

RAY TOWNSHIP TOWSHIP BOARD OF TRUSTEES
MEETING MINUTES
TUESDAY, AUGUST 15, 2017 AT 7:30 P.M.
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Location: Ray Township Hall
64255 Wolcott. Ray, MI 48096

Present: Joe Jarzyna, Supervisor
Lori Lascoe, Clerk
Doug Stier, Treasurer
Charlie Bohm, Trustee
Betty Grader, Trustee

1. CALL TO ORDER – PLEDGE OF ALLEGIANCE AND ROLL CALL.
Supervisor Jarzyna called the meeting to order at 7:31 p.m. The Pledge of Allegiance was recited. All members were present.
2. APPROVAL OF AGENDA:
Added 10.) f. Request authorization for Supervisor to work with Public Works for Drain Projects.
10.) g. Resignation of Planning Commission & Zoning Board of Appeals member
10.) h. Treasurers MTA Fall Conference
10.) i. Request for Temporary Structure permit;

**MOTION by Stier supported by Lascoe to approve the agenda as amended.
MOTION carried.**

3. Correspondence: Supervisor Jarzyna read a letter from Mel and Cary Gottschalk, 20505 31 Mile Road, requested the Board to allow the Supervisor to work with the Wastewater Services Division of the Macomb County Public Works Office to cleanup a portion of the Priest Drain.
4. PUBLIC COMMENTS: Supervisor Jarzyna asked anyone that would like to speak to come to the podium and state their name and address.

Ray Sanderwitz, 19799 30 Mile Road, stated at the last meeting the Board discussed sending a letter to each property owner regarding businesses that are operating in residential areas. He recommended the letter being included with the tax bill.

Bill Kehrer, 20015 30 Mile Road, asked the area of the Priest Drain that the Macomb County Public Works would clean out.

Mary Ebert, 19500 31 Mile Road, pleaded to the Board to approve the funding for the Supervisor to work with the Macomb County Public Works for the clean out of the Priest Drain to alleviate the funding in the area. Further stated the Priest Drain has not been draining the water and the area has been flooding for years.

Jerry Forythe, 19555 30 Mile Road stated the Supervisor has been very helpful and has walked the area with the owner's permission and contacted the Macomb County Public Works office for assistance. He stated his five acres is not lake front property and the water was flooded 15 feet up to his garage and it took five months for it to drain, as the Board can see in the photos. Further requested approval of the funding for the assistance from the Macomb County Public Works.

5. APPROVAL OF MINUTES – July 18, 2017
**MOTION by Bohm supported by Grader to approve the minutes from July 18, 2017 as presented.
MOTION carried.**

6. APPROVAL OF BILLS

Stier stated the bills list is through August 9, 2017 for \$101,980.47. He asked if the Board had any questions regarding the bills list.

Grader questioned payment to D-Fence for the CDBG handrail.

Stier stated the handrail has been inspected and completed.

MOTION by Stier supported by Bohm to approve the bills list dated August 9, 2017 in the amount of \$101,980.47.

MOTION carried.

7. OFFICER'S REPORTS

a. Supervisor Jarzyna stated he, Lyle Winn and John Zoccola met with Shelby Township and their Engineer to discuss sewer access for the Four-Star Development site at 26 Mile and Hayes Roads. He stated the developers are paying the Engineer costs. Further stated the next meeting will be scheduled to determine how the costs of the project will be paid.

Bohm asked if the c.f.s. will be restricted for the development of Four Star.

Jarzyna stated the c.f.s. would be for the Four-Star Development and the Davis area. Further stated he would request one-hundred thousand dollars to set-up a billing system for a DPW account.

Jarzyna reported the limestone has been applied on Omo Road from 31 Mile Road to 32 Mile Road shared with Lenox Township and 31, 30 and 28 Mile Roads, east of North of Avenue. He stated John Zoccola was on-site and over saw the projects and donated his time and has refused payment.

b. Clerk Lascoe reported she and Betsy Bart, Deputy Clerk attended a training session on August 14, 2017 for the new voting system. She stated the new voting equipment will be delivered the last week of August.

Lascoe reported Armada Area Schools has called for a special election for November 7, 2017 and the new voting equipment will be implemented for the election.

Lascoe reported after the last Board meeting she had a resident contact her that her husband could not hear anything at the last meeting and she stated some voices were muffled. Further stated she is researching a microphone/speaker system for the meetings.

Bohm stated there is a microphone/speaker which had been used at meetings.

Lascoe stated she would have microphone/speaker set-up for the next meeting.

Lascoe reported CDBG fiscal year began in July and HUD has not released the funding to the County yet. She stated for the library ADA door it will be a longer process since it is a historical building.

c. Treasurer Stier reported he is working with DTE for a shield for the front light that shines onto the neighbor property. DTE has offered two options to elevate the problem 1) to install a lower wattage fixture or 2) DTE could remove the existing pole and install a shorter pole with a decorative streetlight. He stated he would contact the neighbor.

d. Trustee Grader asked the status of the bridge for 28 Mile and Teller Roads.

Jarzyna stated DEQ has approved the permits for the bridge. Further stated the bridge would be constructed the spring of 2018.

Bohm stated he became aware of a situation with the seniors and it is included in the packet as an FYI and asked that the item be reviewed. He requested the Supervisor or Board Liaison report back to the Board.

8. DEPARTMENT REQUEST/REPORTS

- a. Assessing
- b. Budget Report
- c. Building Department
- d. Fire Department Report
- e. Library Report
- f. Senior Report
- g. SMART/Lenox Report
- h. Recreation Report

Jarzyna reviewed the department report for July 2017.

**MOTION by Lascoe supported by Bohm to receive and file the Department Reports for July 2017.
MOTION carried.**

9. UNFINISHED BUSINESS

- a. Taylor Blight – Bohm stated he tried to contact the Township Attorney to begin a new hearing but she was out of the office on vacation and then had a death in the family.

Jarzyna stated his conversations with the Taylors that the vehicles that are still on the property are part of the bankruptcy. He stated the Taylors and the Township Attorney had indicated to him that the past administration had an agreement with the Taylors that nothing is visible on the site. Further stated he has driven by the site and nothing is visible from the road.

Grader agreed nothing is visible from the road.

Bohm stated many residents have said they have an agreement but there is nothing in writing. He stated the Taylors have refused an inspection of the site. Further stated the neighbors are still complaining and applaud the clean-up.

Discussion was held on the court action without prejudice and if the vehicles are listed as assets on the bankruptcy case.

Bohm stated at the last meeting the Board authorized him to begin a new case and he contacted the Township Attorney.

Tim Taylor stated the case has been adjourned. He stated the case was adjourned and the property has been cleaned up. He stated an agreement was made years ago for the vehicles to be in the fenced in area. He stated they have cleaned up the property and no neighbors have complained and he feels they are being harassed. Further stated the vehicles on the site are his hobby of restoration projects.

MOTION by Grader supported by Stier to Table the Taylor Blight until the next meeting and for the Township Supervisor to contact the Township Attorney for a letter of the court action and for the Treasurer to provide the Board with a copy of the bankruptcy record.

MOTION carried.

b. Businesses in Residential Areas – Jarzyna stated several letters have been written to send to each property owner. Further stated he prefers the longer letter with bullet points.

Grader stated she hasn't seen all of the letters but wants all residents to be treated equally.

Discussion was held on including a letter in the tax bill, mailing and having all steps in place before a letter is sent to the property owners.

MOTION by Bohm supported by Grader to Table Businesses in Residential Areas to the next meeting.
MOTION carried.

c. CDBG funding for Senior Hand Rail- Jarzyna reported the hand rail has been installed and it has been inspected as required by CDBG.

MOTION by Bohm supported by Lascoe to issue a check of \$3,681.00 to D-Fence, LLC for the installation of the Senior Hand Rail, as per the contract.

MOTION carried.

d. Security Cameras for the Senior Center, Hallway and Treasurers Office – Stier stated all the donated security equipment is at the Township and the cabling is complete along with the power supply.

MOTION by Lascoe supported by Bohm to Table the Security Cameras for the Senior Center, Hallway and Treasurers Office including cabling and software until completed.

MOTION carried.

e. Park Lighting and Security – Jarzyna the item was addressed under the Treasurers comments. Further stated HCMA is patrolling the Township park and he has a meeting with them on August 28, 2017.

MOTION by Bohm supported by Stier to Table Park Lighting and Security to the next meeting.

MOTION carried.

f. Review Hall / Facility Use Policy, adopted February 1, 2011. - Jarzyna recommended "Hall" be removed the Hall/Facility Use Policy.

MOTION by Stier supported by Grader to Table the Hall/Facility Use Policy and remove "Hall" from the Facility Use Policy and for a final draft to be provided to the Board for the next meeting.

MOTION carried.

g. Senior Fitness Instructor for Thursday.

Lascoe stated the position was advertised in The Record Newspaper on July 26th and August 2, 2017 and the Township website. Further stated many seniors have request Shawn Murphy-Niemi instruct the Tuesday and Thursday senior fitness class.

**MOTION by Bohm supported by Stier to hire Shawn Murphy-Niemi for Senior Fitness Instructor position for Thursday mornings with the condition that a signed contract is executed.
MOTION carried.**

h. Planning Commission recommendation to repeal Section 211 and replace Section 211 Medical Marijuana Uses, by Planner dated 4-17-17 & revised 5-31-17 by Township Attorney.

Stier stated the Planning Commission has recommended approval to Repeal and Replace Section 211 Medical Marijuana Uses as drafted. He stated he contacted the Township Attorney for her opinion on the letter that was received from Pollicella and Associates. Further stated the opinion has not been received.

**MOTION by Stier supported by Bohm to Table 9.) h. Planning Commission recommendation to repeal Section 211 and replace Section 211 Medical Marijuana Uses to the next meeting.
MOTION carried.**

10. NEW BUSINESS

a. Resignation of Zoning Board of Appeals member. – Jarzyna stated Gary Engel has submitted his resignation from the Zoning Board of Appeals.

Lascoe stated in recognition of Gary Engel’s commitment to Ray Township. Gary was appointed as an alternate member to the Zoning Board of Appeals on June 20, 2000, when the it was a three-person Board. In November 2000, Gary was elected as Trustee and appointed to the Planning Commission as the Board liaison. The Board thanked Gary for his dedication, commitment and years of service to Ray Township and its residents. He will be missed.

Bohm stated in 1988, Gary Engel was elected Treasurer and resigned shortly after.

**MOTION by Bohm supported by Stier to accept the letter of resignation from Gary Engel from the Zoning Board of Appeals with regret and thanks.
MOTION carried.**

b. Acceptance of Audit Report – Jarzyna stated the Township audit is available if anyone would like to review it or would like a copy.

Bohm stated the audit report received is extremely good and shows a significant improvement.

**MOTION by Stier supported by Bohm to accept the 2016-2017 Audit Report.
MOTION carried.**

c. Library Request for September 17, 2017 –Jarzyna stated the Library is requesting for September 17, 2017. Discussion was held on the Library event to be held in the park and pavilions and with the understanding the seniors have priority of the room.

**MOTION by Bohm supported by Grader to allow the Library Request for September 17, 2017 as long the seniors have not already a booked an event on the day and for tables to be available for the seniors.
MOTION carried.**

d. Request to Implement New Business Hours (8:30 a.m. – 4:30 p.m.) – Jarzyna stated many residents come into the office the first few hours in the morning and many at 8:30 a.m. Further requested the summer hours be implemented as permanent new business hours.

**MOTION by Bohm supported by Grader to Implement New Permanent Hours (8:30 a.m. – 4:30 p.m.).
MOTION carried.**

e. Request for Recreation Activities, September – December. – Jarzyna stated the Board received the Recreation Leaders request for the year end activities.

**MOTION by Lascoe supported by Grader to Approve the Recreation Activities for September – December 2017.
MOTION carried.**

f. Authorization for Supervisor to work with Macomb County Public Works for Drain Projects – Jarzyna reported he met with the affected property owners of the Priest Drain with the flooding issues. He stated Candice Miller is requesting from the Board of Commissioners to allow rural communities to share in a 50-50 matching program for clean-up of County drains due to being neglected over the years. He stated \$5,000.00 was budgeted from the general fund. Mr. Forlini of the Public Works Office believes the five-thousand dollars is more than adequate because they have eliminated engineering. Further stated the Public Works Office would like to begin the work within the next few weeks.

Bohm stated the Township should get bids from local contractors.

Jarzyna stated the project would be handled the same as the limestone project with the County with matching funds and the County would do the work.

**MOTION by Stier supported by Lascoe to authorize the Supervisor to work with the Macomb County Public Works Office to start the clean-up process of the Priest Drain, up to \$5,000.00.
OPPOSED: BOHM.
MOTION carried.**

g. Resignation of Planning Commission & Zoning Board of Appeals member – Jarzyna read a letter from Tom Hancock resigning from the Planning Commission and Zoning Board of Appeals effective August 29, 2017, due to him moving out of the Township. In recognition of Tom Hancock, on December 6, 2005, he was appointed as an alternate member to the Zoning Board of Appeals. On April 17, 2007 Tom was appointed to the Planning Commission and became the Chairman in January of 2014 and has held the position to date. On January 28, 2014 Tom became the Chairman to the Zoning Board of Appeals and has held the position to date. The Board thanked Tom Hancock for his dedication, commitment and years of service to Ray Township and its residents. He will be missed.

**MOTION by Bohm supported by Stier to accept the letter of resignation from Tom Hancock from the Planning Commission and Zoning Board of Appeals with regret and thanks.
MOTION carried.**

h. Treasurers MMTA Fall Conference – Stier requested to attend the Michigan Municipal Treasurers Association fall conference, October 8-11, 2017. He stated the conference is being conducted at Crystal Mountain Resort and he is trying to get a ride to the conference.

MOTION by Grader supported by Lascoe to Approve for the Treasurer to attend the Michigan Municipal Treasurers Association Conference, October 8-11, 2017, not to exceed one-thousand dollars.

MOTION carried.

i. Request for Temporary Structure for 17390 31 Mile Road, Isham – Jarzyna stated there was a home was struck by lightning and the owners are requesting to have a trailer on the property to reside in while the home is being repaired. Further stated the bond amount is established by the Building Official.

MOTION by Stier supported by Bohm to Approve the Temporary Structure for 17390 31 Mile Road for the Isham property.

MOTION carried.

11. PUBLIC COMMENTS:

Jim DiMaria, Fire Chief explained the house was hit by lightning and the homeowner and her daughter were home and felt the bolt of lightning and smelled smoke. The homeowner checked the basement and saw the fire and was able to get out and call for first responders. He stated five departments assisted the fire. Further stated if you drove by the home on the outside everything is structurally fine but damage is the entire inside of the home and everything inside will have to be replaced.

Jeff Yaroch, State Rep. of District 33, thanked the Board for allowing him to come and speak to the residents. He stated eighty-eight million has been set for road funding and revenue for the Township is going up.

Ed Constantine, 22600 29 Mile Road, stated he hoped the Township would offer recycling at no cost. Further stated the Taylor property looks better now than other parcels in the Township and asked who submitted written complaint for the Taylor blight.

Supervisor Jarzyna explained the Township budgets about \$1,700.00 from the general fund for recycling. Further advised a freedom of information request would have to be filled out in the office regarding a complaint.

Terry Goike, 22440 32 Mile Road, stated she feels more people would participate in recycling if it was free for residents. Further stated the State and County should get involved to encourage recycling.

Ray Sanderwitz, 19799 30 Mile Road, asked who is enforcing the weed ordinance.

Supervisor Jarzyna stated he is enforcing the weed ordinance by complaints and drives through the Township and stops at residences in violation.

Bohm explained the weed ordinance is for residential property only.

12. ADJOURNMENT

MOTION by Bohm supported by Grader to adjourn the meeting at 9:41 p.m.

MOTION carried.

Joe Jarzyna, Supervisor

Lori R. Lascoe, Clerk
Recording Secretary

Date