

BLAIR TOWNSHIP BOARD OF TRUSTEES
Regular Meeting
September 13, 2011
6:00 P.M.
Approved

CALL TO ORDER: The regular meeting of the Blair Township Board of Trustees was held at 6:00 P.M. on September 13, 2011 at the Township Hall and was called to order by Supervisor Pahl.

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited.

ROLL CALL: Members Present: Clous, Lowe, DeKuiper, Tharp, Pahl, Rademaker and Zeits. There were 10 guests in attendance along with the Medical Director- Daryl Case, Assessor- Aaron Plowman, Fire Chief- Jim Carroll, and Zoning Administrator-Ron Akers.

LIMITED PUBLIC INPUT: None

APPROVAL OF AGENDA: Motion by Tharp supported by Rademaker to approve the agenda with change: Add under New Business add letter (R) discussion on the underground injection well. 7 years, Motion carried.

DECLARATION OF CONFLICT OF INTEREST: None

PRESENTATIONS/SPECIAL REPORT:

County Commissioner's Report: Mr. Thomas and Mr. Fleis stated that the County is working on their Budget and there is talk about having to cut some service programs and they are not in favor of laying off personnel. The County Board passed a resolution in opposition on reclassifying the Weber 4-8 injection well.

Sheriff's Report: Deputy McManus was on a call. Supervisor Pahl read the report and places Blair Township in 2nd place in the County with 645 complaints.

Grand Traverse County Planning Director-John Sych was not present. Supervisor stated that they are working on a contract for the (5) Townships.

Medical Director-Daryl Case presented three Distinguished Service Awards to Mike Luther, Melisa Hulett and Greg Johnson for saving a cardiac victims life.

ANNOUNCEMENTS/CORRESPONDENCES: Supervisor Pahl thanked all of the employees and officials who helped with family fun day. Treasurer DeKuiper thanked the Fleis Family for providing the horse and buggy for rides.

CONSENT CALENDAR:

Motion by Clous supported by Tharp to accept the Consent Calendar as presented. To approve the following: General fund vouchers # 28638-28737, Ambulance fund vouchers # 14007-14098, Fire & Police fund vouchers # 8237-8280, Trust & Agency fund vouchers, 1685-1713 for a Grand Total of \$272,118.00, To approve the Sewer Working Account Voucher # 1249-1258, the Sewer Assessment Voucher # -1031, the Water fund vouchers # -0- and the Water Fund Working Account vouchers # 3024-3040 and the Rural Development Operating Fund voucher # 1007-1009 for a total of \$267,842.71, to accept the EMS, Fire, Zoning, Assessing, Supervisor, Treasurers and Water Dept. Report for the month of August 2011. To approve the Minutes for August 9, 2011. Roll Call Vote: Clous, DeKuiper, Zeits, Pahl, Tharp, Lowe, Rademaker, 7 yeas, Motion carried.

OLD BUSINESS: Motion by Tharp supported by Clous to remove the TC Youth Football for use of the park from the agenda. 7 yeas, Motion carried.

Motion by Lowe supported by DeKuiper to grant the Special Use # 11-07-01 Michigan Air Streamers Park Located at 4860 US 31 South, Traverse City, Michigan to perform top soil stripping, stockpiling and exporting with the following conditions: (1) The applicant shall prevent loose or stockpiled soil from entering adjacent properties. (2) The project shall operate

between the hours of 8:00 a.m. and 8:00 p.m. Roll Call Vote: Lowe, Pahl, DeKuiper, Clous, Tharp, Zeits, Rademaker, 7 yeas, Motion carried.

NEW BUSINESS:

Public Hearing on Special Use # 11-08-01 Advance Motors 888 West Commerce Dr, Traverse City, Michigan. To expand their automotive repair facility use with open air business by combining two properties at 888 West Commerce Dr. and 800 West Commerce Dr. to share the common wall on the south side of the proposed new storage area to perform the following: Automotive repair shop, light mechanical and body work repair, Towing service, Outdoor display area for vehicles that are ready for sale after body work repairs, automotive pawning and financing. The Supervisor informed the public on the rules for speaking at a Public Hearing and the Clerk stated that the Public Hearing was published in the Traverse City Record Eagle on August 23, 2011 and 300 foot notices were mailed on August 18, 2011, that no letters or phone calls were received for or against the Public Hearing as of this meeting. The Supervisor opened the Public Hearing at 6:24 p.m. Mr. Crain and Mr. Cherkasov presented their plans for expanding their operation. There were no comments for or against from the Public. The Supervisor closed the Public Hearing at 6:42 p.m. Board Discussion: The Board members asked many questions to the applicant. **Motion by Rademaker supported by Lowe** to approve SU/SPR #11-08-01 for the automotive repair garage with open air business with the following conditions: (1) The applicant combines the north and south parcel; parcel ID #28-02-685-010-01 & 28-02-685-010-02 as proposed on the letter of intent. (2) Approval of the water/sewer re-occupancy permit from the Water & Sewer Department. Roll Call Vote: Rademaker yea, it meets all of the standards for approval in sections 22.04, Tharp nay, because it does not meet sections b, c, d, & g in the standards of approval in section 22.04, Zeits yea, because Mike and Joe convinced him it met the conditions, Clous yea, Pahl nay it does not meet all conditions in sections 22.04 b, c, d, f, & g, Lowe yea, DeKuiper nay because it does not meet all of the conditions in 22.04 b, c, d, f, & g. 4 yeas, 3 nays, Motion carried.

Motion by Rademaker supported by Tharp to table Zoning Ordinance Amendment #104-05-11-02 Medical Marihuana until the Michigan Supreme Court makes their decision and continues the moratorium until December 14, 2011. 7 yeas, Motion carried.

Motion by Tharp supported by Rademaker to send Zoning Ordinance Amendment # 104-05-11-03 back to the Planning Commission to take a closer look at Generally Accepted Agricultural and Maintenance Practices for Farm Markets. 7 yeas, Motion carried.

Motion by DeKuiper supported by Zeits to approve the Patient/Citizen Complaint Policy created by the Blair Township Emergency Department. 7 yeas, Motion carried.

Motion by Tharp supported by DeKuiper to approve payment in the amount of \$28,335.00 to Gosling Czubak for Blair Township Water Improvements Project contingent upon Rural Development approval. Roll Call Vote: Tharp, Clous, DeKuiper, Lowe, Rademaker, Zeits, Pahl, 7 yeas, Motion carried.

Motion by DeKuiper supported by Rademaker to approve payment #3 in Division A and Division D in the amount of \$216,782.64 to Central Michigan Contracting contingent upon Rural Development approval. Roll Call Vote: DeKuiper, Zeits, Pahl, Rademaker, Lowe, Tharp, Clous, 7 yeas, Motion carried.

Motion by Rademaker supported by Tharp to approve change order #2 Divisions A contract deduction of \$622.50 contingent upon RD approval. Roll Call Vote: Clous, Tharp, Lowe, Rademaker, Pahl, Zeits, DeKuiper, 7 yeas, Motion carried.

Motion by Tharp supported by DeKuiper to approve payment #3 Division B to Grand Traverse Construction in the amount of \$97,152.22 contingent upon Rural Development approval. Roll Call Vote: Clous, Tharp, Lowe, Pahl, Zeits, DeKuiper, Pahl, 7 yeas, Motion carried.

Motion by Tharp supported by Rademaker to approve payment #1 Division C to Windemuller Electric in the amount of \$32,015.00 contingent upon Rural Development approval. Roll Call Vote: Lowe, Rademaker, Tharp, Clous, Zeits, Pahl, DeKuiper, 7 yeas, Motion carried.

Motion by Tharp supported by DeKuiper to accept the resignation of Nicole McAllister from EMS. 7 yeas, Motion carried.

Motion by DeKuiper supported by Rademaker to hire Denice Walton as a paid on call member for EMS. 7 yeas, Motion carried.

Motion by Clous supported by Zeits to purchase a 2012 Expedition EL, from Signature not to exceed \$49,000.00. Roll Call Vote: Zeits, Rademaker, DeKuiper, Clous, Pahl, Tharp, Lowe, 7 yeas, Motion carried.

Motion by Tharp supported by Clous to amend the General Fund Budget under Townboard. To remove the Silver Lake Milfoil expenditure amount of \$8,255.00. Roll Call Vote: Tharp, DeKuiper, Clous, Pahl, Rademaker, Lowe, Zeits, 7 yeas, Motion carried.

Motion by Tharp supported by DeKuiper to amend the Budget to approve a New Fund called Silver Lake Milfoil Fund # 870. To add revenues, Charges for Services in the amount of \$8,255.00 and Expenditures, treatment for \$8,255.00. Roll Call Vote: Zeits, Lowe, Rademaker, Pahl, Clous, DeKuiper, Tharp, 7 yeas, Motion carried.

Motion by Tharp supported by Rademaker to amend the Liquor Control Ordinance # 101 Section 4, Inspection, to delete the following: not less than monthly and replace it with bi annually. To amend Section 5, Appropriation, to delete the following: and is hereby authorized and directed to annually appropriate such an amount as will, in its discretion, be sufficient to maintain and operate such Liquor Control Enforcement Department for the ensuing fiscal year of the Township, not exceeding, however, 10 mills of the assessed valuation of the township in any one year for vehicles, apparatus and equipment and housing for the same, and not exceeding 21/2 mills of the assessed valuation of the Township per year for the maintenance and operation of the Department. Roll Call Vote: Zeits, Pahl, Lowe, Rademaker, DeKuiper, Clous, Tharp, 7 yeas, Motion carried.

Motion by Rademaker supported by Clous to appropriate the sum of \$4,000.00 a year toward Liquor Inspections. Roll Call Vote: Lowe, DeKuiper, Pahl, Rademaker, Clous, Tharp, Zeits, 7 yeas, Motion carried.

Motion by Tharp supported by Rademaker to amend Resolution # 2007-17 to add new construction rates to section 1 paragraph C. Numbers 2 through 6 as follows: (2) Any Premise located on M-37 S, South of Blair Town Hall Rd shall pay an availability fee of \$33.00 per foot of frontage on M-37 S prior to connection to the water system. (3) Any Premise located on Rennie School Rd. East of US 31 S, or on Buckshot Dr. shall pay an availability fee of \$47.00 per foot of frontage on Rennie School Rd or Buckshot Dr. Prior to connection to the water system. (4) Any Premise located on Vance Rd East of M-37 S, shall pay an availability fee of \$34.00 per foot of frontage on Vance Rd prior to connection to the water system. (5) Any Premise located on W. Commerce Dr. South of Village Park Dr. shall pay an availability fee of \$38.00 per foot of frontage on W. Commerce Dr. prior to connection to the water system. (6) Any Premise located on Sawyer Rd., South of Luanne Ln shall pay an availability fee of \$27.00 per foot of frontage on Sawyer Rd prior to connection to the water system. Roll Call Vote: DeKuiper, Rademaker, Pahl, Tharp, Clous, Zeits, Lowe, 7 yeas, Motion carried.

Motion by Rademaker supported by Clous to purchase a Boss V-XT plow from GTR in the amount of \$5,164.43. Roll Call Vote: Rademaker, Zeits, Pahl, Clous, Tharp, Lowe, DeKuiper, 7 yeas, Motion carried.

Motion by Tharp supported by Rademaker to amend the Fire/Police Budget to increase the Revenue line item, charges for services in the amount of \$1,860.00 to cover stand by revenues. Roll call Vote: Rademaker, Tharp, Clous, Lowe, Zeits, DeKuiper, Pahl, 7 yeas, Motion carried.

Motion by Rademaker supported by Zeits to pass Resolution # 2011-15 a Resolution of the Township Board of Trustees to Adopt the Amended Uniform Sewer Use Ordinance. Roll Call Vote: Pahl, DeKuiper, Rademaker, Zeits, Lowe, Tharp, Clous, 7 yeas, Motion carried.

Motion by Pahl supported by Clous that Blair Township Board opposes the granting of the existing Class II injection well at the Weber 4-8 to a Class I, we are extremely concerned about our well field being protected. 7 yeas, Motion carried.

PUBLIC INPUT:

ADJOURNMENT: adjourned at 8:48 p.m.

Betty A. Tharp
Clerk

Patrick R. Pahl
Supervisor

