

HAYES TOWNSHIP
BOARD OF TRUSTEES REGULAR MEETING
May 11th 2026 7:00 PM
HAYES TOWNSHIP HALL
09195 MAJOR DOUGLAS SLOAN RD
CHARLEVOIX, MICHIGAN 49720

The May 11th, 2026, 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), William Conklin (Supervisor), Kristin Baranski (Clerk), and Doug Kuebler (Trustee)

Excused: Julie Collard (Treasurer)

Audience Members signed in: Mary Mills, Gerry Mills, Rex Greenslade, Roy Griffiths, David Zipp, Rick Daniel, Denise Daniel, David Kemme, Katherine Simon, Bob Jess, Mel Czechowski, Carol Umlor, Diane Conklin, LuAnne Kozma, Ellis Boal, Linda Balderson, and Jeff Suffolk.

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

DECLARATION OF CONFLICT OF INTEREST: NONE.

REVIEWED & APPROVED AGENDA

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

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

Nays: None Motion Carried

PUBLIC COMMENTS: Public comment opened at 7:01 pm.

- Appreciates everything the Board of Trustees and the Planning Commission does for the Township, Shrigley Road paving project, reducing the speed limit on Shrigley Road, Short Term Rental and Data Center work group summary's being posted on the website is greatly appreciated, Negative feelings about Data Centers in the area, privacy concerns with AI developing, and Zoning Ordinance updates at every meeting.

Closed at 7:05 pm

APPROVAL OF APRIL 13TH 2026 BOT REGULAR MEETING MINUTES:

Mr. Kuebler made a motion, supported by Mr. Cunningham to approve the April 13th, 2026, Board of Trustees regular meeting minutes as corrected.

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

Nays: None Motion Carried

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TREASURERS REPORT

A written report reporting all Hayes Township account balances was presented by Ms. Baranski (Clerk).

CLERKS REPORT: APPROVAL OF WARRANTS

Clerk, Kristin Baranski, presented the warrants in the amount of \$42,756.16

Ms. Baranski made a motion, supported by Mr. Kuebler to approve Township warrants out of the General Fund in the amount of \$42,756.16. A roll call was taken.

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

Nays: None

Motion Carried

Mr. Kuebler made a motion, supported by Ms. Baranski 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, William Conklin, Doug Kuebler and Kristin Baranski.

Nays: None

Motion Carried

COUNTY COMMISSIONER REPORT

Bob Jess presented an oral County Commissioner Report.

PARKS AND REC. REPORT

Ms. Collard was not present.

The next regular Parks and Rec meeting is scheduled for June 1st ,2026 at 4:00pm at Hayes Township Park Camp Seagull.

PLANNING COMMISSION.

Mr. Cunningham presented the Planning Commission Report. The next regular Planning Commission meeting is May 19th, 2026, at 7:00 pm.

ZONING BOARD OF APPEALS

The ZBA met on May 6th 2026 at 7pm to review and adopted changes to the ZBA Rules and Procedures and to submit a requested budget to the Board of Trustees.

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TRUSTEE'S:

Mr. Kuebler will contact Jim Vanek regarding the Sign tipped over at Green Sky Hill.

ZONING ADMINISTRATOR REPORT April Hilton presented a Zoning Administrator report.

SUPERVISOR REPORT:

William Conklin presented a supervisor report.

Mr. Conklin and Ms. Baranski will be the Board members attending the Fire Meeting on May 14th 2026 at 7:00pm.

NEW BUSINESS

AMENDED RESOLUTION 05112026A (TO CORRECT CLERICAL ERRORS):

RESOLUTION 05112026A TO AMEND RESOLUTION 2092026A IMPOSING A TEMPORARY MORATORIUM ON APPROVAL OF DATA CENTERS

WHEREAS, on February 9, 2026, the Hayes Township Board of Trustees approved Resolution 2092026A, titled "RESOLUTION 2092026A, TO IMPOSE A TEMPORARY MORATORIUM ON APPROVAL OF *DATA CENTERS*"; and

WHEREAS, on March 9, 2026, the Hayes Township Board of Trustees passed Resolution 03092026B amending Resolution 2092026A; and

WHEREAS, to date, there has not been any application for a land use for a data center in *Hayes* Township; and

WHEREAS, the Township Board of Trustees has determined that additional amendments need to be made to Resolution 2092026A, as amended by Resolution 03092026B, in order to correct spelling and other necessary wording changes,

NOW, THEREFORE, *IT IS* RESOLVED as follows:

- The title of Resolution 2092026A shall be amended to "RESOLUTION 2092026A, TO IMPOSE A TEMPORARY MORATORIUM ON THE *CONSIDERATION OF ANY APPLICATION FOR A LAND USE FOR A DATA CENTER*".

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- Paragraph 1 of the Resolution shall be amended to read:

For a period commencing on the date of this resolution and terminating three hundred sixty *five (365)* days from the date of this resolution, and except as otherwise provided herein, and unless terminated earlier by subsequent Ordinance or Resolution, there shall be no consideration or action taken by the Township Board, Planning Commission, or other Township entity, official, or agent, *on any application for a land use for a data center under the Hayes Township Zoning Ordinance.*

- Paragraph 5 of the Resolution shall be amended to read:

During the effective period of the moratorium, a property owner shall be entitled to a hearing for the purpose of attempting to *demonstrate* to the Township Board that the temporary moratorium established by this Resolution will result in the preclusion of any viable economic use of their property or otherwise violates applicable provisions of state or federal law. The hearing shall be conducted on an expedited basis before the Township Board. At the conclusion of the hearing, the Township Board shall make findings of fact and conclusions with respect to whether the owner has demonstrated that all viable economic use of the property has been precluded by the temporary moratorium adopted in this Resolution, and whether this Resolution is unconstitutional on its face or as applied to the petitioner's case. If it is found and demonstrated that the moratorium has the effect of precluding all viable economic use of the property, or that it violates state or federal law, the Township Board shall grant relief from the moratorium to the degree necessary to cure the contravention.

- All other provisions of Resolution 2092026A, as amended by Resolution 03092026B, remain unchanged.

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Ms. Baranski made a motion, supported by Mr. Conklin to adopt Resolution 05112026A to amend Resolution 2092026A Imposing a temporary Moratorium on Approval of Data Centers.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Matt Cunningham, William Conklin, Doug Kuebler and Kristin Baranski.

NAYS: NONE

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HAYES TOWNSHIP PARK WALL REPAIR:

Ms. Baranski made a motion, supported by Mr. Cunningham, to approve the bid from Landscape Logic in the amount of \$2,038.97 to repair the damaged piece of wall at Hayes Township Park Camp Seagull. A roll call was taken.

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

Nays: None Motion Carried

BUDGET: SET BUDGET WORKSHOP FOR MONDAY JUNE 1ST 2026 AT 1:00PM; BUDGET HEARING FOR TUESDAY JUNE 23, 2026 AT 7:00PM:

Ms. Baranski made a motion, supported by Mr. Kuebler, to set a budget workshop for the Supervisor, Clerk and Treasurer for Monday June 1st 2026 at 1:00pm.

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

Nays: None Motion Carried

Ms. Baranski made a motion, supported by Mr. Kuebler, to set a budget hearing for Tuesday June 23rd 2026 at 7:00pm.

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

Nays: None Motion Carried

HAYES TOWNSHIP ROAD BIDS:

Mr. Kuebler made a motion, supported by Ms. Baranski, to approve the bid from Fahrner Asphalt Sealers in the amount of \$177,188.19 for the Pincherry Road paving Project. A roll call was taken.

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

Nays: None Motion Carried

Mr. Kuebler made a motion, supported by Ms. Baranski, to approve the bid from Rieth Riley in the amount of \$128,353.50 for the Shrigley Road paving Project with the recommendation for the Charlevoix County Road Commission to secure money from state. A roll call was taken.

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

Nays: None Motion Carried

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CHARLEVOIX MARATHON REQUEST:

Marathon representative Jeff Suffolk requested the Township Board of Trustees to Co-Sponsor the MDOT Permit for the Charlevoix Marathon 20th Anniversary run for temporary traffic control permit on US-31 on Saturday, June 20th, 2026.

Ms. Baranski made a motion, supported by Mr. Kuebler to table the Charlevoix Marathon request to ask Township Attorney more questions regarding the Co-Application and indemnification and to give the Charlevoix Marathon time to determine if a southern route is an option and to find out more information if the Township is needed as a Co-Applicant or if the Charlevoix Marathon can apply independent.

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

Nays: None **Motion Carried**

The board scheduled a tentative special meeting for Thursday May 14th 2026 at 6pm if the board needs to discuss the information gathered by Charlevoix Marathon regarding a southern route as an option and to find out more information if the Township is needed as a Co-Applicant or if the Charlevoix Marathon can apply independent.

PUBLIC COMMENTS: Public comments opened at 8:28 pm.

Comments included:

- Shrigley Road Paving Project, 100 foot setback on the lakes in Hayes Township, Septic tanks needing to be replaced on Susan Lake by the Health Department, More public input on major issues in the community, and more transparency.

Public comments closed at 8:34 pm.

BOARD OF TRUSTEE COMMENT:

ADJOURNMENT: Mr. Kuebler made a motion, supported by Mr. Cunningham to adjourn at 8:34 p.m.

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

Nays: None **Motion Carried**

Respectfully Submitted,

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April Hilton Hayes Township Deputy Clerk/Recording Secretary