

**EUREKA CHARTER TOWNSHIP BOARD MINUTES**  
**MONDAY, JANUARY 9, 2012**  
**Approved**

Supervisor Laura Shears, at the Eureka Township Hall, 9322 S. Greenville Road, Greenville, MI, called the Regular Meeting of the Eureka Charter Township Board to order on January 9, 2012, at 7:00 pm. After the Pledge of Allegiance, roll call found the following Board Members present: Supervisor Laura Shears, Clerk Linda Ruwersma, Treasurer Cindy Hanson, Trustees Rodney Roy, Marty Posekany, Elaine Pendrick, and Brian Zayler. These minutes will not be approved until the February 13, 2012 Regular Board Meeting. The meeting was audio taped.

Approximately eleven others were in attendance including Deputy Kevin Germain, Planning Commission Members Mark Wilkin, Linda Weger, Duane Putnam, and Michele Bigelow, Deputy Clerk/secretary Renee Fountain, Zoning Official Tom Faussett, Library Representative Ann Roberts, and County Commissioner Tom Lindeman.

During the Public Comment Joseph and Lisha Rich were present to explain to the Board the misunderstanding of them not obtaining a zoning permit before construction on their accessory building. They asked for a refund of the fine they previously paid of \$200.00 because they were misinformed by their contractor. They have now properly obtained and paid for all needed permits and have been very cooperative in taking care of this problem.

Mr. Roy moved, with a second by Mrs. Pendrick to refund Joseph and Lisha Rich the fine of \$200.00 for not obtaining a zoning permit before the construction of their accessory building, but they still had to pay the \$30.00 for a permit. Ayes: 7. Nays: 0. Motion carried.

Mrs. Pendrick moved, with a second by Mrs. Hanson to allow Zoning Official Faussett to draft and send letters to County Commissioners and to local contractors explaining the procedure in regards to the building process in Eureka Township and also a copy of the new form. Ayes: 7. Nays: 0. Motion carried.

Mr. Posekany moved, with a second by Mr. Zayler to approve the January 9 Consent Agenda. Ayes: 7. Nays: 0. Motion carried.

Approving the Consent Agenda included accepting the December 12, 2011 Board Minutes as written. It also approved the Treasurer's report submitted with an ending balance of \$477,663.26 as of December 31, 2011; and the payment of the bill paid in December in the amount of \$41,107.45 covering e-bills #'s 177-179 and checks numbering 12387 through 12390; and bills for January in the total of \$35,492.82, covering e-bills 180-183 and checks numbering 12392-12426.

Also in the consent agenda was the zoning report from Mr. Tom Faussett showing 82 hours for December; the Greenville Transit report showing 203 runs; the Building report showing 3 permits for November; and the fire report showing 10 incidents for December.

Deputies Kevin Germain and Doug Houser were assigned to Eureka Township for the month of December. The sheriff report showed a total of 4,790 patrol miles, with 193 patrol hours, 33 traffic stops, 14 traffic citations, 95 property inspections, and 3 arrests.

Mrs. Hanson moved, with a second by Mr. Roy to approve to allow the attorney to look over Eureka Charter Township Regulatory Ordinance #84 Mining to see if it is legal for the Township to have the right to regulate the mining of oil and gas with a special use permit. Ayes: 7. Nays: 0. Motion carried.

Mr. Roy moved, with a second by Mrs. Hanson to approve putting off the approval of Eureka Charter Township Regulator Ordinance #84 Mining until next month, waiting for the attorney's suggestion. Ayes: 7. Nays: 0. Motion carried.

Supervisor Shears asked Planning Commission Member Putnam if he would like to go into Closed Session to address his personnel review. He agreed to go into Closed Session.

Mrs. Hanson moved, with a second by Mr. Roy to go into Closed Session at the end of the meeting concerning the Township Personnel Review of Planning Commission Member Duane Putnam. Ayes: 7. Nays: 0. Motion carried.

The January Montcalm Townships Association Meeting/Dinner hosted by Reynolds and Winfield Townships was scheduled for Tuesday, January 17, 2012, at 7:00pm.

Mrs. Pendrick moved, with a second by Mr. Posekany to approve the Proposed 2012 Fee Schedule as printed. Ayes: 7. Nays: 0. Motion carried.

Mr. Roy moved, with a second by Mrs. Pendrick to approve to amend Ordinance #23 Used Car Lots with the following changes: take out the amount of the license fee and base it on the Eureka Township Fee Schedule as approved annually; changing the penalty clause from a misdemeanor to a civil infraction; and changing the due date to January 15. Ayes: 7. Nays: 0. Motion carried.

Mr. Posekany moved, with a second by Mr. Zayler to approve the General Appropriations Act for 2012. Ayes: 7. Nays: 0. Motion carried.

Montcalm Townships Association has proposed to hold their dinner/meetings bimonthly instead of monthly for 2012. It will be decided at the January 17, 2012 Meeting. Marty Posekany became the new vice-president of the association at the last meeting and Cindy Hanson the new secretary/treasurer.

At approximately 7:38pm, the audience was asked to leave, except for Mr. Duane Putnam, for the Board to go into Closed Session. The tape recorder was turned off and

private minutes were taken, which will be prepared and sealed up until February 14, 2013. The Closed Session was closed at approximately 8:22pm.

The Regular Board Meeting was opened back up at approximately 8:23pm.

Mrs. Pendrick moved, with a second by Mrs. Hanson to just give Mr. Duane Putnam a verbal warning about his actions concerning mass email to other Planning Commission Members rather than for Mr. Putnam to be "On Notice," also he is only to communicate via email with the chairpersons of the Planning Commission, the Zoning Board of Appeals, or to any committee; and not to the other Board members as a whole, which he agreed to. Ayes: 6. Nays: 1, Shears. Motion carried.

During the Second Public Comment County Commissioner Lindeman updated the Board on County issues. Mr. Tim Rozelle was present from Retirement Plan Advisors to update the Board on the 457 Plan program.

Clerk Ruwersma mentioned that there will be an Election Meeting on Monday, February 12, 2012, at 6:50pm, before the Regular Board Meeting. The Clerk will also sign Mr. Putnam and Mr. Gilman up for the Annual MTA Conference in Detroit.

After some discussion about the Police Millage on the February 28 Ballot, Supervisor Shears adjourned the meeting at approximately 8:53pm.

Linda J. Ruwersma, CMC  
Eureka Charter Township Clerk  
January 13, 2012