

AGENDA
HAYES TOWNSHIP BOARD OF TRUSTEES
AUGUST 11, 2025 7:00pm
Hayes Township Hall
9195 Major Douglas Sloan Road
Charlevoix, Michigan 49720

<https://us02web.zoom.us/j/88001640434?pwd=QkdkY3AzN1dmKzZpajZQNEkwMkZ5dz09>

Meeting ID: 880 0164 0434

Passcode: 251468

+1 312 626 6799 US (Chicago)

1. Call to Order
2. Pledge of Allegiance
3. Declaration of Conflict of Interest
4. Review and Approval of Agenda
5. Public Comment
6. Approval of Meeting Minutes: July 14, 2025 BOT Regular Meeting and June 30, 2025 Special Meeting
7. Treasurers Report
8. Clerks Report: Approval of Warrants
9. Reports: County Commissioner, Zoning Administrator, Planning Commission, Zoning Board of Appeals, Parks and Recreation, Trustee's, and Supervisor Reports.

NEW BUSINESS

9. FEMA Grant Resolution 08112025B
10. Bank Account Resolution 08112025A
11. Consumers Energy Franchise Agreement
12. Resolution to the County Board of Commissioners speed limit reduction
(Major Douglas Sloan, Shrigley, Townline)
13. Correspondence Deadline
14. VOICE newsletter discussion
15. Designated Swim area/buoys for Hayes Township Park/Camp Seagull
16. Shelley Dorgan Letter dated 6/19/2025
17. Public Comment
18. Board of Trustee Comment

ADJOURN MEETING

Public Comment at Meetings of the Hayes Township Board of Trustees

The Hayes Township Board of Trustees values public input and offers two opportunities for the public to comment at its meetings, once near the beginning and once near the end. This affords the Board of Trustees the opportunity to hear your views and remarks. If you speak, you should not expect to engage the Board of Trustee members or any staff in discussion or debate.

Board of Trustee members will not respond to comments made during the Public Comment unless it becomes necessary to ask a clarifying questions, correct a factual error, or to provide specific factual information.

Questions about Township matters are best directed to individual Board members or Township staff (Planner, Zoning Administrator, or Assessor) between meetings. Contact information is available on the township website at: hayestownshipmi.gov.

The availability of public comment is recognized by the Michigan Open Meetings Act. The Act provides that rules may be adopted for orderly comment from the public. To that end, the following rules have been established by the Board of Trustees:

1. A person wishing to speak will indicate on the sign in sheet that they would like to be called on at Public Comment. All persons in attendance in person will be called on first. Zoom attendees can indicate they would like to speak by raising their hand icon.
2. The person will begin by stating their name, spelling it out if requested.
3. The person addresses the Chairperson, or other person chairing the meeting, on behalf of the entire Board of Trustees. Public comment is NOT to be addressed to individual Board of Trustee members, to any township staff present, or to other members of the audience.
4. There is a three (3) minute time allotment for each speaker. The time limit may be extended by the Chairperson or majority of the Board of Trustee members present. A speaker may speak only once at each Public Comment. There is no provision for another audience member to 'donate' their three (3) minutes to another speaker.
5. A speaker will be out of order if the speaker disrupts the meeting, speaks longer than the allotted time, uses vulgarities or makes a personal attack on a Board of Trustee member or Township employee that is unrelated to the performance of that person's duties.
6. If a speaker is called out of order, that speaker will not be able to speak again at the same meeting except by special leave of the Board of Trustees
7. The Chairperson, or other person chairing the meeting, will have the discretion to permit members to speak at times other than the times reserved for Public Comment.

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July 14TH, 2025 7:00 PM
HAYES TOWNSHIP HALL
09195 MAJOR DOUGLAS SLOAN RD
CHARLEVOIX, MICHIGAN 49720
ZOOM 849 2451 3210

The July 14th, 2025, meeting of the Hayes Township Board was called to order by Supervisor William Conklin at 7:00 pm.
Board members present were Matt Cunningham (Trustee), Julie Collard (Treasurer), Doug Kuebler (Trustee), William Conklin (Supervisor) and Kristin Baranski (Clerk)
Audience Members signed in: David Zipp, LuAnne Kozma, Tammy Nalevayko, Roy Griffiths, Mark Snyder, Diane Conklin, Andy Balderson, Greta Mcvay, Kevin Willis, Carol Umlor, Jim McMahon, Diane McMahon, Leslie Cunningham, Deb Narten, Danielle Hutchinson, Kim Fary, Rex Greenslade, CT Martin, Todd Millar, Shelly Dorgan, Steve Hassell, Bob Fowler, Tim Boyko, Carey Cuddeback, Ellis Boal, Catherine Phelps, Janine Warner, Darcy Phelps, Sienna Wenz, David Kemme, Winnie Boal, Katherine Simon, Mel Czechowski, and Chris Cunningham.

CALL TO ORDER

Supervisor William Conklin called the meeting to order at 7:00 pm.

DECLARATION OF CONFLICT OF INTEREST:

NONE.

REVIEWED & APPROVED AGENDA

Add item 6A. Treasurer's Report.

Ms. Baranski made a motion, supported by Mr. Cunningham to approve the agenda as amended.

Yays: Matt Cunningham, Julie Collard, Doug Kuebler, William Conklin, and Kristin Baranski.

Nays: None Motion Carried

PUBLIC COMMENTS:

Public comment opened and closed at 7:01.

- Correspondence attached. Concerned for the traffic speed limit on Townline road being too fast.
- Stated they would like clarification on two items found on the Zoning Administrator report regarding appeal applications. Feel the Zoning Administrator does not have the right to reject an application.
- Claimed to be legal representative for the Bay shore residents in the ZBA appeal.

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- Shared that they were recently driving down Boyne City Road near Susan Lake and there was a clean up crew with Bill Conklin as their traffic control person. Bill Conklin waved the resident through and almost caused a head on collision with another vehicle. Also, during the brush clean up, they feel their neighborhood on Birdland was specifically targeted and harassed during the brush clean up.

Closed at 7:13

APPROVAL OF JUNE 9TH 2025 BOT REGULAR MEETING MINUTES:

Ms. Baranski made a motion, supported by Mr. Kuebler to approve the June 9th, 2025, Board of Trustees regular meeting minutes as amended.

Yeas: Julie Collard, William Conklin, Matt Cunningham, Doug Kuebler, and Kristin Baranski.

Nays: None **Motion Carried**

APPROVAL OF JUNE 9TH 2025 BUDGET HEARING MINUTES:

Ms. Baranski made a motion, supported by Ms. Collard to approve the June 9th, 2025, Budget Hearing minutes as amended.

Yeas: Julie Collard, William Conklin, Matt Cunningham, Doug Kuebler, and Kristin Baranski.

Nays: None **Motion Carried**

APPROVAL OF JUNE 23RD 2025 BOT SPECIAL MEETING MINUTES:

Ms. Baranski made a motion, supported by Mr. Kuebler to approve the June 23rd, 2025, Board of Trustees special meeting minutes as amended.

Yeas: Julie Collard, William Conklin, Matt Cunningham, Doug Kuebler, and Kristin Baranski.

Nays: None **Motion Carried**

TREASURERS REPORT

Ms. Collard made a motion, supported by Ms. Baranski to end any agenda discussions around 8:45pm to allow time for public/board comment, and adjourn tonight's Meeting around 9:00pm.

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

Nays: William Conklin **Motion Carried**

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

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Mr. Conklin made a motion, supported by Ms. Baranski to move items #7 and #8 til after item #11.

Yeas: Matt Cunningham, Julie Collard, William Conklin, Doug Kuebler, and Kristin Baranski.

Nays: None Motion Carried

CHARLEVOIX COUNTY HAZARD MITIGATION PLAN:

Sienna Wenz, Charlevoix County Emergency Management Coordinator presented the Charlevoix County's updated Hazard Mitigation Plan.

RESOLUTION 07142025A

Whereas, all jurisdictions within Charlevoix County have exposure to natural, technological and human-induced hazards that may damage or destroy life, property, the environment, or local economy; and

Whereas, pro-active mitigation of known hazards before a disaster event can reduce or eliminate damages and impacts to life, property, the environment or local economy;

Whereas, The Disaster Mitigation Act (OMA) of 2000 (Public Law 106-390) established new requirements for pre- and post- disaster mitigation programs; and

Whereas, the 2024 Charlevoix County Natural Hazard Mitigation Plan 5 Year Update has been developed in accordance with the OMA of 2000 to reflect the concerns of the citizens and stakeholders of Charlevoix County; and

Whereas, Hayes Township affirmed participation in the maintenance of the 2024 Charlevoix County Natural Hazard Mitigation Plan and committed to participating in the update of the Plan no less than once every 5 years; and

Whereas, the 2024 Charlevoix County Natural Hazard Mitigation Plan provides a set of actions to reduce risk from natural hazards through education and outreach programs, establishes a foundation for coordination among agencies in Charlevoix County, identifies future mitigation projects, and meets the qualifications for federal assistance programs in order to be eligible for FEMA pre disaster and postdisaster mitigation grant funding;

Now, therefore, be it resolved that:

Hayes Township does hereby adopt the 2024 Charlevoix County Natural Hazard Mitigation Plan 5 Year Update as an official plan of Hayes Township.

Mr. Conklin made a motion, supported by Ms. Baranski to adopt resolution #07142025A.

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99 Yeas: Matt Cunningham, Julie Collard, William Conklin, Doug Kuebler and Kristin Baranski.

100 Nays: None **Motion Carried**

101

102

103 **EMERGENCY ASSISTANCE COMMITTEE:**

104 Mr. Conklin proposed the idea to create a committee of individuals who would like to
105 compile contact information to people within the township who will be willing to help
106 others during a crisis.

107 The board will research and speak with the local fire, ems, and police

108 Board members Julie Collard and Bill Conklin will meet with Janine Warner prior to the
109 August Board meeting to organize the details of the Emergency Assistance Committee.

110

111 **CLOSED SESSION- TO CONSULT WITH TOWNSHIP ATTORNEY REGARDING TRIAL OR**
112 **SETTLEMENT STRATEGY IN CONNECTION WITH PENDING LITIGATION (CONKLIN VS HAYES**
113 **TOWNSHIP CASE NO, 24-0740-28-CZ):**

114 Ms. Baranski made a motion, supported by Mr. Kuebler to approve the 4 board members go
115 into closed session to consult with township attorney Todd Millar, regarding trial or
116 settlement strategy in connection with pending litigation (Conklin VS Hayes Township Case
117 NO. 24-0740-28-CZ). A roll call was taken.

118 Yeas: Matt Cunningham, Julie Collard, William Conklin, Doug Kuebler and Kristin Baranski.

119 Nays: None **Motion Carried**

120 Ms. Baranski made a motion, supported by Ms. Collard to approve the board come out of
121 closed session. A roll call was taken.

122 Yeas: Matt Cunningham, Julie Collard, William Conklin, Doug Kuebler and Kristin Baranski.

123 Nays: None **Motion Carried**

124

125 **CLERKS REPORT: APPROVAL OF WARRANTS**

126 Mr. Cunningham requested a brake down on the warrant invoice to Maner and Costerisan.

127 Ms. Baranski stated it was for time spent by Rod Taylor on the budget.

128 Mr. Conklin stated 11.9 hours was spent by Rod Taylor for corresponding with the Township
129 auditor and going into BS&A and preparing and working on the budget for Bill Conklin and
130 his Deputy Kayla Pennington.

131 Mr. Cunningham summarized the township paid Maner and Costerisan \$3,260, plus his
132 deputy Kayla to create Bill Conklins proposed budget draft.

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- 133 Clerk, Ms. Baranski, presented the warrants in the amount of \$35,661.32.
134 Ms. Baranski made a motion, supported by Ms. Collard, to approve Township warrants out
135 of the General Fund in the amount of \$35,661.32. A roll call was taken.
136 Yeas: Matt Cunningham, Julie Collard, William Conklin, and Kristin Baranski.
137 Nays: Doug Kuebler **Motion Carried**
138
139 Ms. Baranski made a motion, supported by Mr. Kuebler to pay half of the Charlevoix Township
140 Fire Contract in the amount of \$38,350.00 out of the ARPA fund. A roll call was taken.
141 Yeas: Matt Cunningham, Julie Collard, William Conklin, Doug Kuebler and Kristin Baranski.
142 Nays: None **Motion Carried**
143 Ms. Baranski made a motion, supported by Ms. Collard to approve payment to W&W Tree
144 Service in the amount of \$30,000, \$10,000 will be paid from the grant money received, and
145 \$20,000 from the General fund.
146 Yays: Matt Cunningham, Julie Collard, Doug Kuebler, and Kristin Baranski.
147 Sustained: William Conklin
148 Nays: None **Motion Carried**
149
150 Ms. Baranski made a motion, supported by Ms. Collard to approve the installment payment
151 for the EMS building loan in the amount of \$10,248.13, the total installment payment will be
152 offset 100% by the LCEMSA monthly lease payment. A roll call was taken.
153 Yeas: Matt Cunningham, Julie Collard, William Conklin, Doug Kuebler, and Kristin Baranski.
154 Nays: None **Motion Carried**
155
156 Ms. Baranski presented an opportunity to purchase a warranty for the generator.
157 The Board members came to a consensus to not purchase a warranty plan for the generator.
158
159 **COUNTY COMMISSIONER REPORT**
160 Bob Jess was not present.
161
162 **PARKS AND REC. REPORT**
163 Ms. Collard presented the Parks and Rec. report.
164 The Township has a community picnic scheduled for August 2nd 2025 at the Hayes Township
165 Park/Camp Seagull.

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166 The next regular Parks and Rec meeting is August 4th, 2025 at the Hayes Township
167 Park/Camp Seagull.

168

169 **PLANNING COMMISSION**

170 Mr. Cunningham presented the Planning Commission Report. The next regular Planning
171 Commission meeting is July 15th, 2025, at 7:00 pm.

172

173 **ZONING BOARD OF APPEALS**

174 ZBA did not meet. A ZBA hearing is scheduled for July 23rd 2025 at 7:00 pm.

175

176 **ZONING ADMINISTRATOR REPORT**

177 April Hilton presented a Zoning Administrator report.

178 Report available at the Hayes Township Hall.

179

180 **TRUSTEES:**

181 Ms. Collard requested a financial report from Bill Conklin for all donations received by Bill
182 Conklin and his volunteers.

183 Mr. Collin stated he will present a financial report at the August board meeting.

184

185 **SUPERVISOR REPORT:**

186 William Conklin presented a supervisor report.

187

188 **HAYES TOWNSHIP 2025 L-4029:**

189 Ms. Baranski made a motion, supported by Mr. Cunningham to approve Bill and Kristin to
190 sign and submit the Hayes Township 2025 L-4029 as presented.

191 Yeas: Matt Cunningham, Julie Collard, William Conklin, Doug Kuebler and Kristin Baranski.

192 Nays: None **Motion Carried**

193

194 **REDUCE SPEED LIMIT ON TOWNLINE ROAD (BETWEEN US 31 AND PINCHERRY):**

195 Ms. Collard made a motion, supported by Ms. Baranski to approve a letter to the Road

196 Commission requesting a speed test on Townline road to reduce speed to 25 mph from US-
197 31 to Pincherry Rd.

198 Yeas: Matt Cunningham, Julie Collard, William Conklin, Doug Kuebler and Kristin Baranski.

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199 Nays: None **Motion Carried**
200 Ms. Baranski made a motion, supported by Mr. Conklin to approve a letter to the Road
201 Commission requesting a speed test on Major Douglas Sloan road to reduce speed to 45
202 mph from US-31 to Maple Grove Rd.
203 Yeas: Matt Cunningham, Julie Collard, William Conklin, Doug Kuebler and Kristin Baranski.

204 Nays: None **Motion Carried**
205 Ms. Collard made a motion, supported by Ms. Baranski to approve a letter to the Road
206 Commission requesting a speed test for Shrigley road to reduce speed to 25 mph.
207 Yeas: Matt Cunningham, Julie Collard, William Conklin, Doug Kuebler and Kristin Baranski.

208 **Nays: None** **Motion Carried**

209

210 **CEMETERY FEE SCHEDULE AND ORDINANCE:**

211 Tabled until August 2025 BOT

212 **VOICE NEWSLETTER DISCUSSION:**

213 Tabled until August 2025 BOT

214 **DESIGNATED SWIM AREA/BUOYS FOR HAYES TOWNSHIP PARK/CAMP SEAGULL:**

215 Tabled until August 2025 BOT.

216 **SHELLEY DORGAN LETTER DATED 6.19.2025:**

217 Tabled until August 2025 BOT

218

219 **PUBLIC COMMENTS:** Public comments opened at 8:51 pm.

220 Comments included:

- 221 - Stated they are concerned with the amount of money spent by Supervisor Bill
222 Conklin to prepare the Budget. Requested Bill Conklins' intention with continuing the
223 lawsuit. Resident feels the lawsuit is dividing the community.
224 - Stated there are leash laws, and feel a request to reduce speed due to a pet being hit
225 is unnecessary. Stated their neighbor has placed their fence on their property. Would
226 like the Ordinance to have setbacks for side yard fence lines. Stated they feel the
227 light ordinance needs to be enforced fairly.
228 - Stated the board needs to use the mics better. Stated the debris is not complete on
229 Dalton Road.
230 - Stated they find it unfortunate the Swim Buoys have been put off to the next
231 meeting. Has concerns for the Maner and Costerisan contract.

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- Requested clarification if the lawsuit is over or not. Stated they do not have faith in Judge Hayes knowing facts.
 - Stated how they understood the storm clean up contract was that residents on private roads must bring it out to the closest main road and Birdland is considered a private road. Suggested the Township request donations for swim buoys at the Hayes Township Park.
 - Stated they support swim buoys at the Hayes Township Park/Camp Seagull and hopes the board will make a decision on the swim buoys soon. Requested information regarding the cemetery drone and unmarked grave survey taken last year.
 - Ms. Baranski stated she will look into posting a link to the cemetery website on the Hayes Township website.
 - Ms. Collard stated the board did not get to this agenda item tonight, however the board is working with the DNR, Coast Guard and other local resources regarding the swim buoys.
 - Requested clarification of the brush clean up contract limitations.
 - Asked why the Zoning Administrator determining what cases the Zoning Board of Appeals hear.
- Public comments closed at 9:14 p.m.

BOARD OF TRUSTEE COMMENT:

Ms. Collard stated there were not any limitations to the storm clean up contract, other than having to be out by the curb.

ADJOURNMENT: Mr. Cunningham made a motion, supported by Ms. Baranski, to adjourn at 9:15p.m.

Yeas: Matt Cunningham, Julie Collard, William Conklin, Doug Kuebler and Kristin Baranski.

Nays: None **Motion Carried**

Respectfully Submitted,

April Hilton

Hayes Township Deputy Clerk/Recording Secretary

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1 The July 30th, 2025, meeting of the Hayes Township Board was called to order by Supervisor
2 William Conklin at 7:00 pm.

3 Board members present were Matt Cunningham (Trustee), Julie Collard (Treasurer), Doug
4 Kuebler (Trustee), , William Conklin (Supervisor) and Kristin Baranski (Clerk)

5 Also present: Todd Millar (Township Attorney) and April Hilton (Deputy Clerk/Recording
6 Secretary)

7 Audience Members signed in: Diane Conklin, Betty Henne, Carey Cuddeback, CT Martin,
8 Darcy Phelps, Catherine Phelps, Tim Boyko, Kevin Willis, LuAnne Kozma, Ellis Boal, Carol
9 Umlor, Kim Fary, Jim McMahon, Shelly VanWart, Mel Czechowski, and Diane McMahon.

10 **CALL TO ORDER** Supervisor William Conklin called the meeting to order at 7:00 pm.

11 **REVIEWED & APPROVED AGENDA**

12 Mr. Cunningham added item #3A BRI Zoning Ordinance Consultant/Board Contact.

13 Mr. Cunningham made a motion, supported by Mr. Kuebler to approve the agenda as
14 amended.

15 Yays: Matt Cunningham, Julie Collard, Doug Kuebler, William Conklin, and Kristin Baranski.

16 Nays: None Motion Carried

17
18 **PUBLIC COMMENTS:** Public comment opened and closed at 7:03 pm.

- 19 - Resident stated they are the representative for the residents in the lawsuit on the
20 agenda tonight. Objects to April Hilton being part of the executive session do to her
21 being assistant zoning administrator. Presented the board with the affidavits they
22 submitted to the courts today.
- 23 - Mr. Conklin requested if the offer to dismiss the court complaint if the Board agrees
24 to have the ZBA review the appeal.
- 25 - Resident stated since they made that offer a couple weeks ago as a good faith offer,
26 they have amended the court complaint and would have to speak with his clients
27 before answering.
- 28 - Stated the board had an experience similar to this current lawsuit with the Law Boat
29 House and LuAnne Kozma. Therefore they have lost confidence in the Zoning
30 Administrator, especially because the Zoning Administrator listens to legal council
31 opinion instead of listening to a resident.
- 32 - Stated they have a complaint about the website, under the ZBA section the language
33 is not consistent with the Ordinance.

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Closed at 7:21 pm

BRI ZONING ORDINANCE CONSULTANT/BOARD CONTACT:

Mr. Cunningham made a motion, supported by Mr. Kuebler to appoint Clerk Kristin Baranski as the Board contact person for Beckett and Raeder for the Zoning Ordinance rewrite project.

Yays: Matt Cunningham, Julie Collard, Doug Kuebler, and William Conklin.

Recused: Kristin Baranski

Nays: None Motion Carried

DISCUSSION OF CURRENT LITIGATION (KIM FARY, PAT FARY, DARCY PHELPS, CATHERINE PHELPS, JOELLEN RUDOLPH, MIKE TAYLOR, SUMMER LAVANWAY, CAROL UMLOR, SHELLY VANWART, KEVIN WILLIS V. HAYES TOWNSHIP (BOT MAY GO INTO CLOSED SEASON):

Mr. Cunningham requested if any board members had a conflict of interest. NONE

Ms. Baranski made a motion, supported by Ms. Collard to approve the board of trustee to go into closed session.

Yeas: Matt Cunningham, Julie Collard, William Conklin, Doug Kuebler and Kristin Baranski.

Nays: None Motion Carried

Ms. Baranski made a motion, supported by Ms. Collard to approve the board of trustees come out of closed session.

Yeas: Matt Cunningham, Julie Collard, William Conklin, Doug Kuebler and Kristin Baranski.

Nays: None Motion Carried

Ms. Collard made a motion, supported by Mr. Cunningham to approve Todd Millar defend the lawsuit.

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

Nays: William Conklin Motion Carried

BOARD OF TRUSTEE COMMENT:

Correspondence attached.

ADJOURNMENT: Ms. Baranski made a motion, supported by Mr. Kuebler, to adjourn at 8:05p.m.

Yeas: Matt Cunningham, Julie Collard, William Conklin, Doug Kuebler and Kristin Baranski.

Nays: None Motion Carried



Zoning Administrator Report

August 2025

Zoning Administrator work in progress report for the month of July includes the following:

- Variance application for 6995 Birdland Drive approved at ZBA meeting on July 23rd 2025 at 7:00 pm. Waiting for applicant to submit Site Plan for the Shoreland Protection strip from the Stream and Lake Charlevoix.
- Communicating with landowner regarding violation for a non permitted patio on Oyster Bay Drive. Sent Zoning permit application and section 3.14 of the Hayes Township Zoning Ordinance to landowner.
- Nuisance Ordinance Violation at 9985 Maple Grove Road has been resolved and is in compliance.
- Application for two new decks on an existing single family dwelling on Mulberry Lane. Waiting for additional information from landowner.
- Zoning permit application for a Demo and rebuild of existing home on Quarterline road. Shoreline Review Committee conducted inspection and advised applicant to work with Tip of the Mitt to create shoreland restoration plan.
- Continuing to see progress from landowner for non-compliance nuisance complaint with landowner on Hyek Road. Seeking to purchase property in Boyne City.
- Inspected and trying to contact landowner, last communication with landowner stated he was not well on Villa Road for Violation of Nuisance Ordinance and a non-compliance complaint.
- Spoke with landowner with storage units US 31, to relocate their signs.
- Working with equalization to complete the Zoning Map updates.
- Sent an informational letter to Rick Lobenherz and DeWitt Marine after Planning Commission moved to change to provisions of their special use permit. Requested 45 days to re-submit.
- Received a Zoning permit application for a new single family dwelling in replacement of an existing razed single family dwelling.



- Application for a new single family dwelling unit on Murray Road. Waiting for additional information from landowner.
- Spoke with Holtec Representative, sign permitted to Holtec on 4/23/2025 was placed incorrectly, they will be correcting the placement.
- Sent first notice letter to landowner on Stonebridge drive for a non-compliance compliant.
- Communicating with landowner on Shrigley Road for a violation of the Hayes Township Zoning Ordinance.
- Met with Landowner regarding complaint of a Shoreline violation on Peaceful Valley Road, they will be submitting a Shoreline Restoration plan.
- Continuing to see progress from landowner on Maple Grove Road for a Nuisance Ordinance compliant, Charlevoix County Fire Department Chief is monitoring parcel for fire hazards.

August 2025 Treasurer Report

(As of August 7, 2025)

Charlevoix State Bank

1. General Fund-\$674,959.80
(\$464,959.80 available, \$210,000 Recommended Reserve)
2. Tax Account-\$711,697.63 *(restricted Treasury Funds)*
3. Township Warrant Checking-\$10,081.92
4. Pantry-\$6,348.48*(restricted funds)*
5. ARPA *(restricted funds)*-\$39,498.76
6. Fundraising Account-\$18,268.81

Forefront

7. Metro Account-\$85,616.48
8. Prime Share-\$134.91

Horizon

9. Hayes Township Road Fund-\$332,714.33 *(restricted funds)*



Bill Conklin <supervisorhayestownshipmi@gmail.com>

Request budget item: swim buoys & designated swim area for Camp Seagull

1 message

LuAnne Kozma <luannekozma@gmail.com>
To: Bill Conklin <supervisor@hayestownshipmi.gov>

Mon, Jun 9, 2025 at 4:56 PM

Dear Supervisor Conklin and Board:

I was looking over the prepared budget and I don't see any line item that would cover the installation of a designated swim area and swim buoys for Hayes Township Park Camp Seagull.

At the March 2020 meeting of the Board of Trustees, the Board passed a resolution (attached to this email) to authorize the completion of an application to the Michigan Department of Natural Resources for a permit for this project. I have learned that the application was never made.

I've made this point to the Board about the public safety need to establish a designated swim area, with buoys, at Camp Seagull, several times.

Please include in this year's budget, costs for establishing a designated swim area for Camp Seagull for this summer 2025. It won't cost that much and an estimate could be made now to cover the costs of buoys and any necessary removal of debris or dangerous rocks in the designated area. The application fee is negligible.

It's way past time we make this Township park safe for swimmers.

Thank you,

LuAnne Kozma
9330 Woods Road
Charlevoix MI 49720

 BOT-March-16-2020-minutes.pdf
105K



clerk hayestownshipmi <clerkhayestownshipmi@gmail.com>

Hayes Township Board, all elected officials and interested parties

1 message

Shelley Dorgan <shedrgnfly@gmail.com>

Thu, Jun 19, 2025 at 8:52 PM

To: Bill Conklin <supervisor@hayestownshipmi.gov>, Kristin Baranski <clerk@hayestownshipmi.gov>, Matt Cunningham <trustee2@hayestownshipmi.gov>, Doug Kuebler <hayestrustee5@gmail.com>, Julie Collard <treasurer@hayestownshipmi.gov>, Ron VanZee <zoning@hayestownshipmi.gov>

Dear Hayes Township Board members,

I'm fully aware that you will ignore this email as you have my previous emails but if you think that will stop me from further emails expressing my views, well, you don't know me very well.

I believe I mentioned this before but, possibly just to Mr. VanZee. So, now I'm going to explain the history of the problems I've had with my neighbors Sarah and Marshall Jones. This all began in the spring of 2024 when I mowed for the first time. I had to stop 13 times, get off my mower and pick up golf balls. I am 67 years old and disabled, getting on and off my zero turn mower is very difficult for me. When I finished I contacted Sarah Jones and asked if her kids had been out hitting golf balls. At first she denied everything, but when I told her about the golf balls on that side of my yard next to her, she finally admitted that the kids were doing it. She simply could have said she would tell them not to do that and that would have been the end of it.

As the conversation went on she admitted they were all doing it. Then she stated, "well, I didn't say anything to you when you damaged our fence in the front with your mower, I just went out and fixed it".

I have never even touched their fence with my mower. I told her this and said this was evident by the grass growing between their fence and where I mowed. I then went out and inspected their front fence and found the only damage was on the top of the fence. I then told her my mower doesn't fly, that possibly her son did it with his dirt bike while out doing the jumps they have, or maybe snowmobiles in the winter. She stated that if her son had done it he would have told them. She said that her family has very open communication and they tell each other everything. She then said maybe it was snowmobiles. I then said sure, kids never lie to their parents. I continued to find golf balls throughout that summer although not as many as the first time, they may have been ones I missed the 1st time.

Later she told me her husband looked at the fence damage and told her he thought the damage was a result of having too much tension on it. She then told me that the people across the road were the ones hitting golf balls.

The people across the road from her are a considerable distance off the road and up on a big hill, there are also a lot of big trees that would have stopped golf balls from coming onto my property. The lady across from me is older and certainly not out hitting golf balls across the road. I found them along the entire side of my property next to them and out in back of my pole barn with some golf ball sized dents in the aluminum siding on my pole barn.

I'm waiting for a snowmobiler to have an accident with their fence which is not flagged or marked.

The Jones family claims to be very religious but apparently lying is not against their religion.

I sincerely hope you realize this is the kind of people you defend, I'm starting to believe that maybe I should change my way of life since it seems that God and elected officials defend liars and thieves.

With Sarah Jones background in Real Estate I believe she was aware that by placing fencing at the back of the property 3 1/2 feet onto my property, (that I wouldn't notice) by Michigan law, after 15 years it would become their property. This leaves me wondering if that's why Hayes Township doesn't have set back requirements for side line and rear line structures, if maybe some elected officials (who I'm sure must be aware of the Michigan Law) have gained additional property by doing the same thing the Jones family has done to me.

Section 3.16 Fences, Walls and Hedges, clearly states, "Fences may be located on the lot line in the side or rear yards". The fact that you have singled out "Fences" can be placed on the lot line seems highly suspicious to me. Why doesn't the set back for accessory buildings apply to fences? It is still a structure just the same as a building.

This brings me to Section 3.05 of the ordinance which states accessory buildings "must meet district setbacks". What are the "district setbacks"?

Also under 3.05 (b) states that "One accessory building having a floor area less than (200) square feet shall comply with the district front yard setback for principal structure, but the minimum side and rear yard setbacks shall be reduced to ten (10) feet. The Jones family has many outbuildings with one that is only inches away from their side and rear fence.

Of course, I realize, I'm not on (what I suspect to be) the Hayes Township friends and family list or the wealthy list so nobody cares.

I must say at this point I don't care that I'm not on the friends and family list because at this point I don't much like any of you either.

I've done my research and most townships have an ordinance with set back requirements for all structures including fences. This would eliminate problems like this. And I can tell you now I better not ever see a member of the Jones family even so much as put a toe on my property to maintain their fence like they did when constructing it or for any other reason including their dogs which got out many times and came over here. One time I called Sarah Jones when her dogs were over here and she asked me to get them back in and close their gate. I did that as a neighborly thing to do, but, if it happens again I will take photos and call the authorities.

I would also like to know what my rights are to my side of the fence on the "SHARED" property line. I'm thinking of ways to decorate it since I can't do anything else about it. I would appreciate a response to this question at the very least.

I noticed a statement on the first page of the township website which says "As residents, being blessed to call Hayes Township home is considered a gift." I felt that way when I first moved here but I don't anymore. Now I just feel like I'm a victim of the Jones family and the Hayes Township elected officials.

Once things for me settle down and I find a "new normal" for my life after my husbands passing on Nov.5, 2024 I will do my best to make other residents in this township aware of the fact that they can put a fence on their neighbors property and after 15 years if those people cannot afford an attorney to address the matter that in Hayes Township that property will then become theirs. The township will only support the violator, not the victim.

If any of you would like to be rid of me you can simply purchase my property for \$600,000.00 and I will gladly leave.

I also must mention the new LANDFILL located at 10404 Maple Grove Rd. Why don't you just adopt it, put up a sign and let all residents of Hayes township dump all their garbage there since it seems nothing else is being done about it. This would eliminate the need for a spring cleanup which you refuse to provide for us every year like other townships and municipalities do.

In closing I would like to bring up the name change of a portion of Old 31 which was illegally changed to Major Douglas Sloan Rd.

I have talked with the county who also said it was not done legally and they now have to explain to their maintenance crews that it is still really a part of Old 31. It still does not show up on any navigation system.

I checked with the State of Michigan and "Yes, a township board can change the name of a road IF IT'S NECESSARY TO AVOID CONFUSION OR DUPLICATION."

Further it states;

Explanation

"The board of trustees or supervisors for a township is responsible for naming roads under their jurisdiction."

"The board can change the name of a road if it's necessary to conform to a general plan or avoid confusion or duplication."

"Roads that have been used for 10 years or more are considered public highways, even if there's no record of their establishment."

"Roads that have been used for 8 years or more are also considered public highways, even if they haven't been recorded."

"The board can adopt ordinances and regulations to secure the public health, safety, and general welfare,"

"The board can contract for the maintenance or improvement of private roads within the township."

The ONLY thing you accomplished by changing the name was CREATE CONFUSION!

I believe the name change was the result of someone being under {what I perceive to be} the Hayes Township Friends and Family plan. I wonder what it cost them?

Change it back to Old 31, trust me if you don't, I will take this matter up with the State.

I wish I could tell each of you to have a great day but at this [point I just don't have it in me to do so.

Sincerely,

Shelley Dorgan
10205 Maple Grove Rd.
Charlevoix, MI 49720

August 4, 2025

Mr. Kevin Shepard
Charlevoix County Administrator
13513 Division Street
Charlevoix, Michigan 49720

Re: Changing Speed Limit in Hayes Township
on Townline Road (South of US-31)

Dear Mr. Shepard and Board of Commissioners:

The Hayes Township Board of Trustees voted at their last meeting to request that you undertake the necessary procedures to change the speed limit on the following road:

1. Townline Road, south of US-31 to Pincherry Rd, to a 25 mph zone.

Christopher Mills, a resident on Townline, and Kim Fary, a resident who lives one street west, both wrote letters to the Hayes Township board outlining their concerns about the excessive speed of the cars that travel south of US-31, in that predominantly residential neighborhood. See attached letters.

I have reviewed the attached article "Traffic and Speed Counts" by Keith Ogden, published by the Charlevoix County Road Commission in Fall, 2008. At this particular location, we believe that a speed study could be avoided. We are asking that you consider taking action to authorize the posting of a 25 mph zone, under the prima facie speed limit law. I have sent this same letter to Pat Weeks, Charlevoix County Road Commission, requesting his consideration and assistance.

After some cursory research, I was able to secure a copy of a legal opinion from Mr. Nicholas C. Krieger, an attorney who represents a number of townships. See attached.

Of particular interest to Hayes Township was his opinion:

Lest there be any confusion as to whether MCL 257.628 (requiring a speed study) and MCL 257.627 (default speed limits or prima facie speed limits) should be read in harmony with one another, MCL 257.628(2) specifically provides that a township Board "may petition the county board of commissioners for...[a] proposed change in

the speed limit without the necessity of a speed study consistent with the methods prescribed for establishing speed limits under 627". (emphasis added)

The Hayes Township Board considered Mr. Krieger's letter and his conclusion to be convincing, to wit: "...there are still certain, default speed limits in this state that can be determined without a speed study and requested by a township board".

Since Townline Road divides Charlevoix and Emmet Counties, I have made our request known to the Resort Township Supervisor for consideration. I talked with Mr. Paul Maulpass, who lives on the southeast (SE) corner of Townline and US-31 in Resort Township. He was especially concerned about the lack of a 25 mph speed limit sign/zone. He stated that he never let his daughter walk alone across the street to the Shell gas station until she turned 13 years old; he still reminds her every time to watch for cars, especially those turning from US-31 onto Townline, "as they drive way too fast".

Thank you for your consideration and assistance. If you have any questions, please contact me at your convenience.

Respectfully,

William M. Conklin, Supervisor
Hayes Township
Charlevoix County, Michigan
231-373-0059

August 4, 2025

Mr. Kevin Shepard
Charlevoix County Administrator
13513 Division Street
Charlevoix, Michigan 49720

Re: Changing the Speed Limit on Major Douglas Sloan Road

Dear Mr. Shepard and Board of Commissioners:

The Hayes Township Board of Trustees voted at their last meeting to request that you undertake the necessary procedures to change the speed limit on the following road:

1. Major Douglas Sloan Road, from Murray Rd to Maple Grove Rd, to a 45 mph zone.

Due to the proximity of homes to the road, the winding nature and narrow portions of the road, we felt that a 55-mph speed limit was unsafe; it needed to be reduced to a 45-mph zone. Our opinions about the condition of the road, its lack of shoulders and the number of bikers who travel that section of the road regularly, warranted this request to reduce the speed limit to 45 mph, for the safety of Hayes Township residents. Additional information can be provided.

I have reviewed the attached article "Traffic and Speed Counts" by Keith Ogden, published by the Charlevoix County Road Commission in Fall, 2008. For Major Douglas Sloan Road, we are requesting that a speed study be undertaken or consideration be given to any viable alternative, consistent with the Michigan statutes. I have sent this same letter to Pat Weeks, Charlevoix County Road Commission.

The Hayes Township Board requests that efforts be undertaken to reduce the speed limit on Major Douglas Sloan Road, especially between Murray Road and Maple Grove Road.

Thank you for your consideration and assistance. If you have any questions, please contact me at your convenience.

Respectfully,

William M. Conklin, Supervisor
Hayes Township, Charlevoix County
231-373-0059

August 4, 2025

Mr. Kevin Shepard
Charlevoix County Administrator
13513 Division Street
Charlevoix, Michigan 49720

Re: Changing the Speed Limit on Shrigley Road

Dear Mr. Shepard and Board of Commissioners:

The Hayes Township Board of Trustees voted at their last meeting to request that you undertake the necessary procedures to change the speed limit on the following road:

1. Shrigley Road, the entire length, to a 25 mph zone.

One of the Board members who lives on Shrigley Road indicated that it is a residential neighborhood and that there is a need to reduce the speed to 25 mph. The entire length of the road is comprised of individual homes with driveways on both sides of the road. Although it is not a platted subdivision, given the close proximity of the homes and how narrow the road is, without shoulders, perhaps there is a basis for a prima facie speed limit of 25 mph. Additional information can be provided if that would assist you.

I have reviewed the attached article "Traffic and Speed Counts" by Keith Ogden, published by the Charlevoix County Road Commission in Fall, 2008. At this particular location, we are requesting that either a speed study be undertaken or that you consider whether a prima facie speed of 25 mph is warranted. I have sent this same letter to Pat Weeks, Charlevoix County Road Commission.

After some research, I was able to secure a copy of a legal opinion from Mr. Nicholas C. Krieger, an attorney who represents a number of townships. See attached.

Of particular interest to Hayes Township was his opinion which states:

Lest there be any confusion as to whether MCL 257.628 (requiring a speed study) and MCL 257.627 (default speed limits or prima facie speed limits) should be read in harmony with one another, MCL 257.628(2) specifically provides that a township Board "may petition the county board of commissioners for...[a] proposed change in

the speed limit *without the necessity of a speed study consistent with the methods prescribed for establishing speed limits under 627*". (emphasis added)

The Hayes Township Board considered Mr. Krieger's letter and his conclusion to be helpful regarding Shrigley Road, to wit: "...there are still certain, default speed limits in this state that can be determined without a speed study and requested by a township board".

Thank you for your consideration and assistance. If you have any questions, please contact me at your convenience.

Respectfully,

William M. Conklin, Supervisor
Hayes Township
Charlevoix County, Michigan
231-373-0059

Ms. Crocker,

I was interested to see your post. I am an attorney in Ludington, and I represent a few townships in West Michigan all of which are MTA members. One of the townships I represent (not far from yours) has had a similar issue with speed limits in a residential area. There, the township board members were similarly told by MDOT and law enforcement that they are "misunderstanding" state law and that all speed limits now require a speed study in order to be revised or lowered. I want you to know that this is not what the statute says, despite the fact that MDOT, MSP, and county road commissions seem to think it is.

It is true that speed limits set under MCL 257.628 are now to be changed on the basis of a speed study and determined according to the 85th-percentile statutory formula, among other things. However, everyone seems to be forgetting that there are certain other, default speed limits set by state law (known as *prima facie* speed limits) which are described in MCL 257.627 (these include lowered speed limits in business districts, parks, certain residential platted subdivisions, and certain highway segments with multiple vehicular access points/driveways). Lest there be any confusion as to whether these two sections of the Motor Vehicle Code should be read in harmony with one another, MCL 257.628(2)(a) specifically provides that a township board "may petition the county board of commissioners for . . . [a] proposed change in the speed limit *without the necessity of a speed study consistent with the methods prescribed for establishing speed limits under section 627*" (emphasis added). It is a fundamental principle of statutory interpretation that every word or phrase used by the Legislature *must have some meaning*, and no law can be interpreted in such a way as to render any part of it superfluous or meaningless. Thus, it is clear that there are still certain, default speed limits in this state that can be determined without a speed study and requested by a township board.

I would note, as you are probably already aware, that our esteemed Legislature entirely repealed the former MCL 257.629, which had given township boards and other local units of government various powers in setting speed limits, including the power to lower certain limits without MDOT or county road commission approval and various powers to set lowered/modified speed limits in various places without the necessity of a speed study. See 2016 P.A. 445, enacting section 1. Why did the Legislature do this? Who knows. The legislative history provides no clue as to the motivation underlying this action. By the way, around that same time the Legislature also eliminated the power of school boards and superintendents to lower certain speed limits near schools and dramatically reduced the time period when school-zone speed limits are in effect.

MTA (and MML and MAC for that matter) should be very curious (and concerned??) about why our Legislature has eliminated so many local powers pertaining to speed limits-- these were long-standing local powers that had been in effect for at least 35-40 years before they were inexplicably repealed. Thank you so much for your concern regarding this matter. I wonder if other townships are having similar issues.

Very truly yours,

Nick Krieger

Ludington

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Nicholas C. Krieger
NICHOLAS C. KRIEGER, P.C.
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Original Message:
Sent: 4/16/2025 9:04:00 AM
From: Kelly Crocker
Subject: RE: House Bill 4012

Did you ever get anywhere with us question? I tried to get action on a road that stands between houses/cottages and a lake to get the speed limit lowered, but was shut down at every attempt. They told me I was misunderstanding the bill that there still has to be a speed study. I finally gave up and we put not enforceable 25 mph signs on that quarter mile stretch, hoping it will slow down traffic, but knowing it's not legally enforceable.

Kelly Crocker
Supervisor
Sheridan Twp.
Fountain MI

1. Julie Collard and Kristin Beranski filed a police report against me, as Supervisor, on June 25, 2025, with the Charlevoix County Sheriff Department, accusing me of misuse/misappropriation/accepting funds under false pretenses and other wrongdoing with respect to my organizing volunteer efforts to clean-up the ice storm damage for the elderly, incapacitated and those in need.

I came to learn of these accusations in mid-July from many residents who were disturbed by the malicious accusations against me.

The deputy who investigated their accusations concluded that their claims were UNFOUNDED. The case was closed on August 4. A copy of the police report is available upon request, via e-mail to me.

I am being transparent, as the residents of the Township need to know that I did this work, as I stated at Board meetings, as an individual, Bill Conklin, because the Board would not approve the rental of the necessary equipment to address the needs of individual residents who requested assistance.

My Narrative of the Clean Up work, with a Synopsis and Accounting have been presented as an item on the agenda for tonight, August 11, 2025. Copies will be available on the township website with the minutes; however, you may request a copy of my Narrative, Synopsis and Accounting from me via e-mail. I hope each of you takes the time to review all of the work which was done for the residents in need. Thank you to the 24 volunteers who donated 288 hours of their time over 3.5 months to clean up ice storm debris at 104 homes.

2. FEMA has announced that Townships which spent funds on ice storm clean up may submit applications to be refunded their costs for clean up on a 75% basis – meaning that 75% of the \$20,000.00 which was paid to W&W Tree Service from Hayes Township funds may be reimbursed to Hayes Township. I attended the ZOOM meeting and am awaiting contact from FEMA/MSP representatives to commence that application process.
3. I have sent letters to the Charlevoix County Board of Commissioners and to the Charlevoix County Road Commission requesting that they undertake the necessary steps to authorize a 25-mph speed zone on Townline from US-31 to Pincherry and on the entire length of Shrigley Road. In addition, a request was made to reduce the speed from 55 mph to 45 mph on Major Douglas Sloan Road from Murray Road to Maple Grove Road. This was approved at the last Board meeting on July 14, 2025. A Resolution is required and is scheduled for tonight's agenda.

4. Many residents have complained about cars parking along US-31 from Burgess Road on the west to Trillium Rd on the east. Pat Weeks stated that the Road Commission could not do anything about that issue, and he gave me the number to call MDOT. I contacted MDOT to ask if they would undertake the necessary steps to place No Parking signs along US-31. That department person in charge indicated that they would not commence any action until there was a need to do so. I asked what that need might be, "do you mean unless there are numerous accidents?" and he said "yes, essentially". I am asking the Planning Commission and the Township Board of Trustees to consider adopting an Ordinance to prevent the parking of cars along US-31 in Hayes Township.

Bill Conklin
231-373-0059