

**HAYES TOWNSHIP BOARD  
MINUTES  
January 11, 2016**

The regular meeting of the Hayes Township Board was called to order by Supervisor Ethel Knepp at 7:00 p.m. at the Hayes Township Hall, 09195 Old US 31 N., Charlevoix

Board members present were Marlene Golovich, Paul Hoadley, Robin Kraft, Jim Rudolph and Ethel Knepp. Audience members were Clare Zitka, Dan Thorp, Jim McMahan and Annie Kantola.

Supervisor Knepp asked to be joined in the Pledge of Allegiance.

**REVIEWED AGENDA** – Added: Amend Budget, Cell Phones, Planning Firms

**PUBLIC COMMENTS UNRELATED TO AGENDA ITEMS** – Charlevoix Township Fire Chief, Dan Thorp, stated that Charlevoix Township is working with other Townships to cover Hayes Twp. while the bridge is closed in Charlevoix in 2017. Dan also stated that they would do a better job of providing our township with run reports.

Claire Zitka, property owner on Susan Lake, asked the Township to verify whether the Forest Cove PUD was ever legally approved. He is challenging its validity. Mr Zitka is having a disagreement with the Forest Cove association regarding the use of the PUD open space and the uses allowed. Ethel stated that there is a PUD and it has been approved and a signed site plan exists. She stated that Mr Zitka should take this up with his association as the township has no jurisdiction over them. Supervisor Knepp will talk with the township attorney regarding the validity of the PUD.

**POVERTY GUIDELINES BOARD OF REVIEW - POVERTY GUIDELINES FOR 2016 ASSESSMENTS** – Ethel Knepp made a motion, supported by Jim Rudolph to use the federal poverty guidelines for use in setting poverty exemption guidelines for 2016 assessments as follows:

Size of Family Unit	Poverty Guidelines
1	\$11,770
2	\$15,930
3	\$20,090

4	\$24,250
5	\$28,410
6	\$32,570
7	\$36,730
8	\$40,890
For each additional person, add	\$ 4,160

Motion carried unanimously.

**BOARD OF REVIEW** – Paul Hoadley made a motion, supported by Jim Rudolph to set the dates for BOR as follows: March 8, 2016, 4:00 p.m. to accept the tax role, March 14, 2016, 9:00-12:00 noon. & 1:30-4:30 p.m. and March 15, 2016, 1:00-4:00 p.m. & 6:00-9:00 p.m. to hear appeals. Motion carried unanimously. Notice must be published.

**TRIBAL LAWSUIT** – Hayes Township has been asked to be an intervener in a lawsuit filed by the LTBB of Odawa Indians against the State of Michigan. The suit was brought to force the State of Michigan to recognize the tribe’s reservation boundaries. Hayes Township officials ~~attend~~ **attended** various meetings and made contact with other township entities regarding the tribal suit. Currently Emmet County and Charlevoix County as well as various townships are joining the suit as interveners. All interveners would cost share attorney fees based on the entities SEV. The Board consensus is that we are part of Charlevoix County and therefore will be represented by them. If Hayes were to intervene in the suit our residents would be paying three times to pay legal fees, once with their State tax dollars, once with their County tax dollars and once with their Townships tax dollars. Paul Hoadley made a motion, supported by Marlene Golovich not to intervene the Tribe vs State law suit. Motion carried unanimously.

**COUNTY MILLAGE APPROPRIATIONS** - The following resolution was made by Jim Rudolph and supported by Paul Hoadley, to-wit:

WHEREAS, the Township of Hayes has the authority to construct, operate, and maintain the Hayes Township Park, Camp Sea-Gull boat launch; and

WHEREAS, the Township of Hayes is requesting a \$10,000.00 appropriation from the Charlevoix Count Board of Commissioners; and

WHEREAS, the Township of Hayes will be contributing an additional \$4,239.00 from the general fund for this project; and

WHEREAS, the Township of Hayes desires to purchase maintenance equipment for the Hayes Township Park, Camp Sea-Gull to meet the needs of users in Charlevoix County;

THEREFORE BE IT RESOLVED by the Hayes Township Board of Trustees that, pursuant and subject to all of the terms and provisions of the Charlevoix County Parks millage, application be made to the Charlevoix County Board of Commissioners for funding; and

BE IT FURTHER RESOLVED that the Deputy Supervisor of said Hayes Township is hereby authorized and directed to cause the necessary data to be prepared and application to be signed and filed with the County of Charlevoix;

Yays: Ethel Knepp, Marlene Golovich, Paul Hoadley, Jim Rudolph, Robbin Kraft

Nays:

RESOLUTION DECLARED ADOPTED

The following resolution was made by Jim Rudolph and supported by Paul Hoadley, to-wit:

WHEREAS, the Township of Hayes has the authority to construct, operate, and maintain the Hayes Township Park, Camp Sea-Gull boat launch; and

WHEREAS, the Township of Hayes is requesting a \$3,488.46 appropriation from the Charlevoix Count Board of Commissioners; and

WHEREAS, the Township of Hayes desires to purchase handicapped accessible picnic tables for the Hayes Township Park, Camp Sea-Gull to meet the needs of users in Charlevoix County;

THEREFORE BE IT RESOLVED by the Hayes Township Board of Trustees that, pursuant and subject to all of the terms and provisions of the Charlevoix County Parks millage, application be made to the Charlevoix County Board of Commissioners for funding; and

BE IT FURTHER RESOLVED that the Trustee of said Hayes Township is hereby authorized and directed to cause the necessary data to be prepared and application to be signed and filed with the County of Charlevoix;

Yays: Ethel Knepp, Marlene Golovich, Paul Hoadley, Jim Rudolph, Robbin Kraft

Nays:

RESOLUTION DECLARED ADOPTED

**ORDINANCE AMENDMENT** – Paul Hoadley made a motion, supported by Jim Rudolph to adopt zoning ordinance amendment 011116 of 2016 (see attached) in its entirety.

Yays: Paul Hoadley, Jim Rudolph, Ethel Knepp, Robbin Kraft, Marlene Golovich

Nays:

Motion carried unanimously.

**CELL PHONES** – Paul Hoadley stated that it would be a benefit to the township to provide cell phones for the Assessor and the Zoning Administrator. Because they are on call staff it does not seem fair to expect them to publish their personal cell phone numbers for township business. As staff changes the numbers could remain the same and make it easier for the two departments to

be reached. Board consensus was that at this time a smart phone was not necessary but a simple call/text phone would work. Paul will check into various plans and get back to the board. Treasurer Kraft stated that if the township is paying for phones she would like to be reimbursed for the line she uses at home for the treasurer.

**PLANNER** – Ethel Knepp made a motion supported by Robbin Kraft to ask the planning commission to send out RFP to potential planners and do conduct the preliminary interviews and make recommendations to the board for hiring. Motion carried unanimously.

### **CLERK PRESENTS**

**MINUTES** – Jim Rudolph made a motion, supported by Robbin Kraft to approve the December 14, 2015 Regular Meeting Minutes as corrected. Motion carried unanimously.

Jim Rudolph made a motion, supported by Robbin Kraft to approve the December 16, 2015 Special Meeting Minutes as corrected. Motion carried unanimously.

**BUDGET AMENDMENT** – Ethel Knepp made a motion, supported by Robbin Kraft to amend the following line items 101-446-930 Public Works (Road Repair/Maintenance) \$3571.50 increasing the total budgeted amount to \$6571.50, and decreasing the surplus funds by \$3571.50.

Yays: Paul Hoadley, Jim Rudolph, Ethel Knepp, Robbin Kraft, Marlene Golovich  
Nays:

Motion carried unanimously.

**INVOICES** – Jim Rudolph made a motion, supported by Robbin Kraft to approve invoices totaling \$16,148.53

Yeas: Ethel Knepp, Paul Hoadley, Marlene Golovich, Robbin Kraft, Jim Rudolph  
Nays:

Motion carried unanimously.

**CORRESPONDENCE** - Any correspondence received by the Clerk was provided to the Board Members for their review and comment.

**ZONING ADMINISTRATOR REPORT** – Interim ZA, Ethel Knepp, stated that she has spent time catching up on unfinished business and has been working on the photos taken of the Lake Charlevoix shoreline.

**PARKS AND RECREATION REPORT** – The joint meeting on January 6 went well.

**REPORT FROM PLANNING COMMISSION** – Jim reported that the PC held a public hearing for a special use permit for Subaru by the Bay. The PC is recommending that the Blight Ordinance be refreshed.

**TREASURERS REPORT** - Robbin Kraft presented a written report.

**SUPERVISOR REPORT** – Ethel stated that the Tribal suit has kept her busy.

**TRUSTEE REPORT** – Jim Rudolph stated he would not be at the April ~~BO~~**T** PC meeting. His mother will be 100 years old.

Without objection the meeting was adjourned at 9:30 p.m.

Respectively submitted

Marlene Golovich  
Hayes Township Clerk

Minutes approved as corrected February 8, 2016