

**Charter Township of Elmwood
Regular Board Meeting
November 9, 2009 in the Township Hall**

Call to Order:

Supervisor Kelly called the meeting to order at 7:00p.m.

Pledge of Allegiance:

Supervisor Kelly led the Pledge of Allegiance.

Roll Call:

Present:

Jack Kelly, Connie Preston, Debbie Street, Terry Lautner, Don Gallagher, Dave Darga, Mary Barrows

Declaration of Conflict of Interest:

None stated

Brief Public Comment: Given By-
Gary Rushton 1243 E. Cherry Bend Rd.

Noel Flohe 9881 E. Cherry Bend Rd.

Stan Kouchnerkavich 9690 E. Cherry Bend Rd.

Consent Calendar:

Department Reports:

Treasurer

Planning

Zoning

Harbormaster **(Added)**

Minutes:

Oct. 12, 2009

Oct. 26, 2009

Check Register:

Oct. 15, 2009 thru Oct. 31, 2009

**MOTION BY TRUSTEE LAUTNER, SUPPORTED BY TRUSTEE DARGA TO APPROVE THE
CONSENT CALANDAR AS AMENDED. MOTION PASSED 7-0 BY A VOICE VOTE.**

The Board discussed the transferring of delinquent utilities and special assessments to the Tax Roll.

**MOTION BY TREASURER STREET, SUPPORTED BY CLERK PRESTON TO PLACE \$370,673.90
ON THE TAX ROLL FOR SAD, UTILITIES, AND TRAVERSE CITY LIGHT & POWER CONTINGENT
UPON ATTORNEY JIM YOUNG'S INVESTIGATION. MOTION PASSED 7-0 BY A VOICE
VOTE.**

**MOTION BY CLERK PRESTON, SUPPORTED BY TREASURER STREET TO TABLE THE 2010 AGREEMENT
FOR THE TAX BILLS. MOTION PASSED 7-0 BY A VOICE VOTE.**

Agenda Modifications:

Transfer delinquent utilities and Special Assessment to the Tax Roll - moved item to **6a**.

2010 Intergovernmental Agreement for Tax Bills – moved item to **6b**.

Added Item h – Declaration of Surplus Equipment.

MOTION BY TREASURER STREET, SUPPORTED BY TRUSTEE LAUTNER TO APPROVE THE AGENDA AS MODIFIED. MOTION PASSED 7-0 BY A VOICE VOTE.

Reports:

Supervisor Kelly submitted his written report and verbally highlighted certain section.

Trustee Remarks: None

Other Officers Remarks:

Fire Chief Haring reported that 4 employees were in Fire school and 2 were in EMS school. He also recommended that the fire departments extra utility trailer be given to the Building & Grounds department.

Communications from the Clerk:

The **CAPP** Road paving project was over estimated therefore adjustments and or refunds will be given.

Greilickville Harbor Park Task Force Update:

Clerk Preston advised the Harbor Park Task Force will be meeting on November 11, 2009 in the Township hall to finalize some areas.

Engineers Report/Timberlee Well House Repairs Update:

Jamie Wade reported that the Timberlee Well House repairs were completed.

Unfinished Business: None

New Business:

Matt Hienman – Leelanau Conservancy addressed the Board and provided closing procedures to acquire the DeYoung property.

MOTION BY CLERK PRESTON, SUPPORTED BY TREASURER STREET TO APPROVE THE DEYOUNG NATURAL AREA ACQUISITION AND TO ADD IT TO THE SPECIAL MEETING AGENDA SCHEDULED FOR NOVEMBER 23, 2009 @ 6:00P.M. IN THE TOWNSHIP HALL. MOTION PASSED 7-0 BY A VOICE VOTE.

MOTION BY TRUSTEE DARGA, SUPPORTED BY TREASURER STREET TO APPROVE ORDINANCE # 2009-5 AN ORDINANCE TO AMEND THE TOWNSHIP ZONING ORDINANCE BY AMENDING ARTICLE II: DEFINITIONS AND ADDING NEW SECTION 4.1.2.7 CONDITIONAL USES IN THE AGRICULTURAL DISTRICT (AO-1). MOTION PASSED 6-1 BY A ROLL CALL VOTE WITH TRUSTEE GALLAGHER VOTING NO.

MOTION BY TRUSTEE LAUTNER, SUPPORTED BY TRUSTEE BARROWS TO ESTABLISH A SEASONAL LAUNCH FEE OF \$100.00 OR (DOUBLE THE RECREATIONAL LAUNCH RATE) STARTING IN 2010 FOR COMMERCIAL FISHING VESSELS. MOTION PASSED 6-0 BY A VOICE VOTE WITH TRUSTEE DARGA ABSTAINING.

MOTION BY TRUSTEE LAUTNER, SUPPORTED BY TRUSTEE BARROWS TO AUTHORIZE SUPERVISOR KELLY TO SEND A LETTER TO THE DNR REQUESTING CONTROL OF COMMERCIAL ACTIVITY AT THE MARINA. MOTION PASSED 7-0 BY A VOICE VOTE.

Discussion by the Board ensued. It was suggested that the Marina Committee discuss this and come up with recommendations for event rates. The Fire Chief requested notification regarding events due to large crowds. It was also recommended that an end of the year report come from the Marina staff.

MOTION BY TRUSTEE LAUTNER, SUPPORTED BY TRUSTEE GALLAGHER TO APPROVE THE AMENDMENT OF THE FIRE CHIEF JOB POSITION AS RECOMMENDED BY THE PUBLIC SAFETY COMMITTEE. MOTION PASSED 7-0 BY A VOICE VOTE.

The Board discussed wage considerations for the Fire Chief position.

MOTION BY TRUSTEE DARGA, SUPPORTED BY TRUSTEE LAUTNER, TO SET A MAXIMUM SALARY OF UP TO 15,000.00 FOR THE FIRE CHIEF POSITION. MOTION PASSED 5-2 BY A VOICE VOTE WITH CLERK PRESTON AND SUPERVISOR KELLY VOTING NO.

It was the consensus of the Board to table the Ambulance Purchase Consideration and the Planning Commission Budget request until the Public Hearing Budget Deliberation Meeting.

MOTION BY TRUSTEE LAUTNER, SUPPORTED BY TRUSTEE GALLAGHER TO SET A BUDGET PUBLIC HEARING ON MONDAY DECEMBER 7, 2009 AT 7:00PM IN THE TOWNSHIP HALL. MOTION PASSED 6-1 BY A VOICE VOTE WITH CLERK PRESTON VOTING NO.

MOTION BY CLERK PRESTON, SUPPORTED BY TRUSTEE GALLAGHER TO ADD THE BOARD'S BUDGET WORK SESSION TO THE NOVEMBER 23, 2009 SPECIAL MEETING AT 6:00PM IN THE TOWNSHIP HALL. MOTION PASSED 7-0 BY A VOICE VOTE.

Baseball Fields Access Discussion:

Nancy Scott 7894 E. Long Branch Circle read a letter written by a concerned resident to the Township Board regarding access to the enclosed baseball field.

Supervisor Kelly indicated people can review the memo he had written concerning issues regarding the baseball access on the Townships website.

Trustee Barrows mentioned she would like to see a Bark Park for dogs on Township Property and suggested the DeYoung Natural Area Property.

It was the consensus of the Board that the Parks & Recreation Committee should work on a comprehensive Park Ordinance concerning dogs, the baseball fields, and the pavilions.

MOTION BY CLERK PRESTON, SUPPORTED BY TRUSTEE BARROWS TO APPROVE THE SURPLUS EQUIPMENT LIST AND TO DESIGNATE TOWNSHIP STAFF TO SETUP THE PROCEDURE FOR THE AUCTION. MOTION PASSED 7-0 BY A VOICE VOTE.

Payment of Invoices:

MOTION BY TREASURER STREET, SUPPORTED BY TRUSTEE BARROWS TO PAY THE INVOICES IN THE AMOUNT OF \$87,167.43. MOTION PASSED 7-0 BY A VOICE VOTE.

Extended Public Comment: Given by-

Pete Melichar 10060 Melichar Dr.

Eric Currin 10212 E. Cherry Bend Rd.

Adjournment:

Supervisor Kelly adjourned the meeting at 9:42p.m.

DRAFT