

Waverly Township
Regular Meeting
Thursday September 4, 2008

Meeting called to order at 7:00 P.M. by Supervisor Wilfong who asked the 24 assembled members of the audience to join the board in the Pledge of Allegiance. Board members introduced themselves: Fay Dorr Treasurer, Tony Millek Trustee, Bernard Wilfong Supervisor, John Ruitter Trustee, Jean Dahms clerk, Harold Schuitmaker Atty.

Motion Ruitter to approve the agenda as prepared. Sec. Dorr, voice vote all yes. M.C.

Motion Ruitter to approve the minutes of the August 7, 2008 meeting as prepared and presented. Sec. Dorr. Voice vote, all yes. Motion Carried.

Payment of Bills: Motion Dahms general fund payroll ck's 10354 to 10364 plus FICA of \$1185 for \$5,982.80, General Fund Vendor ck's 9975 to 9996 for \$25,297.89, Sewer Payroll ck's 1015-1016 for \$42.52, Sewer Vendor ck.# 532 for \$602.97 for a grand total of \$31,926.18. Sec. Ruitter Discussion/questions. Trustee Millek asked for an explanation of ck #9978 to the County for \$600.00. clerk's response: programing the Memory Pack and the Chip for the two machines used during the elections. Voice vote, all yes. Motion Carried.

Supervisor Wilfong: Had contact with person in charge of the neighborhood watch and they might not disband. They are working with the Sheriff's Office to re-instate the program.

Van Buren Co. Road Commission does not have the money to help with the replacement of the tube on Waukeenan Drive. They will try and get it into next years budget.

1. Paw Paw Fire Board amendment to fire district: **Motion Wilfong to approve the Paw Paw Fire department amendment to the December 10, 2007, agreement allowing the Paw Paw Fire Department to hire their own accountant. Sec. Ruitter Discussion. Voice Vote all yes.M.C.**

October 2, 2008 Board Meeting falls on the same night of the Paw Paw Fire Department annual swiss steak supper that is a thank you to all of the township board members who use and support the Paw Paw Fire Department. Discussion. **Motion Ruitter to change the starting time of the October 2nd meeting to 8:00. Sec. Dahms. Voice vote yes 3 no 2, motion carried.**

Tuesday of next week the Road Commission is going to repair the parking lot at the hall, they will not start until after 12:00 noon.

Road Commission has set up two dates in which they will discuss Road Commission policies, the meeting is for anyone who wants to attend. Supervisor Bernie Wilfong, Treasurer Fay Dorr, Trustee Tony Millek and Trustee John Ruitter volunteered to attend. Supervisor will make the appointment and let other board members know what time frame they will be in.

Austin Cemetery- Beverly Page signed a quit claim deed to allow the purchase of property needed to fix a boundary problem.

Motion Wilfong to hire Southwest Michigan Survey to survey the Austin cemetery and put stakes where the property fence will be. Sec. Dorr. Roll Call Vote, Dorr yes, Millek yes, Wilfong yes, Ruitter yes, Dahms yes. Motion Carried.

Supervisor had obtained three (3) bids to put up a chain link fence at Austin Cemetery.

1. Wiltse Fencing & Kennels, Inc. P.O. Box 56, Watervliet bid of \$2,111.00
2. Michigan Fence Co., no address on bid only phone #269-349-3850 bid of \$2,484.00.
3. Kalamazoo Fence, 26905 34th. Avenue, Mattawan, bid of \$2,751.60

Bids were reviewed and all three company's used the same specifications. **Motion Ruiter to award the contract to Wiltse Fencing & Kennels in Watervliet and have them erect the fence. Sec. Dorr. Discussion. Roll call: Dorr yes, Millek yes, Wilfong yes, Ruiter yes, Dahms yes. Motion Carried. Motion Wilfong to allow the clerk and treasurer to print check for 50% of the cost (\$1055.50) and send with signed agreement on Monday September 8, 2008. Sec. Ruiter. Roll Call Dorr yes, Millek yes, Wilfong yes, Ruiter yes, Dahms yes. Discussion. Motion Carried.**

Clerk Dahms: Read letter from Lawrence B. Hummel Engineer- Manager of the Van Buren County Road Commission: "As you may know, pursuant to Van Buren County's Mission Statement for the Road Commission, your township residents should be requested to submit their questions to the Road Commission in writing. In addition, the Mission Statement also requires that the Township Clerk attach related questions to their minutes, and record any response. (Waverly's Representative is William Rhodes and it covers, Arlington, Waverly, Paw Paw, and Decatur). In an effort to facilitate this Mission Statement, we have prepared the enclosed Road Commission District Map. This may shows which Road Commissioner has been assigned to your township, and provides an address and phone number to contact that Commissioner that Commissioner. If you should have any questions or concerns, please contact either myself or Doug Cultra at the Administrator's Office."

Discussion followed included John Frank VBC Road Omission Construction Engineer saying at the meeting in August that the two residents who had problem with projects in the past they could call the Road Commission or the Township Supervisor and than he should contact the Road Commission. Atty. Schuitmaker said just because it was their Mission Statement Township did not have to follow it. Clerk was instructed to send a letter to the Road Commission re: this matter.

Clerk had letter from Siegfried, Crandall Township Auditors asking Clerk & Treasurer to sign if they were satisfied with the preliminary Report. Supervisor, Clerk and Treasurer received the report and no errors were found. Treasurer and Clerk will sign consent letter tonight.

Treasurer Dorr: Summer taxes are due Monday September 15th afterward late penalties apply, which belong to the County & State, not the township. Treasurer Dorr shared a cash balance report as of 7/31/08 showing \$415,936.53 General Fund, \$222,417.30 Road Fund, \$217.29 Liquor Fund, \$29,353.24 Sewer fund, \$199,380.14 Fire Fund and \$40,748.93 Tax Account. Historically the township has carried approximately one fiscal year operating funds in the fund balance in case unforeseen shortfall occur in State Revenue Sharing. Township funds have been invested via sweep accounts in Chemical Bank which are currently earning 1.85%. Treasurer researched area banks for certificate of deposit rates for possible investment of township. Keystone Bank has a September special earning 4.5% over 24 month's .and Chemical Bank offers 3.5% for 30 months. Historically, township funds at Chemical Bank are not charged service fees, which would continue to be waived even if the township withdraws funds to purchase CD'S **Motion Ruiter to invest \$100,000.00 for 24 months at Keystone Bank for 4.5% interest. Sec. Millek. Discussion. Roll Call Dorr yes, Millek yes, Wilfong yes, Ruiter yes, Dahms yes, Motion Carried.** More discussion between board and audience. Treasurer Dorr had spoken to her contact person at Chemical Bank and was told we would still get the same interest rate for the sweep account if we took money out and put into C.D'S

Motion Ruiter to invest \$100,000.00 in a CD at Chemical Bank for 30 Months at 3.5% interest. Sec. Wilfong. Discussion. Roll Call Dorr yes, Millek yes, Wilfong yes, Ruiter yes, Dahms yes. Motion Carried.

Planning/Zoning: Had the public hearing for His Harvest Ministries and the special use was disallowed. The special Use topic for the township board action was postponed to the October Township Board meeting per request of His Harvest Ministries.

Planning Commission is still wanting to hire a recording secretary. They have not said what qualifications the person has to have, what their duties will be and what the pay will be. Clerk Dahms suggested that the board also hire someone to take the minutes for the Township Board so that the clerk can take a more active roll in discussions. Discussion followed that the new township board should decide on this matter. At the September 8 Public Hearing the Planning Commission will review corrections to the Future Land Use Map, Zoning Map, and amendments to the Future Land Use Plan.

Trustee Millek: Had checked the shed at Austin Cemetery and said it needed a new roof. Removing the building was discussed. It would give another burial plot. It was decided the Supervisor would get estimates for removal of the shed and the cement foundation.

Atty. Report: Atty. Schuitmaker: Beverly Page executed a quit claim deed to the Township for the land that has actually been occupied by the cemetery. The Township must erect a 4 ft. cyclone fence along the Easterly boundary line of the cemetery on or before October 25, 2008. (This was discussed earlier in the minutes.)

Betty J Fields (47350 CR665) A dismantled mobile home is on the Property and she has been given notice by MTS to comply before the end of August. MTS had not heard from her but several board members said someone had started to dis-mantel the building but it still is out of compliance. Board asked Atty. Schuitmaker to send her a letter saying she is still in violation.

Planning Commission/Future Land Use Plan. Atty will attend the scheduled Public Hearing on the Future Land Use Plan/Master Plan of the Planning Commission meeting on September 8, 2008. Adoption of Plan by Board in October/November; adoption of Zoning Map technical correction in October/November.

Asylan's Run: Michigan Township Association is saying there is problems with deed restrictions on road maintenance that have not been recorded. Atty. said this is not a township matter.

Audience Comments: There were questions as to why His Harvest Ministries asked for a postponement.

Meeting was adjourned at 9:10 by Supervisor Wilfong.

Respectfully Submitted: A. Jean Dahms,

