

EUREKA CHARTER TOWNSHIP BOARD MINUTES
MONDAY, DECEMBER 14, 2009
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 December 14, 2009, 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 January 11, 2010 Regular Board Meeting. The meeting was audio taped.

Approximately 22 others were in attendance, including Deputy Clerk Renee Fountain, County Commissioner Tom Lindeman, Sheriff Doug Houser, Planning Commission Chair Duane Putnam, Zoning Official Tom Faussett, Planning Commission Member Joyce Sage, Library Representatives Cindy Lillie and Ann Roberts, City Mayor Ken Snow, and reporter Danielle Arndt.

During First Public Comment, Tracy Pritchard from Tingley Associates explained the Remonumentation Program Donations for 2010 with the Board.

Mrs. Hanson moved, with a second by Mr. Roy to donate \$1,400.00 to the Montcalm County Remonumentation Program for 2010 and to have the following corners completed: M5, M7, M11, and M13. Ayes: 7. Nays: 0. Motion carried.

Also during Public Comment County Commissioner Tom Lindeman stated that the H1N1 virus shot is available for anyone. Also, the permanent location for recycling at the corner of M-91 and Sidney Road is doing very well and is open M-F, 8:00am-4:30pm.

After a few other comments, Mr. Roy moved, with a second by Mrs. Pendrick to make a 2009 Budget line item transfer of \$1,100 from the Cemetery Fund to the Treasurer Office Fund. Also, to transfer \$12,000.00 from the Fund Balance to the General Fund 2009 Road Budget to cover the final road bills for 2009. Ayes: 7. Nays: 0. Motion carried.

Mr. Posekany moved, with a second by Mr. Roy to approve the December 14 Consent Agenda. Ayes: 7. Nays: 0. Motion carried.

Approving the consent agenda included accepting the November 9 Board Minutes as written. The Treasurer's Report was submitted with an ending balance of \$501,948.81 as of November 30, 2009. It also included paying the bills in the amount of \$49,649.12 covering E bills #10-16 and checks numbering 11294 through 11342.

Also in the consent agenda was the zoning report from Mr. Tom Faussett showing 81.5 hours for the month of November. The Greenville Transit report showed 222 rides for November. The Building reports showed 3 permits for August, 2 for September, and 7 for October. The Fire report showed 4 reports for the month of November.

Deputies Doug Houser and Michael Kottenko were assigned to Eureka Township for the month of November and the sheriff report showed a total of 4,712 patrol miles, with 376.5 patrol hours, 61 traffic stops, 17 traffic citation, 103 property inspections, and 4 arrests.

Library Representative Cindy Lillie gave a brief Flat River Library Report stating that the County Penal Fines for October were \$32,432.62 and \$28,317.25 for November. She also stated that from July to September 2,178 patrons from Eureka Township visited the Library.

At 7:31pm the Public Hearing for Ordinance 81, Flood Plain Management Provisions of the State Construction Code, was opened for public comment. Resident Janet Deseno read a lengthy list of disagreement for this. Zoning Official Faussett and Supervisor Shears explained that the Township is not getting a grant for this, but the Ordinance is a State requirement if we wish to comply with the provisions of the Floodplain Insurance Program. We have been a member since 1983 and wish to stay a participant in good standing. After a few other comments the Public Hearing was closed at 7:42pm.

Mr. Posekany moved, with a second by Mrs. Hanson to approve the adoption of Ordinance 81, Flood Plain Management Provisions of the State Construction Code. Ayes: 7. Nays: 0. Motion carried.

For the last few months there has been some discussion of a new flag pole for in front of the Township Hall. Trustee Roy is still working on getting one donated. He will report more next month.

The proposed Sheriff Contract was discussed last month and found to be incorrect. Supervisor Shear contacted Sheriff Barnwell and a new contract was drawn up for the same hours and price as in the past.

Mrs. Ruwersma moved, with a second by Mr. Roy to approve a three year contract with the Montcalm County Sheriff Department, beginning January 1, 2010 and terminating on December 31, 2012, for \$102,300.00 annually for 60 hours of police patrol per week in Eureka Township. Ayes: 7. Nays: 0. Motion carried.

Recently Supervisor Shears, Zoning Officer Tom Faussett, and Trustees Rod Roy and Marty Posekany met with the City Fire committee to discuss a new Fire Contract between the City and Township. The committees are still working on the wording for a new contract. This will be discussed again next month.

There was much discussion about a mail receptacle for the Hall. Clerk Ruwersma will check into a free standing receptacle rather than one through the exterior wall of the Township Hall.

Mrs. Hanson moved, with a second by Mrs. Pendrick to accept the 2010 Fee Schedule with additions and changes. Ayes: 7. Nays: 0. Motion carried.

Mrs. Hanson moved, with a second by Mrs. Pendrick to allow up to five members to attend the MTA Conference in January. Ayes: 7. Nays: 0. Motion carried.

The five residents who submitted a resume for the two Planning Commission positions were as follows: Michele Bigelow, Brad Bigelow, Les Lillie, Duane Putnam, and Mark Wilkin. Supervisor Shears asked each to stand and state why they would like to be on the Planning Commission. She then gave the recommendation to appoint Michele Bigelow to the Planning Commission. Ayes: 1. Shears. Nays: 6. Motion denied.

Supervisor Shears recommended the appointment of Mark Wilkin to the Planning Commission. Ayes: 4. Nays: 3, Zayler, Roy, and Hanson. Motion carried. Mark Wilkin was appointed to the Planning Commission beginning January 1, 2010, with the term expiring December 31, 2012.

Mrs. Hanson moved, with a second by Mrs. Ruwersma to appoint Ann Roberts to continue to represent Eureka Charter Township on the Flat River Community Library Board for a 4 year term ending December 31, 2013. Ayes: 7. Nays: 0. Motion carried. The other two considering this position were Maureen Burns and Michele Bigelow.

Mrs. Ruwersma moved, with a second by Mr. Roy to change the Eureka Township Zoning Board of Appeals from a present three member board to a five member board. Ayes: 2, Shears and Ruwersma. Nays: 5. Motion denied.

Mr. Posekany moved, with a second by Mr. Zayler to approve allowing Supervisor Shears to purchase an insurance policy for the Township, not to exceed the present carrier's price of \$5,390.00 with \$1,000.00 deductible. Ayes: 7. Nays: 0. Motion carried.

Mr. Posekany moved, with a second by Mrs. Pendrick to approve signing of the final draft of the Memorandum of Understanding regarding the status of the Wal-Mart Property and also approving the petition to reapportion the Greenville West Drain regarding Triad Properties to the City of Greenville. Ayes: 7. Nays: 0. Motion carried.

Mr. Zayler moved, with a second by Mr. Posekany to approve granting a variance for the re-combining of three platted lots owned by the Carolyn Cadwell Trust to two parcels and allow them to construct two homes, one on each lot, based on the final approval from the ZBA and the restrictive covenant. Ayes: 7. Nays: 0. Motion carried.

Mr. Roy moved, with a second by Mrs. Pendrick to approve the following banks for 2010: Fifth Third Bank, Huntington Bank, Isabella Bank & Trust, Chemical Bank Montcalm, and MBIA Asset Management. Ayes: 7. Nays: 0. Motion carried.

Mrs. Hanson moved, with a second by Mr. Roy to approve the Monthly Board Meeting dates, time, and place as follows: the second Monday of each month, 7:00 pm, at the Eureka Township Hall, 9322 S. Greenville Road. Ayes: 7. Nays: 0. Motion carried.

Mrs. Hanson moved, with a second by Mrs. Pendrick to approve the Board of Review dates for 2010 as follows: March 2, 9, and 10; July 20; December 14, 2010. Ayes: 7. Nays: 0. Motion carried.

Mr. Roy moved, with a second by Mrs. Pendrick to approve the following for maintenance for Eureka Township: (1) Linda Ruwersma to clean the Township Hall with each worker being responsible for their own office and she will clean the remaining part of the Hall, (2) First Choice Lawn Care for snow removal, (3) Jon Kooi for lawn care at the Eureka Township Cemetery and at the Hall. Ayes: 7. Nays: 0. Motion carried.

Mrs. Pendrick moved, with a second by Mr. Roy to approve the following attorneys to be used by Eureka Township for 2010: Richard Palmer; Jim Thrall; Bauckham, Sparks, Rolfe, Lohrstorfer, & Thall, PC; and Law, Weathers & Richardson, PC. Ayes: 7. Nays: 0. Motion carried.

After much discussion about the audit firm to be used for the 2009 audit, it was decided that the Board receive a few other quotes instead of contracting with HANC which has performed the audit the last few years. The estimated quote by them for the next yearly audit is projected at \$7,000.00 which seems a little high.

Mrs. Hanson moved, with a second by Mr. Roy to approve the General Appropriations Act for 2010. Ayes: 7. Nays: 0. Motion carried.

Mr. Posekany moved, with a second by Mrs. Hanson to approve the MDOT resolution allowing Eureka Township to perform work on the State's road right of ways. Ayes: 7. Nays: 0. Motion carried.

The next Montcalm Townships Association Meeting/Dinner hosted by Reynolds and Winfield Townships will be held 7:00pm, Tuesday, January 19, 2010.

Treasurer Hanson reported that Eureka Township received the State Shared Revenue for 2010 of \$205,449.00 as was projected. She also stated that she was disappointed with Mark Wilkin because he did not go through the County with a renovation to his home.

During the Second Public Comment it was suggested that the Township install a PA system of some sort. There were also various comments disagreeing with how the Planning Commission member was appointed during the meeting. A few of the Board Members were also unhappy that they did not see the resumes before voting on Township positions.

Supervisor Shears adjourned the meeting at approximately 9:23 pm.

Linda J. Ruwersma, CMC
Eureka Charter Township Clerk
December 23, 2009

