

ATTICA TOWNSHIP BOARD MEETING

JUNE 13th, 2013

Nancy Herpolsheimer, Clerk

At a meeting of the Attica Township Board held on June 13th, 2013, 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: The public per the Sign-in sheet attached.

Pledge of allegiance led by Chief Warford.

REVIEW MINUTES:

The minutes of the May 9th, 2013 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 May 9th, 2013. Attica Township regular Board meeting minutes as presented. A vote was taken. Ayes: All; Nays: None. Absent: None. **MOTION CARRIED.**

CORRESPONDENCE: Supervisor Ochadleus informed the board and the public that the township received a Freedom of Information request from the Detroit Free Press. The information requested was the supervisor's emails on November 7th, 2012 and the supervisor's 2012 expense report and 2012 salary. Supervisor Ochadleus stated that Attorney Gildner informed him that this was a blanket request throughout south eastern Michigan. Clerk Herpolsheimer sent all the requested information.

TREASURER'S REPORT: Treasurer Mason gave the following Treasurer's Report: General Fund Beginning Balance of \$488,530.58, receipts of \$59,506.73; Interest of \$44.48; Distributions of \$40,857.96 for a New Balance of \$507,223.83. General Fund CDARS Savings account has a Balance of \$200,371.82; Public Safety has \$112,114.20; Public Safety CDARS Savings account has \$50,092.94; Fire Millage has \$68,313.97; Fire Millage CDARS Savings account has \$50,092.94; Fire Escrow has \$36,352.57; Fire Escrow CDARS Savings account has \$50,092.94 and there is \$2,927.00 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.**

POLICE REPORT: Deputy Nick Vandenberg gave the following police report: there were 192 calls in the month of May with 113 of the calls handled by the township deputies.

PUBLIC TIME: None.

PUBLIC HEARING:

TRUTH IN TAXATION FISCAL YEAR 2013-2014:

Supervisor Ochadleus opened the Public Hearing at 7:07 p.m. explaining and reviewing the figures for the Township Operating Millage, the Township Fire Operating Millage and the Township Public Safety Millage.

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

There being no questions or comments the Truth in Taxation Fiscal year 2012-2013 was closed at 7:11 p.m.

OLD BUSINESS: None.

NEW BUSINESS:

1. Approve Budget for July 1st, 2013 to June 30th, 2014:

MOTION by Herpolsheimer seconded by Mason to approve the 2013-2014 Budget as presented at the May 9th, 2013 Attica Township Board meeting. A roll call vote was taken. Ochadleus: Aye; Herpolsheimer: Aye; Lacey: Aye; Mason: Aye and Madeline: Aye. Ayes: All; Nays: None. Absent: None. **MOTION CARRIED.**

2. Reappoint Robert Stockwell and Kent Gierman to the Planning Commission:

MOTION by Mason seconded by Herpolsheimer to reappoint Kent Gierman and Robert Stockwell to the Planning Commission for a three year term. A vote was taken. Ayes: All; Nays: None. Absent: None. **MOTION CARRIED.**

3. Reappoint Carol Eisenhardt to the ZBA:

MOTION by Herpolsheimer seconded by Mason to reappoint Carol Eisenhardt to the Zoning Board of Appeals (ZBA) for a three year term. A vote was taken. Ayes: All; Nays: None. Absent: None. **MOTION CARRIED.**

4. Funding for Lapeer Development Corporation:

Supervisor Ochadleus recommended Attica Township financially support the Lapeer Development Corporation.

MOTION by Herpolsheimer seconded by Mason to authorize a financial investment of \$1,000.00 in support of the Lapeer Development Corporation (LDC). A roll call vote was taken. Madeline: Aye; Herpolsheimer: Aye; Lacey: Aye; Ochadleus: Aye and Mason: Aye. Ayes: All; Nays: None. Absent: None. **MOTION CARRIED.**

5. Accept recommendation of the Planning Commission to amend Section 5.1.3.A of the Zoning Ordinance.

Supervisor Ochadleus reviewed the Planning Commission's recommendation to amend the Zoning Ordinance and recommended accepting the Planning Commission's recommendation. There was lengthy discussion.

MOTION by Mason seconded by Herpolsheimer to accept the recommendation of the Planning Commission to amend 5.1.3.A of the Zoning Ordinance. The amended ordinance it attached. A roll call vote was taken. Madeline: Aye; Herpolsheimer: Aye; Lacey: Aye; Ochadleus: Aye and Mason: Aye. Ayes: All; Nays: None. Absent: None. **MOTION CARRIED.**

6. Soil and Erosion:

Supervisor Ochadleus reviewed Lapeer County's new Soil, Erosion and Sedimentation Control ordinance and permit and fee schedule. There was discussion.

7. Legal Agreement:

Supervisor Ochadleus reviewed the proposed settlement agreement between Attica Township and the Archibalds and recommended accepting the agreement with the addition of a height limit that cannot exceed 24 feet and 9 inches.

MOTION by Herpolsheimer seconded by Mason to accept the settlement and release agreement between the Township of Attica and Charles Paul Archibald, Tracy Archibald and Terry Edgerton, with the addition of a height limit that cannot exceed 24 feet and 9 inches. A roll call vote was taken. Mason: Aye; Lacey: Aye; Ochadleus: Aye; Madeline: Aye and Herpolsheimer: Aye. Ayes: All; Nays: None. Absent: None. **MOTION CARRIED.**

COMMITTEE REPORTS:

1. FIRE: Fire Chief Chris Warford reported:
 - a) Everyone is invited to the Attica Days parade and the spaghetti dinner at the Fire Hall.
 - b) The fire department was awarded a FEMA grant of \$49,875.00.
 - c) The fire department was awarded a grant for \$2,206.00 from the 100 Club. The grant will be used for life jackets and ice rescue suits.
 - d) The Lapeer County Fire Association dinner will be held at the Attica Fire Hall on July 31st and the township board is invited.
2. PARK: Park Manager Phil Madeline and Supervisor Ochadleus reported that the township applied for 3 grants for playground equipment. A representative from the DNR visited the park today and walked the park with Supervisor Ochadleus, Park Manager Madeline and Planner Roble. The DNR representative pointed out that hard surface handicap parking is required at the playground. Supervisor Ochadleus reviewed the grant process.
3. PLANNING COMMISSION: Supervisor Ochadleus discussed Lapeer Community Church's Green Belt and Parking questions on their site plan. Pastor Rick Schwab of Lapeer Community Church and Ray Evans of Dryden Excavating are coming before the Planning Commission June 19th to discuss the proposed Greenbelt on the property.
4. ATTORNEY REPORT: None.
5. AMBULANCE: Supervisor Ochadleus reported that it is projected that there will be \$700,000.00 in the bank at the end of the fiscal year.
6. CEMETERY: None
7. COMMISSIONER REPORT: None.

8. Board:

- a) Clerk Herpolsheimer requested transfers for the budget.

MOTION by Herpolsheimer seconded by Lacey to transfer \$4,706.68 to the Elections Account, \$18,945.22 to the Attorney Account, \$10,121.63 to the Planning Commission Account, \$398.44 to the Tax Tribunal Account and \$5,000.00 transfers to Other Funds for a total of \$39,171.97 from the Contingency Fund as requested by Clerk Herpolsheimer. Transfer \$80,000 from the Roads Account to the Contingency Fund as requested by Clerk Herpolsheimer. A roll call vote was taken. Ochadleus: Aye; Madeline: Aye; Lacey: Aye; Herpolsheimer: Aye and Mason: Aye. Ayes: All; Nays: None. Absent: None. **MOTION CARRIED.**

- b) Clerk Herpolsheimer informed the board that the township phone system was hit by lightening and is not repairable. An estimate of \$3,981.00 was received for a new phone system.

MOTION by Herpolsheimer seconded by Mason to authorize the purchase of a new phone system at a cost of approximately \$3,981.00. A roll call vote was taken. Herpolsheimer: Aye; Madeline: Aye; Mason: Aye; Lacey: Aye and Ochadleus: Aye. Ayes: All; Nays: None. Absent: None. **MOTION CARRIED.**

- c) Supervisor Ochadleus recommended approving the attached wage summary.

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

9. Public Time: None.

REVIEWING AND PAYING BILLS:

The bills were reviewed by the Board for the General Fund for the amount of \$55,958.18 (check #14858 through check #14943): Public Safety for the amount of \$21,928.83 (check #1162 through check #1163) and for the Fire Fund for the amount of \$11,400.30 (check #2958 through check #2998) for a total of \$89,287.31. There being no further questions:

MOTION by Lacey, seconded by Herpolsheimer to approve the bills as presented. A roll call vote was taken.

Lacey: Aye; Herpolsheimer: Aye; Mason: Aye; Ochadleus: Aye and Madeline: 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 7:50 p.m. A vote was taken. Ayes: All. Nays: None. Absent: None. **MOTION CARRIED.**

Submitted by:

Respectfully Submitted By:

Valerie Schultz, Deputy Clerk
Clerk

Nancy Herpolsheimer,

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