

<p style="text-align: center;"> YANKEE SPRINGS TOWNSHIP <u>BOARD OF TRUSTEES</u> <u>Regular Meeting</u> <u>Thursday October 10, 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 Nov 14, 2013 As presented </p>
<p> <u>Meeting called to order at 7:00 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, Sandy Marcukaitis, Alice Jansma, Cathy Strickland, Frank Fiala. <u>Visitors:</u> 8 (not including staff present). </p>	<p> CALL TO ORDER ROLL CALL PLEDGE </p>
<p> <u>ADDITIONS/CHANGES TO AGENDA:</u> <ul style="list-style-type: none"> Correction to name under Acknowledgement of Visitors: John Rottschafer should be Roger Rottschafer. </p>	<p> <u>ADDITIONS/CHANGES TO AGENDA</u> </p>
<p> <u>APPROVAL OF MINUTES</u> <u>Correction to Minutes of Sept. 9-12, 2013:</u> Page 4: Sandy Shores should be <u>Shady Shores</u> in last paragraph. Motion by M. Cook with support from Jerkatis to approve minutes as amended of September 9-12, 2013 Regular Board Meeting. All ayes. MOTION CARRIED. Motion by M. Cook with support from J. Lippert to approve minutes of September 25, 2013 for Regular Meeting/Special Business Session as presented. All ayes. MOTION CARRIED. </p>	<p> <u>APPROVAL OF MINUTES</u> Motion to <u>approve minutes</u> as presented of September 9, and September 25, 2013 Board of Trustee meetings. Motions Carried. </p>
<p> <u>PUBLIC COMMENT:</u> Scott Havens, of Payne Lake Rd., thanked the Board for adding hydrants at the Twp. Park. Havens also mentioned that he will not be shutting off the water until October 30th. <u>ACKNOWLEDGEMENT OF VISITORS:</u> <u>TRES REPORT:</u> No report. </p>	<p> <u>PUBLIC COMMENT:</u> <u>ACKNOWLEDGEMENT OF VISITORS</u> <u>TRES REPORT:</u> No report. Page 1 of 6 YST Bd Trustees 10-10-13 </p>

BARRY COUNTY COMMISSIONER'S REPORT: Craig Stolsonburg

**ACKNOWLEDGEMENT
OF VISITORS cont'd**

**BARRY COUNTY
COMMISSIONER'S REPORT:
Craig Stolsonburg**

Stolsonburg commented that the Barry County Board of Commissioners rescinded Mute Swan Control because 13 of 16 townships had opted out of the program. It was noted that Orangeville Township has opted out.

The proposed budget for 2014 presents no lay-offs.

The next meeting will be held at 9:00 a.m. on Tuesday, Oct. 22nd. Stolsonburg commented that they are in the middle of their strategic planning process, going through October to the end of the year. Stolsonburg hopes that the planning process finds some insufficiencies.

Mark Englerth, YS Supervisor, inquired about the 911 classroom/addition to Central Dispatch. Discussion took place.

Roger Rottschafer, of Lynn Drive, covered the repair history of Lynn Drive. The most recent repair was a slurry seal in 2004. It was noted that this repair is no longer recommended. Currently, the road has a lot of bad spots and is in need of further repair, this repair would have to be set up as a Special Assessment District.

Roger Rottschafer, of Lynn Drive (Sp. Assmt District Proposal)

Brad Lamberg, of Barry County Road Commission, introduced new employee, **Jake Welch**, who gave five different proposals for the work to be done on Lynn Drive. J. Lippert asked how many parcels were involved. J. Welch commented that there were 37 by his count, and that the Road Commission said there were 45. Discussion took place regarding parcels of land and/or houses/buildings being assessed.

Roger Rottschafer went to all of his neighbors and talked to them about the \$17,813 proposal (removing bad spots, chip seal the road, and add asphalt spillways). This proposal seemed to be the consensus. Lamberg commented that the BCRC would take advantage of what is already there (at Lynn Drive).

He commented that it wouldn't take away all of the problems with water drainage though. Englerth asked about a 12" tile drain running to the lake causing a mosquito haven. It had not been addressed yet. Rottschafer commented that another pipe near VanderWall's has not been addressed either. The pipe is about 6" higher than the road.

Englerth commented that two components are involved in this situation. First, what the Road commission will do and then a petition with over 51% support must come in to the township.

J. Lippert commented that the township needs to have all parcels of land identified on the petition. J. Lippert asked for a project time line. Roger Rottschafer commented that the drains have to be fixed so the project won't happen this year.

Discussion also occurred regarding a "private" Lynn Drive. Englerth commented that he would like to get all of Lynn Drive in on the project. Englerth also reviewed the options for the Special Assessment. Discussion took place on the township's fund balance and major costs coming up which may include Cuddy Drain, and Whispering Pines.

In the discussion it was also noted that Russ Yarger does not report to the Barry County Board of Commissioners. Yarger is a separate, elected official.

ACKNOWLEDGEMENT OF VISITORS: cont'd

Rottschafer commented that he was told earlier that the Drain Commission would be repairing all of the issues with the drainage project.

Just this afternoon, Rottschafer received a call today from the Drain Commission saying that they wouldn't be able to make the repairs as they (Drain Commission) are out of funds.

Bill Batson, of Lynn Drive, commented that residents on Lynn Drive complained a month after the Drain Commission was finished. Batson knows of at least six different residents who went to the Drain Commission office directly to complain. Other complaints were noted as well.

J. Lippert commented to Roger Rottschafer that she had a special assessment form for him. It was confirmed that the proposal amount for the assessment would be \$20,313.00 which covers the patch and seal and installation of spill ways and cut outs on drains.

Motion by Jerkatis with support from Campbell to increase ceiling on the township's accepted practice on special assessment districts from \$100,000 to \$150,000. ROLL CALL: Jerkatis: yes, Campbell: yes, Englerth: yes, Cook: no, Lippert: no. Yes: 3, No: 2. MOTION CARRIED.

Motion to increase ceiling on the township's accepted practice on special assessment districts from \$100,000 to \$150,000. MOTION CARRIED.

Discussion took place regarding any other additional special assessment districts that might be out there. Current interest on Certificates of Deposit were mentioned.

Encouraging the Drain Commissioner to be accountable was mentioned as well. It was mentioned that most issues with drains have been in Yankee Springs Township. The voters have the oversight. Englerth commented that the Lynn Drive Drain project created a hardship to the citizens. It was noted that the contractor and engineering firm should be held accountable for the project on Lynn Drive and that these are reasonable expectations.

A brief recess was taken to write down the comments regarding this issue and putting them down into resolution form.

RECESS: 8:18 P.M. RESUME: 8:32 P.M.

After the wording of the letter of resolution (draft) was read, by the recording secretary, the following motion was made:

BREAK

Motion by Cook with support from Campbell to send letter of resolution to the Barry County Drain Commissioner. All ayes. MOTION CARRIED.

Motion to send letter of resolution to the Barry County Drain Commissioner. MOTION CARRIED.

TREASURER'S REPORT: John Jerkatis

TREASURER'S REPORT: John Jerkatis

Motion by M. Cook with support from Campbell to accept and approve the Treasurer's Report as presented. All ayes. MOTION CARRIED.

Jerkatis commented that he understood that Burnham & Flowers and the township attorney had scheduling conflicts, as well as B. Campbell being out-of-town on Oct. 23rd. The meeting with these individuals is now tentatively scheduled for Nov. 14th.

CLERK'S REPORT: by J. Lippert

Motion by Jerkatis with support from J. Lippert to approve payroll check #s 4965 – 4987 for the total amount of \$12,594.24 which includes EFT of \$2,492.69. ROLL CALL: Jerkatis – yes, J. Lippert – yes, Englerth – yes, M. Cook – yes, Campbell – yes. All Yes (5). MOTION CARRIED.

Clerk Lippert explained any questions on the accounts payable register.

Motion by M. Cook with support from Campbell to approve check #s 912203-912237 for the total amount of \$59,718.46. ROLL CALL: Jerkatis – yes, J. Lippert – yes, Englerth – yes, M. Cook – yes, Campbell – yes. All Yes (5). MOTION CARRIED.

Clerk Lippert mentioned a workshop (on financing) attendance request. The workshop will take place on Oct. 29 & 30th.

The township audit was completed on October 9th.

DEQ permit: Barlow Lake.

ZONING ADMINISTRATOR'S REPORT: by Larry Knowles, ZA

September SPR's: (8)

- New home – Lakeridge Drive
- Addition – Beatrice
- Pole barn – Patterson
- Barn – Norris
- New home- Barlow
- Addition to home on Elmwood Beach
- Additional garage – Oakwood Shores
- New home – Starview Lane

Planning Commission: Continues to work on Whispering Pines and has put together a sub-committee for finding of facts, conditions, site plan and by-laws. L. Knowles has received some of the information already.

ZBA: Dealt with three variances request on October 8, 2013:

- Approved a variance request for a new home on Lakeridge Dr.
- Denied request for an oversized garage on Russell Drive.
- Denied request for dwelling of less than 720 sq. feet above the first floor in a pole barn on Shady Lane.

Discussion took place on an electronic device for the Zoning Administrator's use.

SUPERVISOR'S REPORT: Mark Englerth

Water Report: Englerth commented on the bank building having an issue with the water line. Bank is paying all fees and hook ups to hook a 2" line in back of building.

**CLERK'S REPORT
Jan Lippert**

**Payroll and
Accounts Payable approved**

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

Advertising for bids for 2014 Lawn Maintenance & Snow Plowing:

Motion by Jerkatis with support from Cook to advertise (in Penasee Globe and Sun & News) for bids on 2014 lawn maintenance at the Township Hall, Fire Station and Park and for snow plowing at the Township Hall parking lot, fire station and Park parking lot. Bids to be in no later than November 8. ROLL CALL: Jerkatis: yes, Lippert: yes, Englerth: yes, Cook: yes, Campbell: yes. Yes: 5, No: 0. MOTION CARRIED.

It was noted that 2” snowfall for Emergency Services required snow plowing. Salting to be done on a as needed basis.

Motion by Cook with support from Campbell to put carport (at fire station) up for sealed bid by Nov. 14th. Winning bidder will remove the carport. ROLL CALL: Jerkatis: yes, Lippert: yes, Englerth: yes, Cook: yes, Campbell: yes. Yes: 5, No: 0. MOTION CARRIED.

OTHER PUBLIC COMMENT:

Frank Fiala, PC Chairman, commented that the subcommittee of the PC has a series of 14 conditions for the PC meeting next week and a finding of fact. Fiala commented that with those conditions, the PC will give preliminary approval and bring it to the Board.

OLD/NEW BUSINESS:

Clerk Lippert commented that Jeff McCray of Burnham and Flowers and a representative from Risk Management will be able to be at the Nov. 14th Board Meeting.

Englerth commented that progress is going forward on the copper pipe issue. The insurance company is on board with this.

Motion by Cook with support from Lippert to allow up to two members of the township board to attend the October seminar in Frankenmuth. ROLL CALL: Jerkatis: yes, Lippert: yes, Englerth: yes, Cook: yes, Campbell: yes. Yes: 5, No: 0. MOTION CARRIED.

Cook commented that a ZBA alternate was still needed. Englerth commented that it was being worked on.

Jerkatis commented that he would appreciate the Clerk and Treasurer Reports being moved up on the meeting agenda right after Approval of Minutes and before Public Comment. This way more of the public can have access to this information.

Jerkatis also questioned the necessity of a second monthly meeting for the Board of Trustees every month. Discussion took place. It was noted that a second meeting will probably not take place in November due to the Thanksgiving holiday. Cathy Strickland asked to have the agendas on the website, as soon as the agendas are set for meetings.

SUPERVISOR’S REPORT:

Mark Englerth

Motion to advertise for bids on 2014 lawn maintenance and snowplowing at the Township Hall, Fire Station and Park. MOTION CARRIED.

Motion to put carport (at fire station) up for sealed bid by Nov. 14th. MOTION CARRIED.

OTHER PUBLIC COMMENT

OLD/NEW BUSINESS

Motion to allow up to two members of the township board to attend the October seminar in Frankenmuth. MOTION CARRIED.

ADJOURNMENT:

Motion by M. Cook with support from Campbell to adjourn at 9:50 p.m. Approved by all.

Respectfully submitted:
Deb Mousseau
Recording Secretary 10-14-13

Date: Draft 10-18-13 jcl

Approved : _____
Janice C. Lippert, Township Clerk
Final Minutes Approved: Nov. 14, 2013

ADJOURNMENT

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