

<p style="text-align: center;"> PENTWATER TOWNSHIP BOARD PENTWATER COMMUNITY HALL 327 S. HANCOCK STREET, PENTWATER, MI 49449 Regular Meeting of Wednesday, August 14, 2019 </p>	<p style="text-align: center;">DRAFT MINUTES</p>
<p>Supervisor Spitler called the meeting to order at 6:00 PM</p> <p>Members Present: Spitler, Siska, Johnson, Flynn and Holub.</p> <p>Members Absent: None</p> <p>Staff Present: Lisa McKinney, Deputy Supervisor and Barb Siok, Recording Secretary.</p> <p>Others Present: Mary Barker, Pentwater Township Library; and several other audience members.</p>	<p>CALL TO ORDER</p> <p>ROLL CALL</p>
<p>Moved by Siska seconded by Johnson to accept the consent agenda as follows:</p> <ul style="list-style-type: none"> • Prior Meeting Minutes (July 10 Regular Meeting, July 11 Special Joint Public Hearing and August 7 Special Meeting) • Correspondence • Financial Reports ending July 31, 2019 • Claims/Bills for the period July 11 – August 14 as follows: <ul style="list-style-type: none"> ○ Township - \$39,483.42 ○ Cemetery - \$36,976.88 ○ Fire - \$34,093.44 • Committee/Commission Reports (Library and Recreation) <p>Roll call vote: Siska, yes; Flynn; Holub, yes; Johnson, yes; and Spitler, yes. Motion passed.</p>	<p>CONSENT AGENDA</p> <p>Review & Action</p>
<p>Supervisor Spitler presented the Regular Meeting Agenda.</p> <p>Moved by Holub and second by Siska to approve the Regular Meeting Agenda as presented. Voice vote. Motion passed.</p>	<p>AGENDA</p> <p>Review & Action</p>
<p>Supervisor Spitler introduced Mr. Dean Holub, Pentwater Township resident and former Pentwater Township Clerk. Mr. Holub was named Trustee to replace the vacancy created by the resignation of Patrick Ruggles.</p>	<p>INTRODUCTION OF NEW TRUSTEE</p>
<p>None.</p>	<p>PUBLIC COMMENT ON AGENDA ITEMS</p>

Spitler closed the regular meeting at 6:05 PM	CLOSE REGULAR MEETING																								
<p>Spitler opened the Public Hearing at 6:05 PM.</p> <p>Clerk Johnson explained that the Truth-in-Taxation Public Hearing was necessary in order for the Board to levy the full millage for the Library, Fire Department and Cemetery on December 1, 2019. If the maximum levy is adopted, tax revenue would increase by \$14,864 for the three units. The Board may, however, levy less.</p> <p>Mr. Flynn commented that he thought the increase would be just for the Library.</p> <p>Ms. Barker stated that the Library recently installed 2 new furnaces, 2 air conditioning units and a new water heater.</p> <p>Mr. Flynn asked how many parcels there were in the Township. Treasurer Siska responded about 2,800 or 2,900.</p> <p>No further comments were received.</p>	OPEN PUBLIC HEARING on TRUTH-IN-TAXATION																								
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<p>Moved by Johnson and seconded by Siska to adopt the Resolution No. 19-11 regarding the 2019 millage levy as follows:</p> <p>WHEREAS, the Pentwater Township Board held the required Truth-in-Taxation Hearing on August 14, 2019, and</p> <p>WHEREAS, the Pentwater Township Board has considered the budgetary needs of the township for FY 2019/2020, and</p> <p>WHEREAS, the millage rates shown in the following table are the maximum millage rates allowed.</p> <p>THEREFORE, BE IT RESOLVED that the Pentwater Township Board establish the 2019 Millage Levy as follows:</p> <table border="1" data-bbox="251 1522 1161 1848"> <thead> <tr> <th>SOURCE</th> <th>PURPOSE</th> <th>December 1, 2019 Maximum Allowed</th> <th>December 1, 2019 Amount Levied</th> </tr> </thead> <tbody> <tr> <td>Allocated</td> <td>Operating</td> <td>1.2355</td> <td>1.2355</td> </tr> <tr> <td>Extra Voted</td> <td>Fire</td> <td>1.0000</td> <td>1.0000</td> </tr> <tr> <td>Extra Voted</td> <td>Library</td> <td>0.8268</td> <td>0.8268</td> </tr> <tr> <td>Extra Voted</td> <td>Cemetery</td> <td>0.3459</td> <td>0.3459</td> </tr> <tr> <td>TOTALS</td> <td></td> <td>3.4082</td> <td>3.4082</td> </tr> </tbody> </table> <p>BE IT FURTHER RESOLVED to authorize the Chairperson of the Board and</p>	SOURCE	PURPOSE	December 1, 2019 Maximum Allowed	December 1, 2019 Amount Levied	Allocated	Operating	1.2355	1.2355	Extra Voted	Fire	1.0000	1.0000	Extra Voted	Library	0.8268	0.8268	Extra Voted	Cemetery	0.3459	0.3459	TOTALS		3.4082	3.4082	<p>TRUTH-IN-TAXATION HEARING</p> <p>Resolution #19-11 2019 Millage Levy</p>
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<p>Township Clerk to sign the L-4029 Tax Rate Request Certifying Compliance with Section 31 of Article 9 of the State Constitution of 1963 and that the requested rates have also been reduced, if necessary, to comply with MCL Sections 211.24e and 211.34.</p> <p>Roll call vote: Johnson, yes; Siska, yes; Holub, yes; Flynn, yes and Spitler, yes. Motion passed.</p>	
<p>Supervisor Spitler’s report included:</p> <ul style="list-style-type: none"> • a review of Golden Drain will be conducted by the Drain Commission on August 27th for a special drain assessment. A small portion of the Drain goes through Pentwater Township. • “No Parking” signs will not be placed by MDOT along Monroe Road until there is a trail connection in place. However, if a car is parked along the edge, it can be ticketed • An estimate of over \$130,000 was received for the road improvements to Lake Breeze Drive. • MSU Extension will be conducting Citizen Planner Workshops addressing land use and decision-making. The Township Planning Commission members as well as Township Board members may attend. • The road to the Township Transfer Station was graded and brined. Also, Republic Services increased the transfer container fees by 5%. <p>Holub suggested costs regarding the Transfer Station, winter hours November through March labor costs and plowing be put on the September agenda.</p> <ul style="list-style-type: none"> • Soils & Structure has done soil borings to determine the depths and status of soil on Longbridge Road. The data will be given to the engineering firm for an analysis. It is hoped that options to the Road Commission will be forthcoming within 3 weeks. County Road Engineers will then take the engineering firm’s recommendations in order to develop both short- and long-term options. <p>Ms. McKinney stated that she has received a proposal of container costs from MCK Enterprises regarding the Transfer Station. Consideration of the proposal will be included on next month’s agenda.</p>	<p>SUPERVISOR’S REPORT</p> <p>DEPUTY SUPERVISOR’S REPORT</p>
<p>The Clerk’s report was received and placed on file.</p>	<p>CLERK’S REPORT</p>
<p>The Treasurer’s report was received and placed on file.</p>	<p>TREASURER’S REPORT</p>
<p>The Zoning Administrator’s Report was received and placed on file. The Assessor’s Report was received and placed on file.</p>	<p>STAFF REPORTS – Zoning Administrator,</p>

<p>The Cemetery Sexton’s Report was received and placed on file.</p> <p>The Transfer Station Report was received and placed on file.</p>	<p>Assessor, Cemetery and Transfer Site Attendant REPORTS –</p>
<p>Moved by Siska and seconded by Holub to enroll in full ACH and Check fraud protection (Positive Pay) with Huntington Bank for the following banking accounts:</p> <ul style="list-style-type: none"> • Township • Cemetery • Fire Department <p>The cost for this service is \$35 per month per account.</p> <p>Roll call vote: Siska, yes; Holub, yes; Johnson, yes; Flynn, yes; Spitler, yes. Motion passed.</p>	<p>NEW BUSINESS</p> <p>Review & Action – Positive Pay Policy</p>
<p>Moved by Siska and seconded by Johnson to allow Township Board members to attend regularly scheduled Township Meetings via conference call no more than two times per year when approved by the Supervisor. Further, those members attending by conference call will be considered present in terms of making a quorum and voting. They will also be entitled to the payment of per diem.</p> <p>Roll call vote: Siska, yes; Johnson, yes; Holub; Flynn, yes and Spitler, yes. Motion passed.</p>	<p>NEW BUSINESS</p> <p>Review & Action – Conference Call Attendance Policy</p>
<p>Moved by Johnson and seconded by Siska to adopt a “Building Closure Policy” as follows: The decision to close the Pentwater Township Hall during normal business hours for reasons of weather, building conditions, disruptive actions or health risks will be made by the Township Supervisor or his/her designee. The Township Supervisor will prepare and institute a notification procedure in order that the employees and public are made aware of said closure.</p> <p>Roll call vote: Johnson, yes; Siska, yes; Holub, yes; Flynn, yes; Spitler, yes. Motion passed.</p>	<p>NEW BUSINESS</p> <p>Review & Action – Building Closure Policy</p>
<p>Mr. Spitler said that the Road Committee had not been active since 2015 and was officially dissolved in 2018.</p> <p>Mr. Holub added that the Road Committee was created in 2012 with two Board members and three members at large. They met once or twice a year and drove every public road in the Township to determine the road conditions and prioritize the top 5 that needed to be improved.</p> <p>Ms. Johnson will alert the community (by newspaper ad and/or some other</p>	<p>NEW BUSINESS</p> <p>Formation of Township Road Committee</p>

<p>manner in an effort to seek interested members of the public at large. Per diem and more information to be put on the September agenda.</p>	
<p>Moved by Holub and seconded by Siska to authorize the Township Supervisor to execute the “Metro Act Right of Way Extension” which would extend the current agreement between Frontier Communications and the Township of Pentwater. Said agreement will continue to allow Frontier to perform utility work within the public rights-of-way in the Township.</p> <p>Roll call vote: Holub, yes; Siska, yes; Johnson, yes; Flynn, yes; Spitler, yes. Motion passed.</p>	<p>NEW BUSINESS</p> <p>Review & Action – Metro Act Right of Way</p>
<p>Mr. Spitler said Shelby Township has requested review and comments on its proposed ORV ordinance. The ordinance was included in the Board packet. No comments were offered.</p>	<p>Review & Comment – Shelby Twp ORV Ordinance</p>
<p>Mr. Spitler distributed a summary of the July 11, 2019 Public Hearing that was held jointly with the Village regarding the community building. What did the people want us to do with the building? Are we going to stay here and fix the building or do something different? Are we going to try and fix the building?</p> <p>He said it was clear that those in attendance at the Public Hearing want the Township and Village offices to remain in the village and have a building that maintains the historical feel. Only one person said to repair the existing building. Step 3 is to “stay or go” and Step 4 is to decide if the Village and Township should continue to maintain offices under the same roof.</p> <p>Mr. Holub commented that he also heard one person talk about the historical value. Mr. Holub said we should “go”.</p> <p>Ms. Siska said that she did not think we could stay in the building. She agreed to “go”. Ms. Johnson concurred. Mr. Flynn said that he is a realist and agreed it’s time to leave the current building.</p> <p>Mr. Holub asked if the Village had taken this step yet. Mr. Spitler replied that they had not. The Township should take the lead. The next step is to decide if we are going to move together or separate. This can be discussed at September’s meeting.</p> <p>Additional discussion ensued.</p> <p>Mr. Spitler asked the board if there was someone who would be interested in looking with him to see what building/property is available in the Village.</p>	<p>UNFINISHED BUSINESS</p> <p>Office Space Discussion</p>

<p>Mr. Holub asked about the timeline in which to a make a move. Mr. Spitler responded 6 months to a year.</p>	
<p><u>Mary Barker</u> said, “After sitting through all the meetings and hearing the building closure policy, you’re too precious, every one of you. I beg you to find another location.”</p> <p><u>Glenn Beavis, 7158 N. Crescent</u> asked if there is a legal requirement in terms of relocation now that we are aware of the asbestos issue. How long can you sit around and do nothing about it? Does that play into this at all? Mr. Spitler replied in the affirmative -- we are liable. Beavis said if in fact you are making that decision, it seems like you are forcing what the Village needs to do.</p> <p><u>Amy LaBarge, 605 E. Sixth</u> said that it was her understanding that slightly more than half of the Township residents’ lives in the Village. It’s hard to understand why the Township wouldn’t be together with the Village. The public should be made aware of the tax loss for using this building and its value as real estate to pay for other things.</p> <p><u>Jean Russell, 5545 Wayne Road</u> said there has been a lot of criticism about having two properties off the tax roll and there are many benefits for both to stay together. She also suggested using the bricks for a donor wall.</p> <p><u>Beavis</u> said that the Township and Village are a big part of the community and it’s important that they are represented here and work together.</p> <p><u>Dean Gustafson, 410 Chester,</u> said it’s still the Township’s decision, being a challenging opportunity, in any location must work collaboratively.</p> <p><u>Julie Burdick, Ottawattamie Drive,</u> said the Township and Village should be working in the same building and have an opportunity to design a collaborative space. She shared copies of her personal letter based on what she is hearing about Longbridge Road and the inaccuracy of the Village not being allowed to contribute money or road commission contributing revenue. She said the tax could be increased without a vote to contribute to fix the road.</p> <p><u>Mary Jo Todd</u> said the property was donated for a specific purpose. The property is a legacy. Once it is sold and developed, what will we be stuck with.? The Village and Township should stay together. She asked what would happen to Bell Park.</p> <p><u>Mike Mackie, 5245 Monroe Rd.,</u> said it’s a great location and should stay as</p>	<p>PUBLIC COMMENTS</p>

<p>one facility for such a small community. To separate would be foolish. He asked if the Township had ever considered a Short-Term Rental Ordinance and explained the parking issues on Monroe Road caused by short term renters.</p>	
<p>Mr. Holub reminded everyone that Saturday, August 17, 2019 is the Annual Household Hazardous Waste Day. It will again be held at the Hart DPW from 9:00 a.m. – 2:00 p.m.</p>	<p>OTHER ITEMS FROM BOARD MEMBERS</p>
<p>Moved by Siska and seconded by Flynn to adjourn the meeting at 8:14 PM Motion passed.</p>	<p>ADJOURNMENT</p>
<p>_____ Sue Ann Johnson, Township Clerk</p> <p>_____ Date</p>	<p>Minutes Prepared by Barbara Siok, Recording Secretary</p>