

Waverly Township Regular Meeting Minutes  
Thursday August 2, 2007  
Corrected and approved

Meeting called to order at 7:00 p.m. by Supervisor Wilfong who asked the 13 township residents to join the board in the Pledge of Allegiance. Board members introduced themselves, Fay Dorr Treasurer, Tony Millek Trustee, Bernard Wilfong Supervisor, John Ruiter Trustee, Jean Dahms Clerk. Harold Schuitmaker, Attorney.

**Agenda: Motion Wilfong to approve the agenda with the following additions, under unfinished business 1.Resolution on Garcia. 2. Under New Business discuss Patrick Hudson's job description. Sec. Ruiter. Voice vote, all yes. motion carried.**

**Minutes: Motion Dahms to approve the minutes as prepared with the removal of the last three sentences from Trustee Millek report. Sec. Ruiter voice vote all yes. motion carried.**

**Deputy Schmidt presented the Sheriff's Department Report for July at 7:10 P.M.** There were a total of 79 calls.( 9) nine assaults) (4) four breaking & entering (2) two larceny (3) three stolen vehicles (7)seven accidents, (3 ) suspicious situations (8) general assistance (7) be on the lookout, balance miscellaneous. Deputy Schmidt was asked what the Dog Law Violations were: answer: barking, bites and an animal at large. Deputy Schmidt left the meeting at 7:20.

**Payment of Bills: Clerk Dahms** asked if there were any Questions or comments before the bills were paid. Trustee Millek asked what the National City Check covered. Answer conference for 2 Planning Commission members to attend and the electric bill for the hall. Also asked about the billing by MTS for Patrick Hudson while working on other than Commercial property. Treasurer Dorr noted that the bill was for June and that was before he was directed to work only on Commercial property.

**Planning Commission: Discussion. Motion Dorr the Township Board direct the Planning Commission to finish the five year plan for expanding the Commercial District on M-40 & M-43 and to stop working on changes in the Commercial District in the Zoning ordinance. Sec. Millek. discussion. Dorr withdrew her motion and Millek withdrew his second. Discussion. Motion Dorr to direct the Planning Commission to amend the 5-year Land Use Plan to expand the Commercial District along M-40 and M-43, to stop working on changes in the Commercial District in the Zoning Ordinance and direct Pat Hudson to cease assisting the Planning Commission in making revisions to the zoning ordinance. Sec. Tony Millek. Roll call vote: Dorr yes, Millek yes, Wilfong yes, Ruiter yes, Dahms yes. Motion Carried. Clerk was instructed to send letter to Patrick Hudson stating he is only to work on the Commercial Section of the Zoning Ordinance.**

**Motion Dahms General Fund Payroll ck's # 10200 to 10213, plus FICA OF \$1,161.75 for a total of \$5,543.57, General Fund Vendor ck's # 9667 to 9687 for \$29,041.86, Sewer Payroll Ck's # 989 & 990 for \$42.52, Sewer Vendor Ck's 507 to 509 for \$3,039.74 for a grand total of \$37,667.71 Sec. Ruiter. Voice vote all yes. Motion Carried.**

**Supervisor Comments: Wilfong. July 10th. Attended the funeral of Robert Stadler, Pine Grove Fire Chief for many years.**

**July 17 Board of Review met and corrected clerical errors on 10 parcels.**

**Clerks Comments: Dahms.** There are sample ballots for the August 7 Bloomingdale School Election on the table. Please take and review if you live in the Bloomingdale School District.

Auditors were at the hall July 12 for one day.

**Treasurer Dorr:** Asked if the board wanted to get more information to the residents of Waverly Township.

1. Could put a blog on the Internet, use a web site, and/or send news letters 3-4 times a year.
2. Post agenda on the Internet before meetings so residents know what board is going to discuss, etc.
3. Township could save approximately \$1,700.00 a year by not sending receipts to residents paying property taxes. Would have canceled check as proof of payment.
4. Publishing Township information in the Hometown Gazette. **Motion Millek to authorize Treasurer Dorr to do articles for the Hometown Gazette & post articles on the web site. Sec. Ruiter. Voice vote all yes. Motion Carried.**

**Trustee Millek: Re:** blight on Smiley property in 24<sup>th</sup>. Ave. he has been to the property three times and Mr. Smiley has never been at home. Re:Wheeler- believe he is cleaning up the property.

**Motion Millek to have the agenda posted on the Internet when prepared. Sec. Dorr Discussion included getting e mail addresses and sending ahead of time. Voice vote, all yes. Motion Carried.**

**Unfinished Business: Atty. Schuitmaker: Had pictures of burned house and pole buildings in a pile of the Olga Garcia property on M-40. No progress on clean up. Discussion. The board being fully advised, it is hereby moved by Ruiter seconded by Dahms, to file a Petition and Order to Show Cause in the current Circuit Court Action against Olga Garcia and any other interested parties in the property located at 44320-44th. Ave. Paw Paw, Michigan (Property # 80-18-036-001-01 for failure to comply with Consent Judgement entered on March 5, 2007. Roll Call Dorr yes, Millek no, Wilfong yes, Ruiter yes, Dahms yes. Resolution declared adopted.**

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**Rob Roe:** Letter from Tasha Smalley. She is working with him on his blight problem. Atty. Schuitmaker suggested we let her do several monthly inspections and see if she gets any results. Audience member said he lives in the area and thought Mr. Roe was trying to get rid of cars and other machinery on the property.

**Request for Proposals for Virus Protection and Vandalism of Township computers.**  
Treasurer Dorr said she had not finished the revisions.

**Horticulture vs. Agriculture in Zoning Ordinance.** Discussion included setbacks in Agriculture and Horticulture Districts.. Size of feed lots, Right to Farm Act, General procedures of farm industry, etc. **Motion Dorr the Township Board request the Planning/Zoning Commission to hold a public hearing to look at moving all Horticulture back to Agriculture as soon as possible. Sec. Millek. Discussion. Voice Vote, all yes. M.C.**

**Van Buren County Dog Nuisance Ordinance: Discussion. Motion Millek after substantial & Lengthy discussion with the public as well as the Township Board all were strongly opposed to the ordinance. Sec. Dorr. Discussion. Roll Call Dorr yes, Millek yes, Wilfong yes, Ruitter yes, Dahms yes. Motion Carried.** Clerk will forward copy of the Motion to Don Hanson, County Commissioner who asked for our opinion of the ordinance.

**Audience Question/Comments:** Tom Fleetwood asked the clerk if letters were sent to all persons registered to vote at their business address or if clerk was just "picking on him" clerk's response no, she was not just picking on him. Atty. Schuitmaker said he would contact the County Clerk over this matter.

Atty Schuitmaker had a copy of the reformatted Zoning Ordinance with amendments. Asked the Clerk to get copies of all board members for them to review ASAP.

Drinking fountain at the hall doesn't work. Board should look for a replacement. Supervisor Wilfong volunteered to ask for prices for a new one from local plumbers, & will have bids at the next meeting.

Meeting adjourned at 9:35 by Supervisor Wilfong.

Respectfully Submitted:

A. Jean Dahms, Clerk

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