

CASCO TOWNSHIP BOARD OF TRUSTEES
REGULAR MEETING
DECEMBER 18, 2017 @ 7:00PM

Approved January 15, 2018

Call to Order: Allan called meeting to order @ 7:00pm and led in the Pledge of Allegiance.

Present: Overhiser, Macyauski, Winfrey, Brenner, Graff and 18 other interested people & Bob Genetski, Allegan County Clerk.

Absent: None

Allan introduced Bob Genetski, Allegan County Clerk, to the public.

Bob handed out a pamphlet that explained what goes on at the Clerk & Register of Deeds office each day for you. Bob discussed the form DD214 for veterans to be honored at their gravesite with a flag showing they are veterans and also applying for other veteran benefits.

Bob also announced that he did declare himself available for the State Senate, Senator Schuitmaker cannot exceed a two-year term.

PUBLIC COMMENT:

Lois Swartz spoke that she was glad to see the minutes in the paper but by reading them she was very disappointed. She said that it seemed that Cheri received input because they did not read in the way her minutes usually read. She meant by the fact that the rental problems were behavioral issues. She said that the STR issues are not behavioral but are consequences of commercial STR. She also stated that if a factory was to be built in the agricultural district that would not take a year to decide that it wouldn't be allowed.

Cheri responded to Lois that she resents that you think I'm getting input doing the minutes I would like you to join me at 3:00 am in my nightgown with my cat doing minutes.

John Barkley stated that Allan wouldn't hear if there are problems on the lakeshore because he is too far away. There is one board member that does live on the lakeshore and they would have a different perception.

Allan said that doing nothing is the thing to do we have the regulatory ordinance that states the maximum number of people, it limits the amount of occasion you can rent, we are going from a point that we didn't regulate it at all to, but we are trying to strike a balance with all the interest of the township. We have received a lot of public comment from those who don't want to rent to those who do want to rent.

Leslie Dickson said she did receive the email with the Regulatory Ordinance and has read it several times in its entirety and she said she knows Judy is on both boards, the PC and as a Trustee on the Board of Trustees, Leslie would like to say she is very pleased with the ordinance because she rents her home, she just has a couple of very tiny concerns. She would like to thank the board for all of their hard work and the ordinance addresses issues from both sides that have been discussed for the last 18 months. Thank you so much.

Allan thanked her for her comment.

Cheri said to John Barkley that with his comment that only one board member lives on the lakeshore, I live across from the lake and I own lake property, what is being done has nothing to do with where we

live. I experience the fireworks, cannons going off, it is just what it is in the summer months when you live by the lake.

Allan stated that there are approximately 690 homes that are not homesteaded and 1,082 that are. It doesn't matter about the numbers because he represents all those homes.

Dan Fleming had some questions concerning certain areas of the ordinance.

Judy Graff said that over the several meetings, 3 or 4, that we have had as a board, to review the regulatory ordinance, one of the meetings early on, when the regulatory ordinance talks about 3 nights vs. the PC 6 nights, why does the board not go with the pc 6 nights and likewise the number of people, pc 10 and the ordinance says 12 maximum people. Judy said that Allan has been to the pc meetings and has heard the same comments and came to a different conclusion, why you came to a different conclusion of the length of stay and the number of people. At the last meeting, last week, you stated to me that you as a pc rep that you want the pc to resolve the differences and to make sure that if the pc does not agree with the board, that there should be a very significant reason why not.

Judy continued to say that the bible that the PC uses is MTA's The Township Guide to Planning & Zoning, she continued,

Chapter 9 The fundamentals of a Team and Responsibility

Page 81 The fundamental democratic principal separation of power. This balance of power is evident in local government zoning process. What many people may pursue as a balance of authority to fair and impartial decision for every issue and it goes on to say

Judy pointed out two references on page 83. 2nd full paragraph-

Township Board members should not attempt to implement the commissioners for a zoning of appeals members. Planning Commission members are appointed by the Board of Trustees once the appointments are made an individual township member, including the supervisor, not be involved in or influence the decisions of the pc.

Page 86, The planning commission should fully apply the zoning standards to their principal and act with the master plan and act with the best interest of the township. The board should not reject the recommendations to the board without substantial reason if it is clear that the commission carefully used the standards of the ordinance.

Judy said by reading this the activity of the pc, the township board should not abandon the recommendations from the pc that the pc recommends to the board, the board can either accept or reject, but to challenge or according to the MTA this is clearly out of bounds.

Allan said if you are talking about land use issues and Judy said we have a difference of opinion. Allan said so don't condemn me. Judy said I'm just stating that the normal guidelines in the MTA for normal issues. Allan said I understand that, but this is not a normal issue.

Cheri said that not one of us on the board has tried to interfere with the pc in any way, so that remark is incorrect.

Valerie Baas mentioned about the number of rentals in Miami Park.

Chris Barczyk discussed saturation and he mentioned that he represents 100 people. Allan mentioned that someone complained that you don't represent him, he misunderstood what it was about.

Reports:

Police-

Officer Kurt Katje stated he only has one house check so far this winter, if your going to go away this winter and you want him to check your house, come into the office and fill out a request. Over

thanksgiving weekend one of our dispatchers was killed in an auto accident, the driver that caused the accident didn't know the stop sign was there. Over the summer we had accidents on 109th, 62nd St., 64th St, and 66th Street, all of these areas is a straight shot to 109th Ave. Luckily there was only one fatal this year, there could have been more. He feels we need to address this to the Allegan County Road Commission regarding some kind of warning for these areas, Kurt suggested to them maybe rumble strips, or something to warn the drivers.

Kurt reported that Allan had asked him to pull reports from the last five years and start looking at statics for the category's' pertaining to rentals, he is in the process of doing that 1,606 calls in five-year times, out of those 333 meet those criteria, he needs to pull up each of those 333 calls to see which ones pertain to rentals.

Clerk:

Cheri presented minutes of Oct. 23, 2017, November 20, 2017, and Oct. 16, 2017 to be approved.

Lu made motion to accept Oct. 16, 2017 as they read. Judy supported. No discussion. All votes in favor. Motion carried.

It was agreed to wait on Oct. 23 and Nov. 20 minutes until Dec. 18, 2017 Regular Meeting to vote on, Judy hadn't had time to read them.

Allan wanted noted that the board held up these two sets of minutes.

Cheri reported that for the November 7, 2017 election she turned in the paper work for our reimbursement of expenses in the amount of \$1,704.81.

Cheri continued to report that for Casco's recycle surcharge reimbursement, we have in the amount of \$9,020.60 coming for May, June, July, Sept. and Oct. 2017.

Treasurer:

The balances on all accounts are as follow:

General Fund	Balance	\$504,557.14
Parks Fund	Balance	\$ 25,917.08
Senior Services Fund	Balance	\$ 28,127.38
Fire Dept. Fund	Balance	\$395,444.70
Road Fund	Balance	\$259,925.20
Police Fund	Balance	\$107,158.81
Cemetery Care Fund	Balance	\$106,622.67
Collected Tax Acct.	Balance	\$ 87,184.36
Lakeview Sewer	Balance	\$ 8,048.65
Lakeview Water	Balance	\$ 575.79
Lakeview Paving	Balance	\$ 40,264.73
Pacific Sewer	Balance	\$ 15,655.72
Pacific Water	Balance	\$ 44,446.11
Orchard Sewer	Balance	\$ 24,385.92
102 nd Ave. SAD	Balance	\$ 60,047.48

Lu made a motion to approve the following:

General Fund Orders#24698-24759 in the amount of \$75,937.88

Parks Fund	Orders#984-991	in the amount of	\$ 2,037.49
Seniors Fund	Orders#652-656	in the amount of	\$ 4,447.57
Collected Tax	Orders#3349-3356	in the amount of	\$74,320.68
Police Fund	Orders#198-201	in the amount of	\$ 6,845.40

Paul supported. All votes in favor. Motion Carried.

Cheri forgot to mention in her report that when something comes up with the minutes, if someone wants something changed, I will not approve changing something that was not said, even if it was the intent.

Kurt also asked if there are any code changes into the gated communities, please let him know the new code. The reason he is mentioning this is because they had a call and they couldn't get into that gated community, this is important for the Fire Department also.

Parks:

Bruce Brandon, Chairperson Parks Committee, reported

1. The several last storms have caused some damage at the preserve and need to be addressed.
 - a. High wave action and collapsing bank are causing distress on the bottom portion of the stairs. We may need to cut part of the bottom of steps to save it from further damage.
 - b. Three trees are leaning due to uprooting and pose a possible safety hazard.
 - c. There is one tree down on the path on the south loop and a significant branch on the pathway at the beach cut-off.

2. This fall, the committee has worked diligently on researching and developing a Maintenance and Operation Plan for board consideration. The committee has completed the plan, but due to the December meeting being cancelled, the committee was unable to complete its final review and vote to present to the board. It will be presented to the board at the January meeting.

3. The committee needs two more members to be at full strength.

4. The Friends of Blue Star Trail has selected a new President. John Adams will assume duties 1/1/18.

There was discussion about repairs done on 1st Street beach stairs.

Mary Campbell mentioned that she read in the Holland Sentinel that there is a projection of 8 or 9" spread of the beaches receding.

Planning Commission:

Judy reported that they had their monthly meeting in December and their rental workshop meeting wasn't properly noticed so it wasn't an official meeting, they did have some discussion.

Hospital:

Judy reported that the hospital has hired a new CEO, Kirk ?, he has a lot of experience for the position. The board meets twice a year to see if the hospital has meant all their requirements. Judy recommended for the board to have the new CEO come to one of our meetings, possibly the annual meeting.

Library: No report.
County: No report.
ZBA: No report.

SHAES:

Allan reported that the budget was approved, there will be a 3.37% increase for Casco.
Ron Wise is working on a Land Clearing Policy to deal with large land clearings to protect neighboring homes, buildings, animals etc. This is not to block someone wanting to clear their property.

Water/Sewer:

Allan reported that we have had 10 full hookups, 19 totals for the year.

SHAWSA:

The goal is to be totally integrated by July 1, 2018.

OLD BUSINESS:

Meeting Schedule for 2018

The date of March 24, 2018, 9:00am to 12:00 noon, to be added to the schedule for the joint meeting hosted by the Planning Commission.

Judy made motion to approve the Annual Meeting Schedule for 2018, amended with the addition of the March 24, 2018 joint meeting. Paul supported. All votes in favor. Motion Carried.

Rental Regulatory Ordinance

This was discussed earlier in the meeting, the Planning Commission is going to meet Wednesday, Dec. 20, 2018 for a workshop meeting.

Marijuana Resolution

MTA recommended that the Township do a opt out Resolution, we have input from the attorney, he says that it hasn't changed, but we still have to opt in, but if the board would feel better opting out would be okay too. Allan explained that if people come in the door at a day to day basis, it would be helpful for Allan or Alfred to have a document, with the boards wishes, to hold up a document which shows we are not interested.

Resolution No. 1218-12

Judy made motion to approve the Resolution. Paul supported.

Roll Call Vote: Paul, yes, Cheri, yes, Allan, yes, Lu, yes, Judy, yes

NEW BUSINESS:

Tax Reverted Parcels

The County of Allegan sent us a notice that we could acquire parcels no. 0302-101-021-00, 0302-103-038-00, 0302-668-030-00, by paying the 2017 taxes in the amount of \$185.54. These parcels are in black river park, they are not next to any parcels that we already own And the owners of parcels that they are next to are not interested, we have asked them before and they have said no.

Lu made motion that we decline the property. Paul supported. All votes in favor. Motion Carried.

Cheri is to send the County our minutes showing the motion that we decline.

Committee Appointments

The terms for the Planning Commission

Greg Knisley, David Campbell, Louis Adamson, Dan Fleming & Dian Liepe terms are up 2017 and they all have agreed to stay on the committee.

Cheri made a motion to reappoint Greg Knisley, David Campbell, Louis Adamson, Dan Fleming and Dian Liepe to the Planning Commission. Judy supported. All votes in favor. Motion Carried.

The terms for the Parks & Recreation Committee we have

Clay Grieffendorf has agreed to continue on the committee and also to fill the position of Johanan Jessup is Andy Litts is interested in serving on the parks committee. Ron Seiler has chosen not to continue on the committee, we need to fill his spot.

Cheri made motion to reappoint Clay Grieffendorf to the Park & Recreation Committee and appoint Andy Litts to the Committee. Lu supported. All votes in favor. Motion Carried.

South Haven Airport Authority,

Allan made motion to reappoint Rendell Wright to the Airport Authority for 2018. Paul supported. All votes in favor. Motion Carried.

Allan's annual term on SHAES is up and he would like to continue.

Lu made motion to reappoint Allan on the SHAES board for 2018. Judy supported. All votes in favor. Motion Carried.

There has been discussion about having a Road Committee Allan has contacted some people to evaluate the roads and also a process on spending the mileage money.

Allan would like to appoint Monty Brenner, Andy Litts and Allen Spencer to this committee and also appoint Christopher Fleming whom has showed interest, but Allan has talked to him yet. There meetings would be public.

It was suggested for the Road Committee to give the Board an update on what has been done.

Allan mentioned that there is a catch basin on Euclid that he is not happy with and the neighbors aren't either. The previous engineer kept waiting for the Road Commission, Allan has talked with Craig Atwood so he is aware of it and also, talked to the new engineer so that he is aware of the problem.

We bought the new mower for the cemetery and we have a 2011 XMARK mower to sell, it has 1750 hours. Allan recommended to advertise for bids.

Allan made motion to advertise to take bids on the 2011 XMARK used mower. Lu supported.

All votes in favor. Motion carried.

Allan reported that he received a letter from Dickinson Wright about Planning Commission training that will be coming up starting in February.

Cheri mentioned that the AutoMark voting machine has been replaced, the old one is heavy and bulky and she wondered if we could take it to the dump and put it in the electronic trailer. It has been recommended by other clerks that it could be used for target practice and she agreed.

The security camera for the park, Allan has talked to Linda Kuhn and because John's Stereo is closing she said she could still order things. Allan will talk to her after the first of the year about the camera.

Allan also mentioned that some townships are putting cameras in the treasurer's offices, South Haven Township has the camera at the entrance of the door. Lu said she would think about it.

PUBLIC COMMENT:

John Barkley recommended that the road committee look at safety issues also, such as road signs, etc. There was discussion about the round about on Blue Star.

Chris Barczyk mentioned about getting the speed lowered on Blue Star Highway, he said there is something that the board could do. He mentioned that maybe the Road Committee could look into petitioning for a change of the speed limit.

Chris also discussed someone not wanting him to represent him. Allan said it was Bob Goldberg, he came to his farm and talked to him about it. Bob thought that what he was signing up for was that the board to study the situation.

Chris brought up that not having pc meetings in July didn't coincide with summer residents. Allan said other than Chris, he didn't receive any complaints about that.

Lu made motion to adjourn. Paul supported.

Meeting adjourned at 9:20 pm

Minutes Respectively Submitted By,
Cheryl Brenner, Clerk