

**Charter Township of Elmwood
Regular Board Meeting
July 13, 2009 in the Township Hall**

Call to Order:

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

Pledge of Allegiance:

Supervisor Kelly led the Pledge of Allegiance.

Roll Call:

Present:

Jack Kelly, Connie Preston, Debbie Street, Terry Lautner, Don Gallagher, and Dave Darga.

Excused:

Mary Barrows.

Declaration of Conflict of Interest:

Supervisor Kelly stated that he would recuse himself from any discussion and vote on item 10.c. proposed SAD on Avondale Lane, if the Board considers rescinding the motion passed at the last Board meeting. None other stated.

Brief Public Comment:

Those offering comment were:

Paul Singer, Bob Lober, Glen Swoveland, John Riegling, Jeffrey Bach, Kevin Severt, Paul Singer, Glen Swoveland, John Riegling, Bob Lober, Kevin Severt, Carolyn Swoveland, and Ann Eckerly.

Consent Calendar:

Department Reports:

Treasurer
Harbor Master
Planning

Minutes:

June 8, 2009
June 22, 2009

Check Register:

June 10 through July 10, 2009

Committee Reports:

Marina
Parks & Recreation

Motion by Trustee Lautner, supported by Trustee Gallagher to approve the consent calendar as amended (remove June 22, 2009 minutes). **Motion passed 6-0** by a voice vote.

Motion by Clerk Preston, supported by Trustee Gallagher to approve the June 22, 2009 minutes as amended. **Motion passed 6-0** by a voice vote.

Agenda Approval:

Motion by Trustee Darga, supported by Clerk Preston to approve the agenda as presented.

Motion passed 6-0 by a voice vote.

Reports:

Supervisor Remarks:

Supervisor Kelly submitted his written report to the Board and offered additional remarks.

Trustee Remarks:

None offered.

Other Officer Remarks:

Fire Chief Ray Haring advised the Board that four new people have been hired and that six people are going to training. There were over 50 runs made last month. July 4th ran very smoothly. The last week of September the ISO people will be here and hopefully that visit will result in a lower ISO rating which should give better ratings on your insurance for your premiums.

Communications from the Clerk:

Anyone interested in attending an Ag. Based Zoning Right to Farm work shop at the end of August in Traverse City should contact the Clerk.

Clerk Preston reported that West Bay Covenant Church has expressed an interest in the old fire station to either buy or lease part of it. This will be placed as an agenda item for next month's meeting, accompanied by following information: the revenue from that building, the estimated value, and the current uses, the storage use and the benefits of such.

Harbor Park Task Force Update:

Clerk Preston stated that the Task Force met last week and reviewed plans for the buildings – the finish, faucets and toilets and provided direction. Automatic door locks were also discussed. They would lock automatically at 11:00pm with a button to push from the inside if locked in. Go ahead was given to wire for that but not to necessarily install that at this point. Details would still need to be discussed. Bids will go out late this month or the beginning of August.

Planning Commission:

No report. Supervisor Kelly did advise that Crane Hill Wineries will be pursuing a text amendment to allow wineries. Also an individual would like to open a kennel. At the July 21st meeting of the P.C., a Public Hearing will be held regarding a rezoning of Norris Elementary School for the Child & Family Services of Northern Michigan.

Unfinished Business:

None.

New Business:

DeYoung Management Plan:

Matt Heiman & Jenee Rowe were present from the Leelanau Conservancy. Mr. Heiman reported that there are no changes to the Management Agreement. It will be revisited every five years as a part of the Parks & Rec. Plan review.

Motion by Clerk Preston, supported by Trustee Darga to approve the DeYoung Natural Area Lakeshore Property Management Plan with amendment (add to Agreement 3. "The Parks & Rec. committee will review this report and summarize its findings and any recommendations or concerns within two months of receipt and present same to the Elmwood Township Board.").

Motion passed 6-0 by a voice vote.

Timberlee Water System Building Repairs:

Motion by Trustee Lautner, supported by Trustee Gallagher to accept the low bid of Eckler Building Solutions, LLC for the Timberlee Water System building repairs in the amount of \$11,800.00. **Motion passed 6-0** by a roll call vote.

Avondale Lane, Paradise Dr., Pickwick Ct. & Claremont Dr. Proposed Special Assessment District:

Supervisor Kelly turned the meeting over to Clerk Preston and recused himself to the audience during the discussion and action regarding rescinding the Board motion of last month regarding this project.

Motion by Treasurer Street, supported by Clerk Preston to reconsider the motion from the June 8, 2009 Board meeting ("Motion by Trustee Lautner, supported by Treasurer Street to fund Option 1, pave Avondale Lane 0.2 miles from Cherry Bend Rd. to 200' west of Paradise Dr. **Motion passed 4-1** by a roll call vote with Trustee Gallagher voting NO and Supervisor Kelly abstaining.

Motion by Trustee Darga, supported by Treasurer Street to consider creating a Special Assessment District and include the two township properties. **Motion passed 5-0** by a voice vote, with Supervisor Kelly abstaining.

The meeting was turned back over to Supervisor Kelly.

Motion by Trustee Lautner, supported by Trustee Gallagher to approve Resolution No. 11 of 2009 Resolution Creating Elmwood Charter Township Special Assessment District of East Avondale lane, South Paradise Drive, East Pickwick Drive, and East Pickwick Court and Ordering the Creation of the Special Assessment Roll. **Motion passed 6-0** by a roll call vote.

Michigan Public Safety Communications System Member Subscriber Agreement:

Upon the recommendation of Fire Chief Haring, it was the consensus of the Board to table this item until further notice.

Flotation Docking Systems Change Orders and Invoice:

Motion by Clerk Preston, supported by Trustee Lautner to approve payment to Flotation Docking Systems, Inc. in the amount of \$197,390.00. **Motion passed 6-0** by a voice vote.

Motion by Clerk Preston, supported by Treasurer Street to approve Change Order #3 in the amount of \$6,265.00 and to authorize Supervisor Kelly to sign. **Motion passed 6-0** by a roll call vote.

Marina Patio Bids:

Motion by Trustee Darga, supported by Trustee Gallagher to accept Peninsula Pavers bid of \$7,150.00 and to obtain an estimate for power. **Motion passed 5-1** by a voice vote, with Trustee Gallagher voting NO.

Supervisor Kelly called a recess at 9:00pm.

Supervisor Kelly called the meeting back into session at 9:07pm.

Septage Treatment Plan Issues:

Supervisor Kelly gave an overview of the issues outlined in his Supervisor's Report, as well as additional information on this subject. In response to a letter received from resident Tony Ansonge, It was the consensus of the Board to not rescind its June 8th motion to not support the investigation of Mike Houlihan and Gourdie Fraser. Supervisor Kelly advised the Board that Grand Traverse County agreed to fund the investigation at a special meeting on June 30, 2009 up to a maximum amount of \$10,000. As proposed by Grand Traverse County, any costs in excess of \$10,000 would have to be borne by the five townships that own the plant. Supervisor Kelly will keep the Board advised of developments as they occur.

Motion by Trustee Darga, supported by Treasurer Street to authorize an expenditure of \$421.00 from Elmwood Township's portion of the Septage Fund for the Kalkaska County feasibility study regarding possible construction of their own septage treatment plant. The study would look at possible advantages to Kalkaska County of building only a transfer station and utilizing the Grand Traverse County Plant for septage treatment. **Motion passed 6-0** by a voice vote.

Charitable Gaming Licenses for Sweet Adelines:

Motion by Clerk Preston, supported by Treasurer Street to approve the Local Governing Body Resolution for Charitable Gaming Licenses for the Grand Traverse Chorus of the Sweet Adelines. **Motion passed 6-0** by a roll call vote.

Discussion of Park Pavilion and Hall Rental Policy:

Supervisor Kelly raised this idea in response to inquiries received recently. At the Harbor Park where there are two pavilions, only one could be reserved and one would be available for walk up use. A policy could be developed and in place for 2010. The Parks & Rec. Committee is looking at this idea as well.

MNRTF Agreement for Greilickville Harbor Park:

Motion by Clerk Preston, supported by Trustee Lautner to approve the Michigan Natural Resources Trust Fund Development Project Agreement, Project Number: TF07-095, Greilickville Harbor Park Improvements. **Motion passed 6-0** by a voice vote.

Schedule Special Meeting for Proposed Zoning Ordinance Discussion:

Motion by Clerk Preston, supported by Treasurer Street to set a special meeting for discussion of the Public Hearing comments regarding the proposed Zoning Ordinance for Monday, July 27, 2009 at 7:00pm in the Township Hall. **Motion passed 5-1** by a voice vote, with Trustee Gallagher voting NO.

Payment of Invoices:

Motion by Clerk Preston, supported by Trustee Lautner to pay the invoices in the amount of \$249,431.14. **Motion passed 6-0** by a voice vote.

Supervisor Kelly will ask the Coast Guard if they will contribute to the cost of the No Wake signs in the channel.

Extended Public Comment:

Those offering comment were: Tony Ansorge.

Adjournment:

Supervisor Kelly adjourned the meeting at 10:02pm.