

**EUREKA CHARTER TOWNSHIP BOARD MINUTES**  
**MONDAY, MAY 10, 2010**  
**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 May 10, 2010, 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 June 14, 2010 Regular Board Meeting. The meeting was audio taped.

Approximately fifteen others were in attendance, including Deputy Clerk Renee Fountain, County Commissioner Tom Lindeman, Deputy Michael Kotenko, Planning Commission Chair Duane Putnam, Zoning Official Tom Faussett, Library Representatives Ann Roberts and Cindy Lillie, and Zoning Board of Appeals Member Richard Pendrick.

During First Public Comment, County Commissioner Tom Lindeman gave a brief update on County issues.

Mr. Posekany moved, with a second by Mrs. Pendrick to approve the May 10 consent agenda. Ayes: 7. Nays: 0. Motion carried.

Approving the consent agenda included accepting the April 12, 2010 Board Minutes as written with the correction of changing *Sheriff* Kevin Germain to *Deputy* Kevin Germain.

The consent agenda also accepted the Treasurer's Report submitted with an ending balance of \$740,642.71 as of April 30, 2010; and the payment of the bills in the amount of \$51,785.38 covering e-bills #44-49 and checks numbering 11502 through 11548, voiding checks numbering 11528-11533.

Also in the consent agenda was the zoning report from Mr. Tom Faussett showing 93 hours for the month of April. The Greenville Transit report showed 197 rides and the fire report showed 4 incident reports for the month. The Flat River Library Report showed the monthly penal fines for March were \$47,487.46 and \$30,059.44 for April. There were 5 building permits issued by the County for Eureka Township in March.

Deputies Kevin Germain and Michael Kotenko were assigned to Eureka Township for the month of April and the sheriff report showed a total of 3,454 patrol miles, with 246 patrol hours, 49 traffic stops, 18 traffic citation, 48 property inspections, and 5 arrests.

Supervisor Shears met with the City on April 15 to discuss the fire contract. The Fire Contract is pending, but fire protection will continue as in the past until the signing of a new contract.

Zoning Official Faussett explained that the revision of Ordinance #25 would expand the ordinance to include a procedure for obtaining enhanced police protection and fire suppression services which currently are not within current Ordinance # 25. The new ordinance also identifies how new fire codes for construction, inspection services, and fire safety complaints would be handled by the Township. The revised ordinance also eliminates many sections of the ordinance that are now under the authority of County, State, and Federal regulations. He also answered questions regarding how inspection services and complaints concerning fire safety would be handled under the new ordinance.

Supervisor Shears then opened the Public Hearing concerning the amendment of Ordinance #25 Fire Prevention and Suppression, Police Protection, and Emergency Services at 7:32pm. With no further discussion the public hearing was closed at 7:33pm.

Mr. Posekany moved, with a second by Mr. Roy to approve the amended Ordinance #25 Fire Prevention and Suppression, Police Protection, and Emergency Services. Ayes: 7. Nays: 0. Motion carried.

The next Montcalm Townships Association Meeting/Dinner will be hosted by Pierson and Maple Valley Townships on Tuesday, May 18, 2010, at 7:00pm, at the Settlement Lutheran Church.

Mrs. Ruwersma moved, with a second by Mr. Posekany to approve the following language, approved by Attorney Palmer, to be placed on the August 3, 2010 Primary Ballot concerning Police Protection and Fire Protection:

*Shall the Charter Township of Eureka renew at and increase up to one (1) mill (\$1.00 per \$1,000 of taxable value) thereby levying a renewed one (1) full mill, overriding the Headlee Rollback under Michigan Compiled Law 211.34d, for the years 2010 through 2013 inclusive, for additional police protection in Eureka Township, which will collect in the first year an estimated total of \$133,095?*

AND

*Shall the Charter Township of Eureka impose an increase of up to three-quarters (.75) mill (\$.75 per \$1,000 of taxable value; example-a property with a taxable value of \$50,000 would be taxed \$37.50 annually for the millage), thereby levying a full three-quarters (.75) mill, over-riding the Headlee Rollback under Michigan Compiled Law 211.34d, for the years 2010 through 2013 inclusive, to provide fire protection services in Eureka Charter Township, which will raise an estimated total of \$95,512.00 in the first year the millage is levied?*

Ayes: 7. Nays: 0. Motion carried.

Supervisor Shears announced that she cancelled the contract with the Road Commission for Montcalm County which was approved last month to place a 250# bituminous approach on Jenks Road west of M91 (100 feet long x 22 feet wide) for the cost of \$5,507.00. The County will be taking care of that corner next year.

Mr. Roy moved, with a second by Mr. Zayler to approve the Resolution of Approval for the Eureka Charter Township Master Plan. Ayes: 7. Nays: 0. Motion carried.

Next on the agenda was choosing a new Eureka Township Secretary to work at the Hall. Secretary Deb Carnahan resigned on April 27, 2010. Deputy Clerk Renee Fountain has been the acting secretary since. Five resumes came to the Hall with three of the applicants being present at the meeting: Gail Throop, Jill Force, and Renee Fountain. Supervisor Shears asked if any of the three would like a Closed Session for the interviews and Gail Throop said she would.

Mrs. Hanson then moved, with a second by Mr. Posekany to go into Closed Session at the request of Gail Throop for the interviews at 7:48pm. Ayes: 7. Nays: 0. Motion carried.

The Closed Session was opened at 8:10pm.

Trustee Brian Zayler left at 8:11pm.

Resident Duane Putnam then voiced his objections to the Board's decision to discuss the selection of the candidate and the vote for the new secretary during the Closed Session. He also voiced his concerns of how Deb Carnahan was released from her duties prior to her notice date. Supervisor Shears stated that the release with payment of an employee up to their notice date was standard procedure for businesses when sensitive information could be compromised.

Mrs. Hanson moved, with a second by Mr. Posekany for Trustee Rod Roy to abstain from voting because he is the brother of Renee Fountain. Motion carried.

Mrs. Pendrick moved, with a second by Mr. Posekany to appoint Renee Fountain as the new Secretary for Eureka Township, working each week Tuesday through Thursday, 9am to 1pm. Ayes: 5. Nays: 0. Abstain: 1, Roy. Absent: 1, Zayler. Motion carried.

During Board Member Comments, Trustee Pendrick explained her leaf disposal project, Clerk Ruwersma said she would open the Hall for Cleanup Days like she does for Hall Rentals, and Treasure Hanson announced she has been recertified through 2015 by the Association of Public Treasurers in United States and Canada.

Supervisor Shears told the Board that the workers from Michigan Works did the following jobs around the Hall during the last month: installed the mail box on Jordan Road, painted and shingled the Township sign, cleaned the leaves out of the rocks, trimmed trees and bushes, did other minor landscaping, washed windows inside and out, cleaned the refrigerator and other various tasks. They were very helpful and worked diligently.

The Cleanup Day at the Hall on Saturday, May 8, went well. Not as many people came, but the dumpsters were full by the end of the day.

During the Second Public Comment, there was some discussion again about the fire protection service and how important it will be for the millages to pass.

Supervisor Shears adjourned the meeting at approximately 8:40pm.

Linda J. Ruwersma, CMC  
Eureka Charter Township Clerk  
May 18, 2010