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**HAYES TOWNSHIP BOARD**  
**MINUTES**  
**August 12, 2013**

The regular meeting of the Hayes Township Board was called to order by Supervisor Ethel Knepp at 7:30 p.m. at the Hayes Township Hall, 09195 Old US 31 N., Charlevoix

Board members present were Marlene Golovich, Rich Burnett, Robin Kraft, Doug Kuebler and Ethel Knepp. Audience members were Jonathan Scheel, Paul Hoadley, Shirlene Tripp, Scott Parker, Lloyd Kuebler, Al Ranger, Warren Bogan, Joe Kimmell, Patricia Feliciano, Omar Feliciano, Kenneth Klintworth, Becky Scholl-Stauffer, Hans Wiemer, Warren Nugent, Robert Jess, Jon Hamlin, David Zipp, Pat Phillips, Joe Kimmell and Jim Gleason.

**REVIEWED AGENDA** – The following agenda items were added; Cemetery Software, Ellsworth Contract, Amend Budget

**PUBLIC COMMENTS UNRELATED TO AGENDA ITEMS** – Al Ranger asked if there was going to be an update regarding Eastern Ave. Beach. Supervisor Knepp stated it would be part of the Supervisor’s report.

**LLOYD KUEBLER** – Lloyd stated he wanted to give the Board a history lesson. He stated he had been on the Board for 31 years. He stated that items on this year’s annual budget shook him up. He made the following comments; In the past the Clerk and the Treasurer had been paid extra to work at home. The Clerk is now working in the Township office. It appears all the new equipment is creating more work not less. The Clerk and Treasurer have deputies and the deputies pay should be paid out of their wages. The Clerk said she needed help and the deputy works regular hours out of the Township office and it appears she is doing the work so the Clerk can take another job with pay with the Township. Lloyd asked Supervisor Knepp if she read Anna Kuebler’s letter of resignation to the Board after she herself did not read it for eight days. He and his wife have cleaned the hall and did the maintenance work for a lot of years, a lot of it without compensation. All of a sudden they were made to feel they did not know what they were doing. The Clerk asked them to wash windows, clean bathrooms and the office as well as hard to get at areas near the computer wiring. The Clerk also complained about the smell in the hall after it had been rented. There was not much he and Anna could do about the smell because there is only so much time to air out the hall after a weekend rental when the Clerk works on Mondays. Lloyd stated that he intends to keep an eye on the Township and would be attending all the meetings. There was a chorus from the Board “good”.

Clerk Golovich stated that more than she, the deputy and zoning administrator used the hall and the restrooms. The assessor now uses the hall and there are members of the public in and out all the time. She also stated that if it was what Lloyd wanted she could reduce the hours of the deputy clerk.

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Treasurer Kraft stated that the Clerk and Treasurer are not paid extra to work at home that in fact she had a pay decrease because of the hours she kept at home.

Paul Hoadley stated that MTA has data on wages paid to other Township officials and that Hayes Township is not overpaid.

Clerk Golovich stated there is data to support the wages of the Township officials and employees.

**LAKE CHARLEVOIX ASSOCIATION** – Joe Kimmell from the Lake Charlevoix Association gave a report on the associations county wide Guardian Program. It is a voluntary program to educate and encourage people, businesses and government to use good lake practices. It encourages individual lakefront property owners to maintain shoreland protection strips, to hire responsible businesses to help maintain their landscaping, and to use lake friendly practices. It encourages businesses such as landscapers to use lake friendly practices and those that do will get recognition that hopefully will encourage land owners to hire them. It encourages local governments to use zoning to help preserve the lake quality. LCA position is to help everyone do their best to preserve lake quality and to help provide information to accomplish it.

He also stated that it is the wrong opinion that zoning has to end at the all-time high water mark. On Lake Charlevoix the authority goes to the water's edge and into riparian.

He said the Township should save the date Sept. 25 for a meeting to be held at Summerset Point for Township officials.

Ethel asked if the Planning and Zoning enabling act allowed Townships to zone into riparian. Joe stated that the Township and the Corp of Engineers have concurrent authority.

**PRIVATED ROAD NAME** - Motion by Rich Burnett, supported by Ethel Knepp, to adopt the following Resolution

WHEREAS Charlevoix County Equalization Department has notified the residents of a private drive located off Boyne City Road, in Section 1 Town 33 North Range 7 West in Hayes Township the Charlevoix County Board of Commissioner has resolved that the County Numbering System shall be coordinated from the Equalization Department; and

WHEREAS Charlevoix County Equalization Department has notified the residents that they have thirty days to choose a name for the private road; and

WHEREAS no response was received from the residents; and

WHEREAS the Equalization Department is asking that the Township Board pass a resolution naming the access easement/drive located off Boyne City Road, in Section 1 Town 33 North Range 7 West as indicated on the document provided by the Equalization Dept. (see attached) so the Equalization Department may coordinate the County Numbering System within this project; and

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THEREFORE IT SHALL BE RESOLVED the Hayes Township Board shall name this ingress/egress access “Long Lane Road (Pvt)” for the parcels involved as shown on the document provided by the Equalization Dept. (see attached).

Motion carried unanimously.

**ROAD WORK** – Clerk Golovich explained that after checking out Stolt Road from Pincherry to Murray and realizing that no one lives on that section of Stolt Road she has concerns about spending \$64,000.00 on a portion of that road. She stated that Jim Vanek from the Road Commission stated that it was a problem area they were aware of and when there was a heavy rain they cleaned up the area as part of their maintenance. This service did not cost the Township money. Ethel said she spoke to the closest neighbor to the problem intersection and they stated that a ditch would take care of their concerns.

Dave Zipp stated the drain commissioner stated this intersection needs work because of the sand running onto the road. When it rains huge ruts up to 3 ft deep are created.

Doug Kuebler stated it is a safety issue, it needs to be fixed and he doesn't care if it costs \$64,000.00. He also said it is not a County road but a Township Road. Supervisor Knepp stated the Township does not have any roads. They are all County roads.

Warren Bogan stated the washouts and sand on the road are a safety issue.

Clerk Golovich stated that the road could be abandoned and vegetation planted to keep the sand from running onto Pincherry Road.

Paul Hoadley stated that even if you paved the road there could still be problems and that it needed curbs and spillways. Golovich stated that was all part of the engineers estimate. Paul stated he is in favor of paving it.

Lloyd Kuebler asked if the County is responsible for the roads how come the Township pays for the work. Supervisor Knepp stated that it is the only way the work gets done.

Kenneth Klintworth stated that he sees lots of cars over the bank in the winter trying to avoid the sand in the road. It is a safety issue and needs to be taken care of.

Clerk Golovich will email the County Road Commission and tell them to proceed with acquiring bids for the job.

**NON-MOTORIZED TRAIL** – The Township received a letter regarding the non-motorized trail intersection at Townline Road. There is vegetation that needs to be trimmed for line of site. Clerk Golovich will contact Ross Maxwell from Charlevoix County Recreation and make him aware of this.

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**ORDINANCE AMENDMENT** – Ethel Knepp made a motion, supported by Robbin Kraft to adopt an ordinance amendment to amend Article II and Article III of the Hayes Township Zoning Ordinance to revise dwelling related definitions and address short term rentals in general provisions as amended by the Charlevoix County Planning Motion Carried.

**BUDGET AMENDMENT** – Ethel Knepp made a motion, supported by Robbin Kraft to amend the following line items 101-265-930 Township Hall (Maintenance) \$3000.00 increasing the total budgeted amount to \$9000.00; 101-336-741 Public Safety (Fire Protection Heating) \$50.00 increasing the total budgeted amount to \$1280.00; 101-412-800 Zoning & Planning (Services/Education) \$3000.00 increasing the total budgeted amount to \$5000.00; 101-446-930 Public Works Roads (Repair and Maintenance) \$50.00 increasing the total budgeted amount to \$2050.00 and decreasing the surplus funds by \$6100.00. Motion Carried.

**ELLSWORTH CONTRACT** – Doug Kuebler made a motion, supported by Rich Burnett to authorize the Clerk to sign a contract with Ellsworth Farmers Exchange to pre-purchase 550 gallons of propane @ 1.95 for the firebarn and 800 gallons of propane @ 1.95 for the Township hall. Motion carried.

**CLERK PRESENTS**

**MINUTES** – Doug Kuebler made a motion, supported by Rich Burnett to approve the July 8, 2013 Regular Meeting Minutes as corrected. Motion carried unanimously.  
Doug Kuebler made a motion, supported by Rich Burnett to approve the July 22, 2013 Special Meeting Minutes as corrected. Motion carried unanimously.

**INVOICES** – Ethel Knepp made a motion, supported by Robbin Kraft to approve invoices totaling \$28,652.95. Motion carried.

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

**REPORT FROM PLANNING COMMISSION** – No Report

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

**SUPERVISOR REPORT** - Supervisor Knepp stated the Township attorney was preparing to file an injunction against the Fowlers to remove items from Eastern Ave Beach. She is still attending meetings regarding the proposed EMS authority. They have asked the attorney to draw up documents.

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**TRUSTEE REPORT** – Rich Burnett reported that the MTA speaker was from the DNR and spoke about non-motorized trails. Sheriff Snyder also spoke regarding fireworks ordinance and the need to have a uniform ordinance for all Townships

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**ZONING ADMINISTRATOR REPORT** – Jonathan Scheel presented a written report and oral overview.

**BLIGHT ADMINISTRATOR REPORT** – Tammy Hopkins sent a written report.

**ASSESOR REPORT** – Paul Hoadley reported that the assessing programs with all his assessing data has been downloaded to the zoning administrator computer. They still need to meet to discuss the best way to use the software for zoning data. He also reported on an abandoned trailer in Bayshore and stated he would like to write the owner a letter outlining the tax benefits of removing the trailer. Supervisor Knepp stated it would be ok to send the letter.

**CEMETERY SOFTWARE** – Clerk Golovich stated she received quotes for cemetery management software and will continue to get further quotes. She stated the cemetery will need to be mapped for digital use but all records will then be combined and all documents can be printed from the software program.

**PUBLIC COMMENTS** – Paul Hoadley stated that Lloyd and Anna Kuebler have long and loyal history with Hayes Township. He regrets that they have retired from Township government with hurt feelings and thinks the Township should acknowledge their loyalty. Supervisor Knepp stated she wrote a letter to Anna Kuebler regarding this. She also stated that they were and still are appreciated.

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

Respectively submitted

Marlene Golovich  
Hayes Township Clerk

Minutes approved as written September 9, 2013