

**HAYES TOWNSHIP BOARD
MINUTES
April 11, 2016**

The regular meeting of the Hayes Township Board was called to order by Supervisor Ethel Knepp at 7:02 p.m. at the Hayes Township Hall, 09195 Old US 31 N., Charlevoix

Board members present were Marlene Golovich, Paul Hoadley, Jim Rudolph, Ethel Knepp and Robbin Kraft. Audience members were Jim McMahon, Omar Feliciano, Patti Feliciano, George Lasater, David Zipp, Doug Kuebler, Michelle Biddick, Bill Henne, Anne Zukowski, Aaron Nordman, Leslie Cunningham, Christi Cunningham, Janelle Kassien, Tom Darnton, Laurie Abi Saab, L Walker, Bob Jess, Larry Sullivan, and Ron VanZee.

Supervisor Knepp asked to be joined in the Pledge of Allegiance.

REVIEWED AGENDA – Added: Amend Budget & Purchase Power Washer

PUBLIC COMMENTS UNRELATED TO AGENDA ITEMS – No public comments.

PERFORMANCE ENGINEERS – Aaron Nordman made a presentation regarding changes to the proposed fishing pier at the Hayes Township Park – Camp Sea-Gull. Robbin Kraft made a motion, supported by Jim Rudolph to authorize Performance Engineers, Inc. to submit a joint permit application to the DEQ & USACE for the fishing pier.
Yays: Paul Hoadley, Jim Rudolph, Ethel Knepp, Robbin Kraft, Marlene Golovich
Nays:
Motion carried.

LINE 5 PIPELINE - Paul Hoadley made a motion, supported by Jim Rudolph to adopt the following resolution.

WHEREAS, Line 5 is a set of twin, 62-year-old pipelines owned by Enbridge that carry light crude oil and natural gas under the Straits of Mackinac; and

WHEREAS, the currents in the Straits of Mackinac at peak volumetric transport can be more than 10 times greater than the flow of Niagara Falls and switch bi-directionally from east to west every few days, and according to a 2014 University of Michigan study are the “worst possible place” for an oil spill in the Great Lakes; and

WHEREAS, the Great Lakes contain 20 percent of the world’s fresh, available, surface water and are a drinking water source for over 35 million people; and

WHEREAS, one out of every five jobs in Michigan is linked to the high quality and quantity of fresh water in the Great Lakes; and

WHEREAS, tourism is one of Michigan's largest income industries bringing in billions of travelers dollars spent each year; and

WHEREAS, agriculture, fisheries, shipping and industry depend on the health of the Great Lakes; and

WHEREAS, in 2009 the Great Lakes were linked to over 1.5 million jobs, with Michigan accounting for 35 percent of those jobs; and

WHEREAS, Enbridge has a shaky track record that includes 1,244 reportable spills, leaks and releases from 1996 to 2013; and

WHEREAS, Enbridge was in violation for their spacing requirements of its 1953 easement for Line 5 in 2014 and were responsible for a pinhole leak in a section of the pipeline north of the Straits in December 2014; and

WHEREAS, Enbridge was responsible for one of the worst and most expensive oils spills in U.S. history when Line 6b ruptured near Kalamazoo in 2010 allowing almost 1 million gallons of tar sands oil to leak for 17 hours before shutting down the line; and

WHEREAS, corrosion is the number one reason that pipelines fail; and

WHEREAS, Line 5 was built before the Great Lakes Submerged Lands Act was adopted so it didn't have to obtain a permit and ensure that the pipeline wouldn't pose a threat to the waters or the public's use of the waters; and

WHEREAS, Michigan's Attorney General Bill Schuette has stated (in regards to Line 5) that the "pipeline wouldn't be built today" and that "the pipeline's days are numbered"; and

WHEREAS, the Coast Guard Commandant testified before congress in 2015 that the Coast Guard would be unable to respond effectively to an open water oil spill in the heart of the Great Lakes; and

WHEREAS, there is no plan for how to recover oil if there was a leak during the winter when the lakes are covered with ice; and

WHEREAS, as Michiganders we have a responsibility to be wise stewards of the waters of our state for generations to come; and

WHEREAS, protection of Michigan's water supplies and resources is better accomplished by prevention of contamination and environmental degradation, rather than attempting to clean up contamination and restore degraded environments after the fact;

NOW, THEREFORE, BE IT RESOLVED, that on the 11 day of April, 2016, Hayes Township, Charlevoix County supports stopping the transportation of oil under the Great Lakes; and

BE IT FURTHER RESOLVED, that Hayes Township, Charlevoix County supports shutting down Line 5 and the flow of oil under the Great Lakes, and

BE IT FURTHER RESOLVED, that Hayes Township, Charlevoix County supports H.R. 182 and C.R. 15 introduced by State Representatives Sarah Roberts and Jeff Irwin calling on Governor Rick Snyder and Attorney Bill Schuette to shut down Line 5.

Yays: Paul Hoadley, Jim Rudolph, Ethel Knepp, Robbin Kraft, Marlene Golovich

Nays:

Resolution Adopted.

CAMP SEA-GULL ELECTRICAL – Wilmot Electric presented a proposal (see attached) to safely cut electrical supply to all the proposed cabins to be removed from Camp Sea-Gull. Paul Hoadley made a motion, supported by Ethel Knepp to accept the proposal presented by Wilmot Electric to be completed as soon as possible.

Yays: Paul Hoadley, Jim Rudolph, Ethel Knepp, Robbin Kraft, Marlene Golovich

Nays:

Motion carried.

CAMP SEA-GULL RENTAL FEES – Paul Hoadley made a motion supported by Robbin Kraft to set rental fees for the cafeteria building at the Hayes Township Park to be \$100.00 per day with a \$100.00 refundable deposit. No fees will be charged for group outdoor use of the park as long as scheduled events are not held in the public beach areas.

Yays: Paul Hoadley, Jim Rudolph, Ethel Knepp, Robbin Kraft, Marlene Golovich

Nays:

Motion carried.

The Township Board will develop a park and a park building rental policy.

CAMP SEA-GULL CABINS – Robbin Kraft made a motion, supported by Jim Rudolph to authorize the clerk to seek avenues to remove the remaining unwanted cabins including contacting Odom's in Traverse City.

Motion carried.

EASTERN AVE. BEACH- Township Attorney Bryan Graham notified the Township that even after the settlement with the Fowler litigation the Darnton Agreement prohibits the Township from implementing any improvements on the property except where we are allowed to construct a rest room in the "Natural Area or "Beach Area" as indicated on the survey. The Fowlers however are permitted to maintain a barrier on the west boundary of the Permanent Easement Area consisting of shrubs or other plantings. The Township will not be installing a fence or plantings to establish public boundaries. Clerk will contact the Fowlers.

AMERICORP – A group from Americorp made a presentation on their activities over the past year.

ELECTED OFFICIAL PAY – Paul Hoadley made a motion, supported by Jim Rudolph to adopt the following resolution.

WHEREAS, according to MCL 41.95(3), in a township that does not hold an annual meeting, the salary for officers composing the township board shall be determined by the township board, and

WHEREAS, the township board deems that an adjustment in the salary of the office of trustee is warranted in consideration of the rate of inflation 1.003 since township board members' salaries were last adjusted, now

BE IT RESOLVED, that as of July 1, 2016, the salary of the office of trustee shall be as follows:

Trustee: \$2258.00 (each)

Yays: Paul Hoadley, Jim Rudolph, Ethel Knepp, Robbin Kraft, Marlene Golovich

Nays:

Resolution Passed

Paul Hoadley made a motion, supported by Marlene Golovich to adopt the following resolution.

WHEREAS, according to MCL 41.95(3), in a township that does not hold an annual meeting, the salary for officers composing the township board shall be determined by the township board, and

WHEREAS, the township board deems that an adjustment in the salary of the office of supervisor is warranted in consideration of the rate of inflation 1.003 since township board members' salaries were last adjusted, now

BE IT RESOLVED, that as of July 1, 2016, the salary of the office of supervisor shall be as follows:

Supervisor: \$9,175.00

Yays: Paul Hoadley, Jim Rudolph, Ethel Knepp, Robbin Kraft, Marlene Golovich

Nays:

Resolution Passed

Paul Hoadley made a motion, supported by Robbin Kraft to adopt the following resolution.

WHEREAS, according to MCL 41.95(3), in a township that does not hold an annual meeting, the salary for officers composing the township board shall be determined by the township board, and

WHEREAS, the township board deems that an adjustment in the salary of the office of clerk is warranted in consideration of the rate of inflation 1.003 since township board members' salaries were last adjusted, now

BE IT RESOLVED, that as of July 1, 2016, the salary of the office of clerk shall be as follows:

Clerk: \$18341.00

Yays: Paul Hoadley, Jim Rudolph, Ethel Knepp, Robbin Kraft, Marlene Golovich

Nays:

Resolution Passed

Paul Hoadley made a motion, supported by Marlene Golovich to adopt the following resolution.

WHEREAS, according to MCL 41.95(3), in a township that does not hold an annual meeting, the salary for officers composing the township board shall be determined by the township board, and

WHEREAS, the township board deems that an adjustment in the salary of the office of clerk is warranted in consideration of the rate of inflation 1.003 since township board members' salaries were last adjusted, now

BE IT RESOLVED, that as of July 1, 2016, the salary of the office of treasurer shall be as follows:

Treasurer: \$15834.00 winter
\$ 2507.00 summer

Yays: Paul Hoadley, Jim Rudolph, Ethel Knepp, Robbin Kraft, Marlene Golovich

Nays:

Resolution Passed

BUDGET WORK MEETING - Marlene Golovich made a motion, supported by Jim Rudolph to schedule the 2016/2017 fiscal year budget work meeting for May 9, 2016 immediately following the regular Board of Trustees meeting. Motion carried.

BUDGET HEARING - Marlene Golovich made a motion, supported by Robbin Kraft to schedule the 2016/2017 fiscal year budget hearing for June 13, 2016 prior to the regular Board of Trustees meeting. Motion carried.

CLERK PRESENTS

MINUTES – Jim Rudolph made a motion, supported by Paul Hoadley to approve the March 7, 2016 Regular Meeting Minutes as corrected. Motion carried unanimously.

Paul Hoadley made a motion, supported by Ethel Knepp to approve the March 16, 2016 joint meeting minutes as corrected. Motion carried unanimously.

Jim Rudolph made a motion, supported by Paul Hoadley to approve the April 4, 2016 special meeting minutes as written. Motion carried unanimously.

BUDGET AMENDMENT – Ethel Knepp made a motion, supported by Jim Rudolph to amend the following line items 101-265-728 Township Hall (Supplies) \$250.00 increasing the total budgeted amount to \$600.00, and line item 101-209-850 Assessor (Telephone) \$140.00 increasing the total budgeted amount to \$240.00 and to create line item 101-412-850 Zoning & Planning (Telephone) \$240.00 creating a total budget amount of \$240.00 decreasing the surplus funds by \$630.00.

Roll Call

Yays: Paul Hoadley, Jim Rudolph, Robbin Kraft, Marlene Golovich, Ethel Knepp

Nays:

Motion carried unanimously.

INVOICES – Ethel Knepp made a motion, supported by Robbin Kraft to approve invoices totaling \$19,803.56.

Yeas: Paul Hoadley, Marlene Golovich, Robbin Kraft, Jim Rudolph, Ethel Knepp

Nays:

Motion carried unanimously.

CORRESPONDENCE - Any correspondence received by the Clerk was provided to the Board Members for their review and comment. The Clerk also stated she will be attending the MTA UP North Summit in Escanaba in June.

RIPARIAN MAGAZINE- Jim Rudolph made a motion, supported by Robbin Kraft to subscribe to the Riparian Magazine as a reference tool for the zoning administrator.

Yays: Paul Hoadley, Jim Rudolph, Robbin Kraft, Marlene Golovich, Ethel Knepp

Nays:

Motion carried unanimously.

ZONING ADMINISTRATOR REPORT – Larry Sullivan provided a written report and oral overview.

PARKS AND RECREATION REPORT – Jim stated that the activities work committee has reached out to various groups and organizations to implement events at the park. Slated for this summer at CSG is yoga, coffee and camp projects, children's play days and various walking tours on Wednesdays. Also being planned is a community event for August. The new camp hosts are very excited about being a part of this summer's activities.

REPORT FROM PLANNING COMMISSION – Jim reported that the PC completed a site plan review for Subaru by the Bay. The Lake Charlevoix Association made a presentation on their programs. The PC worked on an RFP to hire a planner and they also worked on a letter being sent to all landscapers and developers.

TREASURERS REPORT - Robbin Kraft presented a written report.

SUPERVISORS REPORT - Ethel stated the hall was rented to a group of musicians and they would be willing to do a fund raiser for CSG.

TRUSTEE REPORT – No report

ASSESSOR REPORT – No report

POWER WASHER – Robbin Kraft made a motion, supported by Jim Rudolph to purchase a power washer not to exceed \$400.00.

Yeas: Paul Hoadley, Marlene Golovich, Robbin Kraft, Jim Rudolph, Ethel Knepp

Nays:

Motion carried unanimously.

PUBLIC COMMENT – Ron VanZee stated the public needs more information and inclusion. Doug Kuebler asked if any roads were being repaired this year. The BOT replied they are waiting for engineer's estimates from the Road Commission. Bob Jess stated he thought the work being done at EAB should be put out for bids. The BOT replied no work is being done at EAB.

Without objection the meeting was adjourned at 9:36 p.m.

Respectively submitted

Marlene Golovich
Hayes Township Clerk

Minutes approved as written May 9, 2016.