

Milton Township

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Official Minutes of Milton Township Board Meeting Monday, June 21, 2010 7:00 PM

The Milton Township Board Meeting was called to order at 7:00 PM with Supervisor Benjamin, Clerk Boggs, Treasurer DeBroka, Trustee Harvey and Attorney John Lohrstorfer present. The Pledge was recited after which Trustee Ward arrived.

Approval of Agenda: Three other items were added to the Agenda #7 Board of Review, #8 Cass County Clerk Funding for August Election and #9 Need to have a another vote on the roads.

Supervisor Benjamin motioned to accept the minutes of April 19, 2010 as amended, seconded by Treasurer DeBroka, motion carried.

May 17, 2010 minutes, page 2, under New Business, May 17, 201 should be 2010. Page 3, fourth paragraph sentence with brackets should be removed. Page 6 under approval of checks, remove sentence with brackets. Supervisor Benjamin motioned to approve minutes as amended, seconded by Treasurer DeBroka, motion carried.

May 20, 2010 Special Meeting minutes. Treasurer DeBroka motioned to accept as presented, seconded by Trustee Harvey, motion carried.

Public Comments: Attorney William Labre, Chairman of the Cass County Republican Party spoke to the board. Mr. and Mrs. Kronewitter each read their comments and Jackie Pflug requested to be considered for the Planning Commission vacancy.

Rick Briney from the Edwardsburg Ambulance was present with no report. Supervisor Benjamin asked if they could come on a quarterly basis to present their report.

NATS meeting. Deputy Clerk Paul Boggs reported the last month's meeting was a slide show content was solutions that came from the governor's office on how MDOT is to do biddings and meetings. Nothing other than that transpired.

No inspector's.

Paul Sniadecki, Zoning Administrator reported zero site plans, zero land splits and other activities with the Zoning Administrator suggesting that the Planning Commission look at an amendment to conditional use regarding small fire arm sales.

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Supervisor Benjamin asked Paul to review our sound ordinance and ask the Planning Commission about tracks and as Milton has no burning ordinance, the Planning Commission needs to address that and make whatever recommendations to the appropriate body.

Diane Shields, Chair of the Planning Commission was not present. Trustee Ward explained to the board that Williams and Works gave the Planning Commission the compiled information from the Visioning Workshop and Mark Clark will be at the next Planning Commission meeting.

Robert Ziliak had no report.

Old Business: Report from Insurance Risk Control. Trustee Harvey has a report that he'll have the new secretary type and Supervisor Benjamin mentioned that the attorney should review before we pass something.

Tom Cook with T.C. Security, Mike Layher, Kerry Collins, Supervisor Benjamin and Treasurer DeBroka attended a meeting and discussed security issues.

Treasurer DeBroka motioned that Mike Layher be contacted to audit 2009/2010 fiscal budget year capped at what last year's payment was, seconded by Clerk Boggs. Roll Call Vote: Supervisor Benjamin, Yes; Clerk Boggs, Yes; Treasurer DeBroka, Yes; Trustee Harvey, Yes; Trustee Ward, Yes. Motion carried.

Supervisor Benjamin motioned to appoint Ron Jureziz to the Planning Commission from July 1, 2010 until June 30, 2013, seconded by Trustee Harvey. Trustee Ward asked to know all the people who applied for this position. Supervisor Benjamin responded that Virginia Kraft, a gentleman, who's name he did not recall, Patty Carr, Jackie Pflug, Ron Jureziz and Connie Gard.

Roll Call Vote: Clerk Boggs, No; Treasurer DeBroka, Yes; Trustee Harvey, Yes; Trustee Ward, No; Supervisor Benjamin, Yes. Motion carried.

Planning Commission's recommendation of fencing. Trustee Ward told the board that the Cass County Planning Commission at their meeting made a motion to accept the amendment as presented, with the recommendation that the proposed change should include the last sentence in the existing ordinance which reads "All fences which are more than 50 percent opaque shall be approved by the Building Inspector." Trustee Ward motioned that we send this back to the Planning Commission to get their evaluation on it again, seconded by Supervisor Benjamin. All voted yes. Motion carried.

B.J. Pratt with Burnham & Flowers presented the insurance coverage for Milton Township. Clerk Boggs motioned to accept the policy as presented by Burnham and Flowers for \$7,354.00, seconded by Trustee Harvey. Roll Call Vote: Treasurer DeBroka, Yes; Trustee Ward, Yes; Supervisor Benjamin, Yes and Clerk Boggs, Yes. Motion carried.

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Paul Sniadecki, Zoning Administrator explained the need to correct Milton's zoning map regarding Kestrel Hills development. Trustee Ward motioned that based on extensive search by Trustee Ward and Zoning Administrator Paul Sniadecki along with the concurrence of the Planning Commission and developer, the current Milton Township Zoning District Map should be corrected to show that Kestrel Hills subdivision is in the single family residential zoning district back to 1992, seconded by Treasurer DeBroka. Roll Call Vote: Trustee Harvey, Yes; Trustee Ward, Yes; Supervisor Benjamin, Yes; Clerk Boggs, Yes and Treasurer DeBroka Yes. Motion carried.

**MILTON TOWNSHIP
32097 Bertrand Street
Niles, MI 49120**

**Robert W. Benjamin, Supervisor * Linda DeBroka, Treasurer * Jacqueline Boggs, Clerk *
Sharon Ward, Trustee * Robert Harvey, Trustee
Phone [269] 684-7262 FAX [269] 684-1742**

**RESOLUTION 2010-07
Resolution to Set an Alternate Date for the
July
Board or Review
32097 Bertrand Street
Niles, MI 49120**

At a regular meeting of the Milton Township Board, Cass County, Michigan, held at the Township Hall of said County on the 21st day June, 2010 at 7:00 o'clock PM, called to order by Supervisor Robert Benjamin, the following resolution was offered and adopted.

WHEREAS, Section 53b of the General Property Tax Act, MCL 211.53b, requires a Board of Review that meets in July to meet on Tuesday following the third Monday in July, and a Board of Review that meets in December to meet on the Tuesday following the second Monday in December; and

WHEREAS, assessors who work for multiple townships are not always able to attend the Board of Review meeting for each township when they meet on the same day; and

WHEREAS, Public Act 122 of 2008, effective May 9, 2008, allows an alternate July Board of Review meeting date during the week of the third Monday in July; and an alternate December Board of Review meeting date during the week of the second Monday of December; and

WHEREAS, it will benefit the residents of Milton Township to have the assessor available to assist the Board of Review and taxpayers in processing tax appeals and poverty exemptions;

NOW, THEREFORE, BE IT RESOLVED that Thursday of the week of the third Monday of July as been selected as the meeting day of the 2010 Board of Review by the Milton Township Board on July 22, 2010.

The foregoing resolution offered by Board Member Supervisor Benjamin

Second offered by Board Member Treasurer DeBroka

Upon roll call vote the following voted “Yes” Trustee Ward; Supervisor Benjamin; Clerk Boggs; Treasurer DeBroka; Trustee Harvey.

“No”: None

The Supervisor declared the resolution adopted.

Certification

I hereby certify that the foregoing is a true and accurate copy of a resolution agreement adopted by Milton Township at a meeting held on June 21, 2010 at the Milton Township Hall and that notice of said meeting was made and given in accordance with the provisions of the Michigan Open Meetings Act.

**_____
Jacqueline Boggs, Milton Township Clerk**

June 21, 2010

Cass County Clerk Barbara Runyon's letter regarding the August 3 Election was discussed. Supervisor Benjamin motioned that we expend up to \$1,000.00 for the Cass County Clerk's office in the running of our election, seconded by Trustee Harvey. Roll Call Vote: Supervisor Benjamin, Yes; Clerk Boggs, Yes; Treasurer DeBroka, Yes; Trustee Harvey, Yes; Trustee Ward, Yes. Motion carried.

Supervisor Benjamin informed the board that there was an incorrect vote in the April 19, 2010 minutes on page five; therefore, Supervisor Benjamin motioned to pave the three road projects as presented by the Cass County Road Commission at our April 29, 2010 meeting with dust control, mineral brine well three times for 2.87 miles and dust control for Sparks on down to Brush on May Street and depending on which every dust control is cheaper compared to doing the whole road, seconded by Trustee Harvey, all voted yes. Motion carried.

Discussion regarding \$100.00 expense for recoding the safe.

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**RESOLUTION 2010-08
32097 Bertrand Street
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At a regular meeting of the Milton Township Board, Cass County, Michigan, held at the Township Hall of said County on the 21st day June, 2010 at 7:00 o'clock PM, called to order by Supervisor Robert Benjamin, the following resolution was offered and adopted.

Treasurer DeBroka motioned to remove the \$100.00 expenditure from Treasurer Office Supplies account 101-253-726 and charge it to Township Board Office Expenses account 101-101-726, seconded by Trustee Harvey.

Roll Call Vote: Clerk Boggs, Yes; Treasurer DeBroka, Yes; Trustee Harvey, Yes; Trustee Ward, Yes and Supervisor Benjamin, Yes. No Nay votes. Motion carries.

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June 21, 2010

Jacqueline Boggs, Milton Township Clerk

Financial Report: General Fund Checking at Fifth Third \$221,768.73. Premier Savings now Greater Niles Federal Credit Union is \$2,506.11. Two CD's there which was reported last month that interest was added. \$46,240.30 and \$28,990.51.

Discussion of rental deposit refunds.

Discussed appropriating monies for Jackie Pflug's additional work on the Zoning Book Draft and this is to be researched. Void check 6057.

Treasurer DeBroka motioned to approve checks, adding #6528 for Burnham & Flowers for Insurance \$7,354.00 and four more checks for Dave DeBroka, Laura Bywaters, Cheryl Bridges and Cody Miller all for \$20.00 each for table and chair rental deposit return, seconded by Trustee Harvey. Roll Call Vote: Treasurer DeBroka, Yes; Trustee Harvey, Yes; Trustee Ward, Yes; Supervisor Benjamin, Yes; Clerk Boggs, Yes. Motion carried.

Treasurer DeBroka motioned to adjourn at 8:45 PM, seconded by Trustee Harvey, motion carried.

Respectfully submitted,

Jacqueline Boggs, Milton Township Clerk