

Waverly Township
Regular Meeting
May 7, 2009 7:00 p.m.

At 7:06 p.m., Supervisor Tomlinson invited the Board Members and 11 members of the audience to join in the Pledge of Allegiance. Board members introduced themselves, Clerk Linda Tomlinson, Treasurer Marcy Dorr, Trustee Tony Millek, Supervisor Paul Tomlinson, Trustee Larry Chase and Atty. Harold Schuitmaker.

Sherriff's Department: Deputy Robert DeLoop introduced himself and reported the following: The police report dated 04/01/09 – 04/30/09 recorded: Dispatches 70, Assaults-9, Breaking and Entering- 3, Larceny-3, M.D.O.P .-2, Obstructing Justic-5, Public Peace-2, Hit & Run Accident- 1, O.U.I.L-2, Traffic Violation-1, Health & Safety-6, Delinquent Minor-1, Accident-4, Aband/Hazard-3, Alarm Activation-6, Suspicious Situation-3, Lost/Found Property-1, General Assistance-10, Att Pick Up-2, Be on the Lookout- 4, Traffic Stop-2. Deputy DeLoop asked the audience to be on the watch for any trash on the side of the roads. There have been black garbage bags that contain a 2 liter bottle with a hose hanging out of it. If found, please call the Sheriff's Office. Do not move or touch bags/bottles.

Public Meeting adjourned at 7:11
Special Hearing opened at 7:11

Lake Brownwood Weed Eradication or Control of Aquatic Weeds and Plants Hearing:

Dave VanDoren, President of the Lake Association at Lake Brownwood spoke to the Board Members and the Audience regarding the eradication or control of aquatic weeds and plants for Lake Brownwood. He mentioned that nothing was done last year and that the weeds are out of control. Atty. Schuitmaker had sent notices of the hearing to 13 Lake Brownwood property owners. Each lot owner will be charged \$169.00 per year for three (3) years. If an owner does not pay by tax time, amount will be added to their property tax bill. Next and final hearing will be at the June 4, 2009 regular board meeting night.

Public Hearing adjourned at 7:14
Public Meeting opened at 7:14

Motion by Dorr to approve agenda as presented for May 7, 2009. Second by Millek. Voice vote, all yes. Motion carried.

Clerk Tomlinson asked for an amendment to correct the Minutes of April 2, 2009. Clerk inadvertently omitted the amount on the motion to hire a deputy clerk. The amount to hire a clerk would be between \$12 to \$14 an hour.

Motion by Dorr to approve the minutes of April 2, 2009 as corrected. Second by P.Tomlinson. Voice vote, all yes. Motion carried.

Internet 2000 Proposal: Attorney Schuitmaker, Trustee Chase and Supervisor Tomlinson reviewed the I2K contract and would like some changes. A copy was sent to Steve Van Wieren, Owner of I2K. Board Members decided to table proposal until June Meeting due to Mr. Van Wieren being out of country at this time.

Township Assessor Contract: **Motion** by Millek to change Township Assessor's Contract as follows: On Section 2. 2.1-Delete second line which reads "*This time will be split between office and field work depending on the need*". On Section 3. 3.1 should read *This proposal for assessment services shall begin May 1, 2009 and conclude April 30, 2010*. On Section 4. Correct Cost and delete the last two years. Second by Chase. Roll Call: L.Tomlinson, yes. Dorr, yes. Millek, yes. P.Tomlinson, yes. Chase, yes. Motion carried.

Supervisor Tomlinson would like to recommend Bernard Wilcox and Thomas Fleetwood for 3 year term on the Planning and Zoning Commission Board. **Motion** by Millek to approve Bernard Wilcox and Thomas Fleetwood for 3 year term on the Planning & Zoning Commission Board. Second by P.Tomlinson. Voice vote, all yes. Motion carried.

Motion by Millek to hire Fay Dorr to help with Auditing on an as needed basis. Second by Chase. Voice vote, all yes. Motion carried.

Motion by L.Tomlinson to hire Nathan Rohr to be hired as Deputy Clerk for \$12.00 hr. Second by P.Tomlinson. Chase, yes. P.Tomlinson, yes. Millek, no. Dorr, yes. L. Tomlinson, yes. Motion carried.

Motion by Millek to change schedule for rotating appointment of Township Board Members for the purpose of reviewing any written BLIGHT complaints. Second by Chase. Voice vote, all yes. Motion carried.

April, May, June: Dorr and Millek

July, Aug, Sept: L.Tomlinson and Millek

Oct, Nov, Dec: Chase and P.Tomlinson

Presentation of Bills: Clerk Tomlinson moved to approve the payment of bills. Second by Dorr. General Fund check #10165 thru #10192 for \$ 43,638.20. Sewer vendor check #542 for \$ 193.66 plus sewer payroll check #1032 and #1033 for the amount of \$ 42.52 for a total of \$ 236.18. General Payroll Checks #10452 thru #10462 plus FICA for the amount of \$ 5,518.06 for a grand total of \$ 49,392.44. Roll call vote: Chase, yes. P.Tomlinson, yes. Millek, yes. Dorr, yes. L.Tomlinson, yes. Motion carried.

Supervisor Report:

Supervisor discussed with Board Members and audience about the upcoming construction on CR665 and M-43. Township has a map of widening of road (turning lane on north side of M-43). The former DeNora building will be demolished this year and construction on will start in 2010. Michigan Department of Transportation will offer compensation to the Township for a small piece of property, the removal of a tree and to move Township sign. Supervisor says we should get roughly \$ 15,742. Board Members wanted it logged in minutes to use this money for Property Improvements in the General Fund Account. **Motion** from Millek to authorize the Supervisor and Clerk to execute appropriate documents to sell or deed the property to MDOT (3,537 sq ft on southern side side bordering Hwy M-43). Second by P.Tomlinson. Roll call vote, L.Tomlinson, yes. Dorr, yes. Millek, yes. P.Tomlinson,yes. Chase,yes. Motion carried.

Supervisor informed Board Members and audience that we will cover the ordinance for cemetery in near future.

Clerk Report:

Clerk informed the Board Members of upcoming MTA classes. Dave Foerster inquired about the Citizens Planning Class and how many members signed up for the class. Tony Millek and Tom Fleetwood will sign up for the class online. On May 5, 2009, there was a School Board Election and 911 Proposal on the ballot. 59 voters came to the hall to vote and 2 absentee votes were counted.

Treasurer Report: None

Trustee Report: None

Planning Commission: The Planning Commission worked on re-doing lakefront lots and defining setbacks. At present time, the lake front has two front setbacks. New language is needed for homeowners to understand setbacks more clearly. Proposed language on the table.

Unfinished Business and Attorney Report: Discussion included a hearing was held on May 7, 2009 and a notice of same being property published and sent to all those persons in the proposed Approved Special Assessment District for the eradication or control of aquatic leaves and plants for Lake Brownwood, **Therefore, Motion by Dorr to have weed control. Second by P.Tomlinson to:**

(1) Approve the plans and costs estimates as presented and proceed with the Special Assessment District.

(2)That each lot owner on the attached list will be assessed for one (1) unit, regardless of the number of parcels owned, at an estimated amount of \$ 167.00 per year, for an initial period of three (3) years.

(3)That the assessment will be billed as follows: The Waverly Township Treasurer will send out a bill in June, following confirmation of the assessment roll – due by July 31, 2009; the second charge will be on the 2009 winter tax statement, and the third charge will be on the 2010 winter tax statement.

(4)There will be an 8% interest charge on any unpaid balance.

(5)That an assessment roll shall be prepared for review and confirmation by the Township Board.

(6)That a hearing to confirm the assessment roll will be held on June 4, 2009.

Roll call vote:

Ayes: L.Tomlinson, Dorr, Millek, P.Tomlinson, Chase

Nays: (0)

Absent: (0)

Abstain: (0)

Resolution declared adopted.

May 7, 2009

**Linda Tomlinson
Waverly Township**

\$ 92,215.00

Motion by Millek to amend Fire Fund budget for the year 2010 to show \$ ~~91,269.00~~. Second by Dorr. Roll call vote: L.Tomlinson, yes, Dorr, yes, Millek, yes. P.Tomlinson, yes. Chase, no. Motion carried.

Motion by Millek to approve June 4th Hearing date to reconfirming Special Assessment for 1.5 mils. Second by Dorr. Roll call vote: Chase, yes. P.Tomlinson, yes. Millek, yes. Dorr, yes. L.Tomlinson, yes. Motion carried.

Attorney Schuitmaker will attempt contact Betty Fields again to resolve Blight matter.

New Business:

Ordinance 3.10 was covered earlier in minutes. Supervisor informed Board Members about upcoming project estimates from the Road Commission.

No additional comments. Meeting adjourned at 9:59 p.m.

Respectfully submitted,
Linda Tomlinson, Clerk