

MINUTES OF THE ATTICA TOWNSHIP BOARD

Held on December 20th, 2012
Nancy Herpolsheimer, Clerk

At a meeting of the Attica Township Board held on December 20th, 2012, 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 Gildner and the public per the Sign-In Sheet attached.

The minutes of the November 8th, 2012 regular Board meeting were reviewed by the Board; resident Jackie Osinski indicated that on page one under Public Hearing the letter she presented was incorrectly recorded as coming from Julie Galperen, the minutes should state that the letter was from Joyce Tye; there being no further additions, corrections or deletions;

MOTION by Lacey, seconded by Mason to approve the November 8th, 2012 Attica Township regular Board meeting as corrected. A vote was taken. Ayes: All; Nays: None. Absent: (None). **MOTION CARRIED.**

CORRESPONDENCE:

1. Supervisor Ochadleus read a letter from the Drain Commissioner, John Freeman.
2. Supervisor Ochadleus reported that there was an elderly resident that was not getting proper care and was referred to adult protective service.
3. Supervisor Ochadleus reported that the Attica Township representative (Lori Dodge) to the Ruth Hughes Memorial Library resigned and a new representative needs to be appointed.

POLICE REPORT: Deputy Nick Vandenberg gave the following police report: there were 165 calls in the month of November with 90 of the calls handled by the Township deputies.

TREASURER'S REPORT: Treasurer Mason gave the following Treasurer's Report: General Fund Beginning Balance of \$321,474.70, receipts of \$66,397.39; Interest of \$27.89; Distributions of \$78,383.82 for a New Balance of \$309,516.16. General Fund CDERS Savings account has a Balance of \$200,062.76; Public Safety has \$31,923.77; Public Safety CDERS Savings account has \$50,015.69; Fire Millage has \$27,162.19; Fire Millage CDERS Savings account has \$50,015.69; Fire Escrow has \$27,352.56; Fire Escrow CDERS Savings account has \$50,015.69 and there is \$2,068.96 in the Lake George Road Special Assessment account.

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

CARRIED.

PUBLIC TIME: Resident Bill Baden stated that there are large trucks going down Lake George Road.

ATTORNEY INVESTIGATIVE REPORT: Attica Township Attorney, Mike Gildner, contracted Charles Forrest, an impartial 3rd party attorney to investigate the alleged election abnormalities at the November 6th, 2012 election. Attorney Forrest gave a preliminary report on his findings. Attorney Forrest stated that he hasn't found any support for the claims of abnormalities. Charles Archibald's attorney, Philip Swann, called Attorney Forrest 3 hours before the township board meeting and raised several questions which Attorney Forrest will investigate and give his final report at the February 14th township board meeting.

RESOLUTION TO RESCIND PRIOR SPECIAL ASSESSMENT DISTRICT RESOLUTION:

MOTION by Lacey, seconded by Mason to rescind the resolution creating a special assessment district for aquatic weed control on Lake Pleasant that was passed at the November 8th, 2012 township board meeting. A roll call vote was taken. Herpolsheimer: Aye; Madeline: Aye; Lacey: Aye; Ochadleus: Aye and Mason: Aye. Ayes: All. Nays: None. Absent: None. **MOTION CARRIED.**

RESOLUTION CREATING AQUATIC WEED CONTROL ON LAKE PLEASANT:

MOTION by Mason, seconded by Madeline to adopt a resolution creating a special assessment district for aquatic weed control on Lake Pleasant. A roll call vote was taken. Ochadleus: Aye; Herpolsheimer: Aye; Mason: Aye; Madeline: Aye and Lacey: Aye. Ayes: All. Nays: None. Absent: None. **MOTION CARRIED.**

PUBLIC HEARING: Lake Pleasant Special Assessment Regarding Aquatic Weed Control

Supervisor Ochadleus opened the Public Hearing concerning the Lake Pleasant Special Assessment at 7:20 p.m. Supervisor Ochadleus reviewed the process to date.

There was various discussion regarding the Lake Pleasant Special Assessment district.

There being no further comments or questions:

MOTION by Lacey, seconded by Madeline to close the Public Hearing at 7:55 p.m. A vote was taken. Ayes: All; Nays: None. Absent: None. **MOTION CARRIED.**

OLD BUSINESS: None.

NEW BUSINESS:

1. Resolution regarding aquatic weed control on Lake Pleasant:

MOTION by Lacey, seconded by Madeline to adopt the attached Resolution creating a special assessment district, following the first public hearing, for aquatic weed control of Lake Pleasant. A roll call vote was taken. Lacey: Aye; Ochadleus: Aye; Madeline: Aye; Herpolsheimer: Aye and Mason: Aye. Ayes: All. Nays: None. Absent: None. **MOTION CARRIED.**

2. Summer Tax Collection Resolution for Imlay City Schools:

MOTION by Mason, seconded by Madeline to adopt a resolution to collect 2013 summer school taxes for Imlay City Community Schools. A roll call vote was taken. Herpolsheimer: Aye; Ochadleus: Aye; Madeline: Aye; Mason: Aye and Lacey: Aye. Ayes: All. Nays: None. Absent: None. **MOTION CARRIED.**

2. Approve 2013 Police Contract:

Supervisor Ochadleus reviewed the police contract and recommended signing the contract.

MOTION by Herpolsheimer, seconded by Madeline to approve the 2013 Police Contract with the Lapeer County Sheriff's Department. A roll call vote was taken. Mason: Aye; Lacey: Aye; Madeline: Aye; Ochadleus: Aye and Herpolsheimer: Aye. Ayes: All. Nays: None. Absent: None. **MOTION CARRIED.**

COMMITTEE REPORTS:

1. FIRE: Fire Chief Chris Warford reported:

- a) Two Attica firefighters participated in the "Shop with a Hero" program.
- b) Wished everyone a Merry Christmas and a Happy New Year.

2. PARK: Park Manager Madeline reported:

- a) The park is officially closed but residents are still welcome to use the track.

3. PLANNING COMMISSION: Planning Coordinator Fackler reported that there was not a meeting in December.

4. ATTORNEY REPORT: None

5. AMBULANCE: Supervisor Ochadleus reported that Lapeer County residents

will not be assessed for 2013.

6. CEMETERY: Supervisor Ochadleus stated that the board appreciated resident, Charles Archibald's comments regarding the Attica South Cemetery's condition at the November board meeting. Supervisor Ochadleus stated that appropriate action was taken within three days of the November meeting.
7. COMMISSIONER REPORT: None.
8. Board: Supervisor Ochadleus stated the Attica Homecoming Days will be July 12, 13 and 14. This is not a township board driven event.
9. Public:
 - a) Resident Charles Archibald, of 4496 Payne Rd., asked for clarification regarding reimbursement procedure for the MTA conference in the November 2012 township board minutes. Mr. Archibald also stated his support for the Attica Fire Department and stated for the record that he appreciates the fire department and does not feel that the check his wife donated for the fire department's Christmas dinner should have been returned.
 - b) Resident, Bill Baden, requested an update regarding the Recreation Plan Survey.

REVIEWING AND PAYING BILLS:

The bills were reviewed by the Board for the General Fund for the amount of \$47,495.74 (check #14445 through check #14551): Public Safety for the amount of \$13,264.63 (check #1155) and for the Fire Fund for the amount of \$11,672.59 (check #2734 through check #2774) for a total of \$98,227.15. There being no further questions:

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

There being no further business before the Board, **MOTION** by Lacey seconded by Madeline to adjourn the meeting at 8:20 p.m. A vote was taken. Ayes: All. Nays: None. **MOTION CARRIED.**

Submitted by:

Respectfully Submitted By:

Valerie Schultz, Recording Secretary

Nancy Herpolsheimer, Clerk

