

DECEMBER 11, 1990
REGULAR TOWNSHIP BOARD MEETING

The regular December meeting was called to order at 7:25 p.m. by Supervisor Donald White. Present for the board in addition to White were Clerk Marcia Strong, Treasurer Maria Foerster and Trustees Joanne Strahm, Larry Russell, Thomas Totten and Donald Voorheis. Manager James Totten was also present.

Approximately 70 citizens were in attendance.

Supervisor asked if any board member objected to recording of the meeting by various people in attendance. No one objected.

Motion by Russell supported by Voorheis to amend the minutes to read Court of Appeals instead of Circuit Court. Motion carried. (7-0)

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis

Nays: None

Motion by Foerster, supported by Totten to approve minutes as amended. Motion carried. (7-0)

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis

Nays: None

Current invoices totaling \$62,965.89 were approved for payment by motion of Foerster, supported by Strahm.

Motion carried. (6-0-1)

Ayes: White, Strong, Foerster, Russell, Strahm and Voorheis
Abstain: Totten

Nays: None

Motion by Strong, supported by Totten to remove the three items relating to personnel from the agenda until such time as all due process laws and township policies have been met; the three items being removal Courtney from Planning Commission, removal Reed code enforcement officer and setting manager contract review. Motion carried.

(5-2).

Ayes: White, Strong, Foerster, Totten, Voorheis

Nays: Strahm, Russell

Motion by Strong, supported by Voorheis to appoint Edgar Scharrer to the DDA for a four year term. Motion carried. (7-0).

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis

Nays: None

Motion by Strong, supported by Totten to accept the resignation of Joanne Strahm as the citizen representative

and appoint her as the board representative to the zoning board of appeals. Motion carried. (7-0).

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis
Nays: None

Motion by Russell, supported by Strahm to appoint Ed Magnus to the Zoning Board of Appeals for the remainder of Strahm's term ending March 1991. Motion carried. (6-1).

Ayes: White, Foerster, Russell, Strahm, Totten, Voorheis
Nays: Strong

Motion by Voorheis supported by Foerster to appoint Alan Hunter to the Board of Review for a two year term beginning Jan. 1, 1991. Motion carried. (7-0).

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis
Nays: None

Motion by Strong, supported by Foerster to appoint Virginia Brown to the Board of Review for a two year term beginning Jan. 1, 1991. Motion carried. (7-0).

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis
Nays: None

Motion by Russell, supported by Strahm to appoint Gilbert Kern to the Board of Review for a two year term beginning Jan. 1, 1991. Motion carried. (4-3).

Ayes: White, Russell, Strahm, Voorheis
Nays: Strong, Foerster, Totten

Motion by Strong, supported by Foerster to table rezoning request 90-2 until supervisor can meet with legal counsel. Motion carried. (7-0).

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis
Nays: None

Motion by Strong, supported by Foerster to recommend that the planning commission look at residential growth and related zoning issues in the northern area of the township and report back to the board. Motion carried. (4-3).

Ayes: Strong, Foerster, Totten, Voorheis
Nays: White, Russell, Strahm

Motion by Foerster, supported by Strong to transfer \$900 from township center budget activity to cemetery activity and \$600 from township center to township board. Motion carried. (7-0).

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis
Nays: None

Motion by Foerster, supported by Totten to set a joint township board and township DDA meeting for 7:30 p.m. on Jan. 3, 1991 at the Birch Run Township Center for the engineer and financial consultant on the sewer project to provide information to the groups. Motion carried. (7-0)

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis
Nays: None

Motion by Russell supported by Voorheis to drop legal action against Gilbert Kern. Motion carried. (4-3)

Ayes: White, Russell, Strahm, Voorheis

Nays: Strong, Foerster, Totten

Motion by Foerster supported by Voorheis to request planning commission review set backs in A-1 and A-2 zones and the definition of front yard and to report to the board on this. Motion carried. (7-0).

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis

Nays: None

Motion by Strong, supported by Foerster to discuss land purchase in executive session. Motion failed for lack of 2/3 vote.

(4-3).

Ayes: White, Strong, Foerster, Totten

Nays: Russell, Strahm, Voorheis

Motion by Totten, supported by Russell to offer Fremont Schian \$85,000 with a \$5,000 option fee inclusive of the price and to authorize the manager to negotiate on our behalf for Schian's property for park relocation. Motion carried. (7-0).

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis

Nays: None

Motion by Russell supported by Voorheis for clerk to bring samples on administrative rules covering recording of board meetings to board. Motion carried. (7-0).

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis

Nays: None

Motion by Strong, supported by Russell to have the clerk report on public comment administrative rules. Motion carried.

(7-0).

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis

Nays: None

Motion by Foerster, supported by Strahm to have manager develop purchase policy for board. Motion carried. (7-0).

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis

Nays: None

Motion by Foerster, supported by Strong to authorize Strahm and Voorheis to form a committee to get price quotes, financial arrangements, availability, resumes, etc. from a variety of attorneys for the 1991-92 fiscal year and to authorize an expenditure of up to \$50 for legal notices advertising the process. Motion carried. (7-0)

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis

Nays: None

Motion by Strong, supported by Foerster to set Wednesday, January 9, 1991 at 6 p.m. at location where First of America finds space available for a meeting to discuss investments. Motion carried. (7-0).

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis

Nays: None

Manager reported on fire runs charges. Motion by Russell, supported by Totten to table the issue and have the manager investigate further and report back next month. Motion carried. (7-0)

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis
Nays: None

Motion by Russell supported by Totten to have manager report on procedures for removal of burned out building adjacent to trailer park on the Dixie Highway. Motion carried. (7-0).

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis
Nays: None

Motion by Foerster, supported by Totten to adjourn at 10:55 p.m. Motion carried. (7-0).

Ayes: White, Strong, Foerster, Russell, Strahm, Totten, Voorheis
Nays: None

Marcia Strong, clerk
Birch Run Township