

Waverly Township
Regular Meeting
June 4, 2009 6:30 p.m.

At 6:33 p.m., Representative Tonya Schuitmaker presented awards to the former Waverly Township Board Members to honor them for their years in public service. Awards were given to Jean Dahms, Fay Dorr, Bernard Wilfong and posthumously for John Ruitter to his wife, Dorothy. Supervisor Paul Tomlinson also presented awards from the Township to the former Board Members. Thank you all for your years in service.

Supervisor Tomlinson invited the Board Members and 20 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 05/01/09 – 05/30/09 recorded: Dispatches 83, Assaults-12, Harassing-Nuisance TX-3, Breaking and Entering- 5, Larceny-2, Stolen Vehicles-1, M.D.O.P .-4, Weapons Violations-1, Public Peace-1, Hit & Run Accident- 2, O.U.I.L-2, Health & Safety-4, Invasion of Privacy-1, Accident-5, Aband/Hazard-3, Alarm Activation-2, Accident/All other-1, Suspicious Situation-4, Lost/Found Property-1, General Assistance-16, Be on the Lookout- 13.

Renotice the Hearing on creation of a Special Assessment District for the Eradication or Control of Aquatic Weeds and Plants for Lake Brownwood to coincide with Paw Paw Township for July. During the last Paw Paw Township meeting, changes were made on terms and manner of payment and will be discussed at the next Waverly Township Board Meeting. Adjourn Hearing until July.

Motion by Millek to approve agenda as presented for June 4, 2009. Second by P.Tomlinson. Voice vote, all yes. Motion carried.

Millek asked for an amendment to correct the Minutes of May 7, 2009. On page 4, *Motion to amend Fire Fund budget for the year 2010 to show \$ 91,269.00*. The correct amount should state \$ 92,215.00. Second by P.Tomlinson. **Motion** by Millek to approve minutes. Second by P.Tomlinson. Voice vote, all yes. Motion approved.

Internet 2000 Proposal: Attorney Schuitmaker and Steve VanWieren, Internet I-2000, reviewed changes for the I2K contract that the committee recommended. Term will start on July 1st. **Motion** by Millek, that we as a Board, authorize Clerk and Supervisor to sign contract as stipulated by attorney. Second by Dorr. Voice vote, all yes. Motion carried. Roll call: L.Tomlinson, yes. Dorr, yes. Millek, yes. P.Tomlinson, yes, Chase, yes. Motion carried.

Public Meeting adjourned at 7:05 p.m.
Special Hearing opened at 7:05 p.m.

Supervisor asked the Audience if they had any comments regarding the Fire Assessment. No comments.
Millek added that we will amend budget to draw from the Fire Fund to alleviate a millage increase.

Motion by P.Tomlinson to accept amendment back to 1.5 mils. Second by Millek.

Roll call: L.Tomlinson, yes. Dorr, yes. Millek, yes. P.Tomlinson, yes. Chase, yes. Motion carried.

WAVERLY TOWNSHIP, VAN BUREN COUNTY
RESOLUTION AFTER HEARING TO REAFFIRM
ANNUAL SPECIAL ASSESSMENT DISTRICT AND COST (2009)

A hearing having been held on June 4, 2009, to reaffirm a township-wide Special Assessment District;
Notices of said hearing having been published and posted as required by law,

The Board being fully advised, it is hereby moved by P.Tomlinson, seconded by Millek as follows:

- 1) The renewal of a township-wide Special Assessment District for the cost of fire protection and operation, and for the purchase of fire vehicles, apparatus and equipment, is approved;
- 2) The boundaries of the Special Assessment District is the entire Township of Waverly;
- 3) The amount of the Special Assessment to be spread on the lands and properties in the Township shall be a total of 1.5 mils, for the tax year 2009, and shall be re-determined on an annual basis;
- 4) The entire amount raised is the amount which shall be used to cover the cost of fire protection and operation, and for the purchase of fire vehicles, apparatus and equipment for the Township;
- 5) The Township Supervisor and Assessor are directed to spread a Special Assessment of 1.5 mils over the entire Township, on all real property, lands and premises to be benefitted.

Roll call vote:

Ayes: 5

Nays: 0

Absent:

Abstain:

Resolution declared adopted.

Dated: June 4, 2009

Linda Tomlinson
Waverly Township

Special Hearing adjourned at 7:15 p.m.

Public Meeting opened at 7:15 p.m.

Township Assessor Contract: Amendment on Section 2. 2.1-Keep second line which reads “ *This time will be split between office and field work depending on the need*” to include *If field work is required, assessor will be in the field 2-4 p.m. Assessor will return to office at 4:00 p.m.* **Motion** by Millek to accept contract as presented. Second by Dorr. Roll call: Chase, yes. P.Tomlinson, yes. Millek, yes. Dorr, yes. L.Tomlinson, yes. Motion carried.

Mark Bahnson, General Manager and Steve Daniel, Commercial Sales & Services Representative from Bloomingdale Communications, Inc., presented to the Board and the Township a presentation of Bloomingdale Communications’ (BCI) Van Buren Fiber Ring. Mr. Bahnson stated that Stimulus Money is going to be available for Telecommunications Companies for this project. Van Buren County Schools System, Libraries, Area Hospitals & Clinics, Community Service Centers and some rural residents will benefit from this Fiber Ring. Other considerations are Public Safety, Emergency Preparedness, City/Village Police, County Sheriff, State Police, Nuclear Power Plants, Law Enforcement, Courts, Village, City & Township Government offices. Estimated employment benefits – construction would provide 60 jobs for a year, Fiber-to-the-home would provide 40 jobs for 2 years. At least 7 new permanent jobs will be created. Project cost for Van Buren Fiber Ring is \$ 4,200,000 with includes \$ 10,000 in equipment per school. Rural Fiber-to-the-home is \$ 12,750,00. 2,834 homes currently do not have broadband. BCI is not asking for money but is asking for support from the Township. This project must be done within 2 years and is designed to offer the most benefit. Millek asked Mr. Bahnson for template for resolution so the Board can look at it and make a decision. **Motion** by Chase that Waverly Township Board resolve to support this project. Second by P.Tomlinson. Voice vote, all yes. Motion carried.

Greg Kinney, Van Buren County Road Commissioner, introduced himself to the Board and Audience. He wanted residents to know that if they had any questions or concerns to contact him. Mr. Kinney also informed residents that he will be attending the Waverly Township meetings three times per year.

Presentation of Bills: Clerk Tomlinson moved to approve the payment of bills. Second by P.Tomlinson. General Fund check #10193 thru #10213 for \$ 31,214.56. Sewer vendor check #543 for \$ 537.19 plus sewer payroll check #1034 and #1035 for the amount of \$ 42.52 for a total of \$ 579.71. General Payroll Checks #10463 thru #10472 plus FICA for the amount of \$ 5,554.37 for a grand total of \$ 37,348.64. Roll call vote: L.Tomlinson, yes. Dorr, yes. Millek, yes. P.Tomlinson, yes. Chase, yes. Motion carried.

Supervisor Report:

Supervisor informed the Board and the Audience about the Fire Truck that will be purchased in the near future. Estimated cost of new Fire Truck will be \$ 510,000 when complete. Cost will be divided between five Townships. Supervisor also informed audience about the propane usage for the Township Hall and that the current contract will be expiring soon. The heating usage for the hall is roughly 1000 gallons per year. He called local companies to get best price quote. Prices ranged from \$ 1.59 to \$ 1.79. One local company, Holton’s LP Gas, offered \$ 1.39 per gal.

Motion by Millek for Adoption of \$ 1,399.00 to pay for heating cost/propane to Holton's LP Gas for \$1.39 per gallon. Second by Dorr. Roll call: L.Tomlinson, yes. Dorr, yes. Millek, yes. P.Tomlinson, yes. Chase, yes. Motion carried.

Clerk Report: None

Treasurer Report: Dorr informed Board Members and Audience that the Summer 2009 Tax Bill will be mailed on July 1st.

Trustee Report: None

Planning Commission: Millek informed the Board Members and the audience that two (2) attempts to contact Betty Jo Fields but had no response. The Planning & Zoning Board discussed the language for waterfront lots, resolved setbacks priorities, right-of-ways, low impact development and about things that need to be changed in the ordinance. Millek asked everyone to please attend the Planning & Zoning meetings that are scheduled the 2nd Monday of each month.

Unfinished Business and Attorney Report:

A representative from Consumers Energy will be at the July Township Meeting to discuss the Consumer Energy Franchise.

Discussion regarding Waverly Township Liquor Control Inspector - there is no residency requirement regarding the liquor control inspectors appointed by the township but if a person is appointed as a constable of the township, there would be a residence requirement.

Confusion regarding Nathan Rohr being hired as the new deputy clerk and being a member of the Planning & Zoning Board – *“As the deputy clerk is not an elected position, nor is he being hired as an employee of the zoning commission, he may serve on the zoning commission”*, as per the Public Act.

Sale of property to MDOT – Passed resolution last month. Attorney will ask MDOT to rework description but that the township can sign contract tonight.

Gene Butler will send the computer maintenance/service contract to attorney's office for review next week.

Truth & Taxation Hearing will be in July.

New Business: Audience member asked about a request for an adoption of a noise ordinance. He stated that neighbors have loud music, even after being spoken to, still no change. Discussion ranged from how do other townships address issue, can anything be done from township standpoint, to going over and talking with neighbors. Audience member stated he will send a letter to see if this rectifies the problem and will get back to the Board.

No additional comments. Meeting adjourned at 9:12 p.m.

Respectfully submitted,
Linda Tomlinson