

Hayes Township Board
Regular Meeting Minutes
January 11, 2021
Zoom meeting ID 858 5076 4051

The January 11th, 2021 meeting of the Hayes Township Board was called to order by Supervisor Ron VanZee at 7:00 pm at Hayes Township and zoom meeting ID 858 5076 4051.

Board members present were: Matt Cunningham (Trustee), Julie Collard (Treasurer), Ron VanZee (Supervisor), Doug Kuebler (Trustee), Kristin Baranski (Clerk), April Hilton (Deputy Clerk/Recording Secretary)

Audience Members signed in: Bob Adams, Roy Griffiths, Leslie Cunningham, Bob Jess, David Kemme, Amanda Murphy, Greg Denzingen and Paul Hoadley

CALL TO ORDER: Supervisor Ron VanZee called the meeting to order at 7:00 pm.

PLEDGE OF ALLEGIANCE: Recited by Ron VanZee

REVIEWED & APPROVED AGENDA:

12a: Sea Wall Proposal from Drost

12b: Attorney Fee Request

12c: Hayes township Cabin Removal

Mr. Kuebler made a motion, supported by Mr. Cunningham, to approve the agenda as amended. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

PUBLIC COMMENTS: Public comment opened at 7:02 pm.

Public comments included questions and concerns of the status on Bayside Park with the conservancy, Ron VanZee responded that he is currently in communication with the conservancy and they are in the process of reviewing the process.

Public comments closed at 7:05pm.

APPROVAL OF October 12th, 2020 BOT MINUTES

Ms. Baranski made a motion, supported by Mr. Kuebler to approve the December 14th, 2020 Board of Trustees minutes as presented. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

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TREASURERS REPORT: Ms. Collard presented a written report reporting all Hayes Township account balances.

CLERKS REPORT: APPROVAL OF WARRANTS: Clerk, Ms. Baranski, presented the warrants in the amount of \$28,923.86.

Ms. Baranski made a motion, supported by Mr. Kuebler, to approve Township warrants in the amount of \$28,923.86. A roll call was taken.

Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Doug Kuebler

Nays: None **Motion Carried**

COUNTY COMMISSIONER REPORT: Mr. Jess presented a County Commissioner report.

PARKS AND REC. REPORT: Ms. Collard presented a Parks and Rec. Committee recap. Parks and Rec, Committee will hold a special meeting Thursday January 14th, 2021. Next Parks and Rec, Committee regular Meeting is February 1st, 2021.

PLANNING COMMISSION: Mr. Cunningham presented the Planning Commission report. The next Planning Commission meeting is on January 19th, 2021.

ZONING BOARD OF APPEALS: Zoning board of appeals did not meet.

ZONING ADMINISTRATOR REPORT: Ron VanZee presented a Zoning Administrator report.

SUPERVISOR REPORT: Ron VanZee presented a Supervisor report. Included in the report were updates on Upper Bay Shore Road and the EMS Authority development. The board agreed to have Ron VanZee continue working on behalf of Hayes Township to gather information on a possible EMS authority.

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ASSET TEST RESOLUTION AND POVERTY GUIDELINE:

TOWNSHIP OF HAYES
Resolution No. 011121

At a regular meeting of the Hayes Township Board held via ZOOM due to the pandemic on January 11, 2021.

Present: Supervisor Ron VanZee, Treasurer Julie Collard, Clerk Kristin Baranski, Trustee Matt Cunningham, Trustee Doug Kuebler.

Absent: None

The following resolution was made by Kristin Baranski and supported by Doug Kuebler, to-wit:

ASSET LEVEL TEST

WHEREAS PA 390 of 1994 states that the poverty exemption guidelines established by the governing body of the local assessing unit shall also include an asset level test.

WHEREAS an asset test means the amount of cash, fixed assets or other property that could be used, or converted to cash for use in the payment of property taxes. The asset test is calculated based on a maximum amount permitted and all other assets above that is considered as available;

WHEREAS the homestead of persons, who in the judgment of the board of review, by reason of poverty, are unable to contribute to the public charges is eligible for exemption in whole or part from taxation under Public Act 390, 1994 (MCL 211.7u); and

WHEREAS pursuant to PA 390, 1994 Hayes Township, Charlevoix County adopts the following guidelines for the board of review to implement. The asset level test shall include but not be limited to the specific income of the claimant and all persons residing in the household, including any property tax credit returns, filed in the current or immediately preceding year;

To be eligible, a person shall do all the following on an annual basis:

1. Be an owner of and occupy as a homestead the property for which an exemption is requested.
2. File a claim with the board of review, accompanied by federal and state income tax returns for all persons residing in the homestead, including any property tax credit returns filed in the immediately preceding year or in the current year.

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3. Produce a deed, land contract, or other evidence of ownership of the property for which an exemption is requested if requested.
4. Meet the Federal poverty income standards as defined and determined annually by the United States Office of Management and Budget.
5. Provide a list of asset valuations, including cash on hand, fixed assets, and any other property that could be used, or converted to cash for use in the payment of property taxes.
6. The board of review shall not include the homesteaded property to calculate the asset level.
7. If the combined total of cash on hand, fixed assets, and any other property values exceed the Federal Poverty Guidelines by one (1) times no exemption is allowed

NOW, THEREFORE, BE IT RESOLVED the board of review shall follow the above stated policy and federal guidelines in granting or denying an exemption, unless the board of review determines there are substantial and compelling reasons why there should be a deviation from the policy and these are communicated in writing to the claimant.

RESOLUTION DECLARED ADOPTED.

TOWNSHIP OF HAYES

By: _____
Kristin Baranski, Clerk

I, the undersigned, the Clerk of the Township of Hayes, Charlevoix County, Michigan, do hereby certify that the foregoing is a true and complete copy of certain proceedings taken by said municipality of Charlevoix County at its regular meeting held on January 13, 2020 relative to adoption of the resolution herein set forth; that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Dated: January 11, 2021

Kristin Baranski, Clerk

A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

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Ms. Collard made a motion, supported by Mr. Cunningham, to approve the federal poverty guidelines for 2021. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

BOARD OF REVIEW ALTERNATE RESIGNATIONS:

Mr. Kuebler made a motion, supported by Mr. Cunningham, to accept Paul Ivan and Joni Hosler resignations as alternates on the Board of Review. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

PLANNING COMMISSION REAPPOINTMENTS/ APPOINTMENTS:

Mr. VanZee made a motion, supported by Ms. Baranski to reappoint Marilyn Morehead for a four-year term on the Planning Commission. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

Mr. VanZee made a motion, supported by Mr. Cunningham to appoint Rex Greenslade for a four-year term on the Planning Commission. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

Ms. Baranski made a motion, supported by Mr. Kuebler to amend the previous two motions too three-year terms. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

Mr. Kuebler made a motion, supported by Mr. Cunningham to appoint Greg Dengenzer to the board of review to fulfill the term of Janelle Kassein that will expire on 12/15/2021. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

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Ms. Baranski made a motion, supported by Ms. Collard to close all nominations. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

Mr. Kuebler nominated Cliff Biddick to the board of Review as an alternate supported by Ms. Baranski. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

Mr. Cunningham made a motion, supported by Ms. Baranski, to close nominations. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

Mr. VanZee made a motion, supported by Mr. Kuebler to appoint Bruce Deckinga as the Zoning Board of Appeals alternate. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

BOARD OF REVIEW MARCH MEETING DATES:

Organizational meeting will be held on March 2nd, 2021 at 6 pm

Public meetings will be held on March 8th 9am to 3pm and March 11th 3pm to 9pm.

2021 Board of Appeals meetings will be held at the Hayes Township hall or by electric means as required by MDHHS.

Ms. Collard made a motion, supported by Ms. Baranski to approve the Board of Review March 2021 meeting dates and times as presented. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

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HAYES TOWNSHIP PARK SEAWALL:

The high-water level is eroding along the shore of Hayes Township Park. Van Zee has obtained a proposal from Drost Landscaping and would like additional proposals. Trustees will contact additional contractors for additional proposals and Board will schedule a special meeting if necessary.

ATTORNEY FEE REQUEST:

Ms. Collard made a motion, supported by Ms. Baranski to approve the increase in the hourly rate for the Township attorney. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

HAYES TOWNSHIP CABIN REMOVAL:

The board came to an agreement to be open for other proposals for removing the cabins at Hayes Township Park. An advertisement for the work will be posted in the local paper.

PUBLIC COMMENTS: Public comments opened at 8:19 pm.

Public comments included questions about donations and granting for Beckett and Raeder cost.

Public comments closed at 8:25 p.m.

ADJOURNMENT: Ms. Collard made a motion, supported by Ms. Baranski, to adjourn at 8:25 p.m. A roll call was taken.

Yeas: Julie Collard, Matt Cunningham, Doug Kuebler, Ron VanZee, Kristin Baranski

Nays: None **Motion Carried**

Respectfully Submitted,

April Hilton
Hayes Township Deputy Clerk/Recording Secretary