

MINUTES OF THE ATTICA TOWNSHIP BOARD

Held on September 2nd, 2010
Nancy Herpolsheimer, Clerk

At a meeting of the Attica Township Board held on September 2nd, 2010, at the Attica Township Hall, 4350 Peppermill Road, Attica, Michigan. The meeting was called to order at 7 p.m. by Supervisor Ochadleus. PRESENT: Supervisor Al Ochadleus, Clerk Nancy Herpolsheimer, Treasurer Pam Mason, Trustee Phil Madeline and Trustee Richard Lacey. ABSENT: None. ALSO PRESENT: Attorney Michael Gildner and the public per the Sign-In Sheet attached.

The minutes of the August 12th, 2010 regular Board meeting were reviewed by the Board; and there being no additions, corrections or deletions;

MOTION by Lacey, seconded by Madeline to approve the August 12th, 2010 Attica Township Board minutes as presented. A vote was taken. Ayes: All; Nays: None.
MOTION CARRIED.

CORRESPONDENCE:

1. MTA Banquet:

Clerk Herpolsheimer read an invitation to the Lapeer County Chapter Michigan Township Association Banquet to be held on October 16th at the Metamora Lions Club at a cost of \$25 per person.

MOTION by Mason, seconded by Herpolsheimer to authorize the expenditure to cover the cost of any and all elected officials, deputies, department heads and their significant others wishing to attend the Lapeer County Michigan Townships Association Banquet on October 16th at the Metamora Lions Club. A roll call vote was taken. Herpolsheimer: Aye; Madeline: Aye; Lacey: Aye; Mason: Aye and Ochadleus: Aye. Ayes: All. Nays: None. **MOTION CARRIED.**

2. E-mail from Clerk Walker:

Clerk Herpolsheimer received an e-mail from Lapeer Township Clerk Dawn Walker stating that there will be a photographer at the December MTA meeting to take photos of the Township Board members.

3. MTA Conference:

The Fall MTA Conference will be held October 6th in Frankenmuth, the cost is \$89 per person.

MOTION by Herpolsheimer, seconded by Madeline to authorize the expenditure to cover the cost of any and all elected officials and their deputies wishing to attend the Fall MTA Conference on October 6th in Frankenmuth. A roll call vote was taken. Ochadleus: Aye; Mason: Aye; Madeline: Aye; Herpolsheimer: Aye and Lacey: Aye. Ayes: All. Nays: None.
MOTION CARRIED.

TREASURER'S REPORT: Treasurer Mason gave the following Treasurer's Report: Beginning Balance of \$214,480.55 receipts of \$17,123.53; Interest of \$64.73; Distributions of \$70,751.80 for a New Balance of \$361,917.01. Public Safety has \$90,490.05; Fire Millage has \$43,543.31 and there is \$2,256.97 in the Lake George Road Special Assessment account. The Beginning Balance was then amended to \$415,480.55 by Treasurer Mason.

MOTION by Lacey, seconded by Madeline to approve the Treasurer's Report as amended. A vote was taken. Ayes: All; Nays: None. **MOTION CARRIED.**

POLICE REPORT: None

OLD BUSINESS:

1. **Starr Mining Operation:**

Supervisor Ochadleus reported that Attorney Gildner, Zoning Administrator Fackler and himself visited the Starr mining operation on Newark Road and found them in violation of their Special Land Use permit. Attorney Gildner sent a letter to Phil Starr & Sons Trucking and Excavating, Inc. informing them of violations of their permits and requested they bring the property into compliance or enforcement action will be taken. Supervisor Ochadleus advised the Board that this will be a controversial situation. There was lengthy discussion.

2. **Recycling:**

Supervisor Ochadleus distributed information from Deerfield Disposal showing the number of Attica residents participating in the recycling program each month.

NEW BUSINESS:

1. **Pension Amendment:**

Discussion regarding amending the pension program to authorize employees to borrow money from their pension account.

MOTION by Herpolsheimer seconded by Mason to amend the pension plan to add a loan provision to the plan. A roll call vote was taken. Ochadleus: Aye; Herpolsheimer: Aye; Lacey: Aye; Madeline: Aye; and Lacey: Aye. Ayes: All. Nays: None. **MOTION CARRIED.**

2. **Willing Glass Company:**

The Township received a price from Willing Glass Company to repair the front door of the Township Hall.

MOTION by Herpolsheimer seconded by Mason to hire Willing Glass Company to repair the Township Hall front door at a cost not to exceed \$600. A roll call vote was taken. Madeline: Aye; Ochadleus: Aye; Herpolsheimer: Aye; Lacey: Aye; and Mason: Aye. Ayes: All. Nays: None. **MOTION CARRIED.**

COMMITTEE REPORTS

1. FIRE: Fire Chief Chris Warford reported:
 - a) There were 10 runs in the month of August.
 - b) Provided medical assistance to a resident that fell down his stairs.
 - c) Assisted on a structure fire in Imlay City.
 - d) Assisted with a head on collision and subsequent fire in Imlay Township.
 - e) The Fire Department has received two bids for an in house paging system. The system will cost no more than \$4,000.
 - f) Discussed escrow for capital improvement. Attorney Gildner will draft document for the escrow account.
2. PARK: Park Manager Phil Madeline reported:
 - a) Reported that bones were found by Bob Nichols while he was doing excavating work on the newly acquired township property. After testing the bones were reported to be animal.
 - b) New padlocks with a master key are needed for the park.
 - c) A resident was unhappy with the condition of the pavilion she rented. Her deposit and fee were both refunded.
 - d) The picnic tables in the park are in bad condition because of carving. There was discussion regarding refurbishing the tables.
 - e) The lights in the park are going to be checked.
3. PLANNING COMMISSION: Planning Commission Secretary Fackler reported:
 - a) There was not a Planning Commission meeting in September.
 - b) Discussed medical marijuana and the need for an ordinance. Attorney Gildner will draft a medical marijuana moratorium letter for the next township board meeting.
4. ATTORNEY REPORT: Attorney Gildner discussed the Campbell/Upleger case. A witness has stated that business continues at the site and evidence is needed to begin enforcement action. Planning Commission Secretary Fackler is going to contact the township sheriff and have him monitor the site for commercial activity for the next 30 days.
5. AMBULANCE: None.
6. CEMETERY: None.
7. COMMISSIONER REPORT: Commissioner Jarvis reported:
 - a) A motion was passed September 2nd to put the Park Millage on the November

ballot. There was discussion regarding the Lapeer County parks. Supervisor Ochadleus asked Commissioner Jarvis to take his concerns with money being shifted to the Lapeer County Commissioners.

b) Discussed the MTA banquet and the fact that money was not allocated for her ticket for the banquet by the Attica Township Board.

c) Commissioner Jarvis reported that she recently found Attica Fire Department photos and asked if the Fire Department would like them. Fire Chief Warford stated that the department already has duplicates of the pictures so Commissioner Jarvis could donate the pictures to the Attica Museum.

d) The County Commissioners have put into place a policy & procedure for single entry into the Lapeer County Court House for security reasons.

8. BOARD: None.

9. PUBLIC: None.

REVIEWING AND PAYING BILLS:

The bills were reviewed by the Board for the General Fund for the amount of \$40,077.73; Public Safety for the amount of \$607.05 and for the Fire Fund for the amount of \$7,696.29 and there being no questions:

MOTION by Lacey, seconded by Madeline to approve the bills as presented. A roll call vote was taken. Madeline: Aye; Herpolsheimer: Aye; Lacey: Aye; Ochadleus: Aye; and Mason: Aye. Ayes: All. Nays: None. **MOTION CARRIED.**

There being no further business before the Board, **MOTION** by Lacey seconded by Herpolsheimer to adjourn the meeting at 7:59 p.m. A vote was taken. Ayes: All. Nays: None. **MOTION CARRIED.**

Submitted by:

Respectfully Submitted By:

Valerie Schultz, Recording Secretary

Nancy Herpolsheimer, Clerk

