

CHARTER TOWNSHIP OF MONITOR
REGULAR TOWNSHIP BOARD MEETING
JUNE 13, 2011

The Supervisor called the meeting to order at 7:00 p.m.

Members present: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller
Members absent: None
Also present: R. Austin, Township Attorney

The Pledge of Allegiance was recited by all present.

Public Input opened at 7:01 p.m. No public present wished to speak and public input was closed.

Motion by Kowalski supported by Pike to adopt the agenda as presented.
Motion carried.

Motion by Malkin supported by Pike to approve the minutes of the May 23, 2011 regular meeting as amended.
Motion carried.

Motion by Miller supported by Kochany to pay the bills in the amount of \$40,553.95 from General Fund and \$1,128.79 from the Public Safety Fund.

Roll call vote:

Yes: Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: Brandt

Absent: None

Motion carried.

Adoption of 6th Amendment to WS Regional Sewage System Contract

Motion by Miller supported by Malkin to table action regarding the Sixth Amendment to the WS Regional Sewage System Contract pending a meeting with the other seven members of the system and resolution of the outstanding issues.

Roll call vote:

Yes: Brandt, Pike, Arnold, Kochany, Malkin, Miller

No: Kowalski

Absent: None

Motion carried.

Auditor's Year End Report of 2010 Audit

Mr. David Quimby from Weinlander Fitzhugh, presented the 2010 Audit report to the Board. Board members were provided the opportunity to ask Quimby questions concerning the audit. Mr. Quimby explained the various audit reports and how they to comply with the GASB34 requirements.

PA 116 Application of Schmidt

Motion by Malkin supported by Pike to approve the Farmland and Open Space Preservation PA116 application submitted by Diane K. Schmidt for parcel #09-100-015-200-130-02, comprised of 76.5 acres, with an initial term of 10 years.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: None

Absent: None

Motion carried.

Fireworks Permit Application ó C. Holm

Motion by Kowalski supported by Kochany to approve the fireworks permit submitted by Charles Holm for a fireworks display at 1796 Wheeler Rd. on July 30, 2011, contingent upon Fire Department inspection of the site prior to the event.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: None

Absent: None

Motion carried.

Cost Recovery Appeal ó J. Hill

Motion by Brandt supported by Miller to deny the appeal of cost recovery charges submitted by J. Hill for fire department response to the incident on February 4, 2011.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Kochany, Malkin, Miller

No: Arnold

Absent: None

Motion carried.

Refund Request ó Electrical Permit 2011-2887

Motion by Malkin supported by Kochany to refund the \$70.00 electrical permit fee for permit EL-2011-2887, issued on April 6, 2011 due to MDOT cancelling the need for the electrical service.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: None

Absent: None

Motion carried.

R-2011-006 Resolution to Accept Terms of Park Grant Agreement

Motion by Pike supported by Malkin to adopt Resolution R-2011-006, a resolution accepting the terms and conditions of the LWCF Park Grant Agreement as follows:

"RESOLVED, that the Charter Township of Monitor, Bay County, Michigan, does hereby accept the terms of the Agreement as received from the Michigan Department of Natural Resources (DEPARTMENT), and that the Charter Township of Monitor does hereby specifically agree, but not by way of limitation, as follows:

1. To appropriate all funds necessary to complete the project during the project period and to provide Sixty-Nine Thousand Two Hundred (\$69,200) dollars to match the grant authorized by the DEPARTMENT.
2. To maintain satisfactory financial accounts, documents, and records to make them available to the DEPARTMENT for auditing at reasonable times.
3. To construct the project and provide such funds, services and materials as may be necessary to satisfy the terms of said Agreement.
4. To regulate the use of the facility constructed and reserved under this Agreement to assure the use thereof by the public on equal and reasonable terms.
5. To comply with any and all terms of said Agreement including all terms not specifically set forth in the foregoing portions of this Resolution."

Roll call vote:

Yes: Brandt, Pike, Arnold, Malkin, Miller

No: Kowalski, Kochany

Absent: None

Motion carried.

Resignation of On-Call Firefighter ó C. Killey

Motion by Kowalski supported by Miller to accept the resignation of C. Killey as a probationary on-call firefighter.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: None

Absent: None

Motion carried.

Board Review of Proposed Medical Marijuana Ordinance ó Revised May 10, 2011

Motion by Malkin supported by Pike to concur with the legal opinion provided by Austin and direct the Planning Commission to amend the revised May 10, 2011 draft Medical Marijuana Ordinance by the deletion of paragraph (a)(6) from Section 3.48 and for the Planning Commission to determine by depiction on a map that the setbacks would not exclude any one of the three medical marijuana uses contained in the draft ordinance. The board further gives the Planning Commission the authority to amend the setbacks should it be deemed necessary.

Motion carried.

Additional 2011 Road Improvement ó Chip Rd.

Motion by Miller supported by Malkin to approve the additional 2011 road improvement expense in the amount of \$65,389 to crush, shape and apply FDR to Chip Rd. between 7 Mile and 8 Mile.

Roll call vote:

Yes: Brandt, Pike, Arnold, Kochany, Malkin, Miller

No: Kowalski

Absent: None

Motion carried.

SUPERVISOR'S REPORT

Brandt reported the City voted to increase their water rate 8¢/ccf. DWS will provide a rate recommendation.

The meeting adjourned at 9:17 p.m.

Cindy L. Kowalski, Clerk

Gary A. Brandt, Supervisor