

**BEAVER CREEK TOWNSHIP  
REGULAR MEETING JUNE 9, 2015**

The Beaver Creek Township Board held its regular meeting on Tuesday, June 9, 2015 at 10:00 am. Board members present: Ashton, Hartman, Van Nuck, Little and Riley. There were 8 guests present and Attorney Greg Meihn.

The meeting was called to order at 10:00 am and the supervisor led the Pledge of Allegiance and Invocation.

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

Motion by Van Nuck and seconded by Riley to approve the minutes from the May 12, 2015 meeting with typo correction to fifth paragraph. All ayes, motion carried.

Motion by Van Nuck and seconded by Ashton to approve the minutes from the May 12, 2015 Picnic Meeting. All ayes, motion carried.

Motion by Van Nuck and seconded by Riley to approve the minutes from the May 26, 2015 meeting with all ayes, motion carried.

**TREASURER'S REPORT:**

Motion by Little and seconded by Riley to accept the treasurers report as presented. All ayes, motion carried.

Motion by Hartman and seconded by Riley to allow the treasurer to attend MTA class in July "Financial Matters". Roll call vote with all ayes, motion carried.

**CLERK'S REPORT:**

School election on August 4, 2015.

**SUPERVISOR'S REPORT:**

The supervisor has attended meetings: MTA, MI EDC, Supervisors, Utility Authority and the 4 Mile Road Group meetings.

**H.L.U.A.:**

Their budget is almost same as last year and board will be asked to approve it under New Business.

**FIRE DEPARTMENT:**

The firemen have attended several classes last month and fire chief is working on the Smart911 program.

**DPW:**

Working on transfer of duties to John Buggs and discussed moving the transfer site computer program to a computer in the township.

**PLANNING/ZONING:**

Nine permits are out for this year, with one still pending. We are ahead of last year in issuing of permits.

**GRAYLING CHARTER TWP/BEAVER CREEK TWP UTILITIES AUTHORITY:**

They are working on the bylaws. Dr. Quinn, Kirtland College, needs water for construction in July, so they will be going independently.

**CORRESPONDENCE:**

Broadband Survey

**OLD BUSINESS:**

1. Motion by Little and seconded by Van Nuck to approve the price from Waste Management for township cleanup day scheduled for June 20<sup>th</sup>. Roll call vote with all ayes, motion carried.
2. Motion by Van Nuck and seconded by Little to Amend the Healthcare Ordinance, changing Section III: C. FIRE CHIEF AND FIRE FIGHTERS; provide a single policy for full-time employees. Roll call vote with all ayes, motion carried. The Ordinance will be as follows:

**ORDINANCE #47**

**SECOND AMENDMENT TO HEALTH INSURANCE ORDINANCE #39**

Ordinance #39 was set up to create and establish a township group insurance plan covering health, hospitalization, medical and surgical service and expense, for certain classes of township officers and employees and their dependents, and to authorize the township supervisor and the township clerk to contract in the name of the township for such plan; to define those classes of officers and employees who shall be covered by such group insurance plan; to provide for the payroll deduction of contributions, if any, from officers' and employee; compensation; to establish the time at which existing and future employees' shall become eligible for such plan; to provide a method of non-coverage of an officer or employee of the plan, to ratify and confirm the validity of any plan in existence on the effective date of this ordinance; and to repeal all ordinances or parts of ordinance in conflict herewith.

At the Beaver Creek Township Board meeting of June 9, 2015, the board agreed to make the following change to the existing ordinance:

**SECTION III:**

**C. FIRE CHIEF AND FIRE FIGHTERS;** provide a single policy for full-time employees.

3. Motion by Ashton and seconded by Little to accept the zoning changes from the planning commission regarding camping and pools, with changes to the definitions and send back for public hearing. Roll call vote with Ayes: Ashton, Little and Hartman. Nays: Van Nuck and Riley. Motion carried. They are as follows:

**CAMPING:**

*Add new definitions to Section 2.02 Definitions:*

**Black Water:** Sometimes called "sewer water" or "sewage water". Waste water containing feces or urine from a toilet/bucket/makeshift toilet.

**Camper:** The term shall include but not limited to items commonly referred to as a camper trailer, travel trailer, motor home, fold down or pop-up trailer, fifth wheel typically used as a sleeping place.

**Gray Water:** Any water that has been used in sinks, showers, tubs, washers, etc. **NOT** toilet water.

**Tent:** A portable shelter typically used as a sleeping place.

**Waste Water:** See definition for "gray water" and/or "black water".

*Remove Section 14.52-Camping on Unimproved Property and replace with the following new paragraph:*

**Section 14.52 – Camping on Unimproved Properties**

Camping in licensed recreational vehicles, (licensed fifth wheels, licensed trailers), tents, and campers) is permitted in AR, RD, LDR, and MDR Districts, subject to the following: 1) Camper must be occupied while on site. 2) The camper must comply with Michigan Vehicle Codes for use on public highways to include: valid

registration, license, insurance, and be road worthy. 3) The camper must be equipped with self-contained sanitary facilities or have an improved lot with sanitary facilities approved by the health department. 4) The camper must have a valid Township permit. The Township Camping Permit must be obtained by the property owner at the Township Office at no fee. The initial permit is valid for fifty-six (56) days. A camper may obtain two (2) additional thirty (30) day permits (no fee) then **must** be removed for a minimum of thirty (30) days. Under no circumstances shall camping be permitted if the property is not **AT LEAST TWO AND ONE-HALF (2 ½) ACRES IN SIZE**. (*Ref. Sec. 14.31 – Use of Recreational Vehicles as Temporary Dwellings by Visitors*)

***Add to back of zoning book: SAMPLE OF- TRAVEL TRAILER/RECREATION VEHICLE/TENT PERMITS***

***POOLS:***

***Add new definitions to Section 2.02 Definitions:***

**Above-Ground/On-Ground Pool:** See “Swimming Pool”.

**Barrier:** A fence, wall, building wall or combination thereof which completely surrounds the swimming pool and obstructs access to the swimming pool.

**Hot Tub:** See “Swimming Pool”.

**In-Ground Pool:** See “Swimming Pool”.

**Spa, Non-portable:** See “Swimming Pool”.

**Spa, Portable:** A nonpermanent structure intended for recreational bathing in which all controls, water-heating and water-circulating equipment are an integral part of the product.

**Swimming Pool:** Any structure intended for swimming or recreational bathing that contains water over 24 inches deep. This includes in-ground, above-ground and on-ground swimming pools, hot tubs and spas.

**Swimming Pool, Indoor:** A swimming pool which is totally contained within a structure and surrounded on all four sides by the walls of the enclosing structure.

**Swimming Pool, Outdoor:** Any swimming pool which is not an indoor pool.

***Keep Section 14.20 A-E as written, Remove F and replace “F” with the below:***

**Section 14.20-Swimming Pools**

F. In-ground pools shall be designed and constructed in conformance with ANSI/NSPI-5-03 the American National Standards Institute and National Spa and Pool Institute, respectively. Above-ground and on-ground pools shall be designed and constructed in conformance with ANSI/NSPI-4-99.

Permanently installed spas and hot tubs shall be designed and constructed in conformance with ANSI/NSPI-3.

Portable spas and hot tubs. Portable spas and hot tubs shall be designed and constructed in conformance with ANSI/NSPI-6.

G.Barrier Requirements:

Application. The provisions of this chapter shall control the design of barriers for residential swimming pools, spas and hot tubs. These design controls are intended to provide protection against potential drownings, near-drownings by restricting access to swimming pools, spas, and hot tubs.

Outdoor swimming pool. An outdoor swimming pool, including an in-ground, above-ground or on-ground pool, hot tub or spa shall be surrounded by a barrier which shall comply with the following:

1. The top of the barrier shall be at least 48 inches above grade measured on the side of the barrier which faces away from the swimming pool. The maximum vertical clearance between grade and the bottom of the barrier shall be 2 inches measured on the side of the barrier which faces away from the swimming pool. Where the top of the pool structure is above grade, such as an above-ground pool, the barrier may be at ground level, such as the pool structure. Where the barrier is mounted on top of the pool structure, the maximum vertical clearance between the top of the pool structure and the bottom of the barrier shall be 4 inches.
2. Opening in the barrier shall not allow passage of a 4-inch-diameter sphere.
3. Solid barriers which do not have openings, such as a masonry or stone wall, shall not contain indentations or protrusions except for normal construction tolerances and tooled masonry joints.

4. Where the barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is less than 45 inches, the horizontal members shall be located on the swimming pool side of the fence. Spacing between vertical members shall not exceed 1-3/4 inches in width. Where there are decorative cutouts within vertical members, spacing within the cutouts shall not exceed 1-3/4 inches in width.
5. Where the barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is 45 inches or more, spacing between vertical members shall not exceed 4 inches. Where there are decorative cutouts within vertical members, spacing within the cutouts shall not exceed 1-3/4 inches in width.
6. Maximum mesh size for chain link fences shall be 2-1/4 inch square unless the fence has slats fastened at the top or the bottom which reduce the openings to not more than 1-3/4 inches.
7. Where the barrier is composed of diagonal members, such as a lattice fence, the maximum opening formed by the diagonal members shall not be more than 1-3/4 inches.
8. Access gates shall comply with the requirements of Sections 1-7 above, and shall be equipped to accommodate a locking device. Pedestrian access gates shall open outward away from the pool and shall be self-closing and have a self-latching device. Gates other than pedestrian access gates shall have a self-latching device. Where the release mechanism of the self-latching device is located less than 54 inches from the bottom of the gate, the release mechanism and openings shall comply with the following.
  - 8.1 The release mechanism shall be located on the pool side of the gate at least 3 inches below the top of the gate; and
  - 8.2 The gate and barrier shall have no opening larger than 1/2 inch within 18 inches of the release mechanism.
9. Where a wall of a dwelling serves as part of the barrier, one of the following conditions shall be met;
  - 9.1 The pool shall be equipped with a powered safety cover in compliance with ASTM F13646; or
  - 9.2 Doors with direct access to the pool through that wall shall be equipped with an alarm which produces an audible warning when the door and/or its screen, if present, are opened. The alarm shall be listed in accordance with UL 2017. The audible alarm shall activate within 7 seconds and sound continuously for a minimum of 30 seconds after the door and/or its screen, if present are opened and be capable of being heard throughout the house during normal household activities. The alarm shall automatically reset under all conditions. The alarm system shall be equipped with a manual means, such as a touch pad or switch, to temporarily deactivate the alarm for a single opening. Deactivation shall last for not more than 15 seconds. The deactivation switch(s) shall be located at least 54 inches above the threshold of the door; or
  - 9.3 Other means of protection, such as self-closing doors with self-latching devices, which are approved by the governing body, shall be acceptable so long as the degree of protection afforded is not less than the protection afforded by Item 9.1 or 9.2 described above.
10. Where an above-ground pool structure is used as a barrier or where the barrier is mounted on top of the pool structure, and the means of access is a ladder or steps:
  - 10.1 The ladder or steps shall be capable of being secured, locked or removed to prevent access; or
  - 10.2 The ladder or steps shall be surrounded by a barrier which meets the requirements of Section "BARRIER REQUIREMENTS", Items 1 through 9. When the ladder or steps are secured, locked or removed, any opening created shall not allow the passage of a 4-inch diameter sphere.

Indoor swimming pool. Walls surrounding an indoor swimming pool shall comply with Section "BARRIER REQUIREMENTS" Item 9.

Prohibited locations. Barriers shall be located to prohibit permanent structures, equipment or similar objects from being used to climb them.

Barrier exceptions. Spas or hot tubs with a safety cover which complies with ASTM F 1346, shall be exempt from the provisions of this appendix.

\*ANSI stands for American National Standard Institute

\*\*NSPI stands for National Spa and Pool Institute

\*\*\*ASTM stands for American Society for Testing and Materials

**10:30 am. Regular meeting recessed to hold Budget Hearings:**

Opened Hearing on the **General Budget**. No comments.  
Closed Hearing.

Opened Hearing on the **Fire Department Special Assessment**.

Last year's assessment was 2.71. This year will be approximately 3.65 which include almost one mill to payback the Judgment amount from the special assessment. These amounts will show on the winter taxes as fire department 2.66 and Judgment repayment of approximately .99. The Healthcare Ordinance will be changed to provide full time firemen with a single healthcare policy and not a two person policy.  
Closed Hearing.

Opened Hearing on the **Transfer Site Special Assessment**.

Recent audit shows approximately \$20,000 excess in this special assessment account. Supervisor stated that we may need to do some recycling upgrades and it is good to know that the money is there to do it with.  
Closed Hearing

**Returned to regular meeting at 10:38 am.**

**OLD BUSINESS CONTINUED:**

4. Discussed hall rental agreements. Motion by Van Nuck and seconded by Hartman to charge a \$25.00 cleaning fee on all rentals, with all security deposits at \$50.00. Roll call vote with all ayes, motion carried.

**NEW BUSINESS:**

1. Motion by Ashton and seconded by Van Nuck to accept the Donation Agreement from Wells Fargo for vacant land at 10101 S. Grayling Road, as attorney has given his ok in this matter. Roll call vote with all ayes, motion carried.
2. Motion by Hartman and seconded by Little to accept the "FOIA Procedures & Guidelines", effective July 1, 2015. Roll call vote with all ayes, motion carried.
3. Motion by Van Nuck and seconded by Little to send the Grayling Youth Boosters a contribution of \$200.00 for fireworks. Roll call vote with all ayes, motion carried.
4. Motion by Little and seconded by Ashton to turn over Transfer Site management operations to John Buggs, Senior Operations, with a written agreement to be drawn up. Roll call vote with all ayes, motion carried.
5. Motion by Van Nuck and seconded by Ashton to have a new light installed on our flag, not to exceed \$350.00, with Attorney Meihn contacting the VA to get help with the charges and Attorney Meihn will make up the difference of the cost. Roll call vote with all ayes, motion carried. Thank you Attorney Meihn.
6. Motion by Hartman and seconded by Riley to accept the General Budget for 2015-2016, the Special Assessment for the Fire Department for 2015-2016 and the Special Assessment for the Transfer Site 2015-2016. Roll call vote with all ayes, motion carried.
7. Motion by Little and seconded by Van Nuck to approve the Resolution Amending the 2014-2015 Budget. Roll call vote with all ayes, motion carried.

**RESOLUTION AMENDING 2014-2015 BUDGET**

WHEREAS, a budget was adopted by the Board to govern the expenditures of anticipated receipts within the township for the 2014-2015 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.	101101882000	Township Bd/Pub Safety	+ 750.00
2.	101223801000	Audit	+ 1,125.00
3.	101253710000	Treasurer/Medical	+ 3,715.61
4.	101253801000	Treasurer/Dep wages	+ 1,500.00
5.	101276801000	Cemetery/Cont wages	+ 850.00
6.	101276920000	Cemetery/Electric	+ 25.60
7.	101276930000	Cemetery/Misc	+ 167.55
8.	101262702000	Election Bd Wages	+ 929.43
9.	101266826000	Legal	+ 3,459.56
10.	101405702000	Zoning Admin Wages	+ 2,500.00
11.	101405703000	Planning Comm wages	+ 300.00
12.	101536924000	New Jt. Utility Authority	+ 6,100.00
13.	101215801000	Deputy Clerk	+ 2,000.00
14.	101247702000	Bd of Review wages	- 100.00
15.	101265801000	Snowplowing	- 400.00
16.	101265702000	Custodian Wages	- 2,054.43
17.	101265920000	Electric	- 300.00
18.	101265956000	Misc	- 500.00
19.	101265978000	Equip Replacement	- 350.00
20.	101265922000	Bldg. Heat	- 1,000.00
21.	101294384000	Unallocated	-18,718.32

8. Motion by Van Nuck and seconded by Hartman to approve the 2015-2016 Higgins Lake Utilities Budget for the next fiscal year. Roll call vote with all ayes, motion carried.

9. Motion by Little and seconded by Van Nuck to adopt the 2015-2016 Wage Scale/Meeting Dates schedule as presented. Roll call vote with all ayes, motion carried.

**WAGE SCALE/MEETING DATES**

The Township Board for Beaver Creek Township hereby establishes that there will be one regular monthly meeting, held the second Tuesday of each month, starting at 10:00 a.m. at the Township Hall on the following dates:

July	14, 2015	January	12, 2016
August	11, 2015	February	09, 2016
September	08, 2015	March	08, 2016
October	13, 2015	April	12, 2016
November	10, 2015	May	10, 2016
December	08, 2015	June	14, 2016

Special meetings shall be called at the discretion of the Board, with due and proper notice of such meetings given. Let it be allowed that Chemical Bank North be designated as the primary depository. Investments may be deposited in any Federal insured bank within the County of Crawford.

**ELECTED OFFICIALS:**

Supervisor	\$26,260.00 per year
If assessing	26,261.00 per year
Clerk	29,445.00 per year
Treasurer	26,260.00 per year
Trustee	2,923.00 per year

**ADMINISTRATIVE:**

Assessor	\$29,160.85 per year
Secretary	11.50 per hour
Deputy Clerk	12.00 per hour
Deputy Treasurer	11.00 per hour
Zoning Administrator	12,000.00 per year

**MAINTENANCE:**

Sr. Mtc. Labor	\$13.00 per hour
Mtc. Labor	9.70 per hour
Sr. Transfer Site	13.00 per hour
Cleaning Person	9.70 per hour

**ELECTION WORKERS:**

Chairperson	\$ 10.00 per hour
Inspectors	8.50 per hour

**BOARD OF REVIEW:**

Member	\$65.00 per day
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**LIQUOR INSPECTION:**

75.00 per month

FIRE DEPARTMENT

Fire Chief	\$41,440.00 per year	<u>MILEAGE:</u>	.50 per mile
Captain	14.88 per hour		
Firefighter Lt.	13.64 per hour	<u>PER DIEM:</u>	\$50.00 per day
Full Time Firemen	13.45 per hour		
On Call Firemen	11.40 per hour	<u>PLANNING COMMISSION/</u>	\$40.00 per mtg
Fire Fighter (w/o certification)	10.27 per hour	<u>ZONING BD OF APPEALS:</u>	\$50.00 chair/sec

NEWLY HIRED MAINTENANCE/

SECRETARIAL/SUBSTITUTE \$8.50 per hour

10. Motion by Van Nuck and seconded by Hartman to change the zoning administrator job from hourly to salary job, have the job description rewritten and a contract prepared. All ayes, motion carried.
11. Motion by Riley and seconded by Hartman to have a light installed at the Pere Cheney cemetery for \$100 plus the monthly electric charge. Roll call vote with all ayes, motion carried.
12. Motion by Van Nuck and seconded by Riley to pay the Accounts Payable in the amount of \$14,701.92, checks #29799 thru #29835. Roll call vote with all ayes, motion carried. Treasurer questioned if fire chief was aware his Verizon bill had gone up substantially and that maybe he needed to look at another plan because of the overages.

**COMMENTS FROM THE AUDIENCE:**

The fire chief questioned a work order for the light pole left at the railroad tracks and Capling suggested a steel post at the cemetery.

Meeting adjourned at 11:15 am.

Sharon K. Hartman, Clerk