

Waverly Township  
Regular Meeting 7:00 p.m.  
Thursday, November 6, 2008

Meeting called to order at 7:00 P.M. By Supervisor Bernard Wilfong who asked the ten (10) assembled 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 Schutemaker Atty.

**Motion Millek to approve the agenda with three additions: Under supervisor, stripping the parking lot, Planning Commission-Sound System, New business a petition to the Planning Commission. Sec. Ruiter. Voice vote all yes. Motion Carried.**

**Motion Ruiter to approve the minutes with the spelling corrections Treasurer Dorr pointed out. Sec. Millek. Voice Vote, all yes. Motion Carried.**

**Sherriff's Department Representative: Bob Deloof.** Their were 70 calls to 911 with 105 dispatches. Asked if their were any questions and left the meeting at 7:15.

**Payment of Bills Clerk Dahms:** Before reading the motion Clerk Dahms asked the board members to changes some figures on their report. Checks are written mid-month for bills that come in after the meeting date and are due that month, they are usually added to the check statement, but for some reason this wasn't done this month. Questions as to why some of the election inspectors got more that others. Clerk's answer was not clearly stated. There are different reasons for each inspector. Election chair is mandated to election training by the County Clerk, Inspectors who work on the absent voter ballots were mandated this election because there was an enormous amount of write-ins County wide, and anyone who hadn't been to training this year had to attend. **Motion Dahms General Fund Payroll Check's #10377 to 10387 for \$4,342.43 plus FICA of \$1,217.31 for \$5,559.74 Vendor Check's 10022 to 10053 for \$17,393.15, Sewer Payroll #1019 & 1020 for \$43.52, Sewer Vendor ck's for \$326,12 for a grand total to \$23,302.53. Sec. Ruiter . Voice Vote, all yes, Motion Carried.**

**Supervisor Report: Wilfong.** Stripping of the parking lot this late in the year was discussed. **Motion Ruiter to have the County Road Commission stripe the parking lot for a total of \$350.00 at their discretion Sec. Dahms. Voice vote Dorr yes, Millek no, Wilfong yes, Ruiter yes, Dahms yes, Motion Carried.** Treasurer Dorr asked if roadwork proposed projects for 2009 had been signed and sent to the County Road Commission. Supervisor Wilfong said he had signed project sheets for 2009 and given them to the Road Commission.  
Congratulations to the newly elected officials from the Supervisor.

**Clerk's Comments: Dahms.** Election results, there were 1817 registered voters on 11-04-08. From the August Primary until close of registration on October 6 approximately 100 people had registered, most of them were young first time voters. When they came into the hall to vote, they only wanted information on how to vote a straight party ballot. 1174 actually came and voted, this is approximately 66% of the registered voters. I have been the clerk for 38 years, don't know how many elections I've overseen but I had a first this election. It was the first time a challenger from one of the political parties came into the hall at approximately 1:00 P.M. He was a gentleman from the Allegan County Democratic Party., he had been viewing voting places all morning and was very impressed, starting with our parking lot. Having encountered parking lots with bumper stickers on cars, parked

permanently, Campaign literature in windows of cars, campaign literature in the parking lots, campaigning in the parking lots etc. Said he found none of the above here at Waverly. He also complimented on the set up in the hall. Said with the very limited space we had to work with we had done an excellent job of setting up a system that in his estimation, after watching the procedure, he felt it worked very well. All election inspectors knew their job and did it correctly. All comments were positive and he left the hall, although I had offered him a chair to sit with the inspectors and observe. Poll watchers cannot enter the area where election workers are working, but Challengers can. Clerk had the results of the election available for review for anyone who chose. Congratulations to the newly elected officials.

**Purchase and Authority & Responsibilities of Township Board Members:** Board members had asked the clerk to purchase 5 of these books. When Evelyn at Michigan Township Services was called she suggested waiting until they have their training for new officials in early December. Books will be packaged in categories and will be cheaper than if ordered separately. Board wanted the 5 books ordered now. Registration forms for training of new officials were given to the newly elected officials & returned to the clerk so that the clerk could call in and register them.

**Cometary Fees:** Clerk was asked to get the charges Dave Clark is billing the township for burials and cremations at this time. Board needs to look at increasing fees to meet expenses. Mailed request to Clark's Lawn Care has not been returned at this time.

**Treasurer's Report:** Reviewed the cash balance report she had prepared showing a General Fund Balance of \$204,133.46. Two (2) Cd's Keystone #86000090545 for \$100,000.00 and Chemical Bank #6542143042 for \$100,000.00, due from tax fund \$31,041.62 for a total of \$436,075.62. Sewer fund balance \$28,650.28, Tax fund \$9,262.50. Supervisor Wilfong asked if interest is given to the fire fund. Treasurer replied when the two (2) Cd's mature a portion of the interest will be put into the fire fund. No action was taken on the report.

Treasurer had prepared the fall newsletter. If an error, or a change is recommended they should bring it to her attention ASAP., she has a deadline for having them ready to be inserted with the tax bills. Congratulations to the newly elected board officials from the treasure.

**Trustee Ruitter and Millek each expressed congratulations to the newly elected officials.**

**Planning & Zoning report for October 13, 2008 meeting. Dorr:**

1. **Motion to make technical change to zoning map to include Fleetwood & McPike properties on CR665 as commercial because they are grand fathered in prior to zoning in 1978.**
2. **Motion to ask Nathan Rohr to give township board a proposal for digital sound recording system to record meeting minutes.**
3. **Future topics for P&Z consideration:**
  - a. **Length of time between same party requesting a special use permit for same property.**
  - b. **Exclude Boarding Schools in Ag.**
  - c. **PUD designation in AG.**
4. **Michigan Townships Services issued a building permit for a breezeway to a garage and then rescinded it. Judge Warshawsky previously ruled if a township official issues a building permit, than it stands.**
5. **Public Hearing set for 11/10/28 at 7:00 p.m. To approve the technical changes to future land use and zoning maps. End of report.**

Nathan Rohr reviewed the features of the recording system. Retail price would be \$5,594.92. Mr. Rohr can purchase from Sweet Water Music Technology Direct on behalf of the township for \$3,162.74. Lengthy discussion followed. **Motion Dorr the Township purchase the sound system and components from Sweet Water Music Technology which was the lowest of four (4) proposals in the amount of \$3,162.74 plus an additional \$90.00 for speakers. Sec. Millek. Discussion. Roll call. Dorr yes, Millek yes, Wilfong yes, Ruiter yes, Dahms yes, Motion Carried.**

**Unfinished Business: Atty. Schuitmaker Report.** Betty Jo Fields, 47350 CR 665. Atty.

Schuitmaker had spoken with Tom Biesner of Western Insurance Agency regarding township liability for volunteer program for blight clean up. If a township volunteer caused damage to person or properties, and the injured party brings a valid claim against the township for damages, that claim would be covered by the township's liability policy. The "Grey area" according to Mr. Biesner, comes when a volunteer suffers an injury while performing services on behalf of the township. Atty. Schuitmaker suggested the volunteers each sign a waiver agreement he had prepared and presented to the board. Lengthy discussion followed. One of the volunteers will get permission from the property owner to enter and view the project and report to the new township board in December.

**Future Land Use Plan: Motion Millek that the Waverly Township Board adopt the Future Land Use Plan/Master Plan entitled Future Land Use/Master plan 2005-2010 as amended in 2007 & 2008. Sec. Ruiter. Discussion Roll Call. Dorr yes, Millek yes, Wilfong yes, Ruiter yes, Dahms yes. Motion Carried.**

**Cemetery Ordinance.** Atty. Schuitmaker reviewed and discussed amendment to internment of multiple remains. **Motion Wilfong to accept the rules and amendments to paragraph 23 & 29 of the Cemetery Ordinance #25. Sec. Ruiter. Discussion. Dorr yes, Millek yes, Wilfong yes, Ruiter yes, Dahms yes. Motion Carried.**

**Amend Sections 5.04 and 7.02 of Zoning ordinance was attached to the Atty. Report for board to review. No action taken.**

**New Business:** Supervisor Wilfong read a letter of resignation of the Deputy Clerk and Office Assistant Erika Mutz effective November 7, 2008. The resignation was accepted with regrets.

**Audience Comment,** Questions: Ernie Brown asked, on behalf of his brother Jack, what could be done about paper flying off large billboard and onto property that grows asparagus and grapes. Atty. Schuitmaker suggested calling the billboard company and try and resolve the problem.

Bernie Wilcox thanked the retiring board members for their collective years of service to the township. The audience responded with applause.

Meeting was adjourned by Supervisor Wilfong at 9:00 P.M.

Respectfully Submitter,  
Retiring Clerk, A. Jean Dahms