

EUREKA CHARTER TOWNSHIP BOARD MINUTES
MONDAY, JULY 11, 2011
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 July 11, 2011, 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, Brian Zayler, and Elaine Pendrick. These minutes will not be approved until the August 8, 2011 Regular Board Meeting. The meeting was audio taped.

Approximately eight others were in attendance including Deputy Clerk Renee Fountain, Deputy Kevin Germain, County Commissioner Tom Lindeman, Assessor Linda Miller, Zoning Board of Appeals Member Richard Pendrick, Zoning Official Tom Faussett, and Representative Rick Outman.

Nothing was said during the First Public Comment.

Mr. Posekany moved, with a second by Mr. Roy to approve the July 11 Consent Agenda. Ayes: 7. Nays: 0. Motion carried.

Approving the consent agenda included accepting the June 13, 2011 Board Minutes as written with the change of the word ***will*** to ***may*** in the following sentence: *Supervisor Shears mentioned that when Assessor Miller is done with reassessing properties with public right of ways, a list identifying these properties will be generated.* It also approved the Treasurer's report submitted with an ending balance of \$582,925.16 as of June 30, 2011; and the payment of the bills in the amount of \$46,175.93 covering e-bills #'s 132-138 and checks numbering 12115 through 12161.

Also in the consent agenda was the zoning report from Mr. Tom Faussett showing 80 hours for June. The Greenville Transit report showed 183 runs and the fire report showed 3 incident reports for the month. The Flat River Library report showed \$339,244.00 in penal fines for May. There was no building permit report available.

Deputies Kevin Germain and Michael Kotenko were assigned to Eureka Township for the month of June. The sheriff report showed a total of 3,231 patrol miles, with 222.5 patrol hours, 31 traffic stops, 11 traffic citations, 93 property inspections, and 2 arrests.

Mrs. Hanson moved, with a second by Mr. Zayler to approve the recommendation from Eureka Township Sexton, Ralph VanOcker, to only allow up to two bodies of cremated remains to be buried in a single lot with or without a vault of another buried underneath in the same plot. Ayes: 7. Nays: 0. Motion carried.

Assessor Miller was present to explain the procedure of separating right-of-ways from parcels. She will continue to work on attaining 100% compliance of the new state rule by

correcting any right-of-ways that are still being assessed to a residence with their property parcel. This will be complete by December 31, 2011 and any change will occur on tax statements sent out next year. Residents will then be able to go to the Board of Review in March 2012 with any questions.

A public hearing was set for Monday, August 8, 2011, during the Regular Board Meeting to discuss Ordinance #78-A Land Division & Lot Line Adjustment, Section 6.0 Approval of Land Divisions or Lot Line Adjustments, D., to discuss the period of time that a township approved and recorded parcel, can be built under the zoning requirements at the time it was approved. Ayes: 7. Nays: 0. Motion carried.

The next Montcalm Townships Association Meeting/Dinner will be hosted by Pine and Douglass Townships on Tuesday, July 19, 2011, at 7:00pm.

Mr. Posekany moved, with a second by Mr. Roy to approve the recommendation from the Planning Commission to rezone the following properties on the north side of Harlow Road from Agricultural to Suburban Residential:

Parcel #	Address	Owner
59-008-005-031-50	10990 W. Harlow Rd.	Steven & Theresa Zank
59-008-240-011-00	11032 W. Harlow Rd.	Clara Salak
59-008-240-012-00 59-008-006-027-60	11160 W. Harlow Rd.	Eric Eagles
59-008-006-027-10	11180 W. Harlow Rd.	Garriel Pabst & Michelle Roberts
59-008-006-027-30	11184 W. Harlow Rd.	Brian & Nancy Oliveri
59-008-006-027-91	11192 W. Harlow Rd.	Justin Taylor
59-008-006-027-93	11200 W. Harlow Rd.	James & Helen Whitmer
59-008-006-027-94	11230 W. Harlow Rd.	Thomas Salisbury
59-008-006-023-20	11266 W. Harlow Rd.	Dave Hart
59-008-006-028-10	6649 S. Johnson Rd.	James & Joann Shapton
59-008-006-023-50	11304 W. Harlow Rd.	Gerald Bolster
59-008-006-023-10	11388 W. Harlow Rd.	Gerald Bolster

Ayes: 7. Nays: 0. Motion carried.

Mr. Roy moved, with a second by Mr. Zayler to approve the Planning Commission's recommendation to amend Zoning Ordinance #79, Chapter 8 Commercial Districts, Section 8.3 Permitted and Special Land Uses, Changing item #21 Automobiles and light truck parts sales (not including salvage yards) to Permitted Use in OSC-2. Ayes: 7. Nays: 0. Motion carried.

Mrs. Ruwersma moved, with a second by Mrs. Pendrick to send Zoning Ordinance #79, Chapter 8 Commercial Districts, Section 8.3 Permitted and Special Land Uses, Item #21 Automobiles and light truck parts sales (not including salvage yards) to consider this as a Permitted Use in RC also. Ayes: 7. Nays: 0. Motion carried.

The 2010 audit was handed out to the Board. Kristina Kinde from Abraham and Gaffney will be contacted to see if she can be present at the August 8 Board Meeting to answer any questions the Board members might have.

Mr. Posekany moved, with a second by Mrs. Pendrick to authorize our attorney to draft a document between Eureka Township and Delivery Inc. with the counter offer of \$15,000.00 with the stipulation that if the property sells within five years, that Eureka Township would be paid an additional \$25,000.00. Motion carried.

County Commissioner Tom Lindeman was present to update the Board on County issues. The commissioners have discussed expanding the Road Commission membership from its present three members to five members.

Zoning Officer Faussett informed the Board of the complaint issued concerning the commercial property at 6600 S. Greenville Road. A notice of condemnation was issued from the Montcalm County Building Department giving the owner thirty days to obtain either a building permit or a demolition permit to bring the property up to building code standards. If the owner does not obtain a permit within the thirty days, a citation will be issued and the Township will begin the process of implementing the Dangerous Building Ordinance for cleanup of the property and billing the owner by the Township.

Representative Rick Outman gave a brief update on the procedure of the redistricting. He explained that it was a legal procedure rather than a political one.

Mrs. Ruwersma moved, with a second by Mr. Roy to approve the following budget transfers: Moving \$4,000.00 from Contingency Fund 101-250-715 and transfer \$2,000.00 to Elections Inspectors Fund 101-262-702 and \$2,000.00 into Election Supplies Fund 101-262-727. Ayes: 7. Nays: 0. Motion carried.

During the Second Public Comment and Board Comments there was some discussion about the leaf exchange. Nathan Schmiedicke said he is willing to take any leaves for his compost at his organic farm.

Supervisor Shears adjourned the meeting at approximately 8:50pm.

Linda J. Ruwersma, CMC
Eureka Charter Township Clerk
July 14, 2011

