**GREEN LAKE TOWNSHIP BOARD**

**Golden Fellowship Hall**

**9700 Riley Road, Interlochen, MI**

 **December 10, 2018**

**MINUTES**

1. **CALL TO ORDER**: By Supervisor Radtke at 6:00 pm.
2. **ROLL CALL:** Board members present were: Kramer, Radtke, Biondo, Schroeter, West, Bieganowski and McDonald. Also present was Ronda Robinson, Recording Secretary.
3. **PLEDGE:** was recited.
4. **APPROVAL OF AGENDA:** Moved by West and supported by McDonald to approve the agenda, as amended. Blue Cross/Blue Shield removed from New Business, Solar Presentation added to Reports, Board of Review Re-Appointments added to New Business. Carried.
5. **CONSENT AGENDA:** Moved by Kramer and seconded by Schroeter to approve the Consent Agenda, as written. Roll Call: Yes-Schroeter, Biondo, McDonald, Bieganowski, Kramer, West, Radtke. No-0. Carried.
6. **REPORTS:**

A. PAUL OLSON, MUNICIPAL UNDERWRITERS: reviewed the Plan with the Board.

Motion by Biondo and support by West to approve the Michigan Municipal Underwriters’ Premium with the 3-year option in the amount of $30,462. Roll Call: Yes-West, McDonald, Schroeter, Bieganowski, Biondo, Kramer, Radtke. No-0. Carried.

B. MARY BETH HARDWICKE, INTERLOCHEN PUBLIC LIBRARY: reported that an incredible number of community members attended the grand opening and there is a high level of pride in the community. The children’s Christmas Party and Concert with the Chamber of Commerce was held on Friday and the attendance was up 30%. The premiere of a 30-minute historical documentary commissioned for the library will be held on January 11th at 7:00 pm.

C. ANDY MAREK, GRAND TRAVERSE COUNTY ROAD COMMISSION: reported that the East/West mobility corridor public meeting will be held in January. They are working on getting the traffic lights working together on South Airport Road. The Board is working on replacing Jim Cook and working on the new wash bays. January 3rd the Board will hold an organization meeting.

D. CHIEF CUTWAY, GREEN LAKE TOWNSHIP EMERGENCY SERVICE: reported that the County Fire Chiefs finalized the guidelines regarding Rift, accountability, and may day calls.

E. SBC SOLAR, SOLAR PRESENTATION: past out information to the Board after evaluating the Township’s needs. They are investigating a net metering project with about 18 panels.

1. **PUBLIC COMMENT:**

Jill Coverdill, 5648 Wrenwood Way, said the Special Meetings the Board has been calling are challenging for the residents to attend. She recommends scheduling two Board meetings a month instead.

1. **UNFINSHED BUSINESS:**
2. INTERLOCHEN PUBLIC LIBRARY REQUEST FOLLOW UP: Radtke explained that the Township Attorney drafted the contract provided in the meeting packet to make a budget transfer of $6,000 to the Library.

Motion by Kramer and support by Schroeter to approve the contract as presented to make a budget transfer to the Library of $6,000 for services to the Township’s residents. Roll Call: Yes-Bieganowski, Biondo, Schroeter, McDonald, Kramer, Radtke. No-West. Carried.

1. STREET VACATION FOLLOW UP RESOLUTION #12102018.15:

Motion by Bieganowski and support by West to adopt resolution #12102018.15 to abandon a portion of East Railroad Avenue between 9th Street and 10th Street. Roll Call: Yes-McDonald, West, Schroeter, Biondo, Bieganowski Kramer, Radtke. No-0. Carried.

1. ENGINE/TANKER BIDS/PURCHASE: Cutway said there has been some cost increases since the bids and he would recommend a 3 year pay **off with a possible 5-year loan**. The deposit would be around $105,000. Biondo asked about getting an updated bid. Schroeter asked if the Fire Mileage money can be used for equipment.

Motion by Biondo and support by Bieganowski to approve the purchase of an Engine/Tanker from CSI, with a deposit of up to $110,000 for the chassis, with the appropriate budget amendments. Roll Call: Yes-McDonald, Kramer, Radtke, Bieganowski. No-West, Biondo, Schroeter. Carried.

1. **PUBLIC HEARING:** RESOLUTION #12102018.26 FILING SPECIAL ASSESSMENT ROLL AND RESOLUTION #12102018.25 DETERMINATION TO MAKE PUBLIC IMPROVEMENTS

Muha, Township Assessor, stated that the land has been acquired. The petition has been circulated to construct and maintain the proposed system with 18 of the 24 owners signing (71%) and 75% of the owners.

Roger said this is the 1st of two Public Hearings provided for to adopt a special assessment. This Public Hearing is a hearing on necessity to review any of the objections to the petitions to the improvements.

OPEN BUSH ROAD SAD PUBLIC HEARING: Motion by Bieganowski and support by West for Radtke to open the Public Hearing at 7:02 pm. Carried.

In Support of Project:

Jim Godfrey, 5297 Bush Road, is worried about damage to the water.

Ed Dewey, 5253 Bush Road, wants to maintain and improve the watershed and make it a better place to live.

Joan Dewey, 5253 Bush Road, wants to keep the lake and drinking water clean.

Ken Friar, 5321 Bush Road, asked is there is a need and is this the way to solve the need or should it be pushed to the future until it is a bigger need.

Kurt Hubschneider, 3870 East Duck Lake Road, is in favor of this project and the people who are overseeing it.

Roger Edgren, 5367 Bush Road, it is an investment that will improve all 24 properties. It will keep the lake looking good.

Mike Emaus, 5133 Bush Road, asked for a copy of the engineered plans.

Not in Support of the Project:

Frank Rydquest, 5411 Bush Road, said there are no enforcement issues on Bush Road, their system is well maintained and works. There is no benefit to me and it is not a necessity.

Ross, legal counsel for Rydquest, some who signed the petition believed it was for exploration reasons. They have an outstanding FOIA for documentation about the establishment of the district. There will be no increase in value if their system is in working order.

David Ritter, 5161 Bush Road, opposes being in the assessment district, not the special assessment district, it should not include properties with good functioning systems.

Dave Schumacher, 5199 and 5215 Bush Road, no reasons their property should be included. Their property is higher and has a private septic system. No benefit to them. Could they be excluded?

Radtke said if you are in opposition the tax tribunal will require you to speak at this meeting or send in correspondence stating your position.

Letters and Emails sent in from:

Rydquest-opposition

Dewey-support

Anderson-support

Schoeb-support

Galligan-opposition

Cleveland-support

Schumacker-support but not for their property

Henry-support

CLOSE BUSH ROAD SAD PUBLIC HEARING: Motion by Bieganowski and support by Kramer for Radtke to close the Public Hearing at 7:37 pm.

Mike Kolbusz, Grand Traverse County, said some of these properties were built for seasonal use.

Ben Kladder, Flees & VanderBrink, said they recommend a step system for cost and cost of maintenance. The Ordinance would have to be amended for a step system.

Roger said it would be hard to conclude, given an area of this nature, that the sewer isn’t necessary. There are some significant issues and the Board needs to address the benefit for the cost. You can drop properties from the district, but you cannot add properties to the district.

Bieganowski said it isn’t a parcel by parcel determination but a broader necessity. He is surprised there are objections tonight because there were no objections to phase one. He said the petitions are sufficient and the system is a necessity for the area, 71% is a high percentage.

BOARD ACTION ON BUSH ROAD PUBLIC HEARING:

Motion by Bieganowski and support by McDonald to adopt Resolution #12102018.25 Determination to Make Public Improvements, as presented. Roll Call: Yes-Schroeter, Biondo, McDonald, Bieganowski, Kramer, West, Radtke. No-0. Carried.

Motion by Schroeter and support by Kramer to adopt Resolution #12102018.26 Filing Special Assessment Roll, as presented. The next Public Hearing will be January 14, 2019. Roll Call: Yes-Biondo, West, Kramer, Bieganowski, Schroeter, McDonald, Radtke. No-0. Carried.

Radtke called a recess until 8:25 pm.

Radtke reconvened the meeting at 8:25 pm.

1. **NEW BUSINESS:**
2. BUDGET AMENDMENT #12102018.1

Motion by West and second by Biondo to approve Budget Amendment #12102018.1, as written. Carried.

1. HIRING OF THREE PAID ON CALL APPLICANTS: Mike Luther, Timothy Guenthardt and Andrew Dyke.

Motion by Kramer and second by Schroeter to approve the hiring of the three paid on call applicants, as presented by Chief Cutway, dependent on their background checks and physicals. Carried.

1. HIRING OF THREE FULL TIME FIRE FIGHTER/PARAMEDICS: Cory Musko, Robert Kirk, Jr. and Douglas Fak. Bruce Ross will be a backup in case one of the three approved candidates decide not to proceed.

Motion by Bieganowski and second by McDonald to approve the hiring of the three full time fire fighter/paramedics, as presented by Chief Cutway, dependent on their background checks and physicals. Carried.

West thinks they should all start at the same pay and Cutway agreed.

1. GERALD JACKOWSKI RESIGNATION LETTER:

Motion by Kramer and second by West to accept the resignation letter from Gerald Jackowski from the Planning Commission. Carried with a vote of 6-1.

 E. RE-APPOINT WILLIAM MOUSER AND RUSS MARSHALL TO THE PLANNING COMMISSION:

Motion by Biondo and second by Schroeter to take the Supervisor’s recommendation to re-appoint Judy Myers and Russ Marshall to the Zoning Board of Appeals. Carried.

 F. APPOINT STEPHEN HORNE TO PLANNING COMMISSION: to fill Jackowski’s term.

Motion by Biondo and second by McDonald to take the Supervisor’s recommendation to appoint Stephen Horne to the Planning Commission. Carried.

 G. RE-APPOINT JUDY MYERS AND RUSS MARSHALL TO THE ZONING BOARD OF APPEALS:

 There was concern mentioned about members of the ZBA also being on the PC.

Motion by Kramer and second by McDonald to take the Supervisor’s recommendation to re-appoint Judy Myers and Russ Marshall to the Zoning Board of Appeals. Carried by a vote of 6-1.

H. ZONING ORDINANCE #18-09 CORRECTING TYPOGRAPHICAL ERROR: to change the water’s

 edge minimum setback from 50 feet to 60 feet and to change VMF to VE.

McDonald said the Planning Commission discussed and approved the setback change. VMF was an error. Biondo said it will change lake residents’ views. McDonald said structures would be a little closer to the water, but he doesn’t think it will make much of a difference. Radtke said the Health Departments Soil Erosion requires 50-foot setback from any wetland or high-water mark.

Motion by Kramer and second by Radtke to adopt, and make appropriate Ordinance changes, Zoning Ordinance #18-09 Correcting Typographical Error as recommended by the Planning Commission. Roll Call: Yes-West, McDonald, Bieganowski, Schroeter, Kramer, Radtke. No-Biondo. Carried.

I. RECREATIONAL MARIHUANA ORDINANCE #12102018.1: Radtke explained that the

ordinance supplied was reviewed by the Township Attorney. Most Townships are doing something similar until the State has the Laws finalized.

 Bieganowski said this doesn’t stop cohabitation of the two types of growers.

 McDonald mentioned a six-month moratorium. The Board did not agree.

McDonald said since it passed by 500 votes in the Township why are we ~~passing this. We won’t get any of the tax revenues if we don’t allow the sales.~~  **making the residents leave our Township to purchase their marihuana.**

 Radtke said the voters approved it. A moratorium would be an Ordinance Amendment.

 Bieganowski said no one will be able to apply with this on the books. Schroeter said the residents voted for Recreational Marihuana to be legal in Michigan and not to be sold in Green Lake Township. Radtke said this Amendment can be removed at any time.

Motion by Kramer and second by Schroeter to approve Prohibition of Recreational Marihuana Sales Ordinance #12102018.1. Roll Call: Bieganowski, Biondo, Schroeter, West, McDonald, Kramer, Radtke. Yes**, No-**0. Carried.

 J. ORDINANCE ENFORCER RESOLUTION #12102018.10:

 Bieganowski said we don’t need a standalone Resolution for this.

Motion by Biondo and second by Kramer to approve the Medical Marihuana Ordinance Enforcer Resolution #12102018.10. Marvin Radtke’s name removed replaced by Township Supervisor and/or Zoning Administrator. Roll Call: McDonald, West, Schroeter, Biondo, Kramer, Radtke. No-Bieganowski. Carried.

 K. SCHOOL CHOICE WEEK PROCLAMATION REQUEST:

 Motion by West and second by McDonald to remove this request from the agenda. Carried.

 L. CONSUMERS ENERGY STANDARD LIGHTING AGREEMENT: They did an audit and found

 some extra streetlights. McDonald mentioned two lights that could be turned off. There

 are also two lights that need the ownership researched.

Motion by West and second by McDonald to table any action on the Consumers Energy Standard Lighting Agreement pending an investigation of the streetlights. Roll Call: Yes-Biondo, West, Schroeter, McDonald. No-Kramer, Bieganowski, Radtke. Carried.

 M. SOLAR PRESENTATION: McDonald said if the equipment lasts 30 years, they could double

 their investment and save tax payers’ money. Bieganowski said it takes 20 years to break

 even, we could put the panels up as a token of us doing something to make a difference.

 Motion by Kramer and support by West to remove this from the Agenda until McDonald

 puts out an RFP and brings it back to the Board. Carried.

 N. MINIMUM WAGE LAW & EARNED SICK TIME ACT: Kramer said they are still making changes

 and it isn’t ready to discuss.

 Motion by Schroeter and support by McDonald to remove this from the Agenda. Carried.

O. OFFICE MOVED TO OLD LIBRARY: Radtke said the Library will sell everything to the

 Township that is left in the old Library for $500.

Motion by Biondo and support by **~~Biondo~~ West** to buy the old Library furnishings for $500. Roll Call: Yes-Schroeter, Biondo, McDonald, Bieganowski, Kramer, West, Radtke. No-0. Carried.

 Radtke mentioned moving the Offices to the old Library and then the Fire Department

 could move into the Offices.

 Motion by McDonald and support by Biondo to authorize the Supervisor to go ahead with

 plans and estimates to redesign the old Library to Office space. Carried.

 P. RE-APPOINT THE BOARD OF REVIEW MEMBERS:

 Motion by Biondo and second by McDonald to re-appoint Ben Komrska, Andrea Galloup,

 and Katie Clark to the Board of Review for a 2-year term. Carried.

1. **DISCUSSION:** The cleaning lady will be responsible for keeping supplies filled for the Seniors and the Women’s Club.
2. **CORRESPONDENCE:** None.
3. **PUBLIC COMMENT:**

David Petrove, 9988 Riley Road, reminded the Board to keep space available for voting precincts.

1. **ADJOURNMENT:** By Radtke at 9:33 pm.

JUDITH KRAMER, CLERK

GREEN LAKE TOWNSHIP BOARD

RONDA ROBINSON, RECORDING SECRETARY

GREEN LAKE TOWNSHIP BOARD

NOTE: THESE MINUTES ARE SUBJECT TO AMENDMENT AND /OR CORRECTION PRIOR TO THEIR ADOPTION.