

HAYES TOWNSHIP
BOARD OF TRUSTEES REGULAR MEETING
November 11TH, 2024 7:00 PM
HAYES TOWNSHIP HALL
09195 MAJOR DOUGLAS SLOAN RD
CHARLEVOIX, MICHIGAN 49720
ZOOM 849 2451 3210

The November 11th, 2024, meeting of the Hayes Township Board was called to order by Supervisor Ron VanZee at 7:00 pm.

Board members present were Matt Cunningham (Trustee), Julie Collard (Treasurer), Doug Kuebler (Trustee), Ron VanZee (Supervisor) and Kristin Baranski (Clerk)

Audience Members signed in: Roy Griffiths, David Zipp, Connie Foster, Kevin Willis, Nancy Simon, Sherry Baker-McCary, Betty Henne, Rex Greenslade, Dee Hutchenson, Dave Kemme Diane Conklin, Bill Conklin, R.J. Jess, Tim Boyko, Laura Ford, Winnie Boal, Kathy Simon, LuAnne Kozma, Jane Smith, Mel Czechowski, and Ellis Boal.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

REVIEWED & APPROVED AGENDA

Mr. Kuebler made a motion, supported by Mr. Cunningham to approve the agenda as presented.

Yays: Matt Cunningham, Julie Collard, Doug Kuebler, Ron VanZee, and Kristin Baranski.

Nays: None Motion Carried

PUBLIC COMMENTS:

Public comment opened and closed at 7:03.

No Comments.

Closed at 7:03.

APPROVAL OF October 14TH 2024 MEETING MINUTES:

Mr. Kuebler made a motion, supported by Ms. Baranski to approve the October 14th, 2024, Board of Trustees Meeting minutes as amended.

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

Nays: None **Motion Carried**

HAYES TOWNSHIP
BOARD OF TRUSTEES REGULAR MEETING
November 11TH, 2024 7:00 PM
HAYES TOWNSHIP HALL
09195 MAJOR DOUGLAS SLOAN RD
CHARLEVOIX, MICHIGAN 49720
ZOOM 849 2451 3210

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 \$48,432.61.

Ms. Baranski made a motion, supported by Mr. Kuebler, to approve Township warrants out of the General Fund in the amount of \$48,432.61 A roll call was taken.

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

Nays: None **Motion Carried**

Ms. Baranski made a motion, supported by Ms. Collard to approve the installment payment for the EMS building loan in the amount of \$10,248.13, the total installment payment will be offset 100% by the LCEMSA monthly lease payment. A roll call was taken.

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

Nays: None **Motion Carried**

Ms. Baranski made a motion, supported by Ms. Collard to approve the Maple Grove road 1.02 Miles payment to Charlevoix Road Commission in the amount of \$339,960.91 from the road fund. A roll call was taken.

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

Nays: None **Motion Carried**

COUNTY COMMISSIONER REPORT

Bob Jess presented the County Commissioner Report.

PARKS AND REC. REPORT

Parks and Rec did not meet. Next scheduled meeting will be posted on the website.

PLANNING COMMISSION

Mr. Cunningham presented the Planning Commission Report. The next regular Planning Commission meeting is November 19th, 2024, at 7:00 pm.

HAYES TOWNSHIP
BOARD OF TRUSTEES REGULAR MEETING
November 11TH, 2024 7:00 PM
HAYES TOWNSHIP HALL
09195 MAJOR DOUGLAS SLOAN RD
CHARLEVOIX, MICHIGAN 49720
ZOOM 849 2451 3210

ZONING BOARD OF APPEALS

ZBA did not meet.

ZONING ADMINISTRATOR REPORT

Ron VanZee presented a Zoning Administrator report.
Report available at the Hayes Township Hall.

TRUSTEES:

SUPERVISOR REPORT:

Ron VanZee presented a supervisor report.

HAYES TOWNSHIP HALL/FIRE BARN SNOW REMOVAL CONTRACT:

Mr. Kuebler made a motion, supported by Mr. Cunningham, to approve the proposal from B&G Enterprises in the amount of \$45 per plowing and \$10 per shoveling for the snow removal at the Hayes Township Hall and Fire Barn.

A roll call was taken.

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

Nays: None **Motion Carried**

SET BOARD OF REVIEW DATES FOR TUESDAY, DECEMBER 10TH, 2024:

Ms. Baranski made a motion, supported by Ms. Collard, to set Board of Review for Tuesday December 10th, 2024 at 12:00pm until Business is complete.

A roll call was taken.

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

Nays: None **Motion Carried**

PLANNING COMMISSION RETIREMENT (RESIGNATION); TERMS:

Ms. Baranski made a motion, supported by Ms. Collard with regret to accept Marilyn Morehead's resignation from the Planning Commission. A roll call was taken.

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

Nays: None **Motion Carried**

HAYES TOWNSHIP
BOARD OF TRUSTEES REGULAR MEETING
November 11TH, 2024 7:00 PM
HAYES TOWNSHIP HALL
09195 MAJOR DOUGLAS SLOAN RD
CHARLEVOIX, MICHIGAN 49720
ZOOM 849 2451 3210

Todd Millar presented to the Board of Trustees his findings that the current Hayes Township Planning Commission terms are not staggered properly according to the Planning Enabling Act and Hayes Township Planning Commission By-Laws. Both the Planning Enabling Act and Hayes Township Planning Commission By-Laws state that the Planning Commission member terms should be three year terms staggered so two members come up for replacement or renewal every three years. Currently Hayes Township has three members expiring at the same time.

Todd Millar advised the Board of Trustees to re-align the Planning Commission members terms where only two members expire at the same time.

RESOLUTION 11112024, FILLING A VACANCY ON THE PLANNING COMMISSION,
REALIGNING AND REAPPOINTING PLANNING COMMISSION MEMBERS TO

THE STATUTORILY REQUIRED STAGGERED TERMS

WHEREAS, Hayes Township has a planning commission adopted pursuant to the Michigan Planning Enabling Act; and

WHEREAS, MCLA 125.3815(2) provides that “Members of a planning commission other than ex officio members under subsection (5) shall be appointed for 3-year terms”; and

WHEREAS, MCLA 125.3815(2) further provides that “of the members of the planning commission, other than ex officio members, first appointed, a number shall be appointed to 1-

year or 2-year terms such that, as nearly as possible, the terms of 1/3 of all the planning commission members will expire each year”; and

WHEREAS, over the years, the staggering of the terms of planning commission members has become out of alignment with the statutory requirement such that the terms of Roy Griffiths, CT

Martin, and Carey Cuddebach all expire on April 11, 2025, the term of Mark Snyder expires on December 15, 2026, the terms of Marilyn Morehead and Rex Greenslade expire on January 1, 2027; and

WHEREAS, township records are not clear enough on the original planning commission seat terms and which current planning commission members are filling which original terms; and

WHEREAS, on November 7, 2024, member Marilyn Morehead tendered her resignation from the planning commission effective immediately; and

HAYES TOWNSHIP
BOARD OF TRUSTEES REGULAR MEETING
November 11TH, 2024 7:00 PM
HAYES TOWNSHIP HALL
09195 MAJOR DOUGLAS SLOAN RD
CHARLEVOIX, MICHIGAN 49720
ZOOM 849 2451 3210

WHEREAS; it is the desire of the township board to realign the terms of the planning commission members so as to comply with the statutory stagger as well as aligning them so that

the terms expire in the same month each year.

NOW, THEREFORE, BE IT RESOLVED that the township board hereby reappoints and realigns the following members' terms as follows:

1. Carey Cuddeback and Mark Snyder's terms are hereby realigned to expire on November 15, 2025.
2. The terms of Marilyn Morehead and Rex Greenslade are hereby realigned to expire on November 15, 2026.
3. Roy Griffiths and CT Martin are each hereby reappointed to the planning commission for a three-year term, their terms expiring on November 15, 2027.
4. The township board accepts the resignation of Marilyn Morehead. Alexander Curley is hereby appointed to fill the remainder of Marilyn Morehead's term.

Ms. Baranski made a motion supported by Mr. Kuebler to approve resolution 11112024B for filling a vacancy on the Planning Commission, realigning and reappointing Planning Commission members to the statutorily required staggered terms as presented. A roll call was taken.

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

Nays: None **Motion Carried**

PARKS AND REC MASTER PLAN UPDATE/RESOLUTION:

2025-2030 PARK AND RECREATION MASTER PLAN UPDATE

RESOLUTION 11112024A

WHEREAS, Hayes Township in Charlevoix County, has undertaken a Five-Year Parks and Recreation Plan update which describes the physical features, existing recreation facilities and the desired actions to be taken to improve and maintain recreation facilities during the period between 2025 and 2030, and

WHEREAS, a public hearing comment session was held by the Hayes Township Planning Commission on January 16, 2024 at the Hayes Township Hall to provide an opportunity for citizens to express opinions, ask questions, and discuss all aspects of

HAYES TOWNSHIP
BOARD OF TRUSTEES REGULAR MEETING
November 11TH, 2024 7:00 PM
HAYES TOWNSHIP HALL
09195 MAJOR DOUGLAS SLOAN RD
CHARLEVOIX, MICHIGAN 49720
ZOOM 849 2451 3210

the Recreation Plan, and

WHEREAS, Hayes Township, Charlevoix County has developed the plan for the benefit of the entire community and to adopt the plan as a document to assist in meeting the recreation needs of the community, and

WHEREAS, after consideration of comments from the public hearing held on January 16, 2024 the Hayes Planning Commission recommend the plan be shared with the Hayes Township Board of Trustees for adoption.

NOW, THEREFORE BE IT RESOLVED the Hayes Township Board hereby adopts the Hayes Township Recreation Plan as a guideline for improving recreation for the residents of the Hayes Township, Charlevoix County on this day, November 11, 2024.

I, Kristin Baranski, Hayes Township Clerk, do hereby certify that the foregoing is a true and original copy of a resolution adopted by the Hayes Township Board of Trustees at a Regular Meeting thereof held on the 11th day of November, 2024.

Ms. Collard made a motion, supported by Ms. Baranski to approve resolution 11112024 for the 2025-2030 Park and Recreation Master Plan Update as presented.

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

Nays: None **Motion Carried**

HAYES TOWNSHIP PARK ENGINEERING REPORT:

Ms. Collard made a motion, supported by Mr. Kuebler to approve the Engineering Services Proposal for drain improvements at Hayes Township park in the amount of \$3500.00 from ARPA funds. A roll call was taken.

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

Nays: None **Motion Carried**

PUBLIC COMMENTS: Public comments opened at 7:45pm.

Comments included:

- Was surprised the Planning Commission members term had been set incorrectly in the past. Believe the Township Attorney should have been mentioned on the agenda.

HAYES TOWNSHIP
BOARD OF TRUSTEES REGULAR MEETING
November 11TH, 2024 7:00 PM
HAYES TOWNSHIP HALL
09195 MAJOR DOUGLAS SLOAN RD
CHARLEVOIX, MICHIGAN 49720
ZOOM 849 2451 3210

- Felt the decision to correct the Planning Commission Members terms was unfair and wrong. Felt the Resolution for Parks and Rec should not have been approved because survey was to be reviewed again.
- Stated a dear friend and neighbor experienced a terrible fall and the Lake Charlevoix EMS response time was impeccable.
- Stated he believes the Planning Commission Member expiration should have been set for the month of December not November.
- Stated they believe a resolution was withheld from the public.

Public comment closed at 7:59pm

BOARD OF TRUSTEE COMMENT:

ADJOURNMENT: Mr. Kuebler made a motion, supported by Mr. Cunningham, to adjourn at 8:03p.m.

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

Nays: None **Motion Carried**

Respectfully Submitted,
April Hilton
Hayes Township Deputy Clerk/Recording Secretary



clerk hayestownshipmi <clerkhayestownshipmi@gmail.com>

Weird videographer

message

Debbie Luhrs <debiluhrs@gmail.com>

Sat, Oct 19, 2024 at 10:39 AM

To: treasurer@hayestownshipmi.gov, supervisor@hayestownshipmi.gov, clerk@hayestownshipmi.gov, trustee2@hayestownshipmi.gov, hayestrustee5@gmail.com, assessor@hayestownshipmi.gov

Good morning, sorry to contact everyone on a Saturday.

I am reaching out to everyone so I can explain what is making me very uncomfortable with our township hall. I have been there several times in the last few months and I am beginning to think that there is something going on. Several times I have seen someone filming the township when I arrive and when I go in and around to the back to drop something off or ask a question regarding our subdivision, voting registration, volunteering and once even to get a copy of the townhall newsletter with the schedule.

The first time I notice someone in a car watching it made think that may be waiting for someone but that was quite a distance to have dropped someone off. So when I left I looked more and noticed it looked like they were filming. Now it has happened at least 5 more times and honestly it makes me nervous like someone is watching us to see how we vote or whether we are getting signs etc. I have several signs in my yards and now as with many others people are stealing them right out of my yard.

I feel like it should be unlawful for people to videotape without my permission. I am wondering if I should vote by absentee as it really feels like an aggressive abuse for them to videotape me at my election place. Furthermore after our new station was built during our primary there were people waving and calling to us as I came in to vote. Is it these same disrespectful people trying to scare us from coming to our town hall. I was at the townhall social on the 1st Thursday of the month and couldn't help but feel nervous and on edge and this was the first time ever.

I guess I am wondering 1. are you having our township video taped? If not 2. Why someone is allowed to film us getting voting information from our township and other personal business without permission. and 3. How do people that use the food pantry etc fee about being video taped. I find it very intimidating and scary to be taped trying to go to my township hall to donate time or food or anything. No matter who is doing it and why they shouldn't be spying on us. Are you aware that this is happening? I have wrestled with what to do but feel it is time to find out what is going on as it is now affecting my access to the hall. Should I just call the police to see if they can ask this person why they are watching us? I am afraid to go see who exactly who it is and why they are taping me or anyone else during such a contentious presidential election, who knows how crazy they are especially if they are out there watching us so many days. I find it very intrusive and intimidating, invading and taping me and others like that. Is it the township and if it is you can you stop as it is not okay. What is our County coming to when we are being stalked and videotaped without our permission just going about our business at our township hall.

Please let me know how to get this to stop. I have always voted in person but honestly it doesn't feel as safe as it used to. My phone is 231-313-0320 and you have my email above. I don't like this going on and I am sure others if they too have noticed are just as intimidated. Please let me know if you are involved with any of this?

Sincerely,
Hayes Township Resident
Debbie Luhrs