

Hayes Township Board  
Minutes  
April 1, 2019  
09195 Old U.S. N, Charlevoix, MI 49720

The regular meeting of the Hayes Township Board was called to order by Supervisor Ron VanZee at 7:01 p.m. at the Hayes Township Hall, 09195 Old US 31 N., Charlevoix, MI 49720.

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

Board members present were: Matt Cunningham (Trustee), Julie Collard (Treasurer), Warren Nugent (Clerk) and Ron VanZee (Supervisor). Bob Jess (Trustee) was not present and was excused by Supervisor Ron VanZee. Also present was Larry Sullivan (Zoning Administrator), Alisa Abiney (Assessor) and Kristin Baranski (Deputy Clerk/Recording Secretary). Audience members signed in: Jim McMahon, Diane McMahon, Roy Griffiths, Nancy Simon, Dee Janz, Gary Janz, Bruce Deckinga, Doug Kuebler, Kathleen Martinchek, Vic Martinchek, Katy Hill, JoEllen Rudolph, Jim Rudolph, David Zipp, Frank Shepherd, Jeff Willard, Dan Thorp, Mike Cunningham

**REVIEWED AGENDA:** Supervisor VanZee asked if anyone had any amendments to make to the agenda. Mr. Cunningham would like to add the topic of Supervisor VanZee's cell phone bill. Supervisor VanZee adds the following line items to the agenda:

- #17. Park Plan/Risk Assessment
- #18. Supervisor Cell Phone
- #19. Public Comments

Mr. Cunningham made a motion, supported by Mr. Nugent, to adopt the agenda as amended.

Yeas: Matt Cunningham, Julie Collard, Warren Nugent, Ron VanZee

Nays: None      Motion Carried

**PUBLIC COMMENTS:** Public comments began with Dave Zipp commenting that he and Doug Kuebler had walked the park/boat launch and it is in terrible shape. Public comments were closed at 7:07 p.m.

**MINUTES 3/11/19:** Mr. Nugent made a motion, supported by Ms. Collard, to approve the March 11, 2019 regular meeting minutes.

Yeas: Matt Cunningham, Julie Collard, Warren Nugent, Ron VanZee

Nays: None            Motion Carried

**INVOICES/WARRANTS:** Mr. Nugent presented warrants for the month. Due to the early date of the meeting, he is still waiting on a couple invoices but would like to approve estimated amounts in warrants. Ms. Collard would like to hold off on paying Omar Feliciano's invoice until further clarification. Mr. Nugent made a motion, supported by Mr. Cunningham, to approve invoices not to exceed \$19,427.83 from the general fund. A roll call was taken.

Yeas: Matt Cunningham, Julie Collard, Warren Nugent, Ron VanZee

Nays: None            Motion Carried

**TREASURERS REPORT:** Ms. Collard presented written report with an oral overview detailing all the current accounts held by the township. The township cash flow report was also reviewed.

**ZONING ADMINISTRATOR REPORT:** A written report was presented by Mr. Sullivan detailing one zoning permit applied for in March. The report is available at the township hall.

**PLANNING COMMISSION REPORT:** Mr. Cunningham reports that the Planning Commission met on March 13th for the Special Permit request from Elmer's and then again at the regular meeting on March 19th. At the regular meeting the Planning Commission discussed the Master Plan/Survey as well as the budget for next year. The next Planning Commission meeting is April 16, 2019 @ 7:00 p.m.

**ASSESSOR REPORT:** Alisa Abiney (Assessor) presented the final tax numbers for the year and answered questions. Ms. Abiney presented the following post Board of Review numbers:

Assessed Value	\$271,926,095
Capped Value	\$223,643,011
Tentative Tax	\$221,788,806

Special Acts:

Assessed Value	\$2,895,400
Capped Value	\$2,003,522
Tentative Tax	\$1,971,242

Ms. Abiney explained the new subscription service that is now used to assess home values.

**ZONING BOARD OF APPEALS:** No report

**PARKS & RECREATION ADVISORY COMMITTEE REPORT:** No report

**TRUSTEE REPORTS:** No report

**SUPERVISOR'S REPORT:** The Board will begin work on the budget, as will the Planning Commission and the Parks and Rec committee. The Board will schedule a budget workshop meeting in April. Supervisor VanZee shared that he has been working with Clerk Warren Nugent and Township Attorney Bryan Graham in communication with Jim Malewitz from Performance Engineering to review all contracts currently held with Hayes Township for a clear and fair understanding regarding all invoicing.

**NEW BUSINESS-CHARLEVOIX FIRE CHIEF PRESENTATION:** Hayes/Charlevoix Fire Chief Dan Thorp gave an oral report. Mr. Thorp reported that calls are down (123 last year compared to 53 YTD). Mr. Thorp noted that the Township should look into getting furnace serviced/replaced as well as he would like to see about getting an ATV/snowmobile and/or grass truck for township to better serve the community.

**NEW BUSINESS-MTA ELECTION RESOLUTION DISCUSSION:** The Board discussed the topic, proposed by MTA (Michigan Township Association), as to whether or not Michigan townships should have the option of holding township board member elections on the nonpartisan ballot. A pro and con discussion ensued. Supervisor VanZee suggested, due to lack of data, to make a decision at a later time when additional information is available.

**NEW BUSINESS- H&D, REITH REILLEY SAND & GRAVEL PIT RECLAMATION:** JoEllen Rudolph gave an oral (written report available at Township) presentation and brief history regarding H&D, Reith Riley Sand & Gravel Pit Reclamation. Supervisor VanZee will contact Reith Reilly to find out intentions, reclamation and bond renewal.

**NEW BUSINESS-TOWNSHIP SPRING CLEAN-UP:** Supervisor VanZee presented the current proposal from American Waste for a possible 2019 spring clean-up. The billing rates for 2019 are \$65.00 per compacted yard plus a fuel surcharge if the price if Diesel exceeds \$3.50 per gallon. The cost for 2017 spring township clean-up was \$22,798.00. Supervisor VanZee asked the audience to raise their hand if they were ok with waiting until spring 2020. 90% of audience raised their hand. It was decided there would be no township spring clean-up this year.

**NEW BUSINESS- DEPUTY CLERK/RECORDING SECRETARY COMPUTER:** A new computer needs to be purchased for the deputy clerk. The current computer has been having issues. Warren Nugent made a motion, supported by Matt Cunningham, to approve up to \$2,000.00 to purchase new laptop and programs. A roll call was taken.

Yeas: Matt Cunningham, Julie Collard, Warren Nugent, Ron VanZee

Nays: None            Motion Carried

**NEW BUSINESS- TOWNSHIP PARK MAINTENANCE:** Dee and Gary Janz have offered to stay in the host house at Hayes Township Park/Camp Sea-Gull in

exchange for keeping an eye on the park, mow the top area of the park and other park duties. Julie Collard made a motion, supported by Matt Cunningham, to approve Mr. and Mrs. Janzen as park host family and to stay at the park host house in exchange for keeping an eye on Hayes Township Park/Camp Sea-Gull, mow the top area of the park and other park duties.  
Yeas: Matt Cunningham, Julie Collard, Warren Nugent, Ron VanZee  
Nays: None            Motion carried

**NEW BUSINESS- CABIN & CRAFT BUILDING STATUS:** The Board discussed the buildings that need to be removed for safety reasons at Hayes Township Park/Camp Sea-gull. The first building discussed was the Arts & Crafts building. It is beyond repair. Warren Nugent made the motion, supported by Matt Cunningham, to authorize Swanson K&D to tear down and remove the Arts & Crafts building at Hayes Township Park/Camp Sea-Gull for \$9,000.00. A roll call was taken.

Yeas: Matt Cunningham, Julie Collard, Warren Nugent, Ron VanZee  
Nays: None            Motion Carried

The discussion proceeded to the cabin removal at Hayes Township Park/Camp Sea-Gull. Overall opinion is that cabins are in rough shape and although it would be nice to be able to save one for future use (storage/bathroom/shower/etc) it may be cost probative. Supervisor VanZee suggests authorizing removal of 5 cabins depending on input from the Parks and Rec committee. Warren Nugent made the motion, supported by Matt Cunningham, to authorize removal of up to 5 cabins at \$1,800.00 per cabin pending Parks and Rec committee input. A roll call was taken.

Yeas: Matt Cunningham, Julie Collard, Warren Nugent, Ron VanZee  
Nays: None            Motion Carried

**NEW BUSINESS- CONSUMER FIREWORKS ORDINANCE:** A fireworks ordinance was discussed. The ordinance would limit the use of consumer fireworks to designated calendar days enforceable by the Charlevoix County Sheriff. General thought was the ordinance is too limited and the board is not prepared to make a decision.

**NEW BUSINESS- TOWNSHIP RISK ASSESSMENT:** Mr. VanZee and Mr. Nugent recently met with Michael Gombos (Risk Control Manager; MTPP) and discussed the township annual risk management plan. A letter from Mr. Gombos was presented and is available at the township for review. Items assessed included but were not limited to playground equipment, fire safety and emergency lighting at Township Hall, and conditions at Hayes Township Park/Camp Sea-Gull. Based on the Risk Assessment, the Township is encouraged to get a second opinion on work that needs to be addressed at park to make it safe for visitors. Supervisor VanZee stated that the Township needs proposals from at least 3 respected firms to address concerns, detail corrections for areas of concerns and then supply an estimated itemized cost for corrections. Questions from the audience included: "Will the park be open?", "Who is responsible for fixing the shale wall and how is it even possible?", "Will the new engineer have access to any old reports that are complete to date with Performance Engineering?" and "Would damage be covered under an insurance claim?". Supervisor VanZee entertained a motion to send out proposal request to three selected engineering firms to address Risk Assessment concerns. Matt Cunningham made a motion, supported by Julie Collard, to send out a proposal request (that will include an opinion on concerns, a solution for said concerns and a cost estimate to correct concerns) to 3 selected engineering firms to address Risk Assessment.

Yeas: Matt Cunningham, Julie Collard, Warren Nugent, Ron VanZee

Nays: None            Motion carried

**NEW BUSINESS- SUPERVISOR VANZEE CELL PHONE:** Mr. Cunningham proposed the idea of the township should be paying for Supervisor VanZee's cell phone due to the fact that he is constantly receiving calls regarding the township. Julie Collard made a motion, supported by Matt Cunningham, for a monthly cell phone allowance for Supervisor VanZee in the amount of \$50.00. A roll call was taken.

Yeas: Matt Cunningham, Julie Collard, Warren Nugent

Ron VanZee recused himself.

Nays: None      Motion Carried

**PUBLIC COMMENTS:** Public comments included spring newsletter, pothole concerns, and Lake Michigan Shore park status. Public comments were closed at 9:25 p.m.

**ADJOURNMENT:** Warren Nugent made a motion, supported by Julie Collard, to adjourn at 9:26 p.m.

Motion Carried to adjourn.

Respectfully Submitted,

Kristin Baranski

Hayes Township Deputy Clerk/Recording Secretary