

**MINUTES SILVER CREEK TOWNSHIP
REGULAR BOARD MEETING HELD ON AUGUST 13, 2014**

The meeting was called to order by Supervisor Bill Saunders at 7:00 p.m. on Wednesday, August 13, 2014. The Pledge of Allegiance to the Flag of the United States of America was led by Clerk Runyon.

MEMBERS PRESENT: Supervisor Bill Saunders, Treasurer Maureen Kuriata, Clerk Barbara Runyon, Trustee Joel Moore and Trustee Mike Glynn.

OTHERS PRESENT: Attorney John Magyar.

APPROVAL OF AGENDA

Trustee Moore moved, seconded by Trustee Glynn, to approve the August 13, 2014 Silver Creek Township Agenda. Motion carried by voice vote.

PUBLIC COMMENT

Jerry Donley reported that the sign is still down at Indian Lake's Lakeview Avenue and Maple Street.

APPROVAL OF MINUTES

Trustee Glynn moved, seconded by Trustee Moore, to approve the Minutes of the Special Meeting of July 26, 2014 and the Regular Meeting held on July 9, 2014. Motion carried by voice vote.

APPROVAL OF BILLS AND CLAIMS

Treasurer Kuriata reported the bills and claims of August 13, 2014. Clerk Runyon moved, seconded by Supervisor Saunders, to approve the following bills and claims in the total amount of \$203,111.66 as follows:

FROM THE GENERAL FUND	\$141,658.97
FROM THE INDIAN LAKE SEWER FUND	\$ 10,490.11
FROM THE PUBLIC SAFETY FUND	\$ 3,989.35
FROM THE BUILDING DEPARTMENT FUND	\$ 5,165.01
FROM THE INDIAN LAKE WEED CONTROL FUND	\$ 5,506.82
FROM PARKS & RECREATION FUND	\$ 20,486.40
FROM DEWEY LAKE WEED CONTROL	\$ 15,815.00
 GRAND TOTAL OF DISBURSEMENTS:	 \$203,111.66

The Supervisor directed the Clerk to take roll:

Yes (5): Supervisor Saunders, Clerk Runyon, Treasurer Kuriata, Trustee Glynn and Trustee Moore.

No (0): None.

Absent (0): None.

Motion carried by roll call vote.

READING OF COMMUNICATION

No communication reported.

PRESENTATION OF TOWNSHIP 2013/2014 AUDIT

Kevin Radde from Schaffer and Layher presented the 2013/2014 Silver Creek Township Audit, reporting a clean audit. He also reported that the township has fund balance in the general fund of \$938,172.

PRESENTATION BY MICHIGAN PAVING MATERIALS COMPANY

Terry Heckathorn from Asphalt Pavement Association of Michigan presented information on HMA Ultra Thin Pavement application. Project costs were also provided for County Line Road, W. Lakeshore Drive, Curan Beach Road and Maple Island Road.

Questions and discussion followed. Trustee Moore advised that Sister Lakes Area Sewer Authority is currently taking bids for manhole cover repairs, and we would have to time our projects.

Mr. Heckathorn suggested that the project be done in early spring of 2015, and we could lock the rates in if we entered into a contract this year.

Further discussion followed on the timing of the project.

MOTION

Trustee Glynn moved, seconded by Trustee Moore, to hold a Special Meeting after the Sister Lakes Area Sewer Authority awards their manhole contract, to consider Ultra Thin Paving. Motion carried by voice vote.

POLICE REPORT

Chief Mike Grice reported as follows: 34 complaints, 16 warnings, 9 tickets issued, 3 accidents policed, 1 arrest handle, 3 assist other agency, and 4 assist motorist and pedestrians.

HEALTH & SERVICE REPORTS

Indian Lake Fire Department: 20 calls, 13 in Silver Creek Township. Chief Huggins explained the fire siren.

Sister Lakes Fire Department: 12 calls, 6 in Silver Creek Township.

Pride Care Ambulance Report: July - 12 calls with an average response time of 5:18 minutes. One run had extended response times because of the distance of the calls. The crews took the correct routes and did not report any further incidents with their responses.

TOWNSHIP ATTORNEY'S REPORT

Attorney Magyar reported that he has filed the four lawsuits the board authorized last month for zoning/blight or violation of the International Property Code Maintenance.

He further reported that rather than filing a lawsuit, a violation letter has been sent by the zoning administrator to Majka's regarding violation of the zoning ordinance.

He is scheduled in the Court of Appeals in September for oral argument on the O'Connor case.

He has completed the Interlocal Agreement with the City and Silver Creek Township and has provided a copy for board review.

Lastly, he discussed Garandos Condominium II and referred to Resolution No. 06-08 that the Silver Creek Township Board passed on September 13, 2006. He recommended that the board approve the Conditional Rezoning Agreement and the Master Deed for Garandos Condominium II.

Supervisor Saunders indicated that an occupancy permit should be issued after compliance.

MOTION

Supervisor Saunders moved, seconded by Treasurer Kuriata, to authorize the Supervisor and the Clerk to sign all necessary documentations pertaining to Garandos Condominium

II. Motion carried by voice vote.

BUILDING & ZONING INSPECTOR'S REPORT

Building and Zoning Inspector Todd Herter reported 4 zoning compliance permits and 11 building permits issued with an estimated building cost of \$84,650.00.

BLIGHT ADMINISTRATOR'S REPORT

Walt Lehmann gave the blight report, indicating that he had sent out additional blight letters and has dealt with a complaint on a continuous garage sale. Has had complaints on tall grass, with two people already complying, and has three calls to investigate.

APPEALS BOARD REPORT

Jerry Donley reported no appeals in July and nothing scheduled to date.

PLANNING/ZONING COMMISSION REPORT

Tom Lehrer provided the Planning Commission Report, reporting on a Special Meeting held on July 14, 2014, where the commission reviewed the Boating and Zoning Ordinance Amendments which were recommended by Lakeshore Environmental. Additional time will be spent reviewing these recommendations. The next Planning Commission Meeting will be on August 23, 2014.

STANDING INSPECTORS REPORT

Electrical Inspector: 6 permits.

Plumbing Inspector: 3 permits.

Mechanical Inspector: 3 permits.

Liquor Inspector: 6 inspections and no violations.

TREASURER'S REPORT

Treasurer Kuriata reported fund balances as follows:

General Fund	\$387,226.38
Indian Lake Sewer Maintenance Fund	\$211,052.86

OPERATIONAL REPORTS

Indian Lake Sewer: Treasurer Kuriata provided three bids that were received for four spare pumps for the Indian Lake Sewer Lift Stations. Discussion was held.

MOTION

Treasurer Kuriata moved, seconded by Trustee Moore, to award Underground Pipe & Valve, Inc. the contract in the amount of \$47,932.85 for four spare pumps for Indian Lake Sewer Lift Stations.

The Supervisor instructed the Clerk to take roll:

Yes (5): Clerk Runyon, Treasurer Kuriata, Trustee Glynn, Trustee Moore and Supervisor Saunders.

No (0): None.

Absent (0): None.

Sister Lakes Area Sewer: Treasurer Kuriata reported that the building at A-1 lift station is close to completion.

Parks and Recreation Committee: Trustee Moore advised that the Silver Creek Township Parks Committee met on July 22nd and completed their Capital Improvement Plan. They are going to recommend to the township board that a line fence be erected at Russom Park, and will be presenting it to the board at the next meeting. The next meeting will be on August 19th at the township hall.

Public Safety Committee: Trustee Moore advised that the Public Safety Committee met on July 29, 2014 and again on August 12th. They are providing Pride Care with questions on improvement of service. Next meeting is scheduled October 7th at 7:00 p.m.

UNFINISHED BUSINESS

UPDATE ON TOWNSHIP SIGN

Trustee Glynn and ad hoc sign committee member Tom Lehrer discussed the bids that were received on the township sign. Bids ranged from as \$22,480.60 to \$14,062.00. None of the bids included the electrical circuit. The committee recommends the Board consider three bids: North America Sign of South Bend, Indiana in the amount of \$17,620.00; Sign Works of Edwardsburg, Michigan in the amount of \$14,750; Valley City Signs of Comstock Park, MI in the amount of \$14,062. Sign Works will add backlight for an additional \$250.

Questions and discussion were held. Trustee Glynn advised the Board that he was not in favor of a township sign.

MOTION

Supervisor Saunders moved, seconded by Trustee Moore, to award the bid for the township sign to Sign Works of Edwardsburg, Michigan in the amount of \$15,000, and to pay up to \$1,000 for electrical service.

The Supervisor instructed the Clerk to take roll:

Yes (4): Treasurer Kuriata, Trustee Moore, Supervisor Saunders and Clerk Runyon.

No (1): Trustee Glynn.

Absent (0): None.

Motion carried by roll call vote.

MOTION

Treasurer Kuriata moved, seconded by Clerk Runyon, to pay for the township sign out of the Public Improvement account.

Yes (4): Trustee Moore, Supervisor Saunders, Clerk Runyon and Treasurer Kuriata.

No (1): Trustee Glynn.

Absent (0): None.

Motion carried by roll call vote.

UPDATE ON GENERATOR

Trustee Glynn provided specs for a township generator. Discussion was held. Trustee Glynn recommended possibly using the SLAUA generator on an emergency basis since the generator currently is housed at the township. Treasurer Kuriata will discuss this with the Sewer Authority and report back at the next meeting.

NEW BUSINESS

MOTION TO APPROVE 2013/2014 AUDIT REPORT

Supervisor Saunders moved, seconded by Clerk Runyon, to approve the Fiscal Year 2013-2014 Silver Creek Township Audit as presented by Schaffer and Layher, PLLC.

Motion carried by voice vote.

RESOLUTION R14-15 ADOPTING RUSSOM PARK RULES AND REGULATIONS

Clerk Runyon moved, seconded by Treasurer Kuriata, to adopt the following Resolution R14-15:

**TOWNSHIP OF SILVER CREEK
COUNTY OF CASS
STATE OF MICHIGAN
RESOLUTION NO. R14-15**

**RESOLUTION TO ADOPT RUSSOM PARK
RULES AND REGULATIONS**

WHEREAS, Russom Park is jointly owned and operated by Silver Creek Township and the City of Dowagiac,

FURTHER, Russom Park Rules and Regulations must be adopted by both entities,

THEREFORE, BE IT RESOLVED that the Silver Creek Township Board adopts the following Russom Park Rules and Regulations as agreed upon by the City of Dowagiac, and that said Rules and Regulations be posted at Russom Park.

Hours:

- Dawn to Dusk

Parking:

- Parking is limited to an established parking area only.
- Vehicles may not be parked overnight.
- Vehicles in violation of this regulation will be towed.
- No semi parking.

Pathways:

- No motorized vehicles on pathways.

General:

- Children under the age of 10 must be accompanied by an adult.
- Please keep the park clean and friendly and encourage others to do the same.
- Please place trash in trash receptacles only. If trash receptacles are not provided, take your refuse with you.
- No solicitation, vending, advertising or sign posting is allowed in the parks, except by permission of the Russom Park Committee.
- All of the following are prohibited in the Park:

Alcohol	Smoking	Loud music
Drugs	Profanity	Fighting
Pets	Graffiti	Fireworks
ATV's	Snowmobiles	Hitting of golf balls

The City of Dowagiac and Silver Creek Township will not be responsible for any injury to persons or loss of property. Users of the park, by participation, acknowledge and fully accept any risk.

Report any damage, hazardous conditions, concerns or suggestions to the Russom Park Committee at (269)782-2195 or (269)782-3025.

Discussion.

The Supervisor instructed the Clerk to take roll:

Yes (5) Trustee Moore, Supervisor Saunders, Clerk Runyon, Treasurer Kuriata and Trustee Glynn.

No (0): None.

Absent (0): None.

Resolution R14-15 carried by roll call vote.

MOTION FOR BUDGET ADJUSTMENT FOR ROAD CONTRACTS

Treasurer Kuriata moved, seconded by Clerk Runyon, to amend the 2014/2015 General Fund Line Item 446-801 Road Contracts by \$69,903.95 to reflect a total Line Item for Road Contracts of \$214,903.95.

Clerk Runyon explained that the contracts with the Cass County Road Commission total \$214,903.95 and only \$145,000.00 was budgeted. Discussion. Roll call vote.

The Supervisor instructed the Clerk to take roll:

Yes (5): Supervisor Saunders, Clerk Runyon, Treasurer Kuriata, Trustee Glynn and Trustee Moore.

No (0): None.

Absent (0): None.

Motion carried by roll call vote.

MOTION TO APPROVE M&R ELECTRIC BILL

Trustee Moore moved, seconded by Supervisor Saunders to approve M&R Electric S.W. Inc. bill to install electrical service equipment for a concession building for AYSO at Russom Park in the amount of \$607.80.

Clerk Runyon questioned why we were paying for the electric service for AYSO's concession stand. Supervisor Saunders advised that the electric will be used in the future for other functions of the park. He also advised that the City of Dowagiac will reimburse us for half of the cost. Discussion.

The Supervisor instructed the Clerk to take roll:

Yes (5): Clerk Runyon, Treasurer Kuriata, Trustee Moore and Supervisor Saunders.

No (0): None.

Abstain (1): Trustee Glynn.

Absent (0): None.

Motion carried by roll call vote.

OTHER BUSINESS

Clerk Runyon reported that 399 voters turned out to vote at the August 5th Primary Election in Silver Creek Township.

PUBLIC COMMENT

Jerry Donley asked the name of the township sign that was approved by the township.
Tim Hull questioned when the township website would be updated.

ADJOURNMENT

The meeting was adjourned at 9:22 p.m. at the call of the Supervisor.

Dated: August 14, 2014
To be approved at the
September 10, 2014 Meeting

Barbara Runyon, Clerk