Whispering Pines from Gun lake Residential Lakefront zoning to Resort & Recreation zoning for seven parcels and publish same. Motion Carried.

SUPERVISOR'S REPORT: Mark Englerth

SUPERVISOR'S REPORT:

SUPERVISOR'S REPORT: Mark Englerth cont'd

Sewer back-up on Valley Dr. - On December 3rd, a sewer back-up affected at least eleven houses, including the basement of the township supervisor.

Greg Purcell, Planning Commission member, asked the Board to take a look at coming up with a corrective action plan so that this situation would not happen again. Purcell thinks people have a right to ask what the sewer authority is going to do. Purcell plans on carrying this message to GLASWA. Englerth who is on the GLASWA board, commented that the incident will be investigated. Purcell mentioned seasonal properties and if GLASWA was trying to contact these people who may not know about the back-up. Englerth commented that the township will ask for the contact list.

OTHER PUBLIC COMMENT:

Frank Fiala, Planning Commission Chairman- commented that the Planning Commission would like to have a joint meeting in the near future. Also, there are four people on the PC whose terms are expired. It is Fialas' understanding that these people will remain in place until reappointed or replaced. Lastly, Fiala commented about the recycling effort that is being worked on by the Solid Waste Oversight Committee of Barry County. Fiala mentioned looking at a grant with Eaton County which would provide the possibility of a part-time coordinator to give information out regarding dumping, materials, education, buying containers, etc. Fiala also mentioned the possibility of partnering with Padnos with a container at the township for metal recycling.

Alice Jansma commented on checking on insurance coverage for the students using the township hall for its Young Life meetings.

John Jerkatis mentioned the need for signage around the recycling center. Jerkatis mentioned that non-residents use the recycling container of YS Township.

OLD/NEW BUSINESS:

ZBA & PC Vacancies- Advertisement to go out for these vacancies in local newspapers. Englerth noted appointments are made by the Supervisor, and the board approves his appointments. Englerth mentioned to the PC members that they should notify him if they do not want to continue in their positions.

Joint Meeting- No date set – as of yet. (Maybe during week of January 13th).

Barry County Road Commission 2014 Road Repair Report/Estimates- was received by the township. To be discussed at January 22, 2014 meeting.

Audit by Siegfried-Crandall- the audit has been completed and also received by the township. John Jerkatis and J. Lippert will sign for the receipt of the audit.

ADJOURNMENT:

Motion by J. Lippert with support from Jerkatis to adjourn at 10:03 p.m. Approved by all.

Respectfully submitted:
Deb Mousseau
Recording Secretary 12/16/13

Date: _____
Final approval: Jan 9, 2014
Janice C. Lippert, Township Clerk

Mark Englerth cont'd

OTHER PUBLIC COMMENT

OLD/NEW BUSINESS

ADJOURNMENT

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YST Bd Trustees
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