

EUREKA CHARTER TOWNSHIP BOARD MINUTES
MONDAY, FEBRUARY 11, 2013
Approved

Supervisor Rod 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 February 11, 2013, at 7:00 pm. After the Pledge of Allegiance, roll call found the following Board Members present: Supervisor Rod Roy, Clerk Linda Ruwersma, Treasurer Cindy Hanson, Trustees Jeremy Austin, Marty Posekany, Elaine Pendrick, and Brad Kelley. These minutes will not be approved until the March 11, 2013 Regular Board Meeting. The meeting was audio taped.

Approximately twelve others were in attendance including Deputy Clayton Thomas, Planning Commission Members Mark Wilkin and Linda Weger, Assessor Linda Miller, Zoning Official Tom Faussett, and County Commissioner Tom Lindeman.

During the Public Comment Linda Weger distributed a copy of a newspaper clipping about the upcoming triathlon. City Council Member Fran Schuleit commented on Weger's concerns about emergency vehicles being able to get down the roads and also parking during the event. Commissioner Lindeman also gave a brief update on County issues.

Lt. Kevin Sweeney from the Lakeview Police Post was present to introduce himself. Also Laura Powers was present to introduce herself as the new Flat River Library Director. Reed Christensen and Bill Johnson from Aflac Insurance were present to inform the Board Members of the insurance programs available for Eureka Township Employees.

Trustee Posekany moved, with a second by Trustee Pendrick to approve the February 11 Agenda and Consent Agenda. Ayes: 7. Nays: 0. Motion carried.

Approving the Consent Agenda included accepting the January 14, 2013 Board Minutes as written. It also approved the Treasurer's report submitted with an ending balance of \$668,486.29 as of January 31, 2013; and the payment of February bills covering e-bills 282-290 and checks numbering 12999-13038 totaling \$35,554.69.

Also in the consent agenda was the zoning report from Mr. Tom Faussett showing 95.5 hours for January; the Greenville Transit report showing 189 runs for January; and the Building report showing 2 permits for December. There were 6 fires reported in January.

Deputies Clayton Thomas and Doug Houser were assigned to Eureka Township for the month of January. The sheriff report showed a total of 2,700 patrol miles, with 120 patrol hours, 27 traffic stops, 3 traffic citations, 85 property inspections, and 4 arrests.

Trustee Posekany moved, with a second by Treasurer Hanson for Trustee Brad Kelley to abstain from voting on the Eureka Township Mining issues and to rescind Trustee Kelley's vote from last month's vote concerning the approval of the Eureka Charter

Township Mining Ordinance #84 as a Regulatory Ordinance, changing the Kelley vote from a *no* vote to *abstain* vote. Ayes: 6. Nays: 0. Abstain: 1, Kelley. Motion carried.

After much discussion about the suggested fees for the issuance of the Mining Ordinance Trustee Pendrick moved, with a second by Treasurer Hanson to approve the Suggested Application for a Eureka Township Mining License and the fees concerning Eureka Charter Township Mining Ordinance #84 as follows:

Mining Application Fee: Fee is \$300.00 for mining parcels up to 40 acres then \$5.00 for each additional acre.

Inspection Fee: The fee shall be actual fee for a licensed Engineer or Surveyor to determine if what the mining operator says they have for topsoil reclamation is accurate, and to determine how many cubic yards of soil will be required for reclamation of the site to be used in determining the escrow fee.

Escrow Fee: The cost of the escrow fee is determined by the estimated cost to reclaim the property with 4" of topsoil based on \$10.00 per cubic yard, less the amount of top soil currently stock piled for reclamation purposes, and the cost to install and grade to meet ordinance requirements.

Permit Fee: \$100.00 annually for the term of license

Ayes: 2 Pendrick, Roy. Nays: 4. Abstain: 1, Kelley. Motion denied.

After more discussion about the suggested fees for the issuance of the Mining Ordinance, Treasurer Hanson moved, with a second by Trustee Pendrick to approve the Suggested Application for a Eureka Township Mining License and the fees concerning Eureka Charter Township Mining Ordinance #84 as follows removing the annual permit fee:

Mining Application Fee: Fee is \$300.00 for mining parcels up to 40 acres then \$5.00 for each additional acre.

Inspection Fee: The fee shall be actual fee for a licensed Engineer or Surveyor to determine if what the mining operator says they have for topsoil reclamation is accurate, and to determine how many cubic yards of soil will be required for reclamation of the site to be used in determining the escrow fee.

Escrow Fee: The cost of the escrow fee is determined by the estimated cost to reclaim the property with 4" of topsoil based on \$10.00 per cubic yard, less the amount of top soil currently stock piled for reclamation purposes, and the cost to install and grade to meet ordinance requirements.

Ayes: 6. Nays: 0. Abstain: 1, Kelley. Motion carried.

The February Montcalm Townships Association Meeting/Dinner hosted by Montcalm and Fairplain Townships is scheduled for Tuesday, February 19, 2013, at 7:00pm.

Trustee Kelley moved, with a second by Treasurer Hanson to approve to adopt the new guidelines designed by the State of Michigan for the Eureka Township Poverty Exemption Policy and Guidelines. Ayes: 7. Nays: 0. Motion carried.

Trustee Austin moved, with a second by Trustee Kelley to approve to contract with the Road Commission for Montcalm County in 2013 for three applications of chloride on

local roads in Eureka Township based on the following: 21.26 miles @ 1,650 GPM x 3 applications x \$.1386/gallon for a total of \$14,586.00. Ayes: 7. Nays: 0. Motion carried.

Trustee Kelley moved, with a second by Treasurer Hanson to pay \$12.50 for the hall rental opening/closing fee and pay an extra \$12.50 under janitorial services to person cleaning hall for each hall rental. Ayes: 7. Nays: 0. Motion carried.

Andrew Discher from the Mid-Michigan Health Department stated in an email to us that the rule for renting the hall concerning the water is as follows: If having more than twenty-five people at a function for over sixty days within one calendar year, then it would be considered a public water supply and be subject to weekly water tests. As of now Eureka Township does not rent over sixty times a year, so we are within the parameter of a domestic water system which does not require tests.

Clerk Ruwersma moved, with a second by Trustee Kelley to stop audio taping the Eureka Township Monthly Board Meetings. Motion carried.

Supervisor Roy reminded the Board about the meeting with the City at the City Hall on Thursday, February 14, 2013, at 4:00pm concerning the Mersen Annexation. All Board members are encouraged to attend.

Trustee Posekany moved, with a second by Treasurer Hanson for the following to be stated at the Public Hearing Meeting on February 14, 2013 at the Greenville City Hall: Board approval of the annexation of the Mersen Property negotiating three mills for undeveloped property and one mill for developed property for twenty-five years using a PA 108 Agreement and the Township would draw up the PA 108 Agreement. Ayes: 7. Nays: 0. Motion carried.

After a few more public comments, Supervisor Roy adjourned the meeting at approximately 9:03pm.

Linda J. Ruwersma, CMC
Eureka Charter Township Clerk
February 13, 2013