

**KINROSS CHARTER TOWNSHIP  
REGULAR MEETING**

**August 7, 2006**

**4884 W. Curtis St.**

**MEMBERS PRESENT**

Jason Oberle, Supervisor  
Marvin Besteman, Clerk  
Vicki Ulrich, Treasurer  
Ed DeWitt, Trustee  
Dan Mitchell, Trustee  
Wayne Donaway, Trustee  
Fred McClendon, Trustee

**MEMBERS ABSENT**

Also, present Sheila Gaines, Joe Micolo, Joe Paczkowski, Alan Moses, Jamie Davison and Denise Frasure.

Attendance 44

Supervisor Oberle called the meeting to order at 7:30PM and led the Pledge of Allegiance.

**#1 MOVED:** by Marvin Besteman, second by Ed DeWitt, to approve the August 7, 2006, meeting agenda with additions of Police Departments request to pave parking lot, Township Attorneys recommendation regarding the US Department of Labor and Heritage Societies request for prison crew. Motion carried.

**#2 MOVED:** by Dan Mitchell, second by Fred McClendon, to accept the July 17, 2006, regular meeting minutes as presented and accept the August 2, 2006, special meeting minutes with correction to motion #2 change dollar amount from \$1000.00 to \$1500.00. Motion carried.

The finance committee reviewed the bills and found no withholdings.

**#3 MOVED:** by Vicki Ulrich, second by Ed DeWitt, to pay the following bills.

General	5,615.51
Fire Fund	7,462.35
Ambulance Fund	2,045.48
Property Management Fund	1,422.09
Trail Grooming Fund	58.74
Parks Fund	2,656.80
Recreation Center Fund	1,461.69
Fairgrounds Fund	4,101.21
Golf Course Fund	11,809.20
DPW Fund	22,556.67
Police Fund	1,005.83
Drug Forfeiture Fund	336.00

Grand Total \$60,531.57

Ck# 29911-30000

Motion carried.

Treasurer Ulrich explained that the Board approved \$700.00 for the replacement of the stolen PA system from the fairgrounds. The total cost for replacement was \$1132.21 and the insurance company reimbursed all but the \$250.00 deductible.

### **PUBLIC COMMENTS**

- Why are there EDC appointments on the agenda?
- Northern Lights are in a retail building they should move.
- The by-laws for EDC states they should have nine members, currently we have five, and that constitute a quorum.
- What is resolution 2006-T3 about?
- Resident requested a copy of resolution 2006-10 and 2006-11.
- How long did the building where Northern Lights is sit empty? Just ask the manager of the co-op how much business they get following the service.
- Who requested Resolution 2006-T3 and why?

### **SUPERVISORS REPORT**

- Don't forget to vote tomorrow.
- The Planning Commission Survey will be going out soon.
- We will delay action of the US Dept of Labor pending further review.
- Additions to the agenda include request from the Heritage Society to have the prison crew install benches in the Black Smith Shop. The Boosters will cover the cost.

**#4 MOVED:** by Ed DeWitt, second by Vicki Ulrich, to delay action of US Dept of Labor pending further review by Attorney Underhill. Motion carried.

**#5 MOVED:** by Marvin Besteman, second by Fred McClendon, to proceed with paving of the Police Departments drive providing that there is money available for project. Motion carried.

**#6 MOVED:** by Vicki Ulrich, second by Marvin Besteman, to request DPW Superintendent Norm Perkins schedules the prison crew to install benches in windows at the Black Smith Shop as requested by the Heritage Society. Motion carried.

**#7 MOVED:** by Marvin Besteman, second by Fred McClendon, to spend up to \$1,000.00 for repair of damaged fencing at the cemetery. Motion carried.

**#8 MOVED:** by Ed DeWitt, second by Vicki Ulrich, to hire an attorney to review and advise on how to proceed with the possible violation of Home Occupation. Motion carried.

Lengthy discussion held regarding the position of Special Project Manager and Information Technology Manager.

**#9 MOVED:** by Dan Mitchell, second by Fred McClendon, to request that Joe Paczkowski who has been historically performing duties approved and posted in his HR file continue employment as Special Project Manager and IT Manager at current rate of pay less fifty cent per hour for Deputy duties reporting to the Township Board. Future line item budgeting of position will be further defined in the April 1, 2006, budget cycle. Three yes and four no votes motion defeated.

Recess 8:20PM  
Reconvene 8:30PM

Trustee Donaway publicly announced that he would be resigning from the Board due to personal reasons.

**#10 MOVED:** by Vicki Ulrich, second by Ed DeWitt, to eliminate the positions of Special Project Manager and Information Technology Manager. Three no four yes votes Motion carried.

**#11 MOVED:** by Ed DeWitt, second by Fred McClendon, to adopt Resolution 2006-1 Approval of Estimated Costs and Expenses for Annual, Operation and Maintenance of Police Protection of Special Assessment Roll. Roll call vote all members present voted yes. RESOLUTION declared carried.

**#12 MOVED:** by Marvin Besteman, second by Fred McClendon, to adopt Resolution 2006-2 Filing of Special Assessment Roll; Notice of Public Hearing. Roll call vote all members present voted yes. RESOLUTION declared carried.

**#13 MOVED:** by Vicki Ulrich, second by Wayne Donaway, to retain Dyke Justin as the townships prosecuting attorney. Motion carried.

Discussion held regarding a draft letter from Supervisor Oberle to Anthony Bosley, Drain Commissioner concerning overflowing storm drains in the area. Board members approved the letter for mailing.

**#14 MOVED:** by Fred McClendon, second by Dan Mitchell, to adopt Resolution 2006-T3 Petition to the Governor to Investigate and Remove Kinross Charter Township Supervisor Jason Oberle, if Warranted, on Grounds of Misconduct in Office. Roll call vote four no two yes votes RESOLUTION defeated.

**#15 MOVED:** by Vicki Ulrich, second by Fred McClendon, to allow Supervisor Oberle to abstain from voting on Resolution 2006-T3 Petition to the Governor. Motion carried.

**#16 MOVED:** by Ed DeWitt, second by Dan Mitchell, to appoint Rick Jones term ending May 2008 and Dale Beltem term ending May 2007 to the Planning Commission. Motion carried.

**#17 MOVED:** by Vicki Ulrich, second by Marvin Besteman, to adopt Resolution 2006-A10 Budget Adjustment. Roll call vote all members present voted yes. RESOLUTION declared carried.

**#18 MOVED:** by Marvin Besteman, second by Ed DeWitt, to adopt Resolution 2006-A11 Budget Adjustment. Roll call vote all members present voted yes RESOLUTION declared carried

**#19 MOVED:** by Marvin Besteman, second by Dan Mitchell, to extend Kincheloe Kritters lease for thirty days providing all back payments and current rent is paid or proceed with eviction. Motion carried.

EDC appointments will be made at the next Board Meeting.

Board members discussed cost of repair to ambulance and requested Director Moses solicit additional quotes for repair.

**#20 MOVED:** by Marvin Besteman, second by Vicki Ulrich, to allow Golf Course Manager Davison to purchase fifteen 2005 Gas Club Cars with roofs finance though Citi Cap estimated interest rate of 5.75%. Motion carried.

A local business requested that the township link their names and phone numbers to the townships web site. Board agrees that this would not be a good practice to get into.

**#21 MOVED:** by Ed DeWitt, second by Wayne Donaway, to agree leasing additional space to Northern Lights Assembly of God Church for four years no increase in payments in exchange for improvements they plan to make. Motion carried.

**#22 MOVED:** by Vicki Ulrich, second by Wayne Donaway, to request Attorney Underhill review lease amendment between Kinross Charter Township and Northern Lights Assembly of God. Motion carried.

Consolidated Community Schools has requested a five-year extension on their lease. Board requests a copy of lease agreement for review and place on the next regular agenda.

**#23 MOVED:** by Wayne Donaway, second by Dan Mitchell, to approve writing off ambulance bill in the amount of six dollars and twenty seven cents date of service 1/17/06 patient is deceased and has no estate. Motion carried.

Supervisor Oberle explained correspondence regarding demolition of the coal plant.

**#24 MOVED:** by Dan Mitchell, second by Fred McClendon, to contact the State and request they proceed with demolition and clean up of coal plant. Motion carried with one no vote.

**#25 MOVED:** by Marvin Besteman, second by Vicki Ulrich, to allow the American Red Cross to use the township hall for a blood drive November 3, 2006. Motion carried.

**#26 MOVED:** by Dan Mitchell, second by Fred McClendon, to rescind motion #3 of August 2, 2006, "to proceed to offer to sell the broken grader though a bid process" Motion carried.

**#27 MOVED:** by Dan Mitchell, second by Vicki Ulrich, to transfer ownership of the township grader from Property Management to the Department of Public Works. Motion carried with two no votes.

**PUBLIC COMMENTS**

- Resident recommends that blood drives are held at the township hall and not at the recreation center.
- Members of the public thanked Wayne Donaway for serving as trustee.
- Who is responsible for mowing the cul-de-sacs?
- The Board should have more respect for the employees.
- The coal plant is a contaminated site.

**DEPARTMENT MANAGERS**

Reports received from Golf Course Manager Davison and Chief of Police Micolo.

**COMMITTEE REPORTS**

Police Boards meeting minutes received.

**CORRESPONDENCE**

TWP Participating Plan- Meeting with Alan Moses  
Jane McLeod, Vice President of Nursing- Ambulance Transfers  
EMS Employee Adam Raffaele- Employment Resignation  
Alan Moses-MIOSHA  
Joyce Mill-EDC Committee Resignation  
Carl Levin- Telecommunications Legislation

Meeting adjourned at 10:10PM.

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Marvin Besteman Jr., Clerk

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Jason Oberle, Supervisor