

**BEAVER CREEK TOWNSHIP
REGULAR MONTHLY MEETING MAY 14, 2013**

The regular monthly meeting of the Beaver Creek Township Board was called to order by the Chair at 7:00 pm on May 14, , 2013 All board members were present: Ashton, Balmes, Summers, Little and Hartman.

The Pledge of Allegiance and Invocation were led by the Supervisor.

GUESTS:

1. Ashton introduced Mike Ingalls who works at Grayling Charter Township and is interested in working as the zoning administrator in Beaver Creek in addition to his work at Grayling Township.

2. Paul Compo explained the recycling proposal. We have copies of the "Public Act 69 of 2005 Recycling Service Plan for Crawford County 2013" and an "Inter-Local Governmental Agreement between the Beaver Creek Township and Crawford County". If the Agreement was passed, there would be a charge of \$6.00 per household. The Agreement would be renewed each year and the county will hold a public hearing before the cost per household goes into effect. The cost to our township is \$7,590.00 for the next fiscal year. We are not going to make money recycling, but they will try to make it more efficient. Thank you to Paul for all your many hours of work on the proposed Agreement.

3. Matt Holtcamp, MMR was present regarding our current unsubsidized ambulance service. There have been several changes that might make it impossible for MMR to continue operation here by the end of summer. All Roscommon County residents will be handled by Roscommon County ambulances only, and Holtcamp feels there is nothing that we can do about this. Secondly, Frederic Ambulance has positioned itself in the elementary school parking lot, thereby becoming the "closest ambulance" and so transfers are being divided between MMR and the Frederic Ambulance. If MMR cannot make it profitable to continue operation in Crawford County through transfers, they will have to ask for a subsidy or close operations. If something does not change, our township will loose unsubsidized ambulance service and probably be serviced by ambulances located at a greater distance away, at a cost added on to our tax bills. Our fire department will loose revenue as MMR currently pays a yearly fee to house ambulances at our facility.

PUBLIC HEARING ON WEYERHAEUSER IFT REQUEST:

7:35 Public Hearing was called to hear comments on the Application for Industrial Facilities Tax Exemption Certificate for Weyerhaeuser for 12 years.

A letter from the Commission on Aging states that they have "no objection to the application sought by Weyerhaeuser on their proposed project". There was no correspondence from other taxing agencies given notice such as the schools, library, etc.

Joe VanNuck stated that they have had a lot of tax breaks already, when is it going to end? It is not fair to the taxpayers.

Jerry Balmes stated that he finds it hard to believe that there were no other objections from the schools etc.

Bonnie Doremire was present from Weyerhaeuser and thanked the township for its support through the years. They have updated machinery and are back running 24/7.

The Public Hearing was closed at 7:45 pm.

APPROVAL OF AGENDA:

Motion by Hartman and seconded by Little to accept the agenda as presented. All ayes, motion carried.

APPROVAL OF MINUTES:

Motion by Little and seconded by Summers to approve the minutes with one correction to April 9th minutes, New Business #3 changes Administrator to administer. All ayes, motion carried.

TREASURER'S REPORT:

Treasurer's report was on the table. Avita Water has been sold.

CLERK'S REPORT:

At May 7th Election we had 160 people vote, or 12% of those qualified. Priority Health prices for next fiscal year are in your packets. Pat Ertel from Huron Pines has the Higgins Lake study questions online at www.huronpines.org/higginslake.asp.

SUPERVISOR'S REPORT:

Supervisor would like permission to plant flowers and currently has three volunteers.

Supervisor has been attending meetings and was at the gas well site near W. 5 Mile and King Roads with a request to have roads salted, which they have done.

Mr. Helvie would like to use the transfer site to get signatures on a petition to prohibit fracking in Michigan, and get the issue on the 2014 ballot. The Supervisor will get an opinion from MTA and put on next months agenda.

H.L.U.A.:

There were four alarms that were corrected; a problem with too many seagulls and the board is working on the budget for the next fiscal year.

FIRE DEPARTMENT:

The firemen are planning on doing a cleanup of trash in the woods and are making a list of sites needing cleanup. They are doing training with Bretburn, reviewing operations. There is no new information on the Reverse 911 program.

DPW:

Springtime repairs on mowers etc. are being completed. The gate at the transfer site was run into by the truck pulling the recycling trailer and will be fixed soon. Work will be done to the water tank at White Pine Drive.

PLANNING/ZONING:

We have had 7 applications for zoning permits with 4 issued and 3 requests were not in compliance.

CORRESPONDENCE:

1. CECD Report
2. Letter from Kirtland
3. BOC Letter
4. Crawford County Sheriff's letter
5. ACO Report

OLD BUSINESS:

1. Zoning Administrator Position. The Supervisor has suggested that we hire Mike Ingells from Grayling Charter Township to do our zoning. He would charge \$50 per permit (the fee), and take care of blight complaints at \$10 per hour + mileage. He would be in the office at Grayling and we could call him on his cell or fax him applications. He would not keep office hours at the township. Several board members would like the position advertised and see who from our township applies. No decision was made at this time.
2. Motion by Hartman and seconded by Little to allow the supervisor to hire a part time maintenance worker, if needed, not to exceed 10 hours per week. Roll call vote with all ayes, motion carried.
3. Motion by Hartman and seconded by Balmes to have the board do a "Letter of Intent" to Mark at the DNR specifically stating that we are not willing to vacate King Road at this time, but we would like to see what is possible regarding township use of Forrest Avenue lakefront property. All ayes, motion carried.
4. Motion by Little and seconded by Hartman to have the supervisor sign the "Agreement for Emergency Maintenance Activities by and Between the Road Commission for Crawford County and Beaver Creek Township", as presented. All ayes, motion carried. We need a policy to cover how this will be paid for:

EMERGENCY MAINTENANCE ACTIVITIES ON PRIVATE ROADWAYS

The Board of the Crawford County Road Commissioners acknowledges and supports the proposition that the Crawford County Road Commission is a governmental agency designated to serve the people of Crawford County. The Board of Road Commissioners understands the significance of a small community and the need to work with other agencies and governmental entities toward the best interest of the public.

The Board of Road Commissioners further acknowledge that situations may arise wherein the Crawford County Road Commission resources may be needed to provide assistance to emergency personnel who are attempting to provide emergency services to the members of the public who reside upon private roads located within Crawford County.

The Board of Road Commissioners has reviewed the opinion of the Michigan Attorney General (Opinion No. 6975, dated March 25, 1998) which states, in part, that a county road commission may, within its discretion, utilize its resources to provide assistance in emergency circumstances to members of the public residing on private roads.

The Board of Road Commissioners, as a matter of amendable board policy, herein offers emergency maintenance services to local units of government within Crawford County so long as an agreement has been entered into with the local unit of government wherein the local unit of government agrees to reimburse the Road Commission for the services so provided. Reimbursement shall include all labor, equipment and, material costs expended for any such service. The agreement entered into with the local unit of government shall specifically designate the person or persons authorized to request such service from the Road Commission. The Board adopted said policy with an effective date of March 1, 2012.

The Board of Trustees for Beaver Creek Township has reviewed the policy statement of the Board of Road Commissioners regarding emergency maintenance of private roads. The Board of Trustees for Beaver Creek Township wishes to enter into an agreement with the Crawford County Road Commission in conformity with the policy statement set forth above.

It is Now Therefore Agreed by and between the Board of Trustees for Beaver Creek Township and the Board of Commissioners of the Crawford County Road Commission that in conformity with the policy of the Crawford County Road Commission as set forth above that the Crawford County Road Commission will provide assistance to emergency personnel acting lawfully within Beaver Creek Township and

attempting to provide emergency services to members of the public located or residing upon private roads located within Beaver Creek Township.

It is further agreed that Beaver Creek Township will reimburse the Crawford County Road Commission for the services it renders to emergency personnel and that reimbursement will include all labor, equipment and material costs expended for any such service.

It is further agreed that the Road Commission will provide such emergency maintenance on an as requested basis and only when the request is made by an authorized representative of the Board of Trustee of Beaver Creek Township. The Board of Trustees shall appoint its authorized representatives and notify the Crawford County Road Commission in writing of said appointments.

It is further agreed that this instant agreement is subject to cancellation, with or without cause or breach, by either party upon 30 days written notice to the other party.

5. Noise Ordinance. Our township Planning Commission tabled the matter as there were questions regarding the "Emergency Alert System" that is in effect at Camp Grayling. Supervisor would like to see what Grayling Township is going to do as the Sheriff's Department wants all township Noise Ordinances the same.

6. Balmes reported that Global Tower is not interested in purchasing the township tower.

7. Question of replacing the township camera. Several board members suggested that we had already addressed that issue.

NEW BUSINESS:

1. MMR Resolution. Motion by Ashton and seconded by Little to pass the following Resolution. Roll call vote with all ayes, motion carried.

RESOLUTION

TOWNSHIP OF BEAVER CREEK SUPPORT OF ADVANCE LIVE SUPPORT SERVICE PROVIDED BY MOBILE MEDICAL RESPONSE

WHEREAS, Beaver Creek Township residents have depended on Mobile Medical Response (MMR) for their advance life support needs; and

WHEREAS, Beaver Creek Township residents have not had to pay a tax subsidy for this service for more than twenty years; and

WHEREAS, This service has now become threatened due to the handling of inter-facility transports out of Mercy Hospital Grayling; and

WHEREAS, MMR has experienced significant (28.6% or 181) reduction in inter-facility transports for patients residing in Crawford County over the past year; and

WHEREAS, Barring the explanation that the residents of Crawford County are getting younger and healthier, the only explanation is that transports from Crawford County zip codes (non-Frederic Twp.) are being serviced by some other provider; and

WHEREAS, It is imperative that our residents are able to maintain this service at no cost.

THEREFORE, BE IT RESOLVED That the Beaver Creek Township Board respectfully recommends that Mercy Hospital Grayling insure that all Crawford County residents residing in the zip codes of 48653 and 49738, requiring transfer to another facility, are transported by Mobile Medical Response unless that service is unavailable; and

BE IT FURTHER RESOLVED, That if determining residency proves to be cumbersome to Mercy Hospital Grayling, that the hospital utilized Crawford County Central Dispatch to determine residency of the patient and notify the appropriate agency for service.

2. Weyerhaeuser IFT request. Motion by Hartman and seconded by Little to grant the Weyerhaeuser request for an IFT for 12 years. Roll call vote with all ayes, motion carried.

3. Foreclosed properties. Motion by Balmes and seconded by Little to sign the Waiver of Right to Purchase Foreclosed Property from Crawford County. Roll call vote with all ayes, motion carried.

WAIVER OF RIGHT TO PURCHASE FORECLOSED PROPERTY

Public Act 123 of 1999 allows the township to purchase for minimum bid any parcels within their unit for a public purpose.

The township hereby waives their right to purchase property in their unit that was foreclosed upon in April, 2013.

4. Motion by Little and seconded by Hartman to spend up to \$250 for a utility trailer and spreader for yard work. Roll call vote with all ayes, motion carried.

5. Discussion regarding the county recycling plan. We were given a copy of the "Public Act 69 of 2005 Recycling Service Plan for Crawford County 2013", which was adopted by the Crawford County Board of Commissioners on June 27, 2012 for the service period starting April 1, 2014 and ending March 31, 2015. Motion by Balmes and seconded by Little to sign the "Inter-Local Governmental Agreement between Beaver Creek Township and Crawford County". Roll call vote with all ayes, motion carried.

INTER-LOCAL GOVERNMENTAL AGREEMENT BETWEEN THE BEAVER CREEK TOWNSHIP AND CRAWFORD COUNTY

PREAMBLE:

Whereas the Crawford County desires to facilitate a recycling program that is accessible to all residents of the County in order to reduce the amount of solid waste generated within the county. To that end, the Crawford County, by way of PA 69 of 2005, has imposed a recycling surcharge on households within the county to offset the cost of such an endeavor.

Beaver Creek Township desires to continue to offer recycling services to the residents of the township and reduce the solid waste generated within their township.

PARTIES:

This agreement made May 23, 2013 between the County of Crawford, hereinafter called the County and the Township of Beaver Creek, hereinafter referred to as Township, deem it in the best interest of the community to promote recycling in the township and to that end, offer recycling to all residents through a surcharge imposed by the County by way of PA 69 of 2005.

TERM:

This agreement will begin July 1, 2013, and continue through June 30, 2014.

This agreement is contingent on the Township and the County adopting the Crawford County Recycling Plan (PLAN).

CONSIDERATION:

The Township agrees to:

1. Remit the funds identified as Aggregate Revenue Due in the PLAN to the County Treasurer by March 31, 2014
 - A. By way of recycling surcharge or
 - B. By way of using other sources of monies
2. Have a representative appointed to the Crawford County Recycling Council
3. Provide recycling services to the residents of the Township
4. Allow access to recycling site in order to remove trailers for processing
5. Assist in education of the public and marketing of the recycling program to the public

The County agrees to:

1. Implement recycling surcharge in compliance with PA 69 of 2005
2. Act as a fiduciary for the money received from the local units for the recycling program
3. Hire an individual (part-time) using the recycling funds received to transport recycling trailers to and from the local transfer site(s)
4. Appoint a Commissioner along with the Administrator to serve on the Crawford Recycling Council
5. Provide budget reports on recycling to the Council as requested

CHOICE OF LAW:

In the unlikely event that a dispute arises out of this agreement that the parties are unable to resolve, the laws of the State of Michigan shall govern.

INDEMNIFICATION:

The parties agree to indemnify and hold harmless each party from any liability and damages of any nature whatsoever resulting from the parties entering into this Agreement or resulting from the collection and distribution of the recycling surcharge monies imposed under PA 69 of 2005.

TERMINATION:

Either party may terminate this agreement by written notice of the party's intent to terminate issued prior to June 30, 2014.

Local Units may terminate their agreement prior to September 30, 2014 but will be required to pay 25% of their Aggregate Revenue without the benefit of a surcharge being levied in their unit.

After September 30th, the local unit agrees to fund recycling in full through June 30, 2015.

6. Motion by Little and seconded by Hartman to accept the 2013-2014 Meeting Schedule as presented. All ayes, motion carried.

**BEAVER CREEK TOWNSHIP
2013-2014 MEETING SCHEDULES**

REGULAR BOARD MEETING

Second Tuesday of each month at 7:00 pm

July 09, 2013	January 14, 2014
August 13, 2013	February 11, 2014
September 10, 2013	March 11, 2014
October 08, 2013	April 08, 2014
November 12, 2013	May 13, 2014
December 10, 2013	June 10, 2014

PLANNING COMMISSION

First Tuesday of each month at 7:00 pm

July 02, 2013	January 07, 2014
August 06, 2013	February 04, 2014
September 03, 2013	March 04, 2014
October 01, 2013	April 01, 2014
November 05, 2013	May 06, 2014
December 03, 2013	June 03, 2014

ZONING BOARD OF APPEALS

Third Tuesday of each month at 7:00 pm

July 16, 2013	January 21, 2014
August 20, 2013	February 18, 2014
September 17, 2013	March 18, 2014
October 15, 2013	April 15, 2014
November 19, 2013	May 20, 2014
December 17, 2013	June 17, 2014

7. Motion by Little and seconded by Hartman to hold a Budget Hearing on the 2013-2014 Proposed Budget on June 11, 2013 at 7:30 during our regular meeting. All ayes, motion carried.

8. Motion by Balmes and seconded by Little to pass the Resolution Amending the 2012-2013 Budget. Roll call vote with all ayes, motion carried.

Whereas, a budget was adopted by the Board to govern the expenditures of anticipated receipts within the township for the 2012-2013 fiscal year,

Whereas, as a result of unanticipated changes in revenues and need expenditures, it is necessary to modify the aforesaid budget as follows,

NOW THEREFORE, BE IT RESOLVED THAT THE AFORESAID budget be modified as follows:

1. Township Board			
101 101 710 000	Chem Bk Pension Fund		+4,200
101 405 702 000	Zoning Admin wages		-2,500
101 265 717 000	Sec Unemployment		-1,700
2. Legal Services			
101 201 826 000	Legal Services		+4,300
101 265 717 000	Sec Unemployment		-1,300
101 405 717 000	Zoning Unemployment		-3,000

9. Motion by Little and seconded by Balmes to pass the proposed Resolution to Establish Clerk's Salary. Roll call vote with all ayes, motion carried.

RESOLUTION TO ESTABLISH TOWNSHIP CLERK'S SALARY

WHEREAS, Michigan Compiled Law 41.95 authorizes the Township Board of Beaver Creek Township to determine the salaries for the office of clerk for fiscal year 2013-2014 by adopting a resolution at least 30 days prior to the township annual meeting, and WHEREAS, the Township Board deems that there shall be no adjustment in the salary of the office of clerk for the new fiscal year, and said salary will remain the same as the current fiscal year.

THEREFORE BE IT RESOLVED, that as of July 1, 2013, the salary for the clerk's office shall be \$26,290.00, per year, the same amount as last year.

BE IT ALSO RESOLVED, that this resolution shall be submitted to the electors at the annual meeting, at which time the electors may modify this resolution. Pursuant to MCLA 41.95(7), such modification that may be made by the electors cannot result in a reduction of salary during each official's term of office. In the event that the electors fail to act on this resolution, the officer shall be entitled to the salaries as established in this resolution, in accordance with state law.

BE IT FURTHER RESOLVED, that this resolution, adopted this day, May 14, 2013, is properly adopted by the Beaver Creek Township Board at least 30 days prior to the annual meeting, as required by law

Motion by Little and seconded by Balmes to pass the proposed Resolution to Establish the Supervisor's Salary. Roll call vote with all ayes, motion carried.

RESOLUTION TO ESTABLISH TOWNSHIP SUPERVISOR'S SALARY

WHEREAS, Michigan Compiled Law 41.95 authorizes the Township Board of Beaver Creek Township to determine the salaries for the office of supervisor for fiscal year 2013-2014 by adopting a resolution at least 30 days prior to the township annual meeting, and WHEREAS, the Township Board deems that there shall be no adjustment in the salary of the office of supervisor for the new fiscal year, and said salary will remain the same as the current fiscal year.

THEREFORE BE IT RESOLVED, that as of July 1, 2013, the salary for the supervisors office shall be \$23,446.00 per year if the supervisor is not actively involved in preparing the township assessment roll, and \$23,447.00 per year if the supervisor is certified at the appropriate assessor level and is actively involved in preparing the township assessment roll,

BE IT ALSO RESOLVED, that this resolution shall be submitted to the electors at the annual meeting at which time the electors may modify this resolution. Pursuant to MCLA 41.95(7), such modification that may be made by the electors cannot result in a reduction of salary during each official's term of office. In the event that the electors fail to act on this resolution, the officer shall be entitled to the salaries as established in this resolution, in accordance with state law.

BE IT FURTHER RESOLVED, that this resolution, adopted this day, May 14, 2013, is properly adopted by the Beaver Creek Township Board at least 30 days prior to the annual meeting, as required by law.

Motion by Little and seconded by Hartman to pass the proposed Resolution to Establish the Treasurer's Salary. Roll call vote with all ayes, motion carried.

RESOLUTION TO ESTABLISH TOWNSHIP TREASURER'S SALARY

WHEREAS, Michigan Compiled Law 41.95 authorizes the Township Board of Beaver Creek Township to determine the salaries for the office of treasurer for fiscal year 2013 - 2014 by adopting a resolution at least 30 days prior to the township annual meeting, and WHEREAS, the Township Board deems that there shall be no adjustment in the salary of the office of treasurer for the new fiscal year, and said salary will remain the same as the current fiscal year.

THEREFORE BE IT RESOLVED, that as of July 1, 2013, the salary for the treasurer's office shall be \$23,446.00 per year, the same amount as last year.

BE IT ALSO RESOLVED, that this resolution shall be submitted to the electors at the annual meeting, at which time the electors may modify this resolution. Pursuant to MCLA 41.95(7), such modification that may be made by the electors cannot result in a reduction of salary during each official's term of office. In the event that the electors fail to act on this resolution, the officer shall be entitled to the salaries as established in this resolution, in accordance with state law.

BE IT FURTHER RESOLVED, that this resolution, adopted this day, May 14, 2013, is properly adopted by the Beaver Creek Township Board at least 30 days prior to the annual meeting, as required by law.

Motion by Balmes and seconded by Hartman to pass the proposed Resolution to Establish the Trustee's Salary. Roll call vote with all ayes, motion carried.

RESOLUTION TO ESTABLISH TOWNSHIP TRUSTEES' SALARY

WHEREAS, Michigan Compiled Law 41.95 authorizes the Township Board of Beaver Creek Township to determine the salaries for the office of trustee for fiscal year 2013- 2014 by adopting a resolution at least 30 days prior to the township annual meeting, and WHEREAS, the Township Board deems that there shall be no adjustment in the salary of the office of trustee for the new fiscal year, and said salary will remain the same as the current fiscal year.

THEREFORE BE IT RESOLVED, that as of July 1, 2013, the salary for the office of trustee shall be \$2,610.00 per year, the same amount as last year.

BE IT ALSO RESOLVED, that this resolution shall be submitted to the electors at the annual meeting, at which time the electors may modify this resolution. Pursuant to MCLA 41.95(7), such modification that may be made by the electors cannot result in a reduction of salary during each official's term of office. In the event that the electors fail to act on this resolution, the officer shall be entitled to the salaries as established in this resolution, in accordance with state law.

BE IT FURTHER RESOLVED, that this resolution, adopted this day, May 14, 2013, is properly adopted by the Beaver Creek Township Board at least 30 days prior to the annual meeting, as required by law.

10. Motion by Little and seconded by Hartman to allow a quilting group to use the township community center next weekend for a three day get together for a charge of \$150. All ayes, motion carried.

11. Motion by Little and seconded by Balmes to allow \$200 for planting of flowers/gardening at the township. Roll call vote with all ayes, motion carried.

12. Motion by Little and seconded by Balmes to allow the purchase of a new sign at the transfer site showing hours of operation etc., not to exceed \$150. Roll call vote with all ayes, motion carried.

13. Motion by Little and seconded by Hartman to pay the Accounts Payable invoices in the amount of \$19,163.41, checks #25232 through #28276. Roll call vote with all ayes, motion carried.

COMMENTS FROM THE AUDIENCE:

Several comments from area residents.

Meeting adjourned at 8:57 pm.

Sharon K. Hartman
Clerk