

EUREKA CHARTER TOWNSHIP BOARD MINUTES
MONDAY, DECEMBER 9, 2013
Approved

Supervisor Rodney Roy, at the Eureka Township Hall, 9322 S. Greenville Road, Greenville, MI, called the Regular Meeting of the Eureka Charter Township Board to order on December 9, 2013, at 7:00 pm. After the Pledge of Allegiance, roll call found the following Board Members present: Supervisor Rodney Roy, Clerk Linda Ruwersma, Treasurer Cindy Hanson, Trustees Marty Posekany, Jeremy Austin, Brad Kelley, and Elaine Pendrick. These minutes will not be approved until the January 13, 2014 Regular Board Meeting.

Approximately eleven others were in attendance including Secretary/Deputy Clerk Michele Bigelow, Planning Commission Members Duane Putnam and Mark Wilkin; County Commissioner Tom Lindeman, Library Representative Ann Roberts, ZBA member Randy Klepper, Zoning Official Tom Faussett, *Daily News* reporter Curtis Wildfong, and Deputy Charlie Mahar.

During the first Public Comment, Commissioner Lindeman gave an update concerning County issues stating the flyover will be less expensive than expected. Also, that the Montcalm Alliance is contemplating a countywide millage to fund economic development efforts with a .1 mill added to tax bills without voter approval. Mr. Tom Faussett read a statement he wrote concerning how the Greenville City Council unanimously passed a transfer of funds of \$2,500.00 from the Fire Fund to their General Fund. He stated he felt this violated the spirit of the Court Stipulation and Consent Order that mandated Eureka Township to provide \$2,500.00 to be used for Fire Department equipment.

Trustee Pendrick moved, with a second by Treasurer Hanson to approve the items on the December 9, 2013 Agenda and the Consent Agenda. Ayes: 7. Nays: 0. Motion carried.

Approving the Consent Agenda included accepting the November 12, 2013 Board Minutes as written and the payment of the bills for November in the amount of \$32,815.94 covering e-bills 274-282 and checks numbering 13429-13476. The Treasurer's report showed an ending balance of \$595,765.16 as of November 30, 2013.

The consent Agenda also included the zoning report from Mr. Tom Faussett showing 84.5 hours for November; the Greenville Transit report showing 139 runs; and the Flat River Library report. There were no fire or building reports available for this month.

Deputies Doug Houser and Charlie Mahar were assigned to Eureka Township for the month of November. The sheriff report showed a total of 2,975 patrol miles, with 155 patrol hours, 39 traffic stops, 9 traffic citations, 105 property inspections, and no arrests.

Trustee Kelley moved, with a second by Trustee Austin to approve the proposed Request for Proposal (RFP) on the concrete bid for the pavilion and schedule to proceed; and for Zoning Official Faussett to be the contact person with the contractors. Motion carried.

Deputy Mahar mentioned that there have been recent larcenies on Derby Road and in Autumn Ridge Estates.

Trustee Posekany moved, with a second by Treasurer Hanson to approve the Freedom of Information Act Policy Resolution which adopts the FOIA copy fee at \$.10 per page. Ayes: 7. Nays: 0. Motion carried.

Trustee Kelley moved, with a second by Trustee Pendrick to approve to insure the Township through Hartleb Insurance rather than Pinnacle Insurance. Ayes: 7. Nays: 0. Motion carried.

Zoning Official distributed the revisions to the State River Zoning Standards to the Board. There are many changes that became effective September 19, 2013, and the Township needs to comply.

Trustee Pendrick then moved, with a second by Trustee Posekany to approve the changes for Mining Ordinance 84, Section 24 Setbacks, changing the previous D to E, and the previous E to F, adding a new D which reads as follows: *Per MDNR Part 305 R281.150 Flat River System boundaries (g), no mining, mineral removal activities, disturbances, structures, and other activities related to the industry may be located within 300 feet from the ordinary high-water mark of the Flat River and Wabasis Creek in Eureka Township.* Motion carried. (Previously, when the mining issue arose, the Board approved for Trustee Kelley to abstain from voting on any mining issues, so Kelley abstained from this vote also.)

Trustee Pendrick moved, with a second by Treasurer Hanson to approve amending Home Based Business Ordinance #80, Section 18.4 General Standards for Home-based Businesses, E. to read as follows: *No machinery, mechanical devices or equipment that generate noise, vibration, **fumes**, radiation, odor, glare, smoke, steam, electrical interference or other conditions **that is detectable to the normal senses off premises and could reasonably result in a nuisance to neighbors will be allowed.*** Motion carried.

Trustee Kelley moved, with a second by Trustee Pendrick to approve the following:
Banks: Fifth Third Bank, Huntington Bank, Isabella Bank & Trust, Chemical Bank Montcalm, Choice One, Cutwater Investments Management, and Multi Bank Securities
Monthly Board Meeting dates, time, and place: The second Monday of each month, 7:00 pm, at the Eureka Charter Township Hall, 9322 S. Greenville Road, Greenville, MI
Board of Review dates and times for 2014: March 4; March 11 and 12 from 9 am to noon and 4:30 pm to 7:30 pm; July 22 at 9 am; and December 9 at 9 am
Maintenance: (1) Linda Ruwersma to clean the Township Hall with each worker being responsible for their own office and Linda will clean the remaining part of the Hall

(2) A & M Lawn and Landscaping for lawn care at the Eureka Township Cemetery, the Hall, and lots across Jordan Road on S. Greenville Road owned by the Eureka Township
Attorney: Bloom Sluggett Morgan

Audit: Abraham & Gaffney, P.C. for the 2013 audit Motion carried.

Trustee Kelley moved, with a second by Trustee Posekany to appoint Wes Ruwersma to the Board of Review to finish out the term for Lee Gilman which expires December 31, 2014. Motion carried.

Trustee Posekany moved, with a second by Trustee Pendrick to re-appoint Tim Reno to the Planning Commission for a three-year term expiring December 31, 2016. Motion carried.

Trustee Posekany moved, with a second by Trustee Pendrick to appoint Les Lille to the Planning Commission for a three-year term beginning January 1, 2014, expiring December 31, 2016. Motion carried.

Trustee Kelley moved, with a second by Trustee Posekany to re-appoint Richard Pendrick to the Zoning Board of Appeals for a three-year term, expiring December 31, 2016. Motion carried.

Trustee Kelley moved, with a second by Trustee Posekany to appoint Wes Ruwersma to the Zoning Board of Appeals for a two-year term beginning January 1, 2014, expiring December 31, 2015, to stagger year endings. Motion carried.

Treasurer Hanson moved, with a second by Trustee Pendrick to re-appoint Ann Roberts as the Eureka Township representative to a four-year term as Trustee on the Flat River Community Library Board running through December 31, 2017. Motion carried.

Treasurer Hanson moved, with a second by Trustee Pendrick to approve the 2014 General Appropriations Act. Ayes: 7. Nays: 0. Motion carried.

The next Montcalm Townships Association Meeting/Dinner hosted by Home and Richland Townships will be Tuesday, December 10, 2013, at 7:00pm. Jacob Rytlewski will speak about recycling and a county wide trash pick-up.

The Annual Michigan Townships Association Conference will be January 28-31, 2014, in Traverse City. Those interested need to let the Clerk know ASAP.

The Annual Eureka Township Christmas Party will be held Monday, December 16, 2013, at 6:15 pm at the Eureka Township Hall.

Treasurer Hanson moved, with a second by Trustee Posekany to approve the Proposed 2014 Fee Schedule as written with the change to the ZBA petition fee from \$270.00 to \$285.00. Motion carried.

Clerk Ruwersma moved, with a second by Treasurer Hanson to make a budget transfer of \$11,550.00 from Contingency Fund 101-250-715 and \$3,000.00 from Assessor Office Fund 101-257-727 for a total of \$14,550.00; transferring \$3,200.00 into Township Legal Fees Fund 101-101-801 and \$350.00 into Supervisor Travel Fund 101-171-860 and \$11,000.00 into Law Enforcement Fund 101-301-818. Ayes: 7. Nays: 0. Motion carried.

During the Second Public Comment Mark Wilkin mentioned that he received his FOIA from the City of Greenville concerning the Mersen Annexation and anyone is welcome to read the FOIA documents. Treasurer Hanson reported that the DNR now has to pay the current tax rate on the DNR property in Eureka Township and the late fees will no longer be waived. She also expressed her dissatisfaction with the City Council with their decision of the transfer of the \$2,500.00 out of their Fire Fund stated earlier in the meeting during first public comment.

Supervisor Roy adjourned the meeting at approximately 8:33 pm.

Linda J. Ruwersma, CMC
Eureka Charter Township Clerk
December 10, 2013