

**HAYES TOWNSHIP BOARD  
MINUTES  
October 10, 2016**

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

Board members present were Marlene Golovich, Paul Hoadley, Jim Rudolph, and Robbin Kraft. Ethel Knepp was absent. Audience members signed in were Gary & Dee Janz, Jerry Simpson, Joe McHugh, Ron VanZee, Jim McMahan, Doug Kuebler, Shirlene Tripp, Dan Buday, Anna & Andrea Harmeling, Bill Eaton, Barry & Gwen Anderson, Warren Nugent, Matt Cunningham, SaraGay Dammann, Bob Jess, David Zipp, Don Norman, Annie Kantola, Penny Potter, Kenny Burke, Jim and Diane Nystrom, George Lasater and Larry Sullivan.

Robbin Kraft made a motion, supported by Jim Rudolph to appoint Paul Hoadley to chair the meeting in the Supervisor absence. Motion approved.

Trustee Hoadley asked to be joined in the Pledge of Allegiance.

**REVIEWED AGENDA** – Added: Presentation by Jim Malewitz

**PUBLIC COMMENT** –

Did anyone look at the documents presented to the Board at the September meeting. Clerk Golovich explained that Bay & Hayes Townships use different accounting programs and that the Hayes documents contain the same information in a different format.

**MICROPHONE SYSTEM** – Dan Buday gave an overview of the microphone system he provided a cost for. Marlene Golovich made a motion, supported by Robbin Kraft to purchase a microphone system from Buday's Sound Advice for \$2,957.88.

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

Nays:

Absent: Ethel Knepp

Motion approved.

**CAMP SEAGULL ROAD & BOAT LAUNCH** – Jim Malewitz from Performance Engineering presented preliminary drawings of the road and boat launch at Camp Sea-Gull to send to the DNR Waterways to make sure we are all on the same page. He is seeking board approval to submit them.

Public Comments

Why was the fishing pier moved to the east side of the launch? Jim stated there was concern about littoral drift.

How much of the pier is open and how much is sheet pile? The sheet pile is going to help with sand fill at the boat launch.

Was there an environmental study done? One is not required.

Where is the parking, will they accept the plan without parking? The plan shows handicapped boat/trailer parking at the launch as well as 33 parking spots and a pavilion in the location of the cafeteria building.

This was not on the agenda but added or more people would be here. The P&R Committee is not being included. The Committee is being used as the clean-up crew. The DEQ held a meeting at the County Planning Commission and no one knew about it. There is no infrastructure included on the plan. Where will water and electric go? Jim stated that conduit will be placed under the roads for future use so the roads will not have to be torn up later to add it.

Do you have a conceptual print of what the park will look like when it is finished? It is hard for the public to imagine.

Water and sewer after the fact is more expensive. The price of direction drilling has gone way down in price.

Where is the play area for the kids or is this just a play area for people with boats? Play area is the ball fields on the east side. Close to the road? Safety protections can be added. Why are all the tennis courts being removed? One is being kept.

Is this just a preliminary plan or a commitment to Waterways? Performance Engineering is under contract with Waterways to provide plans and they are just trying to move forward.

Can the plans be changed? Performance was hired in June to do this, there could be changes before bids are put out. This is the process to final drawings and we just want Waterways to be up to speed.

Robbin Kraft made a motion, supported by Jim Rudolph to send the preliminary drawings of the boat launch and road work on to the DNR Waterways for preliminary review.

Jim Rudolph made a motion, supported by Marlene Golovich to schedule a special meeting for October 26, 2016 at 7:00 p.m. The purpose of this meeting is to discuss and share information regarding the design stages of the proposed boat launch and fishing pier at Hayes Township Park, Camp Sea-Gull. Motion Carried.

**MAPLE GROVE ROAD END** – Dee Janz asked why the Township allowed encroachment from the neighbors at the Maple Grove Road End. She stated the current landscaping says stay away from here. She stated she would like all the bushes out of there and grass to be planted so you could put out a blanket or chairs to enjoy the beach. She stated she had people to help her remove the bushes. She stated there should be sign that states it is a public beach.

Paul Hoadley asked the clerk to send the road end information to Dee Janz regarding what can and cannot be done on road ends. He explained that Maple Grove road end is not a public beach but a road end that the State has laws that govern and dictate what can and cannot be done. Road

ends are used for access to the water and are not for sun bathing, picnicking or any gatherings that would prohibit access to the lake.

Anne Kantola stated she is a user of the road end and was very dismayed when she learned about the laws that govern road ends and the limits of use they prescribe. The law is not very friendly to users. She also stated that the issues with the neighbors should be resolved.

George Lasater stated he would like to look into the difference between road ends and public access and will report back to the board. George stated there are 15 road end sites in Charlevoix County. They are disappearing. Maple Grove is a problem if property owners are intimidating visitors. If this should happen law enforcement should be called. George also stated he would put up signs provided by the County.

Robbin stated the berm at the end of the road was put there to keep people from launching boats and to keep the road from eroding into the lake.

Diane Nystrom stated the Winter woman call the sheriff on her and chased her around the beach. She stated she has never had the sheriff called on her before. Jim Nystrom stated that Ethel sent his wife a letter and told her not to go to the road end.

Andrea Harmeling stated that the road end does not look approachable. It needs a "public area" sign and it needs to be cleaned up to make it more welcoming.

Andrea Harmeling stated that the neighbor is telling people they are not welcome at the road end.

Paul Hoadley stated the Board hears what everyone is saying and they will look into it. He also stated that the Board could extinguish the easements granted to the property owners.

Warren Nugent stated that public use beyond access to the water is against the law.

Shirlene Tripp stated she spent lots of time at the road end and suggested people get in touch with their representatives and have the road end law changed.

Ron VanZee stated that the BOT did their homework but agrees the area needs work. There was a lot of good information tonight.

Andrea Harmeling stated keep the laws out of it the area is not inviting.

Jerry Simpson stated that the road was a mess with wash outs and big ruts. The Township improved the road and added a parking area and put in landscaping. It is not a park or beach. Get a group to clean it up and revisit the road right of way agreements.

Jim Rudolph stated the road was a mess. The legislature has restricted uses at road ends.

Larry Sullivan stated that the BOT cannot resolve this tonight.

George Lasater stated he would research the road ends vs public access laws.

Omar Feliciano stated the boundaries at the beach area should be identified for safe access.

Jim Nystrom stated that Robert Bobb to the west is not a problem it is just the Winter woman who is hassling people.

Paul Hoadley state good points were made to be aware of.

Marlene Golovich stated that the Township attorney should be consulted to see what is involved to rescind the easement. There are other areas that have things in the road right of way and the township cannot single out just one area.

Dee Janz stated that when she called the Township about being put on the agenda, she talked to Clerk Golovich was told she could only speak for three minutes. She states she was also told not to expect the Board to do anything about the road end.

Clerk Golovich stated this is not what she said.

**HOST HOUSE ROOF** – The roof at the Township Park host house needs to be re-roofed. A bid was received from Edgewater Roofing for \$8,407.55. Paul Hoadley made a motion, supported by Robbin Kraft to accept the bid from Edgewater Roofing for the roofing project at Hayes Township Park Camp Sea-Gull host house for \$8,407.55.

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

Nays:

Absent: Ethel Knepp

**SNOW PLOW BIDS** – Bids were received from B&G Enterprises and Drost Lanscape for snow removal at the Township Hall & Firebarn and Camp Sea-Gull.

Jim Rudolph made a motion supported by Robbin Kraft to accept the lowest bid by B&G Enterprises for snow removal at the Hayes Township Hall and Firebarn.

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

Nays:

Absent: Ethel Knepp

Jerry Simpson will plow an area at Camp Sea-Gull free of charge as he has the past two winters.

**FALL NEWSLETTER** - Public Comments:

Please reconsider sending this out. There are factual errors and is misleading. It should not be sent out.

It was discussed at a P&R Committee meeting and was stated that it was suspicious using township funds.

The newsletter needs to be reviewed.

It is too late to send out a newsletter.

The information in the newsletter is accurate and people are getting misinformation

The BOT does an amazing job getting grants and they need help. The Township should move forward with the park. People are nit-picking. There are too many lies on social media.

The timing is all wrong – it nothing but a political move. Print it after the election.

It is truthful or not? If it is print it.

Good transparency of government informing the people. Let the public know.

Print both sides – pros and cons

Very inaccurate information

Put it on the web page.

It is incumbent to get information out. Voting is important.

Why wouldn't we put this in a newsletter

The Township should brag about their grants

We have missed the window the timing is political

Is this a quarterly or just for this fall? Isn't a newsletter just once a year?

New to the area and proud of being part of this community. The Board has been very welcoming.

Information should come from the Board, they are the authority.

Clerk Golovich suggested they adjourn until the following night. She asked that the bills be approved first so she can mail them out in a timely manner.

**INVOICES** –Paul Hoadley made a motion, supported by Jim Rudolph to approve invoices totaling \$\$227,711.07 with \$185,192, 42 to be transferred from the road account.

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

Nays:

Absent: Ethel Knepp

**ZONING ADMINISTRATOR REPORT** – Larry Sullivan provided a written report and oral overview.

Paul Hoadley made a motion, supported by Marlene Golovich to adjourn this meeting at 10:00 p.m. and to continue the regular meeting of the Hayes Township Board of Trustees on Tuesday, October 11, 2016, 7:00 p.m. at the Hayes Township Hall, 09195 Old US 31 N., Charlevoix.  
Motion Carried.

Respectively submitted

Marlene Golovich  
Hayes Township Clerk

Minutes approved as written November 14, 2016