

Milton Township

32097 Bertrand Street, Niles, MI 49120 Phone (269)684-7262 Fax (269)684-1742

Email: milton@miltontwp.org Website: miltontwp.org

Official Minutes of Milton Township Board Meeting Monday, April 19, 2010 7:00 PM

The Milton Township Board Meeting was called to order at 7:00 PM with all board members present along with Milton Township Attorney, John Lohrstorfer.

The Pledge of Allegiance was recited.

Approval of Agenda: Number 4 should be township security, not just alarm company. Add #9 Edwardsburg Fire Budget.

Approval of Previous Minutes: February 25, 2010, clerk originally left out voice vote. Remove five minutes later. Treasurer DeBroka motioned to accepted minutes of February 25, 2010 as corrected, seconded by Trustee Harvey. Motion carried.

Minutes of March 15, 2010. Page 1, Supervisor Benjamin motioned to table approval of 2-25-2010 due to missing votes, seconded by Trustee Harvey, all ayes, motioned carried.

Page 2 Paul Boggs reported Right-of-way, not rite-of-way. Clerk Boggs motioned to accepted corrected 3-15-2010 minutes, seconded by Trustee Harvey, all ayes, motion carried.

Minutes of March 22, 2010. Trustee Ward informed the board that it was a Special meeting and Supervisor Benjamin requested to take out the roll call verbage and put motion carried. Clerk Boggs questioned how Treasurer DeBroka voted and Supervisor Benjamin informed the board that she voted yes. Trustee Harvey motioned to accept minutes as corrected, seconded by Clerk Boggs, motion carried, 4-1.

Minutes of March 31, 2010. Corrections : We said a pledge, add Public comments: None. Eliminate line space before 1st Roll Call Vote. Treasurer DeBroka motioned to accept minutes as corrected, seconded by Trustee Harvey. All ayes, motion carried.

Minutes of April 7, 2010. Election Commission. Strike Paul Boggs from list. List Patricia Zehrunge as Chairperson and Herbert Brown as Election Inspector. Supervisor Benjamin motioned to accept minutes as corrected, seconded by Treasurer DeBroka, motion carried, 2 yes and one no.

Supervisor Benjamin presented the following information: May 1, 2010, 7AM to 11 AM will be Clean-Up Day for Milton Township at the Community Centre Building. Fire Department will

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have the green address signs for sale. The Edwardsburg Ambulance will provide blood pressure checks. May 8, 2010 Milton is having an open session for the public to learn about when a building permit is needed, what zoning is required, so if you have a spring project, the hours are 9AM to 11 AM. Zoning Administrator, Paul Sniadecki and the Building Inspector will be in attendance to also answer your questions.

May 15, 2010 from 9AM to 12PM the Planning Commission is having a Visioning Workshop for residents participation regarding what does Milton Township want for their Master Plan. Supervisor Benjamin encourages everyone to attend.

May 19, 2010 from 7PM to 9PM, there will be work session with Doug Brousseau (Assessor) and he will answer questions pertaining as to how assessments are done and how taxes are done. The Treasurer will also be here on how taxes are collected.

Supervisor Benjamin received a couple of calls and the township has had two financial losses. The Cass County Sheriff's office is investigating this and a report is to be submitted.

Public Comments: Dr. Jureziz informed the board that the May meeting of the Planning Commission is also going to have Doug Brousseau. There are 48 parcels that have been reclassified developmental parcels. Please attend the Planning Commission meeting and learn about that. Supervisor Benjamin was hoping to get letters out to the 48 parcel owners.

Commissioner Ziliak suggested having a second session for the Milton Planning Commission Visioning Day. Trustee Ward will inform the Planning Commission Board of this suggestion.

Community Reports: Deputy Clerk Paul Boggs reported that NATS approved to bring the Pokagon Band of Indians into NATS as a group and also the items that he reported that came from the Planning meeting were officially approved at the meeting.

Paul Sniadecki, Zoning Administrator has had two building site plans for new construction, has had a lot of questions about land division, is working with a lot of potential developers and as the 10 year moratorium was lifted in 2007, using the Land Division Act. Has had questions about the keeping of animals. Has driven zero miles. Zero violation letters and zero tickets this last month. The Zoning Administrator was being accused of aggressively going after residents and Supervisor Benjamin stated that Milton is strictly passive regarding Milton's zoning enforcement.

Supervisor Benjamin informed the board that Diane Shields was traveling and was not at the board meeting and information concerning the Planning Commission's May 15, 2010 Visioning Day will have Jay Kilpatrick from Williams and Works, the consulting company present from 9AM to 12PM in the Community Centre Building. Supervisor Benjamin suggested possibly

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putting this information in the legal notices and getting some ideas on advertising this information.

Commissioner Ziliak explained that on April 22, 2010 from 3AM to 8PM at the TK Lawless Park there will be an Earth Day, there will be a music band for the evening with recycling bins. They can also take electronic waste. There will be 40 exhibits on display and Cass County also has more information.

Joe Bellina informed the board that the County has just got a recent bond rates from A+ to AA. That's good in this day and age. The Road Commission will be doing the following and probably resurface Conrad from May to US 12. Resurface on Gumwood from the Stateline to Redfield Street and they are going to chip and seal Ironwood from Redfield to Bell Road.

May 4, 2010 from 7PM to 9PM, the Cass County Planning Commission will have a meeting at Southwestern Michigan College Campus regarding the world smart growth strategies. It would be nice for all townships to have representatives attend and there will also be more information on the county website.

Robert Ziliak informed the board that Cass County will have their hazardous waste day for the county from 9AM to NOON on May 15, 2010. Electronic waste will also be collected. There is no cost for electronic items except for a \$5.00 charge for TV monitors that are 27 inches, greater than 27 inches, there will be an \$8.00 charge. Charge for tires is: \$2.00 for regular tires, on rims is \$3.00 and \$5.00 charge for truck tires. Commissioner Higley informed the board there was a flyer in the leader this week about the Hazardous Waste Day.

Old Business: Trustee Harvey reported information on his researching on background checks. Supervisor Benjamin questioned if this was something that Milton wants to implement. Further research needs to be implemented. FOIA discussion regarding building Milton's policies, research is continuing.

Mowing Contract Discussion:

Clerk Boggs motioned to hire Braden Green Thumb Landscaping, seconded by Treasurer DeBroka. Roll Call: Supervisor Benjamin, Yes; Clerk Boggs, Yes; Treasurer DeBroka, Yes; Trustee Harvey, Yes; Trustee Ward, Yes. Unanimous motion carried.

Mowing is to begin on April 26, 2010. Treasurer DeBroka motioned to have the Supervisor authorize to have additional mowing for 2010. Trustee Harvey seconded, all ayes, motion carried.

Roads: Joe Bellina with the Cass County Road Commission discussed with the township board regarding their recommendations.

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 2010-05
Fund Transfer Resolution
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 19th day April 2010 at 7:00 o'clock PM, called to order by Supervisor Robert Benjamin, the following resolution was offered and adopted.

WHEREAS, the Milton Township Board agrees to follow Milton Township Resolution 2010-05 for Fund Transfer:

\$85,500.00 FROM: Savings

\$85,500.00 TO: 101-101-969 Roads (Twp Bd - Conf Other (Roads))

MOTIONED BY: Clerk Boggs

SUPPORTED BY: Trustee Harvey

Roll Call Vote: Treasurer DeBroka, Yes; Trustee Harvey, Yes; Trustee Ward, Yes; Supervisor Benjamin, Yes; Clerk Boggs, Yes. Motion passed 5-0

Motion Carried.

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 April 19, 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.

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Jacqueline Boggs, Milton Township Clerk

Trustee Harvey motioned to pave the three road projects as presented by the Cass County Road Commission and dust control with mineral well brine, three times for 2.87 miles, seconded by Clerk Boggs. Trustee Harvey amended his motion for dust control from Sparks on down to Brush on May Street, and accept the dust control depending on which ever control is cheaper compared to doing the whole road, Treasurer DeBroka seconded amendment. Motion carried, 4-1 vote.

Joe Bellina left a set of plans for the Gumwood Road Project at Milton Township Hall in the secretary's office.

The cost for the portable restroom for the park is \$496.50. Supervisor Benjamin gave his recommendation to continue that service.

Treasurer DeBroka motioned to sign up for Joy's Johns \$496.50 for 2010. Trustee Harvey seconded. Roll Call: Trustee Harvey, Yes; Trustee Ward, Yes; Supervisor Benjamin, Yes; Clerk Boggs, Yes; Treasurer DeBroka, Yes. Motion carries.

Discussion on expirations of members of the Zoning Board of Appeals and it was decided that Diane Shields, Chair of the Planning Commission's term expires on June 30, 2012.

Supervisor Benjamin motioned to appoint Diane Shields, seconded by Trustee Harvey. Motion carried with all ayes.

Clerk Boggs motioned to appoint Treasurer DeBroka to the Zoning Board of Appeals with an expiration date of 2012, seconded by Trustee Harvey. Roll Call: Trustee Ward, Yes; Supervisor Benjamin, Yes; Clerk Boggs, Yes; Treasurer DeBroka, Yes; Trustee Harvey, Yes. Motion carried. Term expires November, 2012.

There are two openings on the Planning Commission, Ron Jureziz and Jackie Pflug and interested individuals are requested to submit letters to Supervisor Benjamin and the openings will be announced in Milton's April Newsletter.

Township Security: Discussion regarding overall security issues.

Supervisor Benjamin informed the board that the secretary has resigned her position. An Ad will be submitted to advertise for the secretarial position. Supervisor Benjamin motioned to set up one Planning Commission member, the Treasurer and Supervisor to narrow down the list of

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applicants to the top three candidates, the committee needs to cover job description and these will then be presented to the township board, Trustee Harvey seconded. Voice vote, motion carried.

Supervisor Benjamin informed the board that Milton's Trash Clean-up Day will be May 1, 2010 from 7AM to 11AM at the Community Centre Building. Southwestern Michigan College Scholarship Applications will be accepted until next Monday, April 26, 2010.

Supervisor Benjamin motioned to have a Special Meeting on Wednesday, April 28, 2010 at 7:00 PM to chose a scholarship winner, seconded by Trustee Harvey, voice vote, motion carried.

Supervisor Benjamin motioned to approve the Edwardsburg Joint Fire Board 2010-2011 Budget, seconded by Treasurer DeBroka. Discussion. Roll Call: Supervisor Benjamin, Yes; Clerk Boggs, Yes; Treasurer DeBroka, Yes; Trustee Harvey, Yes; Trustee Ward, Yes. Motion carries.

Financial Report: Fifth Third Checking \$120,982.24. Greater Niles Federal Credit \$50.00 in savings membership, two index fund money, savings \$2501.51. Two CD's at Teachers \$7502.99, money market, \$46,059.23 and 28,876.98, two CD's National City reinvested in Greater Niles.

Supervisor Benjamin informed the board that another check needs to be added, Cass County Road Commission check 6445, \$20,206.10. Discussion concerning attorney expenses and utilizing other legal sources such as MTA.

Treasurer DeBroka motioned to pay bills and add one check, 6403 to 6445, seconded by Trustee Harvey. Roll Call: Clerk Boggs, Yes; Treasurer DeBroka, Yes; Trustee Harvey, Yes; Trustee Ward, Yes; Supervisor Benjamin, Yes. Motion carried.

Trustee Harvey motioned to adjourn meeting at 9:46 PM, seconded by Clerk Boggs, Voice Vote, motion carried.

Respectfully submitted,

Jacqueline Boggs, Milton Township Clerk