

Routing
 Bd -
 PC -
 ZBA -
 City -
 Law -
 Mill -
 TTES -
 GLASWA -
 Binder

<p align="center">YANKEE SPRINGS TOWNSHIP BOARD OF TRUSTEES Regular Meeting</p> <p align="center">Thursday, September 8, 2011 Yankee Springs Township Hall 284 North Briggs Road, Middleville, Michigan 49333</p> <p align="center">MINUTES</p>	<p>DRAFT 1</p>
<p>Meeting called to order at 7:03 PM by Supervisor Al McCrumb.</p> <p><u>Roll Call:</u> Jerkatis, J. Lippert, McCrumb, M. Cook, Schwennesen.</p> <p><u>PLEDGE OF ALLEGIANCE:</u> In memory of 9-11 and in honor of all who serve and protect at home and abroad – the pledge was held outside memorial flagpole.</p> <p><u>Staff Present:</u> Alice Jansma, Sandy Marcukaitis, Constable Jim Orr, Bob Lippert, Zoning Administrator.</p> <p><u>Visitors:</u> 11 (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 to Acknowledgement of Visitors: Mr. Tony Groves, regarding weed application for Barlow Lake. • Add to Zoning Administrator’s Report: Ordinance adoption amendment for boathouses. • Add to Clerk’s Report: Hall Request - Rental <p>***Supervisor McCrumb introduced the newly appointed Constable/Liquor Inspector, Jim Orr. ***</p>	<p>ADDITIONS TO AGENDA</p>
<p>APPROVAL OF MINUTES:</p> <p>Motion by J. Lippert with support from McCrumb to approve draft minutes of Regular Board of Trustees Meeting of August 11, 2011 as presented and make permanent record. All ayes. MOTION CARRIED.</p> <p>Motion by J. Lippert with support from M. Cook to approve Special Meeting Minutes of August 16, 2011 (Interviews of Applicants for Constable & Liquor Inspector Vacancy and Other Such Business) as presented. All Ayes. MOTION CARRIED.</p>	<p>APPROVAL OF MINUTES</p> <p>Motion to approve Regular Meeting minutes of August 11, 2011 as presented. Motion Carried.</p> <p>Motion to approve Special Meeting minutes of August 16, 2011 as presented. Motion Carried.</p>
<p>ACKNOWLEDGEMENT OF VISITORS:</p> <p>TTES REPORT: Fire Chief, David Middleton</p> <p>Total Calls for July: 160 Total Calls for August: 122</p> <p>For August in Yankee Springs: 21 (4- Fire, 16- Medical and 1- Fire & EMS).</p> <p>D. Middleton said that it has been a “Banner of a Summer”. He added that if the Board is considering what to do with the casino money given to the Township, the</p>	<p>ACKNOWLEDGEMENT OF VISITORS</p> <p>TTES Report: David Middleton</p> <p>Page 1 of 8 YST Bd Trustees 9-8-11</p>

Board might want to consider having an ambulance (stand by unit) stationed at
ACKNOWLEDGMENT OF VISITORS: cont'd

the Yankee Springs Fire Station on the weekends (from the first of June thru the end of August).

Eight to ten calls in Yankee Springs occurred on the 4th of July weekend (Saturday, Sunday and Monday).

There were no calls on the lakes this year. The heaviest times for TTES was on Wednesdays, Fridays and Saturdays – 10 a.m. to 10 p.m.

Supervisor McCrumb asked the Chief to put something together for the Board to consider regarding the ambulance (possible casino money) at the Station.

John Jerkatis added that a friend of his son was taken to the hospital by ambulance. He flat-lined in the ambulance. Had his son driven to the hospital, he'd probably not be here today. D. Middleton stressed importance of the early onset of CPR, citing a recent situation where TTES responded in four minutes and performed CPR with successful results.

Four fires in the township this month. The fires were mainly storm-related with downed power lines.

BARRY COUNTY COMMISSIONER'S REPORT: Craig Stolsonburg

- Balanced budget proposed as of Tuesday.
- Public Hearing will be scheduled regarding proposed budget.
- A budget workshop was held and in the time period of an hour and a half, \$700,000 deficit was trimmed from mainly the Sheriff's Department, Courts, and the Prosecutor's department.
- The 2012 Budget is set at \$13.7 million
- The 2013 Budget is set at \$13.0 million
- The Commissioners are in the process of negotiations.
- On Wed., October 12, at 7 p.m. a public meeting will be held for the possibility of combining the County Clerk and Register of Deeds into one elected position. This is allowed under state statute.

Farmland and Open Space Preservation Application by Kyle McKeown

Mr. Kyle McKeown representing Railside LLC was present at the meeting. He said that he was applying for ten years (minimum time period). The application request would then be renewable at the end of the ten year period.

The YS Township Board reviewed-and McCrumb read- the Resolution regarding the application in compliance.

Motion by M. Cook with support from J. Lippert to approve and adopt Resolution #09-08-11 for the Farmland and Open Space Preservation of Kyle McKeown/Railside LLC. ROLL CALL: Jerkatis: Yes, J. Lippert: Yes, McCrumb: Yes, M. Cook: Yes, Schwennesen: Yes. Yes: 5, No: 0. MOTION CARRIED.

Thornapple-Kellogg School and Community Library: Ms. Barbara Hubers, Librarian

ACKNOWLEDGMENT OF VISITORS: cont'd

(possible Casino money allocation)

BARRY COUNTY COMMISSIONER- Craig Stolsonburg-

Farmland and Open Space Preservation Application by Kyle McKeown

Motion to approve and adopt **RESOLUTION #09-08-11** Farmland and Open Space Preservation Application of K. McKeown/Railside LLC.

ACKNOWLEDGMENT OF VISITORS: cont'd

Ms. Hubers addressed the issue of the section of Yankee Springs Township that is in the Wayland Union School District and considered to be an underfunded area by the Library of Michigan. This area of Yankee Springs who pay taxes to Wayland Union School District are considered to be underfunded and cannot use the inter-loan library cooperative (Lakeland Library Cooperative). Due to recent budget cuts, Ms. Hubers calculated that approximately \$19,000 would be needed to fund those that cannot use the inter-loan library cooperative known as the Lakeland Library Cooperative.

Ms. Hubers was asked the hours of operation for the TK School and Community Library and those hours are:

Monday, Wednesday and Friday 8 a.m. to 4 p.m.. Tues., Thursday: 8 a.m. to 8 p.m. and Saturday: 9:30 a.m. to 12:30 p.m.

Summer Hours: Mondays and Wednesdays: 10 a.m. to 3 p.m. and Tues., Thursdays: 11 a.m. to 7 p.m.

Shane Vandenberg asked Hubers if the current situation with Henika and YS Twp./Wayland Union Schools residents was an isolated problem. Hubers replied that very few townships are having this issue. Hubers explained that Thornapple Kellogg does not have a separate library tax. YS taxpayers pay the TK school district tax which provides a building and facilities for the TK School and Community Library.

Mark Englereth asked what the YS Township gives the library. Hubers said that in 2010, Yankee Springs contributed \$1,206.00.

Alice Jansma mentioned that she and Greg Purcell would like to try to get the district boundary changed and would also like to work with Barbara Hubers toward that end.

Also discussed was the point that Wayland residents (not living in YS Twp.) pay 1.4 or 1.6 mills on their taxes to Henika Library.

Tony Grove, Weed Control Program application, for Barlow Lake:

Mr. Grove was present at the meeting to request formal board approval or consideration of the \$25,000 surplus in Barlow Lake's weed control account. Mr. Grove said that the program could run two- possibly into three- years until the surplus is exhausted. The Special Assessment District for this program expired at the end of 2010.

Motion by M. Cook with support from Jerkatis to proceed with the weed control program at the request of Barlow Lake Association using the surplus funds until such funds are exhausted.

Jan Lippert asked T. Groves to comment on the amount of Starry Stonewort in Barlow Lake. There isn't too much in Barlow. Public Access lakes tends to bring in plants such as the starry stonewort (algae). Lippert added that over 20 acres of starry

ACKNOWLEDGMENT OF VISITORS: cont'd

Thornapple-Kellogg School and Community Library: Ms. Barbara Hubers, Librarian

Tony Grove, Weed Control Program application, for Barlow Lake

Motion to continue Barlow Lake Weed Control Program until surplus funds are exhausted. Motion Carried.

Tony Groves, Weed Control Program- Barlow Lake cont'd:

stonewort had been harvested out of the Channels of Gun Lake. Eurasian milfoil has been the target of current weed control programs added Groves.

PUBLIC COMMENT:

Sandy Marcukaitis, Chairperson of the Ad Hoc Park Committee commented that she is resigning from this position. She has written a letter of formal resignation to the Board. S. Marcukaitis would like to personally thank those who gave of their time and talents to the park. Marcukaitis said that her position was a great challenge and thinks that the township has a park to be proud of. Two King Crimson maple trees are to be planted this week along with burning bushes and mums. Her request as chairperson, is that the Board would consider the three acres (adjacent to the park) and would at least write a letter of intent to the owner (Tim). S. Marcukaitis received a round of applause from those in attendance of tonight's meeting.

TREASURER'S REPORT: by John Jerkatis

Motion by M. Cook, with support by Schwennesen to accept the August Treasurer's Report as submitted. Approved by all. MOTION CARRIED.

SUPERVISOR'S REPORT: Al McCrumb

- **August Water System** – Everything is going well. Work to be done on water tank which is being taken care of.
- **Park Improvements Multi-Sports Court Pay Application No. 3 Request-** It was noted that this is not the final payment. The work is basically completed. Additional fencing will be put in paper for local bidding. Specs can be picked up at the Township Hall. Advertisement for bidding to go out in The Reminder, The Sun & News, Penasee Globe, and The Kalamazoo Gazette.

Motion by M. Cook with support from J. Lippert to pay application for payment #3 to Apex Contractors for the amount of \$15,283.87. All ayes. MOTION CARRIED.

M. Cook felt that only 4 foot fencing behind a basketball hoop could be a liability and for safety's sake the fencing should be higher. Schwennesen added that for a cosmetic approach the fencing behind the hoop should match the ends of the fence which are at 10 feet. Schwennesen mentioned that he was at the park today and felt that they have done a superb job with the color coding.

SUPERVISOR'S REPORT: Al McCrumb

- **Facilities Update Minutes August 4th, & August 25th, 2011-** Fleis and VandenBrink has been advised that the Board has approved expansion of the Twp. Hall and Fire Station parking lots and ADA restroom and entry door at the Twp. Hall.

ACKNOWLEDGMENT OF VISITORS: cont'd

PUBLIC COMMENT

TREASURER'S REPORT

Treasurer's Report approved

SUPERVISOR'S REPORT:
Al McCrumb

Motion to pay application for payment #3 to Apex Contractors. Motion Carried.

SUPERVISOR REPORT Con't.

Discussion took place on expansion area of the Fire Station parking lot.

- **Payne Lake Drain – Notice of Day of Review of Apportionments 9-14-11 Drain Commissioner’s Office-** Residents may appear for review at the Drain Commissioner’s Office from 9 a.m. to 5 p.m. on September 14th.

A complaint was received from a resident of Lynn Drive on Payne Lake. Power had been cut off to the resident’s garage. The Drain Commission said that it would be taken care of. As of 4:30 p.m. today, the problem had not been resolved. Supervisor McCrumb will look at this area as well.

BREAK: 8:21 P.M. RESUME: 8:40 P.M.

ZONING ADMINISTRATOR’S REPORT: by Robert Lippert

- **August SPR’s:** (10) 3 – accessory buildings
3 - additions to existing buildings
3 - new homes
1 - deck
- **Planning Commission:** Boathouse definition addressed.
- **ZBA-** Meeting was held August 9. Zoning regarding Rosemary Lane (off of Heritage Bay Drive) was addressed.
- **Complaints:**
 1. Regarding a semi truck parked periodically in a residential area. No response has been received from messages. Vehicle has not returned.
 2. A complaint regarding funneling on Gun Lake was received adjacent to VanderSlik property.
 3. A complaint regarding lake view being blocked on Barlow Lake. This involved a water slide. The water slide structure has been removed.
 4. Complaint of dump trucks and residential use of RV in commercial area. Trucks removed. RV will be moved at end of season.
 5. Car Wash owner complains of residential trash being deposited in his dumpster.
There has been trash overflowing out of his dumpster.

An unofficial complaint was received from a resident who called and requested a copy of the township’s general ordinance for noise. The resident took initiative and notified the party in violation.

- **McKenna Billing-** Brief discussion occurred regarding the billing of McKenna being reviewed by the PC at the meeting on 9-15-11.
Motion by M. Cook with support from Schwennesen to accept and approve August 2011 McKenna billing of \$450.00 with the consent of Planning Commission review.
All ayes. MOTION CARRIED.

SUPERVISOR’S REPORT:

Al McCrumb

BREAK

**ZONING
ADMINISTRATOR’S
REPORT: R. Lippert**

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

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9-8-11 Bd of Trustees**

ZONING ADMINISTRATOR'S REPORT cont'd

The Planning Commission made a change to amend the definition of "boathouse". It was voted on unanimously to exclude commercially manufactured boat lifts. Discussion occurred among board members. Commercially manufactured boat lifts with canopies were also excluded from the definition.

Motion made by M. Cook with support from J. Lippert to approve and amend definition of "boathouse" – Ordinance #09-01-11. Adopted. All ayes. MOTION CARRIED.

- **FEMA-** Letters of map amendments did not increase this month.

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

The Grand Rapids Press had a recent article regarding FEMA using old data (in 10 foot increments) from townships.

Carl Levin had written to FEMA asking why Michigan flood zone rates were substantially higher than other disaster prone areas. FEMA responded with a four page letter of explanation.

CLERK'S REPORT: by J. Lippert

A request for rental of the Twp. Hall has been made for October 8th, 5:00 to 9:00 p.m. A potluck will be held by "Local Future" for building a sense of community for the neighborhood. This group is concerned about issues such as climate change and energy crisis in the future.

Motion by M. Cook with support from Jerkatis to allow usage of township Hall on October 8, 2011 from 5 to 9 p.m. All ayes. MOTION CARRIED.

- A letter was distributed to Board members from Barry County Road Commission. Discussion occurred regarding splitting the road work between two years. Jerkatis commented on the good condition of the roads. Budgeting for two year's worth of road work and emergency repairs were discussed as well.

Barry County Chapter of the MTA will hold a meeting Tuesday, October 18, at the session of Aging Building in Hastings. Appetizers are requested. Meeting is 6:30 p.m

- A letter from the Municipal Code Corporation stating that they have increased the rates. Item line budget will not be affected.

Orkin Pest Control offers a savings for customers who pay ahead. Paying ahead for pest control services in the Twp. Hall will result in the cost of \$814.46 rather than \$848.40 and services performed in the Fire Station will result in a cost of \$697.54 rather \$726.60.

Motion by M. Cook with support from J. Lippert to pay in advance to Orkin Pest Control for services at the Twp. Hall and the Fire Station. All ayes. MOTION CARRIED.

ZONING ADMINISTRATOR'S REPORT cont'd

Motion to approve and amend definition of boathouse- Ord. #09-01-11. Motion Carried.

CLERK'S REPORT

Motion to approve rental of Twp. Hall on Oct. 8. Motion Carried.

CLERK'S REPORT: by J. Lippert (continued)

Clerk Lippert fielded any questions and explained any items relating to accounts payable checks presented.

Motion by M. Cook with support from Schwennesen to approve payroll checks #4382 - 4404 dated 9/01/11 for the amount of \$10,969.87. All ayes. MOTION CARRIED.

Motion by M. Cook with support from Jerkatis to approve accounts payable checks #911221-911232 August (after Board meeting) , #911223 VOID, and checks #911233 -248 for the total amount of \$16,163.04. All ayes. MOTION CARRIED.

Motion by J. Lippert with support from M. Cook to pay for August services of Bauckham, Sparks, Lohrstorfer for the total of \$553.30. All ayes. MOTION CARRIED.

The state House of Representatives passed legislation to hold school elections in November. However, this has not passed the Senate yet.

It was noted at a recent meeting of the Gun Lake Improvement Board that Gun Lake's Weed Control Program has harvested approximately 20 acres of starry stonewort.

On September 27 - 28, the MTA will host a Professional Development retreat in Cadillac. J. Lippert requested to attend with Deputy Clerk Marge VanderMeyden.

Motion by M. Cook with support from McCrumb to allow up to \$648.00 plus expenses(mileage) for the Twp. Clerk and Deputy Clerk to attend the MTA Professional Development Retreat Sept. 27 & 28. All ayes. MOTION CARRIED.

In honor of the memory of Ruth Roush, a memorial contribution will be made by a collection of individual Board member donations in lieu of flowers.

Lynn Eister oversees the pickle ball court at the YS Twp. Park. He has recently purchased paddles and balls to loan out to individuals for use on the court. Lynn will keep track of the paddles/balls that are loaned out.

Motion by J. Lippert with support from Jerkatis to reimburse Lynn Eister for the purchase of two sets of paddles and one dozen balls for the amount of \$262.97. All ayes. MOTION CARRIED.

OTHER PUBLIC COMMENT:

Judy Rowley, of Cutler Cove, requested contact information regarding road work on Patterson Rd. near her residence. Mrs. Rowley was curious as to why her street was skipped. The road work did not occur on her street. Board members thought that possibly the work was done by Allegan County. Patterson Rd. is the dividing line between Barry and Allegan counties. Contact information was given to Mrs. Rowley for Barry County Road Commission.

OLD BUSINESS/NEW BUSINESS:

CLERK'S REPORT cont'd

Motion to pay in advance for Orkin Pest Control Services at YS Twp. Hall and the Fire Station. Motion Carried.

Payroll Approved

Accounts Payable Approved

Motion to pay for Aug. services of Bauckham, Sparks. Motion Carried.

Motion to allow attendance for Clerk and Dep. Clerk at the MTA Prof. Development Retreat Sept. 27 & 28. Motion Carried.

Motion by Lippert, support Jerkatis to reimburse L. Eister \$262.97. Motion Carried.

OTHER PUBLIC COMMENT

OLD BUSINESS/NEW BUSINESS:

Alice Jansma requested clarification on fence specifications mentioned earlier in tonight's meeting for the multi-sports courts at the township park. It was determined that 10 foot fencing would be needed on the end of the basketball court (underneath the hoop) and along the side approximately 20 feet with the rest of the fencing four feet high along each side. Guard molding (protection) was to be included for top edge of fencing.

M. Cook mentioned that she would like to go to and would like to know the date of - the Fall MTA conference. Also she requested a copy of the Capital Improvement Plan which Frank Fiala handed out at the last meeting. Discussion also occurred about future public forums and possible topics.

ADJOURNMENT:

Motion by J. Lippert with support from Jerkatis to adjourn at 9:50 PM. Approved by all.

Respectfully submitted:
D. Mousseau
Recording Secretary 9-12-11

Approved Date: 9-16-11
By: Janice C. Lippert, Clerk

OLD BUSINESS/NEW BUSINESS

ADJOURNMENT