

ATTICA TOWNSHIP BOARD MEETING

October 11, 2018

Nancy Herpolsheimer, Clerk

At a meeting of the Attica Township Board held October 11, 2018, 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 Rich Lacey. Absent: None. ALSO PRESENT: Attorney Chris Stritmatter and the public per the sign-in sheet attached.

Pledge of Allegiance led by Chief Warford.

ACCEPT AGENDA:

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

REVIEW MINUTES:

The minutes of the September 13, 2018 regular Board meeting were reviewed by the Board; and there being no additions, corrections or deletions;

MOTION by Madeline, seconded by Mason, to approve the September 13, 2018 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 \$204,459.86 receipts of \$84,119.36.; Interest of \$307.99; Distributions of \$81,804.50 for a New Balance of \$207,082.71; General Fund CDARS savings account has \$203,350.98; General Fund ICS has \$300,235.61; Public Safety has \$43,341.80; Public Safety CDARS Savings account has \$50,837.74; Public Safety ICS has \$25,027.31; Fire Millage has \$17,823.44; Fire Millage CDARS Savings account has \$50,837.74; Fire Millage ICS has \$40,034.63; Fire Escrow has \$6,530.85; Fire Escrow ICS has \$41.52.

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

POLICE REPORT: Supervisor Ochadleus gave the following police report: there were 163 calls in the month of September with 81 of the calls handled by the Township deputies.

PUBLIC TIME: None.

OLD BUSINESS:

1. Noise Ordinance:

Supervisor Ochadleus reviewed the draft of the noise ordinance and explained Section 2. Numbers 7, 8 and 9 regarding the discharge of firearms. Supervisor Ochadleus went on to state that, after discussion with Attorney Gildner, he recommends the board approve the noise ordinance as presented. There was discussion.

MOTION by Mason seconded by Ochadleus to modify the Attica Township Noise Ordinance as attached (Ordinance No. 2018-05). A roll call vote was taken. Herpolsheimer: Aye; Madeline: Nay; Lacey: Nay; Mason: Aye and Ochadleus; Aye. Ayes: Three (Herpolsheimer, Mason and Ochadleus). Nays: Two (Madeline and Lacey). Absent: None. **MOTION CARRIED.**

2. Truck Route Ordinance:

Supervisor Ochadleus reviewed the truck routes from the draft ordinance to appeal Ordinance 2018-03 and adopt a new ordinance regulating traffic in the Township. There was Discussion.

MOTION by Herpolsheimer seconded by Mason repeal Ordinance No. 2018-03 and adopt a new ordinance (Ordinance No. 2018-04), regulating thru-truck traffic in the Township, as attached. A roll call vote was taken. Madeline: Nay; Ochadleus: Aye; Lacey: Nay; Herpolsheimer: Aye and Mason; Aye. Ayes: Three (Herpolsheimer, Mason and Ochadleus). Nays: Two (Madeline and Lacey). Absent: None. **MOTION CARRIED.**

NEW BUSINESS:

1. John Duval, Property Donation:

Supervisor Ochadleus informed the Board that John Duvall would like to donate a parcel of property on Newark Road just east of Lake Pleasant Road to the Township. There was discussion regarding whether there will be conditions attached to the donation. Mr. Duval was not present therefore the property donation will be put on the November agenda.

COMMITTEE REPORTS:

1. FIRE: Chief Warford reported:

- a) There was a large structure fire on Five Lakes Road in which a home was lost.
- b) Engine 22 is being repaired at a cost of approximately \$4,000.00. The engine will be out of service for the next week.

- c) The Fire Department is holding a fund raiser through Lumberjack Shack to receive a \$1,200.00 rescue saw. Raffle tickets are available.
2. PARK: Park Manager Madeline reported the repaving of the track is being planned for the spring.
3. PLANNING COMMISSION: Planning Secretary Lemons reported:
 - a) The next Planning Commission meeting is October 25th.
 - b) Revision of the definition of occupancy of buildings in on the agenda.
 - c) The revised Site Plan for Jim Morris Tires is on the agenda.
4. ATTORNEY REPORT: Attorney Strittmatter informed the board that Judge Holowka sided with Attica in the Owen Tree Service vs. Attica Township case. Judge Holowka agreed with the Attica Zoning Board of Appeals. If Owen Tree Service would like to proceed with moving the mulching operation to that location he will have to make an application for a Special Land Use.
5. AMBULANCE: The ambulance service is in negotiations with employees.
6. COMMISSIONER'S REPORT: None.
7. Board: None.
8. Public Time:
 - a) Deerfield Township Resident, Charla Russell, stated that her husband is buried in Attica Township Cemetery and she is having trouble with flags that are missing from her husband's grave.
 - b) Attica Township resident, Scott Harrington, asked about how the new noise ordinance will affect the target practice he does on his property.
 - c) Attica Township resident, Elaine Thayer, stated that Chapman's property looks a mess and asked how many boats were allowed to be stored on his property on his site plan.
 - d) Attica Township resident, Mary Tullio, asked if the shooting time can be broken up in the morning and afternoon with the new noise ordinance.

REVIEWING AND PAYING BILLS:

The bills were reviewed by the Board for the General Fund for the amount of \$54,302.60 (check #20005 through check #20074); Public Safety for the amount of \$14,754.32 (check #1246) and the Fire Fund for the amount of \$6,111.95 (check #5058 through check #5088). For a total of \$75,168.87. There being no further questions:

MOTION by Lacey seconded by Madeline to approve the bills as presented.in the amount of \$75,168.87. A roll call vote was taken. Lacey: Aye; Madeline: Aye; Herposheimer: Aye; Mason: 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 7:37 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

