

ATTICA TOWNSHIP BOARD MEETING

September 11th, 2014

Nancy Herpolsheimer, Clerk

At a meeting of the Attica Township Board held on September 11th, 2014, 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.

Pledge of allegiance and moment of silence in remembrance of 9/11 led by Chief Warford.

MOTION by Lacey, seconded by Madeline to accept the modified agenda. A vote was taken. Ayes: All; Nays: None. Absent: None. **MOTION CARRIED.**

REVIEW MINUTES:

The minutes of the August 14th, 2014 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 14th, 2014 regular Board meeting minutes as presented. A vote was taken. Ayes: All. Nays: None. Absent: None. **MOTION CARRIED.**

CORRESPONDENCE: None.

TREASURER'S REPORT: Treasurer Mason gave the following Treasurer's Report: General Fund Beginning Balance of \$549,861.63, receipts of \$9,894.40; Interest of \$40.67; Distributions of \$119,032.23 for a New Balance of \$440,764.47; General Fund CDARS savings account has \$201,087.68. Public Safety has \$76,794.37; Public Safety CDARS Savings account has \$50,271.91; Fire Millage has \$66,506.39; Fire Millage CDARS Savings account has \$50,271.91; Fire Escrow has \$79,667.39; Fire Escrow CDARS Savings account has \$50,271.91 and there is \$3,622.74 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 126 calls in the month of September with 45 of the calls handled by the Township deputies.

PUBLIC TIME: None.

OLD BUSINESS:

1. **Playground Project:** Supervisor Ochadleus reviewed the status of the playground project: Superior Play as well as B.J.'s Maintenance have done an excellent job. The township is very thankful for the donation of mulch, valuing \$20,000.00 by Owen's Tree Service. There will be an official ribbon cutting Monday, September 15th at 9 a.m. The project came in at \$64.00 under budget.
2. **Reynolds Road Property, Mr. Faulkner:** Supervisor Ochadleus read the motion from the May 28th, 2014 special board meeting regarding the dangerous building at 5721 Reynolds Road. Les Nichols billed the township \$9,800.00 for demolishing the building but was not paid because he was not instructed to demolish it by the township board. The owner, D.B. Faulkner asked the township board to approve payment to Mr. Nichols and asked that the amount be billed to his tax bill with hope that the insurance company would eventually pay it. There was lengthy discussion. Attorney Gildner advised that paying the bill would be obligating the township to a bill for which it should not have responsibility. Supervisor Ochadleus stated that although the township is empathetic to Mr. Faulkner's situation he cannot recommend paying the demolition bill to the township board. No action was taken.

NEW BUSINESS:

1. **Resolution - Hunting on Attica Township Property:** Supervisor Ochadleus stated that there is an issue with unauthorized people hunting on the 54 acres owned by Attica Township on Mitchell Lake Road. Attorney Gildner stated that there is not likely liability to allow hunting on the property. There was discussion.

MOTION by Mason seconded by Lacey to adopt the attached Hunting on Township Property Resolution. A roll call vote was taken. Mason: Aye; Madeline: Aye; Lacey: Aye; Herpolsheimer: Aye and Ochadleus: Aye. Ayes: All. Nays: None. Absent: None. **MOTION CARRIED.**

2. **Resolution to Oppose the Proposed ET Rover Pipeline:** Supervisor Ochadleus reviewed the history and known details of the proposed pipeline project. This project will have a tremendous effect on property values. Supervisor Ochadleus stated that the board will stand up for the citizens of Attica Township and fight this project. Residents Susana and Richard Donahue are involved in fighting the pipeline project and brought in sample letters for residents to send voicing their objection of the pipeline.

MOTION by Herpolsheimer seconded by Mason to adopt the attached resolution opposing the ET Rover Pipeline. A roll call vote was taken. Herpolsheimer: Aye; Ochadleus: Aye; Madeline: Aye; Lacey: Aye and Mason: Aye. Ayes: All. Nays: None. Absent: None. **MOTION CARRIED.**

COMMITTEE REPORTS:

1. FIRE: Chief Warford reported:
 - a) The fire hall's generator is operational and the township hall's generator should be in service in the next couple of weeks.
 - b) There was a fatal accident on I-69 on September 10th involving a wrong way driver hitting a minivan. The fire department extricated the victims. Chief Warford thanked the board for allowing the fire department to purchase the rescue truck.
2. PARK: Park Manager Madeline reported:
 - a) The playground equipment is in just waiting for final details
3. PLANNING COMMISSION: Supervisor Ochadleus stated there will be a meeting on September 25th and gave an update on Planning Secretary Fackler's health and the distributions of his duties while he is recuperating.
4. ATTORNEY REPORT: Attorney Gildner reported:
 - a) A letter will be sent to resident Andy Wagner of Lake Pleasant Road because he is not cooperating regarding obtaining a limited business use.
 - b) He has been working on the Laycock and Faulkner issues.
5. AMBULANCE: Supervisor Ochadleus distributed the Lapeer County EMS budget and discussed the assessment the ambulance service would like the townships to assess. The Townships Supervisors Association recommended that EMS Director Burnham be fired due to mismanagement. There was discussion.
6. CEMETERY: None.
7. COMMISSIONER REPORT: None.
8. Board: None.
9. Public Time:
 - a) Resident Richard Donahue asked about limitations on the time of day that fire arms may be shot. Supervisor Ochadleus discussed the DNR rules regarding firearms and the noise ordinance.
 - b) Resident Earl Madeline stated that the Attica Days Committee had a productive meeting and is going forward with plans for next year's Attica Days.

REVIEWING AND PAYING BILLS:

The bills were reviewed by the Board for the General Fund for the amount of \$130,056.23 (check #16039 through check #16138); Public Safety for the amount of \$9,468.09

(check #1188 through check #1189) and for the Fire Fund for the amount of \$8,455.16 (check #3484 through check #3516) for a total of \$147,979.48. There being no further questions:

MOTION by Lacey seconded by Madeline to approve the bills as presented. A roll call vote was taken. Herpolsheimer: Aye; Mason: Aye; O Chadleus: Aye; Madeline: Aye and Lacey: 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 7:57 p.m. A vote was taken. Ayes: All. Nays: None. Absent: None. **MOTION CARRIED.**

Submitted by:

Respectfully Submitted By:

Valerie Schultz, Deputy Clerk

Nancy Herpolsheimer, Clerk

