

<p style="text-align: center;">YANKEE SPRINGS TOWNSHIP BOARD OF TRUSTEES</p> <p style="text-align: center;">Regular Meeting</p> <p style="text-align: center;"><u>Thursday, March 14, 2013</u></p> <p style="text-align: center;">Yankee Springs Township Hall 284 North Briggs Road, Middleville, Michigan 49333</p> <p style="text-align: center;">MINUTES</p>	<p>FINAL MINUTES Approved March 27, 2013 As corrected, page 2</p>
<p>Meeting called to order at 7:07 PM by Supervisor Mark Englerth.</p> <p><u>Roll Call</u>: Present (3): J. Lippert, Englerth, Campbell. - Jerkatis and M. Cook absent with notice. Quorum is present with three of five Board members present.</p> <p><u>PLEDGE OF ALLEGIANCE</u></p> <p><u>Staff Present</u>: Constable Jim Orr, Interim Zoning Administrator Larry Knowles, Alice Jansma, and Frank Fiala.</p> <p><u>Visitors</u>: 16 (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"> • No changes at this time. 	<p>ADDITIONS TO AGENDA</p>
<p>APPROVAL OF MINUTES:</p> <p>Motion by J. Lippert with support from Campbell to accept the Meeting Minutes of the Special Informational Meeting of February 7, 2013 with MDOT at 5:00 p.m. and with Planning Commission as submitted. All ayes. MOTION CARRIED.</p> <p>Motion by Campbell with support from J. Lippert to approve minutes of Regular Board Meeting of Trustees on February 14, 2013. All ayes. MOTION CARRIED.</p> <p>Motion by Campbell with support from Englerth to accept minutes of February 27, 2013 Scheduled Work Session meeting. All ayes. MOTION CARRIED.</p> <p>Motion by J. Lippert with support from Campbell to approve minutes of March 2, 2013 Special Meeting – Resignation of Zoning Administrator and Interim Direction <u>with future comment to come from Trustee Mary Cook</u>. All Ayes. MOTION CARRIED.</p> <p>ACKNOWLEDGEMENT OF VISITORS:</p> <p><u>Jeffrey McCray, Burnham & Flower Insurance Group-</u> presented proposal for property and liability insurance coverage renewal. He commented that his company is the largest municipal insurance program in the state. One of the benefits of being a member is grant accessibility. Also involved in the coverage package he is presenting is crime coverage and bonding. April 1st is date of renewal.</p>	<p>APPROVAL OF MINUTES</p> <p>Motion to accept the Meeting Minutes of the Special Informational Meeting of February 7, 2013 with MDOT at 5:00 p.m. and with Planning Commission as submitted. MOTION CARRIED.</p> <p>Motion to approve minutes of Regular Board Meeting on February 14, 2013. MOTION CARRIED.</p> <p>Motion to accept minutes of February 27, 2013 Scheduled Work Session meeting. MOTION CARRIED.</p> <p>Motion to approve minutes of March 2, 2013 Special Meeting – Resignation of Zoning Administrator and Interim Direction <u>with future comment to come from Trustee Mary Cook</u>. MOTION CARRIED.</p> <p>ACKNOWLEDGEMENT OF VISITORS</p> <p>Page 1 of 6 YST Bd Trustees 3-14-13</p>

Jeffrey McCray, Burnham & Flower Insurance Group- continued.

B. Campbell asked for last year's coverage booklet and quote. McCray mentioned that this year's quote is \$14.00 less and everything is the same coverage-wise. Englerth asked for a quote with a \$5,000 deductible instead of \$500.00.

TTES REPORT: David Middleton mentioned first brush fire occurred yesterday. The ambulance service has been the busiest. TTES recently purchased two 2006 ambulances. M. Englerth mentioned that the Sheriff's Department has agreed to put a Hummer on loan to the Fire Department.

BARRY COUNTY COMMISSIONER'S REPORT: Craig Stolsonburg

The state has appropriated \$100,000 for the sewer fix at the State Park. Also, \$100,000 has been appropriated for improvements on the South Pavilion.

Two weeks ago, Senator Rick Jones came out to the state park, and the following Sunday, Representative Mike Callton came to the park.

A strategic planning meeting is scheduled for March 20, 2013 at 7 p.m. at the Commissioners' Chambers. The main topic of discussion will be facilities such as the courts, the Commission On Aging and the jail.

An inter-governmental workshop is scheduled for April 30th. Some of the topics to be discussed will be FOIA, Open Meetings Act and Robert Rules of Order. This meeting will be held at 4 p.m. at Pierce Cedar Creek.

VETERAN'S MEMORIAL - Jim Orr, Constable

This group would like to get a committee established as they have been gathering a lot of information lately. The next meeting will be held on Saturday, April 6, at 10 a.m. at the Township Hall.

Motion by J. Lippert with support from Englerth to establish a Yankee Springs Memorial Committee with appointment of Jim Orr as chairman of the project Yankee Springs Veteran's Memorial Committee. All Ayes. MOTION CARRIED. Jan will post the meeting in the paper.

Parks & Recreation Information- Alice Jansma

Information to be given by A. Jansma will be deferred to the March 27th meeting.

Mick Barney- Walkable Communities – Greater Gun Lake Area- commented that he is in the 1st step of requesting a letter of support from the township. This is nothing financial at this point. D. Middleton, Fire Chief commented that not having pathways can be dangerous, and a walkable community would be good.

ACKNOWLEDGEMENT OF VISITORS cont'd

TTES REPORT: David Middleton

BARRY COUNTY COMMISSIONER'S REPORT: Craig Stolsonburg

VETERAN'S MEMORIAL - Jim Orr, Constable

Motion to establish a Yankee Springs Memorial Committee with appointment of Jim Orr as chairman of the project. MOTION CARRIED.

ACKNOWLEDGEMENT OF VISITORS cont'd

J. Lippert asked the insurance agent, Jeffrey McCray if liability would greatly increase with a walkable community. McCray commented that he didn't think it would be anything really. Mick Barney mentioned that maintenance would be the big issue. Englerth commented to Barney that this issue will be addressed at the next monthly meeting.

PUBLIC COMMENT:

Jackie Schmit, YS Resident- wanted to thank the board for passing the resolution against fracking. J. Schmit and her husband moved here eight years ago to a home in the woods and it is quiet, beautiful and close to lakes and streams. However, a lot of leases on state land have been made for fracking. She is very disturbed about it. Schmit cannot imagine 100 heavy duty trucks coming down the road now by her home. She's heard property values have dropped significantly because of fracking up north. J. Schmit distributed hand outs to the board members.

Corinne Turner, YS Resident- she has horses and is very concerned as well regarding fracking. C. Turner mentioned that there has been a lawsuit on public land to nullify it. Also, 1,047 private leases have been signed in Barry County. Turner commented that for each well over 2,000 heavy trucks will be moving because of it. Turner also mentioned that some people are losing mortgages because of contaminants in the water supply. Turner asked the insurance agent, Jeff McCray, about coverage regarding oil spills. The insurance agent commented that he will have to check on what the township would be liable for in the case of an oil spill. Turner commented that she has heard that usually the taxpayers pay the bill for this.

Cynthia Dill, of Orangeville Township- commented that Orangeville is instituting ordinances on certain roads that these trucks can't go on. Dill also commented that the practice of hydro hydraulic horizontal fracking was developed in 1989.

Paul Nink of Bowen Mills Road- commented that the information on chemicals and waste wells is devastating. Nink commented that we have to think about our kids and their kids. "The damage is irreversible," added P. Nink.

Richard Beukema, ZBA member- spoke about the drinking water that would be used.

Maxine Beukema, of Valley Drive- commented that 5 to 10 million gallons per well is a lot of water. M. Beukema also commented that the State of Pennsylvania is talking about putting the waste water on barges and "putting it out to sea". Beukema commented, "I can live without oil. I can't live without water. It is so short-sighted." C. Turner added that Kalkaska set a new record with 21 million gallons. In regards to fracking, M. Englerth, Supervisor, commented that next month this topic will be involved in the meeting. He feels an obligation to the public to inform them as to everything that is going on. Englerth would like to create a forum where everything can be put out on the table in a respectable manner.

ACKNOWLEDGEMENT OF VISITORS cont'd:

PUBLIC COMMENT

Jackie Schmit, YS Resident

Corinne Turner, YS Resident

Cynthia Dill, of Orangeville Township

Paul Nink of Bowen Mills Road

Richard Beukema, ZBA member

Maxine Beukema, of Valley Drive

PUBLIC COMMENT: cont'd

BREAK: 8:24 p.m. RESUME: 8:32 p.m.

CLERK'S REPORT: by J. Lippert

Motion by Campbell with support from Englerth to approve payroll checks #4812-4830 for the total amount of \$13,497.96 (this amount includes EFT). Roll Call: J. Lippert: yes, Englerth: yes, Campbell: yes. Yes: 3, Absent: 2. MOTION CARRIED.

Clerk Lippert fielded any questions and explained any items relating to accounts payable checks presented. The current ledger format gives details for every check. GLASWA will be sent a check of \$13,500 for the annual fiscal year of 2013 for fire hydrant rental. AFLAC check will be corrected, ck#. 911945 be voided for \$237.15 and re-issued for \$8.70. This is a pass-thru only account for employee Linda Bedford.

Motion by Englerth with support from Campbell to delete check 911945 (void) and to approve accounts payable checks #911945- 911965 for the total amount of \$25,185.20. Roll Call: J. Lippert: yes, Englerth: yes, Campbell: yes. Yes: 3, Absent: 2. MOTION CARRIED.

TREASURER'S REPORT: by Alice Jansma (in the absence of John Jerkatis)

Motion by J. Lippert, with support by Campbell to accept the Treasurer's report of February 28, 2013 as presented. Roll Call: J. Lippert: yes, Englerth: yes, Campbell: yes. Yes: 3, Absent: 2. MOTION CARRIED.

ZONING ADMINISTRATOR'S REPORT: by Larry Knowles, Interim ZA

Englerth thanked Sandy Marcukatis and Cathy Strickland for doing a yeoman's job to bring the loose ends together during this transition time. Englerth also thanked Frank Fiala as well as the office staff for their assistance.

Englerth hopes to encourage a PC member to go out once a year with the ZA to see how the things that are done on the PC fit within the community.

Englerth mentioned that Jim Carr from Rutland Township and Jeff Moffit have showed their support and are willing to help should the need arise.

Englerth introduced Larry Knowles as a resident of Yankee Springs, living on Gun Lake. L. Knowles has lots of experience in the area of building/construction as he is a building contractor.

PUBLIC COMMENT: cont'd

BREAK

CLERK'S REPORT: by J. Lippert

Accounts Payroll approved

Accounts Payable approved.

TREASURER'S REPORT: by Alice Jansma (in the absence of John Jerkatis)

Treasurer's Report February approved

ZONING ADMINISTRATOR'S REPORT: by Larry Knowles, Interim ZA

ZONING ADMINISTRATOR'S REPORT: by Larry Knowles, Interim ZA cont'd
February SPR's: (4)

Planning Commission: Meeting was held February 21, 2013 and report is available.

ZBA: Meeting was held Tuesday, March 12, 2013. Report in process.

BUOY UPDATE: Work continues on this project. Current Yankee Springs Ordinance calls for the buoys to be placed at certain marked areas of Gun Lake. Getting involved with this project it was found that the ordinance has to be amended to include more buoys to be placed in the waters of Gun Lake. A DNR permit for each buoy had to be applied for. Other lakes have been contacted regarding buoys as well.

LAND DIVISION/SPLIT REQUEST: 1589 N. Yankee Springs Road, Harold Nickols, property owner. It is a 25 acre parcel and it will be made into 3 parcels: (2) 5 acres parcels and (1) 15 acre parcel. It was noted that this parcel was approved by the Road Commission and driveway permits have been secured. It is recommended that the land split be approved.

The YS Ordinance reads that \$100.00 is charged per split. Nichols was charged \$300.00. The charge should be \$200.00.

Motion by Englerth with support from Campbell to approve Land Split/PSD 13-02-01 (Owner Harold Nichols), Parent Parcel # 08-16-002-017-10 with two new parcels and with a refund of \$100.00 to be given to Mr. Nichols. Roll Call: J. Lippert: yes, Englerth: yes, Campbell: yes. Yes: 3, Absent: 2. MOTION CARRIED.

FEMA - The current total of Letter of Map Amendments is: (No additions known for February at this time.)

278 LOMA's of 465.

SUPERVISOR'S REPORT: Mark Englerth

Motion by Englerth with support from Campbell to accept Resolution #03-01-2013 to approve contract for additional marine patrol at Gun Lake with YS Township serving as administrator only of funds transferred between GLPA and Barry County Sheriff's Department. This resolution must be approved by Township attorney, as well as a letter of understanding from YS Township to the GLPA. Roll Call: J. Lippert: yes, Englerth: yes, Campbell: yes. Yes: 3, Absent: 2. MOTION CARRIED.

In regards to the contract for additional marine patrol, J. Lippert requested that "May 1, 2013 ending October 1, 2013, be attached (not added) to the contract.

ZONING ADMINISTRATOR'S REPORT: by Larry Knowles, Interim ZA cont'd

Motion to approve PSD 13-02-01 Land split (Owner Harold Nichols), Parent Parcel # 08-16-002-017-10 with two new parcels and with a refund of \$100.00 to be given to Mr. Nichols. MOTION CARRIED.

Motion to accept Resolution #03-01-2013 to approve additional marine patrol at Gun Lake with YS Township serving as administrator only of funds transferred between GLPA and Barry County Sheriff's Department. MOTION CARRIED

SUPERVISOR'S REPORT: Mark Englerth cont'd

2013 Lawn Maintenance Contract for Fire Station and Township Hall: Dave Kok asked if the bids were opened up for the fire station and township hall, why not open up bids for the cemeteries. Also, Kok, asked why the park isn't part of it as well. Kok mentioned that a volunteer mower at the park took out a window on a car passing by. Discussion occurred about the inclusion of the park. M. Englerth mentioned that he would like to table this for a full Board meeting. Even with time constraints caused in waiting for a decision, Kok said he would not let things go (deteriorate) around the township, even if Kok lost the bid.

Shane VandenBerg commented that the low bid and the high bid should be thrown out to alleviate the race to the bottom (bidding-wise). S. VandenBerg commented that low bidding is how business people go out of business. VandenBerg mentioned that in all the meetings he's attended, the low bid usually wins.

Dave Kok commented that he is just asking to bid apples for apples. He also mentioned that the first week of April is when his company gets going on Spring clean up.

March 27 or April 11 will most likely be the meeting date that a decision is made on the Lawn Maintenance contract.

Interim Administrator, Larry Knowles will be sworn in officially tomorrow.

Board of Review: Two new members are: Kay Stolsonburg and Larry Knowles

OTHER PUBLIC COMMENT:

Scott Havens, ZBA, suggested that possibly fracking could be discussed at another meeting rather than the Board of Trustees meeting because it will take up a lot of time. Englerth commented that he would like to bring in the DEQ and the Michigan Oil & Gas people. G. Purcell commented that in the matter of timeliness, contracts for lawn care and such could be put first on the agenda. J. Lippert added that the township meeting could start earlier.

Dave Kok added that he didn't want to take work from the Rousch's. He commented that they are good people.

ADJOURNMENT:

Motion by Englerth with support from Campbell to adjourn at 9:20 PM. Approved by all.

Respectfully submitted:
D. Mousseau
Recording Secretary 3-14-13

Date: 3-21-13 (jcl draft)
Approved: Janice C. Lippert, Clerk

Final Approval of Minutes: March 27, 2013

**SUPERVISOR'S REPORT:
Mark Englerth cont'd**

**OTHER PUBLIC
COMMENT**

ADJOURNMENT

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