

AGENDA

HAYES TOWNSHIP BOARD OF TRUSTEES

Join Zoom Meeting

<https://us02web.zoom.us/j/88337521279>

Meeting ID: 883 3752 1279

Dial In: +1 312 626 6799 US

1. Call to Order
2. Pledge of Allegiance recited by Ron Van Zee
3. Review and Approval of Agenda
4. Public Comments
5. Approval of Regular Meeting Minutes of June 8th, 2020.
6. Treasurers Report
7. Clerks Report: Approval of Warrants
8. Reports: County Commissioner, Zoning Administrator, Planning Commission, Zoning Board of Appeals, Parks and Recreation, Trustee's, and Supervisor Reports.

NEW BUSINESS

9. Health Department Permit Hayes Township Park
10. Fire Department Contract
11. Firework Ordinance Example
12. Old US 31 Name Change (Bob Jess)
13. Burgess /Quarterline Intersection
14. Public Comments

OLD BUSINESS:

1. Policies
2. Consumer Fireworks Regulations

ADJOURN MEETING

Welcome to Hayes Township Board of Trustees Meeting. We are glad you could join us as we discuss the future of our Township as well as attend to the day to day obligations.

1. The agenda is typically prepared in advance of the meeting so that the board and the public have an opportunity to prepare for our meeting. There may other issues that arise between when it is prepared and meeting time, we may make amendments or adopt as presented.
2. Public Comment is a time when the public may speak on any subject concerning the township. The Board typically will try to answer questions however there may be times that we do not have the answers. We will always try to get those answers for you. We ask that you are respectful of one another and understand we are in a public setting. Please keep your

DRAFT
Hayes Township Board
Regular Meeting Minutes
June 8, 2020
09195 Old U.S. N, Charlevoix, MI 49720

1
2 The June 8, 2020 meeting of the Hayes Township Board was called to order by Supervisor
3 Ron VanZee at 7:01 pm. at the Hayes Township Hall, 09195 Old US 31 N., Charlevoix, MI
4 49720.

5
6 Board members present were: Matt Cunningham (Trustee), Julie Collard (Treasurer), Ron
7 VanZee (Supervisor), Bob Jess (Trustee), Kristin Baranski (Clerk)
8 Also, Present: Tyler Ferguson (close captioning)
9 Audience Members signed in: Leslie Cunningham, Roy Griffiths, Dan Kemme, and Sue Pike.

10
11 **PLEDGE OF ALLEGIANCE:** Recited by Ron VanZee

12
13 **REVIEWED & APPROVED AGENDA:**
14 Following items were added to the agenda:
15 12a) Ms. Baranski added the approval of a Beckett and Raeder invoice for \$4500 to be added
16 to the warrants.
17 19a) Mr. Jess added the approval for the board to support Black Lives Matter
18 19b) Mr. Jess added the approval for the Hayes Township portion of Old US 31 North to be
19 renamed.
20 Mr. Cunningham made a motion, supported by Mr. Jess, to approve the agenda as
21 corrected. A roll call was taken.
22 Yeas: Julie Collard, Matt Cunningham, Bob Jess, Ron VanZee, Kristin Baranski
23 Nays: None **Motion Carried**

24
25 **PUBLIC COMMENTS:** Public comment opened at 7:04 pm. Public comments closed at 7:04
26 pm.

27
28 **APPROVAL OF MAY 11, 2020 BOT MINUTES, APPROVAL OF BUDGET WORKSHOP MINUTES**
29 **APRIL 29, 2020 AND APPROVAL OF SPECIAL MEETING MINUTES MAY 26, 2020:**
30 Ms. Collard made a motion, supported by Mr. Cunningham, to approve the May 11, 2020
31 Board of Trustees minutes as amended. A roll call was taken.
32 Yeas: Julie Collard, Matt Cunningham, Bob Jess, Ron VanZee, Kristin Baranski
33 Nays: None **Motion Carried**

DRAFT
Hayes Township Board
Regular Meeting Minutes
June 8, 2020
09195 Old U.S. N, Charlevoix, MI 49720

34 Mr. Cunningham made a motion, supported by Ms. Collard, to approve the Budget
35 Workshop minutes from April 29, 2020. A roll call was taken.

36 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

37 Nays: None **Motion Carried**

38 M. Baranski made a motion, supported by Mr. Jess, to approve the May 26, 2020 minutes as
39 presented. A roll call was taken.

40 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

41 Nays: None **Motion Carried**

42
43

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

46 Ms. Collard updated the board with the Parks and Rec report.

47 Sandtastic will be grooming Eastern Ave Beach on June 12, 2020.

48 The Tent at Hayes Township Park will not be put up for rentals this season and the park will
49 not be open to any organized gatherings.

50 Ms. Collard made a motion, supported by Mr. Jess to purchase a secure drop box for
51 donations and future launch fees at Hayes Township Park, to not exceed the amount of
52 \$900. A roll call was taken.

53 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

54 Nays: None **Motion Carried**

55 Mr. Jess made a motion, supported by Ms. Collard, to purchase a backpack blower and
56 power washer for Hayes Township Park from a local company, cost not to exceed \$1000. A
57 roll call was taken.

58 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

59 Nays: None **Motion Carried**

60
61

62 **BECKETT AND RAEDER**

63 Mr. Cunningham made a motion, supported by Ms. Baranski, to approve Becket and Raeder
64 to create a new zoning ordinance, for this year's budget of \$4500. A roll call was taken.

65 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

66 Nays: None **Motion Carried**

DRAFT
Hayes Township Board
Regular Meeting Minutes
June 8, 2020
09195 Old U.S. N, Charlevoix, MI 49720

67 **CLERKS REPORT: APPROVAL OF WARRANTS:** Clerk, Ms. Baranski, presented the warrants in
68 the amount of \$43,295.74.

69

70 Ms. Collard made a motion, supported by Mr. Jess, to approve Township warrants in the
71 amount of \$43,295.74. A roll call was taken.

72 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

73 Nays: None **Motion Carried**

74

75 Ms. Baranski made a motion, supported by Ms. Collard to assign Deputy Clerk as Reporting
76 Secretary. A roll call was taken.

77 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

78 Nays: None **Motion Carried**

79

80 **CORRESPONDENCES**

81 Supervisor Ron VanZee shared that there are new cameras and signs at Hayes Township
82 Park to prevent outside use of the dumpster and to protect the park from theft and
83 vandalism, as well as ensure visitors safety.

84

85 **FISCAL YEAR 2020/2021 FISCAL BUDGET**

86 Ms. Baranski made a motion, supported by Ms. Collard, to approve the 2021 fiscal year
87 budget as corrected. A roll call was taken.

88 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

89 Nays: None **Motion Carried**

90 Ms. Collard made a motion, supported by Mr. Jess, to increase the cost of living for the
91 township Assessor by 1.8%. A roll call was taken.

92 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

93 Nays: None **Motion Carried**

94 Mr. Jess made a motion, supported by Ms. Baranski, to increase the cost of living for the
95 township Sexton by 1.8%. A roll call was taken.

96 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

97 Nays: None **Motion Carried**

98 Mr. Jess made a motion, supported by Ms. Collard, to increase the cost of living for the
99 Zoning Administrator by 1.8%. A roll call was taken.

DRAFT
Hayes Township Board
Regular Meeting Minutes
June 8, 2020
09195 Old U.S. N, Charlevoix, MI 49720

100 Yeas: Matt Cunningham, Julie Collard, Kristin Baranski, Bob Jess

101 Nays: None **Motion Carried**

102 Recused: Ron VanZee

103 Ms. Collard made a motion, supported by Mr. Jess, to increase the cost of living for the
104 Supervisor by 1.8%. A roll call was taken.

105 Yeas: Matt Cunningham, Julie Collard, Kristin Baranski, Bob Jess

106 Nays: None **Motion Carried**

107 Recused: Ron VanZee

108 Mr. Cunningham made a motion, supported by Ms. Collard, to increase the cost of living for
109 the Clerk by 1.8%. A roll call was taken.

110 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Bob Jess

111 Nays: None **Motion Carried**

112 Recused: Kristin Baranski

113 Mr. Jess made a motion, supported by Mr. Cunningham, to increase the cost of living for the
114 Treasurer by 1.8%. A roll call was taken.

115 Yeas: Matt Cunningham, Ron VanZee, Kristin Baranski, Bob Jess

116 Nays: None **Motion Carried**

117 Recused: Julie Collard

118 Ms. Collard made a motion, supported by Mr. Cunningham, to increase the cost of living for
119 the Trustee 1 position by 1.8%. A roll call was taken.

120 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski,

121 Nays: None **Motion Carried**

122 Recused: Bob Jess

123 Mr. Jess made a motion, supported by Ms. Collard, to increase the cost of living for the
124 Trustee 2 position by 1.8%. A roll call was taken.

125 Yeas: Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

126 Nays: None **Motion Carried**

127 Recused: Matt Cunningham

128 **BECKETT AND RAEDER PARK PROPOSAL**

129 Mr. Jess made a motion, supported my Ms. Collard to approve Beckett and Raeder
130 additional \$4000.00 per contracted to improve Hayes Township Park. A roll call was taken.

131 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

132 Nays: None **Motion Carried**

DRAFT
Hayes Township Board
Regular Meeting Minutes
June 8, 2020
09195 Old U.S. N, Charlevoix, MI 49720

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135 **NEIGHBORHOOD FIREWORKS**

136 The board of Trustees addressed the resident's concerns for firework restrictions and the
137 state regulations will be posted to the township website.

138

139 **HAYES TOWNSHIP DONATION TO LOCAL LEARNING CENTER**

140 Ms. Collard made a motion, supported by Ms. Baranski, to donate archaic equipment to
141 Raven Hill Learning Center. A roll call was taken.

142 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

143 Nays: None

Motion Carried

144 **TRUSTEE REPORT**

145 Mr. Jess made a motion, supported by Mr. Cunningham, for Hayes Township Board to
146 support Black Lives Matter. A roll call was taken.

147 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

148 Nays: None

Motion Carried

149 The board came to a consensus to investigate changing the Hayes Township portion of Old
150 US 31 North to Major Douglas E Sloan Highway. The board will consult with the road
151 commission and talk to the family.

152

153 **PUBLIC COMMENTS:** Public comments opened at 8:46 pm

154 Public comments closed at 8:48 p.m.

155

156 **ADJOURNMENT:** Mr. Jess made a motion, supported by Ms. Collard, to adjourn at
157 8:57 p.m.

158 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Kristin Baranski, Bob Jess

159 Nays: None

Motion Carried

160

161

162 Respectfully Submitted,

163

164

165 April Hilton



The mission of the Health Department of Northwest Michigan is to serve our entire community and to achieve health equity by promoting well-being, preventing disease, and protecting the environment through partnerships, innovation, and excellence in public health practice.

July 8, 2020

Hayes Township
09195 Old US 31 N
Charlevoix, Michigan 49720

Re: Violation of District Sanitary Code
Hayes Township Park at Camp Seagull
08580 Boyne City Road
Section 3, Hayes Township
15-007-003-021-00

Sir or Madam:

It has come to the attention of this department that a violation of the District Sanitary Code (the Code) for Charlevoix County has occurred on the above listed property. The violation is in regard to the unlawful construction of a privy toilet structure to serve the newly constructed/renovated township park/lake access.

The construction of the toilet facilities without approval and permit(s) from this department constitute violations of Sections 4-1, 4-2 and 4-3 of the Code. Such violations carry potential penalty as provided for within Article XII of the Code.

Enclosed is an application for a permit for the sewage facilities installed. **The application shall be completed and submitted to the Charlevoix office of the Health Department of Northwest Michigan no later than July 17, 2020.** The fee for this application is \$756 due to the failure to apply as required. If any other sewage facilities have been installed or are planned to be installed, separate applications shall be submitted for these facilities as well.

Be advised that failure to comply with this corrective order or its deadline will result in further administrative action as provided for within Article XII of the Code.

If you have any questions regarding this matter, please feel free to contact this writer at the administrative office of the Health Department of Northwest Michigan in Charlevoix.

A handwritten signature in black ink that reads "Michael Jones, RS".

Michael Jones, RS, BSEH
Environmental Health District Supervisor

Cc: Charlevoix County Dept. of Building Safety



2020 Permit Application - Septic System/Water Well
Antrim, Charlevoix and Emmet Counties

Residential

- Septic (New) - \$315
Septic (Replacement) - \$315
Well - \$249
Septic Tank Only - \$245

Non-Residential

- Septic (New) - \$378
Septic (Replacement) - \$378
Type I Public Well - \$249
Type III Public Well (Inc. Irrigation Wells) - \$249

FOR DEPARTMENT USE
Fee \$756.00
Application #
Miss Dig Ticket #
Comp. Date:

Permits for the installation of sewage treatment and disposal systems and water supply systems are required under Sections 4-2 and 6-2 of the 2017 District Sanitary Code serving Antrim, Charlevoix, Emmet, And Otsego Counties. It is unlawful to construct, repair, alter, or extend such systems until permit(s) are issued by this agency.

Property Information

Year Parcel Created: Prior to 1997 1997-present Size of Parcel: acres

County:
Property Tax ID# (MANDATORY): Township: Section#:
Address: City: Zip code:
Subdivision: Lot #:
Total Number of Bedrooms (including bonus Rooms): Replacement for an Existing Use New or Change of Use

Owner Information

Owner Name:
Mailing Address: City: State: Zip code:
Phone Number: Email:

Send Report to (if other than owner)

Name:
Address: City: State: Zip code:
Phone Number(required): Email:

Existing Well - Out of Water: Yes No NA Name of Well Driller:

Proposed Well Use:

Existing Septic - Failed or Failing: Yes No NA Name of Septic Contractor:

Septic System Age:

Proposed drainfield location identified: Yes No If No, by what date:

The area of the proposed drainfield must be clearly identified by digging 36"-48" deep test holes, providing flagging or marked in a manner that is highly visible and positively defines the proposed area.

Note: Sites with difficult soil conditions may require backhoe excavations, at the owner's expense, to complete permitting activity.

Non-Residential - Additional Information:

Type of Facility/Use: Maximum # of People/Day:

Food Facility Only: Number of Seats (including outdoor seating): Number of Meals/Day:

This department requires that the owner or his/her representative draw a site plan and directions to the property described above. Please use the back of this form and attach the appropriate documentation. Failure to draw a site plan, or provide adequate directions to the property may delay the process of this permit/report.

I hereby authorize Health Department of Northwest Michigan to access the above described property to determine its suitability for the development plans indicated, to conduct such tests as may be necessary in order to obtain information required for this evaluation, and to conduct inspections of permitted facilities. I also agree to comply with the requirements of the District Sanitary Code for the county, and with the applicable laws of the State of Michigan.

Signature of Owner: Phone #: Date:

Directions to site: (include name of nearest crossroad/landmarks/neighboring house number) _____

INCLUDE ON SKETCH (If Known):

PLEASE COMPLETE A SITE PLAN SKETCH BELOW

1. Property lines/dimensions
2. Location of ALL buildings – include distance to roads/landmarks
3. Well locations - (proposed and/or existing) distance to septic/drain field
4. Neighboring well/septic system locations
5. Septic tank and drainfield location(s) - proposed and/or existing
6. Location(s) of streets/roads
7. Location(s) of body(ies) of water
8. Location(s) of underground and above ground fuel storage tanks
9. Test hole locations
10. Indicate proposed additions/changes to existing buildings for remodeling
11. Attach existing and proposed floor plan for remodeling.
12. Location of utilities; i.e. electric, gas, phone (call Miss Dig 811)



Attach copy of (8 1/2" x 11") Property Survey

Office Locations

Antrim
209 Portage Dr.
Bellaire, MI 49615
(231) 533-8670
Fax (231) 533-8450

Charlevoix
220 W. Garfield
Charlevoix, MI 49720
(231) 547-6523
Fax (231) 547-6238

Emmet
3434 Harbor-Petoskey Rd., Suite A
Harbor Springs, MI 49740
(231) 347-6014
Fax (231) 347-2861

Otsego
95 Livingston Blvd.
Gaylord, MI 49735
(989) 732-1794
Fax (989) 732-3285

FOR HEALTH DEPARTMENT USE ONLY:

Date Received: _____ Amount Received: _____ Cash: _____ Check: _____ CC # _____

Receipt #: _____

Mound Design/Review:

Date Received: _____ Amount Received: _____ Cash: _____ Check: _____ CC # _____

Receipt #: _____

MARION TOWNSHIP
CONSUMER FIREWORKS ORDINANCE
Ordinance No. 2 of 2018

AN ORDINANCE PURSUANT TO ACT 256 OF THE PUBLIC ACTS OF 2011, AS AMENDED, AND PURSUANT ACT TO 246 OF THE PUBLIC ACTS OF 1945, AS AMENDED, TO PROHIBIT THE IGNITION, DISCHARGE, AND USE OF CONSUMER FIREWORKS WITHIN THE TOWNSHIP ON DAYS OTHER THAN THE DAY PRECEDING, THE DAY OF, OR THE DAY AFTER A NATIONAL HOLIDAY, TO PROHIBIT THE IGNITION, DISCHARGE, AND USE OF CONSUMER FIREWORKS WITHIN THE TOWNSHIP BETWEEN 1 A.M. AND 8 A.M. ON THE DAY PRECEDING, THE DAY OF, OR THE DAY AFTER A NATIONAL HOLIDAY, AND TO PROVIDE PENALTIES FOR VIOLATIONS THEREOF

THE TOWNSHIP OF MARION

ORDAINS: Section 1. Findings.

The Marion Township Board makes the following findings: Public Act 246 of 1945 (MCL 41.181, *et seq.*) authorizes Marion Township to enact ordinances that regulate the public health, safety and general welfare of persons and property. Public Act 256 of 2011, as amended (MCL 28.451, *et seq.*) authorizes Marion Township to enact an ordinance regulating the ignition, discharge, and use of consumer fireworks. The Marion Township Board hereby finds that an ordinance prohibiting the ignition, discharge, and use of consumer fireworks, to the extent allowed by Public Act 256 of 2011, as amended, is in the interest of public health, safety and general welfare of persons and property within Marion Township.

Section 2. Title.,

This Ordinance shall be known as the Marion Township Consumer Fireworks Ordinance.

Section 3. Definitions.

This Ordinance shall be interpreted in accordance with the definitions included in Public Act 256 of 2011, as amended, and as interpreted by the Michigan Courts.

Section 9. Severability.

If any section, provision or clause of this Ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not effect any remaining portions or application of this Ordinance, which can be given effect without the invalid portion or application.

Section 10. Effective Date.

This Ordinance shall become effective thirty (30) days after being published in a newspaper of general circulation within the Township.

Ordinance No. 2 was adopted on the 12th day of March, 2018, by the Marion Township Board as follows:

Motion by: Michael Jarema

Seconded by: Joseph Seidel

Roll Call vote: Whitley – Aye, Jarema – Aye, Martin – Aye, Seidel – Aye and Matchett – Aye..

Nays: None

Absent: None



**Timothy Matchett,
Marion Township Clerk**

Publication: This Ordinance was published in the Petoskey News Review on April 10, 2018 with an effective date of May 10, 2018.

AGREEMENT

THIS AGREEMENT shall be deemed effective on 6/27/, 2018 between Marion Township, a Michigan general law township, and the Charlevoix County Sheriff.

Recitals

- A. Marion Township has enacted a Consumer Fireworks Ordinance prohibiting the ignition, discharge, and use of consumer fireworks in the township to the maximum extent permissible under state law (the "Ordinance").
- B. Marion Township does not have a police department to utilize for the enforcement of the Ordinance.
- C. Under MCL 41.181(1) the Sheriff is empowered to enforce local township ordinances pursuant to a contract for such services.
- D. The Charlevoix County Sheriff has the personnel with the training and experience necessary to enforce the Ordinance, and desires to assist Marion Township in the enforcement of the Ordinance.
- E. Because the extent and nature of the ordinance enforcement by the Sheriff and his deputies contemplated by this Agreement will be relatively minor, no township funds are needed in connection with this Agreement.

Agreement

NOW, THEREFORE, in consideration of the mutual promises contained herein, the parties hereby agree as follows:

- 1. The Charlevoix County Sheriff agrees that his deputies shall enforce the Ordinance under the terms and conditions of this Agreement.
- 2. Marion Township acknowledges and agrees that when enforcing the Ordinance, the Sheriff and his deputies, in the sole exercise of their professional judgment, are free to take whatever action they deem necessary and proper to enforce the ordinance. Marion Township further acknowledges and agrees that the discretion granted to the Sheriff and his deputies in this paragraph includes the discretion to take no enforcement action, if the, sheriff and his deputies deem this action warranted under the circumstances.
- 3. The Charlevoix County Sheriff agrees that any expenses incurred in the enforcement of the Ordinance, including but not limited to the expenses

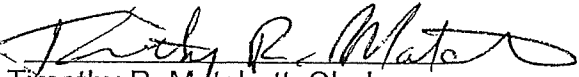
associated with required court appearances by him or his deputies, shall not be passed on to Marion Township, but shall be considered an expense of the Sheriff's Office.

4. Each party shall indemnify and hold the other party, its officers, board members, assigns, agents, servants, employees, insurance companies, harmless from any and all damages, legal fees or expenses, awards, demands, rights, and causes of action which arise from that party's actions in the enforcement of the Ordinance.
5. Either party may terminate this Agreement upon seven (7) days written notice to the other party.

IN WITNESS WHEREOF, the parties have executed this Agreement to be effective the day and year first above written.

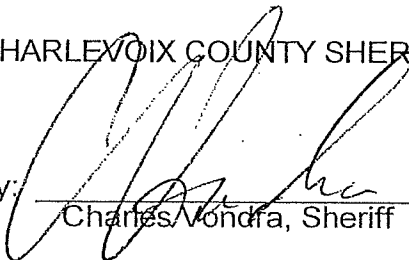
MARION TOWNSHIP

Date: 6/11/18

By: 
Timothy R. Matchett, Clerk

CHARLEVOIX COUNTY SHERIFF

Date: 6/27/18

By: 
Charles Vondra, Sheriff



CHARLEVOIX COUNTY VETERANS AFFAIRS

Charlevoix County Bldg. 301 State St. Charlevoix, MI 49720
Phone: (231) 547-7220 Fax: (231) 547-7232

Joshua D. Galle
County Veterans Service Officer
gallej@charlevoixcounty.org

Kaylee L. Wells
County Veterans Service Officer
wellsk@charlevoixcounty.org



July 10, 2020

To: Hayes Township Board

Attention: Rob Jess, Trustee

Dear Hayes Township Board members,

On behalf of the Charlevoix County Veterans Affairs office, we wish to write this letter of support on behalf of the proposal, to rename the section of Old 31 in Hayes Township in honor and memorial of Major Doug Sloan, to be renamed as "Major Doug Sloan Hwy." Major Sloan as many know is the only Charlevoix County resident and veteran to have been killed in action, since the Vietnam War. This honor is fitting for one of our county's heroes.

Thank you for your receipt and recognition of our support to this worthy cause.

Sincerely,

Joshua D. Galle, USMC
County Veteran Service Officer

Kaylee L. Wells, USN
County Veteran Service Officer