

**Charter Township of Emmett**  
**Regular Board Meeting**  
**May 9, 2019**

Supervisor Tim Hill called the Board Meeting to order at 5:30 p.m. on Thursday May 9, 2019. The Meeting was held at the Township Hall located at 621 Cliff Street, Battle Creek, MI 49014. The pledge of allegiance followed the opening.

**BOARD MEETING ATTENDANCE-**

Brown, Buller, Myers, Myers-Malone, Dougherty, & Hill  
Excused- Gunning

**QUORUM PRESENT**

**APPROVAL OF AGENDA-**

*Add after Monthly Check Register; Purchase Orders & Bills, Under Old Business add; \$25,000 moved into EDC from General Fund (Clarification of Treasurers Department), Consideration of 1st Quarter Budget Meeting, Discussion on EDC (Economic Development Corporation). Under New Business add; David Klink-Arts Festival, Job Descriptions, and Roberts Rules of Order Who controls meeting?*

Motion 19-05-01 by Brown/Dougherty to approve Agenda.

Roll Call Vote: Myers, Myers-Malone, Dougherty, Brown, Buller, Hill  
Excused- Gunning

**ALL YES**  
**MOTION CARRIED**

**APPROVAL OF CONSENT AGENDA-**

Buller & Hill both felt like the minutes had changed from being simple to too much information with verbs being used in the minutes. Dougherty disagreed stating that was how the last meeting was ran.

Motion 19-05-02 by Myers/Brown to approve the Consent Agenda.

Roll Call Vote: Dougherty, Brown, Myers, Myers-Malone  
Buller & Hill  
Excused- Gunning

**FOUR YES**  
**TWO NOS**  
**MOTION CARRIED**

Receive and file the monthly Treasurer's report with balances on hand:

General Fund	\$ 1,918,242.16
SW Emmett Sewer/Water	\$ 866,113.67
Sanitation Fund	\$ 1,164,001.84
Project V Sewer Fund	(\$ 225,605.23)
Drug forfeiture Fund	\$ 36,633.31
Public Safety Fund	\$ 808,962.63
Public Safety Extra	\$ 592,565.16
Beadle Lake Weed	\$ 12,246.44
Econ Dev. Corp.	\$ 2,280.14

**MONTHLY CHECK REGISTER-**

Motion 19-05-03 by Brown/Myers to accept the Check Register as printed.

Roll Call Vote: Brown, Buller, Myers, Myers-Malone, Dougherty, and Hill

**ALL YES**

Excused- Gunning

**MOTION CARRIED**

**DEPARTMENTAL VERBAL REPORTS-**

**Supervisor, Tim Hill-**

Calhoun County Senior Services Manager, Helen Guzzo made a presentation on how they spend their tax dollars. Calhoun County Senior Services receives \$2.6 million to help support seniors in the area. They have tons of programs such as hearing, vision, free health care through the fountain clinic in Marshall to Meals on Wheels. This millage will be renewing in 2020, so they would like residents to be informed on what Calhoun County Senior Services has to offer the senior community.

**Clerk, Tracy Myers- Malone-** Congratulated Committee for Better Roads on their victory Tuesday May 7, 2019 with the Bond Proposal passing. Clerk gave a special kudos to Deb Belles for all of her hard work! There were a few bumps in the road with the voting equipment at Victory Life Church (precincts 2 & 4) but all ballots were accounted for. We ended up using a high-speed scanner at the end of the night to tabulate. Myers-Malone also read certified letter addressed to the Clerk asking the Treasurer questions (attached).

**Treasurer, Rachelle Myers-** Been working with Trish to make sure all files are ready to be audited the first week in June. Congratulated Deb!

**Planning and Zoning Business-**

Motion 19-05-04 by Brown/Dougherty to approve a Conditional Use *including conditions placed by the planning commission* for Warren Elite PC, LLC. 1770 East Columbia Avenue as a Medical Marijuana Processing Center.

Roll Call Vote: Myers, Myers-Malone, Dougherty, Brown, Buller, Hill

Excused- Gunning

**ALL YES**

**MOTION CARRIED**

Motion 19-05-05 by Dougherty/Myers to approve a Conditional Use *including conditions placed by the planning commission* for 3843 Euclid LLC, 846 East Columbia Avenue as a Medical Marijuana Provisional Center.

Roll Call Vote: Myers, Myers-Malone, Dougherty, Brown, Buller, Hill

Excused- Gunning

**ALL YES**

**MOTION CARRIED**

Motion 19-05-06 by Dougherty/Brown to approve a Conditional Use *including conditions placed by the planning commission* for Richland Residential Inc., 13-10-031-011-00 for an apartment complex.

Roll Call Vote: Myers, Myers-Malone, Dougherty, Brown, Buller, Hill

Excused- Gunning

**ALL YES**

**MOTION CARRIED**

**QUALIFIED:**

*Dougherty (YES)- This is a great opportunity for all of us. Please allow our local talent to bid jobs, very talented.*

*Myers-Malone (YES)- Would like to see the traffic study from the Road Department on 6-1/2 and B drive North intersection and want to make sure residents are aware safety.*

*Myers (YES)- Would also like to see the traffic study from the Road Department on 6-1/2 and B drive North intersection. Traffic at Walmart is a concern, and I want you also aware of the traffic but I'm sure with the Traffic Study that this all will be ironed out.*

Motion 19-05-07 by Dougherty/Brown to accept a bid from Diamond Cut Lawn & Snow Removal for \$30/ hour and \$50/ hour if needs to be using a chainsaw or tractor. This service for residents that fail comply after receiving letter from the Township Office, the bill for mowing will be added to their next tax bill.

Roll Call Vote: Myers, Myers-Malone, Dougherty, Brown, Buller, Hill  
Excused- Gunning

**ALL YES  
MOTION CARRIED**

Motion 19-05-08 by Buller/Myers to accept bid for \$8,100.00 to demo 170 Rook Street.

Roll Call Vote: Myers, Myers-Malone, Dougherty, Brown, Buller, Hill  
Excused- Gunning

**ALL YES  
MOTION CARRIED**

**Assessing-**

*Would like to ask the Board to act upon the First right of Refusal for parcel # 13-10-025-005-01. This property is 9 acres +/- of vacant land located on the river off E drive close to Ceresco on a gravel road. True Cash Value \$45,000. Cost to the EDC \$3,603 for Urban renewal to get this property back on the tax roll as soon as possible.*

*Discussion among Board Members:*

*-Dougherty, how many first right of refusals has the Board accepted? 5*

*-Dougherty, how many FRR has the township sold? 2-3 (party store, Thornwood lane, and hardware in the future)*

*-Hill, when does this decision need to be made? Now, has to be made before the next Board meeting.*

*-Buller, what is the funding source? The Economic Development Corporation (EDC).*

*-Buller, how many splits? 2*

Motion 19-05-09 by Buller/Myers to move ahead with first right of refusal on parcel number 13-10-025-005-01 through EDC and reject other properties.

Roll Call Vote: Buller, Hill, Myers  
Dougherty, Brown, Myers-Malone  
Excused- Gunning

**THREE YES  
THREE NOS  
MOTION FAILED**

QUALIFIED:

*Myers-Malone (NO)- Too many other properties that the EDC has purchased that are not yet back on the tax roll and we have seen no report from the EDC.*

**PUBLIC SAFETY- Monthly Report**

	<b>April</b>	<b>March</b>
Complaints/ Calls for service	848	795
Criminal Complaints	177	124
<b>Total:</b>	<b>1025</b>	<b>919</b>
Citations	79	64
Motor Carrier	38	27
Traffic Crashes	30	29
Arrests	27	33
Fire Calls	113	135

This is my first report to the board and it was an interesting month. The transition with Chief Olson leaving went well. His retirement party was well attended and went great and he was very pleased. A big "Thank you" to all that assisted with putting the luncheon together and to the Riverside Country Club for hosting the event. I would also like to give a special Thanks to the staff at Firekeepers for making and serving such a great lunch. It was greatly appreciated.

Training this month included emergency vehicle/fire apparatus driving and truck familiarization. We continue to be proactive in emergency vehicle operations as emergency driving is very important that we continue to be safe and use caution.

Both aspects (Police & Fire) continue to be busy with the weather not helping our cause. We had 4 fires and were very busy running medical emergencies. We had a couple of serious traffic crashes that continue to take up a lot of time and manpower.

I'm looking forward to working with the board and the residents of Emmett Township, Kenneth Cunningham (Richie).

#### **UNFINISHED BUSINESS-**

Carpet for the Board Room tabled until there will be a quote for a carpet cleaning service attached.

*Clarification on the EDC- No motion made. Is this an operational transfer? This is a sizeable amount and Myers didn't feel comfortable making adjustments without clarification from the Board.*

*Is it a line item increase or operational transfer? Hill asked if it was a population of the Budget?*

*Hill asked if the Board approved the budget wouldn't this account populate automatically?*

*Rachelle stated that previously there was NO increase in that fund or transfer from the Board; but there was \$10,000 within the fund.*

*Hill asked how Public Safety was transferred? Myers stated there was a motion produced at a budget meeting.*

*Myers explained that this account was different in its entirety.*

Motion 19-05-10 by Buller/Hill to move \$25,000 from the General fund to the EDC, Fund 246.

Roll Call Vote: Buller, Hill

**TWO YES**

Dougherty, Brown, Myers-Malone, Myers

**FOUR NOS**

Excused- Gunning

**MOTION FAILED**

#### QUALIFIED:

*Buller (YES) ~~Sold the hardware store for \$2,500 and torn down for \$12,500.~~*

*Hill (YES)- This money would help the EDC for the Township, bring in more businesses like Battle Creek Unlimited.*

*Myers (NO)- There needs to be more open discussion about the EDC **as well as learn more about the EDC** and she wasn't comfortable transferring that large of an amount ~~without prior board approval.~~ **Considering all other projects forecasting.***

*Dougherty (NO)- Agrees with Rachelle that we need more information before just spending money. Talked about the Hardware store **(\$10,000 deal)** and how Buller said that he could have it tore down for free, but ended up costing the Township ~~money.~~ **About \$30,000. We are not moving forward with these properties.***

*Quarterly Budget Meeting: Budget Workshop 7/10/19 at 9am in the Board Room.*

#### **EDC Discussion:**

*Myers-Malone wants the articles of organization and a presentation to the Board. Who are the members? Is it possible to have presentation at the next Board meeting? **NO RESPONSE.***

Motion 19-05-11 by Brown/ Dougherty to approve Purchase Order Batch; 19-5996, 19-6048, 19-6054, 19-6064, 19-6071, 19-6074, 19-6084, and 19-6085.

Roll Call Vote: Myers, Myers-Malone, Dougherty, Brown, Buller, Hill

**ALL YES**

Excused- Gunning

**MOTION CARRIED**

Motion 19-05-12 by Myers/Buller to approve Mumford Schubel Statement 669 dated 4/23/19.

Roll Call Vote: Myers, Myers-Malone, Dougherty, Brown, Buller, Hill

**ALL YES**

Excused- Gunning

**MOTION CARRIED**

Motion 19-05-13 by Myers-Malone/Buller to approve payment to Rob Behnke for 28 hours of work for \$2,100 that this will be reimbursed to the Township through the Road Bonds.

Roll Call Vote: Myers, Myers-Malone, Dougherty, Brown, Buller, Hill

**ALL YES**

Excused- Gunning

**MOTION CARRIED**

**RESOLUTIONS & PROCLAMATIONS- None.**

**NEW BUSINESS-**

David Klink gave presentation for his film production company and how he'd like to partner with the Board and give the net profits back to the community.

Dougherty spoke about public comments from the last Board Meeting and how Hill can't sensor public comment, that the chairperson needs to let the residents have their opportunity to talk to the Board about problems. Hill responded by saying its because of his marine background that this happens and that he is doing the best that he can to follow Roberts Rules of Order. The last meeting was over ~~capacitated~~ with 100+ people.

Buller gave a brief summary of what was to come for Sewer rates and stated that he was nominated to be on the technical review committee ~~which is~~ *Battle Creek City is* trying to do a \$2.5 million-dollar project which would affect and cost Emmett Township \$147,000/ year for two years. In light of this, there will be a temporary sewer increase of 11% approximately for the interceptor upgrade. Only sewer users will pay and it will be for two years. The Board will need to make a decision next month.

Motion 19-05-14 by Brown/Dougherty to allow the Clerk to create Job Descriptions to be added to the Personnel Policy.

Roll Call Vote: Myers, Myers-Malone, Dougherty, Brown, Buller, Hill

**ALL YES**

Excused- Gunning

**MOTION CARRIED**

**PUBLIC COMMENTS-**

Deb Belles thanked everyone for all of the support, the committee had to have overcome distress from the Board and the County. Thanks again for all of the volunteers, donations, and kind words.

Resident asked for a road map on the website to see what year the phasing would be happening in their area of the Township for New Roads.

Resident asked about water/sewer plant millage.

Resident upset about tractor-trailers going up and down Columbia Avenue. - Truck Route Ordinance needs to be put into place.

**BOARD COMMENTS-**

Brown- Thanked Richie for the wonderful job he's doing as Chief.

Dougherty- Interesting meeting, not easy being here. He wants everyone to know that he doesn't have a problem with the Supervisor but the way things are being done. Sewer Plants *cost* are millions of dollars and take tons of time and permits from DEQ. *New sewer plant won't happen unless we find a golden goose.* Derek King is who you need to call to fix the Roads, he is the County Commissioner, the County has control over the roads, the Township needs more control. *Too many semis down our local roads, Wattles is already falling apart.*

Myers-Malone- None.

Hill- The Sewer Plant is coming and it is very expensive. *CEI has been working on study and* It will cost \$65/ month for a new plant *that will be here next year as it takes time to plan for*, we have to look ahead because of all of the price hikes from Battle Creek. Staff meetings are hard to schedule because I don't know when Rachele and Tracy have other meeting scheduled and all of my own meetings. Businesses are coming into Emmett, new H2 Hotel coming soon.

Myers- Very excited about David Klink, *thinks that this is a prime opportunity* and thanked Deb, answered Question #1 from resident letter read by Myers-Malone in departmental verbal reports.

*Does the Township have 3million dollar savings? That is an incorrect statement, as of 3/31/19 the Township has \$2.3 million and that money is used to run the administrative and public safety kit n kaboodle- lights, etc. Myers also stated that D Drive was answered by the voters that the \$300k will be reimbursed by the road bond that the treasurers department will be keeping track of.*

Buller- Thanked the Committee for Better Roads, and stated that there's a lot more work and hope that they stick around. Thanked pastor James for his roll also.

Gunning- Excused.

## **ADJOURNMENT**

Motion 19-05-15 by Dougherty/Brown to Adjourn at 7:58 p.m.

Voice Vote

**ALL YES  
MOTION CARRIED**

*Timothy Hill, Supervisor  
Emmett Charter Township*

*Tracy Myers-Malone, Clerk  
Emmett Charter Township*