

October 9, 2012

LAPEER TOWNSHIP REGULAR BOARD MEETING

Lapeer Township Offices and Community Building
1500 Morris Road, Lapeer Township, Lapeer County, Michigan

Board Present: Clerk Dawn Walker, Supervisor Scott Jarvis, Treasurer Lori Ann Taylor, Trustees Bill Blaine and John Rutzen

Others Present: Police Chief William Marshall
Krystal Johns, resident and County Press Newspaper
Al Mitchell, 2487 Greenwood Road, Lapeer
Karen Rykhus, 2123 S. Lapeer Rd. – LDL board member & resident
Matthew Ashbrook, 1424 S. Five Lakes Rd.
Chuck Madden, LCISD
Clark Kent, Brown & Kent
Eric Ferguson, Brown & Kent

Supervisor Jarvis called the meeting to order at 8:30 a.m. Everyone stood for the Pledge of Allegiance.

Agenda: *Moved by Blaine, support by Rutzen to approve the agenda with a change in the agenda order. The agenda was approved unanimously.*

Consent General Correspondence for review:
Agenda: Police Statistics for September 2012
Fire Department monthly reports for August and September 2012

Public Time: No one addressed the board during public time.

M-085-12: *Moved by Rutzen, support by Blaine to approve the September 10, 2012 regular board meeting minutes as written. A vote was taken. Yes': All (5). Motion Carried.*

Treasurers
Report

M-086-12: September 2012

FUND	CLOSING BALANCE
<i>UNRESTRICTED FUNDS</i>	
Lapeer County Bank & Trust - General Fund Checking	\$211.43
Lapeer County Bank & Trust - General Fund Saving	\$18,321.12
Comerica - Revolving Improvement	\$8,244.44
Comerica - Revolving Improvement, Money Market	\$181,145.05
Comerica - Capital Improvement	\$94,332.45
Comerica - Capital Improvement, Money Market	\$100,586.02
Comerica - General Fund J-Account	\$75,974.98

Chase Bank - Investment	\$107,032.75
Cutwater Investment	\$441.93
Cutwater Investment, State Share Revenue	\$65,208.95
Lapeer County Bank & Trust - CDAR's - 0.5875% matures April 2013	\$200,000.00
Flagstar CD - .75% matures March 2013	\$100,000.00
Flagstar CD - .75% matures October 2013	\$100,000.00
<i>General Township Working Totals:</i>	\$1,051,499.12
<i>Money Market / Certificate of Deposit / Investment Only:</i>	\$572,683.63
<i>RESTRICTED FUNDS</i>	
Lapeer County Bank & Trust - Disaster Contingency	\$300.07
Lapeer County Bank & Trust - Liquor Law Enforcement	\$100.10
Lapeer County Bank & Trust - Cemetery Trust	\$34,380.78
Lapeer County Bank & Trust - Trust & Agency	\$1.00
Lapeer County Bank & Trust - Lapeer Township Police Community Service	\$737.69
PNC - Delinquent Tax Collection	\$463.88
LCBT - Tax Collection	\$12,671.46

Moved by Blaine, support by Rutzen to accept the September Treasurers' report. A vote was taken. Yes': All (5). Motion Carried.

Clerks
Reports:

The following Clerks reports were presented:

- Vouchers presented from September 16th thru October 15th, 2012 including payroll from October 1st.
- General Fund, Balance Sheet and Budget reports.

Vouchers
M-087-12:

Moved by Jarvis, support by Blaine to approve payment of the vouchers. A vote was taken. Yes': All (5). Motion Carried.

Holiday Depot:

Clerk Walker informed the board and members of the public that Lapeer Township will again be a drop off site for hats, mittens, boots and canned goods throughout the upcoming winter season.

Audit
M-088-12:

Review of the 2011-2012 Year-end audit was presented by Clark Kent, auditor from Brown & Kent, P.C.
Moved by Walker, support by Blaine to accept the audit as presented. A roll call vote was taken. Walker; yes, Blaine; yes, Rutzen; yes, Taylor; yes, Jarvis; yes. All (5). Motion Carried.

Clark Kent and Eric Ferguson departed at 8:55 a.m.

Fiber Internet
M-089-12:

Chuck Madden from Intermediate School District (ISD) spoke to the board in regards to getting a fiber connection to the Township hall in the anticipation of moving forward in receiving better high-speed internet coverage for township residents.

Moved by Walker, support by Rutzen to approve an amount not to exceed One-thousand dollars for engineering permit fees in the exploration of a fiber connection to reach the township hall. A roll call vote was taken. Walker; yes, Rutzen; yes. Jarvis; yes. Taylor; yes, Blaine; yes. All (5). Motion Carried.

Chuck Madden departed at 9:30 a.m.

LDL Board Appointment
R-015-12: *Moved by Jarvis, support by Blaine to appoint Karen Rhykus to the library board for the term of: January 1, 2013 to December 31, 2016. A vote was taken. Yes': All (5). Motion Carried.*

Snow Removal Contract
M-090-12: Supervisor Jarvis obtained quotes for the Township snow removal contract for the 2012-2013 season. Clerk Walker noted that she struggles to get the required paperwork from Jostocks each year.

Moved by Jarvis, support by Blaine to approve the contract by Bill Jostock Snowplowing with the requirement that all paperwork be back to the Township no later than November 1st. A roll call vote was taken. Jarvis; yes, Blaine; yes. Taylor; yes. Rutzen; yes, Walker; yes (reluctant). All (5). Motion Carried.

Liability Insurance
M-091-12: *Moved by Jarvis, support by Walker to approve the annual liability insurance premium effective November 1, 2012 in the amount of \$9,289. A roll call vote was taken. Jarvis; yes, Walker; yes. Taylor; yes. Blaine; yes, Rutzen; yes. All (5). Motion Carried.*

Hall Deposit
M-092-12: *Moved by Jarvis, support by Walker to keep twenty dollars of the fifty dollar deposit from Julie Esser (hall rental of September 30, 2012) as secretary Nancy Bradford had to come in on Sunday; the day of the rental to meet the renters to receive the deposit, and they were one hour late for check in time. A roll call vote was taken. Jarvis; yes, Walker; yes, Rutzen; yes, Blaine; yes, Taylor; no. Yes; (4), No: (1). Motion Carried.*

Lights
M-093-12: *Moved by Blaine, support by Rutzen to have the needed lights changed and maintenance completed by Sky Electric. A vote was taken. Yes': All (5). Motion Carried.*

Greenwood Enterprises
R-016-12: The board unanimously dismissed the assembly and went into closed session at 9:50 a.m. for the purpose of discussing settlement strategy on pending litigation with Greenwood Enterprises.

The board came back into regular session at 10:00 a.m.

The board spoke with Representatives: Matt Ashbrook and Al Mitchell from Greenwood Enterprises/Jay's Septic in regards to the ongoing litigation with them over unpaid fire-runs. They stated that they would like to resolve the issue and be done with it as it has gone on for a long time now. Trustee Rutzen stated that our board disagrees highly with the judgement made by Judge Barnard; and a majority of the board feels that we should move forward with the appeal. In court, Greenwood Enterprises *agreed* there was no dispute in regards to fire-run 2009-002 (Brian Blaine), invoiced in the amount of \$2500. The board of Trustees offers that: 1) If agreed upon by defendant payment in the amount of \$2500 for invoice 2009-002 will *be* paid and accepted as payment in full for the \$7500 in past due fire run fees (waiving \$5000 in past due invoices); and, Greenwood Enterprises shall agree to waive the lower Court's (Judge Barnard) remediation of the Township owing them money. The board of Trustees also states that Greenwood Enterprises shall have until Monday, October 15th at 1:00 p.m. to advise said Board of Trustees of their decision (and if agreed upon; the payment). Mr. Ashbrook agreed that he would have an answer by the stated time.

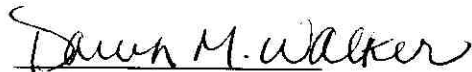
Matt Ashbrook and Al Mitchell departed at 10:15 a.m.

M-094-12: *Moved by Rutzen, support by Blaine to enter the above offer to Greenwood Enterprises into record. A vote was taken. Yes': All (5). Motion Carried.*

Public time: Supervisor Jarvis asked if any board members objected to boy scouts selling popcorn outside during the community forum on October 15.

Reports: Reports were given on Construction Code Authority and EMS. Discussion that the Farm Bureau recycling at Habitat for Humanity went up to six dollars per car. The public forum was discussed.

Adjournment: *Moved by Walker, support by Rutzen to adjourn the meeting. The meeting was unanimously adjourned (at 10.25 a.m.).*



Dawn M. Walker, CMC
Lapeer Township Clerk