

ATTICA TOWNSHIP BOARD MEETING

October 10, 2019

Nancy Herpolsheimer, Clerk

At a meeting of the Attica Township Board held October 10, 2019, at the Attica Township Hall, 4350 Peppermill Road, Attica, Michigan. The meeting was called to order at 7:04 p.m. by Clerk Nancy Herpolsheimer. PRESENT: Clerk Nancy Herpolsheimer, Treasurer Pam Mason, Trustee Phil Madeline and Trustee Rich Lacey. Absent: One (Supervisor Al Ochadleus). ALSO PRESENT: Attorney Mike Gildner and the public per the sign-in sheet attached.

Pledge of Allegiance

ACCEPT AGENDA:

MOTION by Lacey, seconded by Madeline, to accept the agenda as presented. A vote was taken. Ayes: All. Nays: None. Absent: One (Ochadleus). **MOTION CARRIED.**

REVIEW MINUTES:

The minutes of September 12, 2019 regular Board meeting were reviewed by the Board; and there being no additions, corrections or deletions;

MOTION by Mason, seconded by Madeline, to approve the September 12th, 2019 regular Board meeting minutes as presented. A vote was taken. Ayes: All. Nays: None. Absent: One (Ochadleus). **MOTION CARRIED.**

CORRESPONDENCE: None.

TREASURER'S REPORT: Treasurer Mason gave the following Treasurer's Report: General Fund Beginning Balance of \$204,747.50 receipts of \$86,902.06; Interest of \$285.17; Distributions of \$51,214.69 for a New Balance of \$240,720.04; General Fund CDARS savings account has \$203,920.39; General Fund ICS has \$300,415.66; Public Safety has \$43,501.19; Public Safety CDARS Savings account has \$50,980.09; Public Safety ICS has \$25,042.27; Fire Millage has \$11,594.51; Fire Millage CDARS Savings account has \$50,980.09; Fire Millage ICS has \$20,048.53; Fire Escrow has \$8,488.00; Fire Escrow ICS has \$41.52; Deposited Escrow has \$50,035.89.

MOTION by Lacey, seconded by Madeline, to approve the Treasurer's Report as presented. A vote was

taken. Ayes: All; Nays: None. Absent: One (Ochadleus).

MOTION CARRIED.

POLICE REPORT: Clerk Herpolsheimer gave the following police report: there were 147 calls in the month of September with 87 of the calls handled by township deputies.

PUBLIC TIME: Imlay City Community Schools School Board President, Sharon Muir, thanked the residents of Attica Township for their support of Imlay City schools and explained the reasons for the bond proposal and asked for the residents continued support by voting “yes” on the bond proposal at the November 5th election.

PUBLIC HEARING: Dangerous Building at 4815 Northway Drive.

Clerk Herpolsheimer opened the Public Hearing regarding 4815 Northway Drive at 7:13 p.m.

The owner of the building at 4815 Northway Drive, Constance Rodriguez, explained that her brother passed away last year and left the home to her. Ms. Rodriguez went on to say that she has scheduled someone to tear down the building and that she has obtained a demolition permit.

Resident, Cindy Goerlitz, of 4775 Northway Drive, stated that she lives a couple of houses down from the dangerous building and that it has been uninhabitable for many years. Animals are living in the house and windows are broken out. Ms. Goerlitz stated that she is concerned about the building being properly torn down and disposed of.

Linda Maynarich, of 4811 Northway Drive, lives next door to the property and said there are birds, mice, bats and snakes going in and out of the building and that the building is collapsing. Ms. Maynarich stated that she is concerned that kids will enter the building and be injured and also concerned that the building be torn down properly due to potential air quality issues due to asbestos.

Attorney Gildner asked Ms. Rodriguez how she received the property. Ms. Rodriguez stated that she is the only one to inherit the property and that the estate is in Probate in Wayne County. Attorney Gildner informed Ms. Rodriguez that the township needs copies of her letters of authority. Ms. Rodriguez asked for thirty days to complete the demolition of the property.

Clerk Herpolsheimer closed the Public Hearing at 7:21 p.m.

OLD BUSINESS: None.

NEW BUSINESS:

1. Imlay City Community Schools Superintendent Stu Cameron:

Superintendent Stu Cameron identified the critical long-term needs of the school districts buildings as assessed by a professional company. Superintendent Cameron stated that if the bond is passed it would safeguard the school district for the next twenty years. Superintendent Cameron went on to state that the proposal would not raise taxes and that the bond money cannot be used for salaries, legacy or retirement and can only be used for project named in it the bond. There was discussion with members of the Public.

2. Dangerous Building at 4815 Northway Drive:

Attorney Gildner advised the Board to take action at this time by accepting the Construction Code's recommendation that the building be demolished and require the owner to have the building demolished within a certain amount of time.

MOTION by Lacey, seconded by Madeline, to accept the Construction Code Authority's recommendation to declare 4815 Northway Drive, Attica, MI, a dangerous building with demolition being the only remedy. The building is a dangerous structure and the owner is required to demolish the building within thirty days of today. A vote was taken. Ayes: All; Nays: None. Absent: One (Ochadleus).
MOTION CARRIED.

3. Bill Gavette-Citizens for Better Decisions for our Kids:

Not present.

4. Fireworks Ordinance:

Attorney Gildner stated that he wrote the draft of Attica Township's fireworks ordinance and that is basically the most recent version of the state law and that it does not allow the option of permits for special events. The board asked Attorney Gildner to draft another ordinance to allow for some permitting of fireworks for special events. Attorney Gildner will prepare another draft of the ordinance for the Board to consider at the next Board meeting.

5. Four Year Audit Contract: Clerk Herpolsheimer recommended adopting a Four-Year Audit Contract with King and King, CPAs as they have always done a good job on the Township and Fire Department audits. The cost is \$6,250.00 per year for four years.

MOTION by Mason, seconded by Lacey, to accept the attached four-year audit contract with King and King, CPAs, LLC, at a cost of \$6,250.00 per year. A vote was taken. Ayes: All; Nays: None. Absent: One (Ochadleus).
MOTION CARRIED.

6. Quote for Pavilion Painting:

Clerk Herpolsheimer reviewed a quote from My Cave Painter to paint the park pavilions. There was discussion. A decision to accept the quote was postponed until the next meeting to allow time to make sure the company is licensed and insured.

COMMITTEE REPORTS:

1. FIRE: None.
2. PARK: Park Manager Madeline reported:
 - a) He would like to see the track around the park resurfaced as the current track is two inches below the grass.
 - b) Two porta johns in the park have been removed and one will be left until the end of October.
3. PLANNING COMMISSION: Planning Commission Secretary Lemons reported:
 - a) The burned-out building at 755 Youngs Road has been torn down.
 - b) Working on several blight complaints
 - c) Special Land Uses are being reviewed by herself and Co-Zoning Coordinator Valerie Schultz to make sure conditions are being followed. A letter has been written to Dusty Customs and Jim's Tires because they are not following all of the conditions of their Special Land Uses.
4. ATTORNEY REPORT: Attorney Gildner reported:
 - a) Working on 5-7 code related matters with very good responses.
 - b) Making good progress on the dangerous building at 4815 Northway Drive.
 - c) He will be in court on October 21st for the Tullio law suit.
5. AMBULANCE: None.

6. COMMISSIONER'S REPORT: None.
7. Board: None.
8. Public Time: None.

REVIEWING AND PAYING BILLS:

The bills were reviewed by the Board for the General Fund for the amount of \$59,272.88 (check #20926 through check #20999); Public Safety for the amount of \$17,424.92 (check #1259) and the Fire Fund for the amount of \$5,241.17 (check #5432 through check #5459). For a total of \$81,938.97. There being no further questions:

MOTION by Lacey seconded by Mason to approve the bills as presented in the amount of \$81,938.97. A roll call vote was taken. Madeline: Aye; Mason: Aye; Herpolsheimer: Aye and Lacey: Aye. Ayes: All. Nays: None. Absent: One (Ochadleus). **MOTION CARRIED.**

There being no further business before the Board, **MOTION** by Lacey seconded by Mason to adjourn the meeting at 7:52 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