

The regular monthly meeting of the Manistee Township Board was held on Thursday, January 12, 2017 at 7:00 P.M., at the Manistee Township Hall. Board members present were Supervisor Dennis Bjorkquist, Treasurer Connie Jankwietz, Clerk Dianne Taylor, Trustee Guy Finout, and Trustee John Dontz. Also present were Assistant Fire Chief Tom Johnson, Deputy Clerk Karen Clouse, Manistee County Road Commission (MCRC) Manager Mark Sohlden, MCRC Commissioner Richard Graham and Keith Brown, PEG. County Commissioner Jeff Dontz and Fire Chief Chuck Barron were absent. Carol Padden and Marlene Walters arrived at 7:13 P.M.

Supervisor Dennis Bjorkquist called the meeting to order. All attending stood and opened with the pledge to the United States flag.

Minutes of the December 8, 2016 Manistee Township Board meeting and the December 15, 2016 Special Board Meeting were provided. Trustee John Dontz made the motion to approve both sets of minutes as written, seconded by Trustee Guy Finout. All in favor; motion carried.

Treasurer Jankwietz gave the Treasurer's report for the month of December 2016. The receipts were \$62,310.03; expenditures were \$87,236.58, leaving a balance of \$24,208.86 in the General Fund as of December 31, 2016. Treasurer Jankwietz stated although the current balance is low, it is tax collection time so the balance will increase. A motion was made by Trustee Dontz to approve the Treasurer's report as presented, seconded by Clerk Taylor. All voted in favor, motion carried.

Manistee Township Planning Commission met on January 5, 2017. Zoning Administrator Guy Finout gave a brief summary of the meeting as approved minutes of the December 1, 2016 meeting were not available. The sign ordinance amendment was sent to the township attorney for legal review. The Planning Commission re-elected the same officers. The Master Plan and Planning Commission Bylaws are being reviewed and will be on the agenda for the February meeting. In addition, a discussion of the airport overlay zone that needs to be in the zoning ordinance will also be on the agenda for the February meeting.

There was no public comment at this time.

County Commissioner Jeff Dontz was not available to report on the activities of the County.

Trustee Finout, as Zoning Administrator, reported on the activity in the Zoning office for December. There were three (3) receipts and one (1) written complaint was made regarding the lighting at Wesco. Zoning Administrator Finout will be investigating the complaint.

Assistant Fire Chief Tom Johnson presented the December 2016 report for the Manistee Township Fire Department. Three (3) meetings and/or training sessions were held; fifteen (15) medical runs, and three (3) fire runs took place in December. All apparatus is in good working order. The training conex's have been placed and completion work will begin when weather permits. The Revenue Sharing Board awarded \$21,000 to be used toward replacing SCBA's. The 50/50 DNR grant paperwork is in the final stages; the grant money will be used for Wildland gear. Please call 231.690.5329 for burn permits. Assistant Chief Tom Johnson provided the board with a copy of a letter that will be sent to Central Dispatch regarding Rescue 135 being temporarily out of service because of staffing issues. The change will be effective with the week. Assistant Chief Johnson will research any issues this change may create with licensing. Several

current firefighters are in the process of completing the 1st responder classes. The Fire department will still be toned out for vehicular accidents and fires; medical related runs will be handled by West Shore Medical Center. Discussion followed. Assistant Chief Johnson stated the Fire Department would like to promote Wes Owens to Captain and Joe Wells to Lieutenant with the Board's approval. Trustee Dontz made the motion to promote Wes Owens to Captain and Joe Wells to Lieutenant, seconded by Trustee Finout. All voted in favor; motion carried. Supervisor Bjorkquist expressed his thanks to everyone at the Fire Department.

Supervisor Bjorkquist, as Liquor Inspector, stated there were no changes for December.

Manistee County Road Commission Manager Mark Sohlden presented the Board with a packet of basic facts, expenditures, budget summary, and the 2017 overview for the MCRC. Among the items discussed were the completed road and bridge projects, winter road maintenance, future road projects such as River, Highbridge, Hoxeyville, and Kott Roads. A lengthy discussion followed regarding the 2017 Kott Road project. Mr. Sohlden provided a notice stating it is illegal to dump or plow snow back into the roadway. Comments included recommending the notice be published in the newspaper as well as being posted at each township hall building. MCRC Commissioner Richard Graham thanked the Board for their cooperation with the Milarch Road project. Supervisor Bjorkquist requested a list of roads within Manistee Township.

The McGuiness Drain assessment payment was provided for the Board. Supervisor Bjorkquist stated a letter was sent in mid-December 2016 to then Drain Commissioner Thom Smith requesting final costs for the McGuiness Drain project; the letter was subsequently opened January 9, 2017 by the current Drain Commissioner, Ken Hilliard. A discussion occurred on whether to pay the assessment in total or to pay this year's only and wait for the newly appointed Drain Commissioner to have time to re-evaluate the project. Treasurer Jankwietz made the motion to pay the one (1) year assessment for the McGuiness Drain, seconded by Trustee Dontz. All in favor; motion carried.

Township of Manistee Resolution No. 2017-01, Sewer Rates, was presented to the Board for review and adoption.

TOWNSHIP OF MANISTEE

Resolution No. 2017-01

Sewer Rates

WHEREAS, the Township of Manistee has entered into a sanitary sewage disposal agreement with the Little River Band of Ottawa Indians; and

WHEREAS, the sewer service system became operational in the spring of 2016 within the sewer service area, map attached as Exhibit A hereto; and

WHEREAS, some of the property owners in the sewer service area are currently connected to a municipal water source designated as either commercial or residential; and

WHEREAS, some properties in the sewer service area are serviced by their own water wells whether classified as residential or commercial; and

WHEREAS, the Township Board has enacted a Sewer Use Ordinance for Manistee Township in Manistee County, Michigan;

NOW, THEREFORE, IT IS RESOLVED that the rates for sewer service shall be set and based upon the following:

Recitals

- A. The Little River Band of Ottawa Indians currently operates a waste water treatment facility on tribal land and, pursuant to an agreement with Manistee Township, will be expanding the sewer system to serve certain areas of Manistee Township as depicted in a sewer service area map attached as Exhibit A to this Resolution. The service area for tribal citizens is depicted on Exhibit A, being the map of the service area and that the service area for Manistee Township residents is also depicted on Exhibit A showing the service area for Manistee Township residents, but clearly differentiating the service area for tribal citizens and the service area for citizens of Manistee Township with Manistee Township acknowledging that this service map will be amended from time to time based upon any expansion of the service through further resolutions made by the Township Board as needed. The service area as depicted on Exhibit A will be amended from time to time as applicable.
- B. Based upon a report from the engineering firm of Gosling-Czubak, sewer rates shall be determined by the amount of water used by tribal customers, capital costs for the system, as well as operation and maintenance costs for the system, but at the time of this Resolution tribal water rates do not apply to residents of Manistee Township who otherwise are billed for their existing water usage by City of Manistee or have a water source through a private well.
- C. In order to provide a stream of revenue to support the expansion of the sewer system into Manistee Township pursuant to the contract between the Little River Band of Ottawa Indians and Manistee Township as well as for continued operational maintenance and repair costs associated with this expansion, including the wastewater treatment facility operated by the Little River Band of Ottawa Indians, sewer user fees and charges are necessary.

Resolution

NOW, THEREFORE, BE IT RESOLVED that pursuant to Article VIII of the Sewer Use Ordinance for Manistee Township, Manistee County, Michigan, the Manistee Township Board establishes the following rates and fees for sewer services connected to the sewer service area as depicted on the attached Exhibit A.

SEWER RATES AND FEES

1. Sewer Rates.

Every user of sewer services shall pay a base rate per month charged therewith related to the water line servicing the property as specified below:

Residential	\$31.75 per month flat rate	1% Township Administration
Commercial	\$13.50 per 1000 Gal.	1% Township Administration

Fees approved by the Little River Band of Ottawa Indians.

IT IS FURTHER RESOLVED THAT all fees established under this Resolution have been approved by the Little River Band of Ottawa Indians per their own resolutions as provided under Article VIII, Section 2(c) of the Sewer Use Ordinance for Manistee Township, Manistee County, Michigan.

Rates subject to change.

IT IS FURTHER RESOLVED THAT the rates and fees set forth in this Resolution may change in the future depending on costs associated with the capital costs of constructing the system, continued operation and maintenance of the sewer system and per the requirements of the Sewer Use Ordinance for Manistee Township, Manistee County, Michigan, and the agreement between Manistee Township and the Little River Band of Ottawa Indians. Any such changes made by the Little River Band of Ottawa Indians at its discretion based upon capital, operational and maintenance costs of the sewer system shall be implemented by Manistee Township and Manistee Township shall provide written notice to customers at least thirty (30) days in advance of the change. Such change will not be effective until the Township Board passes a new or amended resolution setting forth any such changes and Manistee Township shall act on and pass any new or amended resolution setting forth the changes within forty-five (45) days of Manistee Township receiving written notice from the Little River Band of Ottawa Indians of a change of rates and/of fees. Failure by Manistee Township to adopt new sewer rates as promulgated by the Little River Band of Ottawa Indians shall not relieve the end user of its duty to pay sewer fees as billed. Manistee Township and the Little River Band of Ottawa Indians shall meet at least annually to determine sewer rates which shall be adjusted based upon the system's operation costs, capital costs and maintenance costs.

BE IT FURTHER RESOLVED that this Resolution shall become effective the day following its publication in a newspaper of general circulation within Manistee Township.

TOWNSHIP OF MANISTEE

By:

Dennis Bjorkquist, Supervisor

By:

Dianne Taylor, Clerk

Treasurer Jankwietz made the motion to adopt Resolution No. 2017-01, Sewer Rates; seconded by Trustee Dontz. Roll Call voting conducted by Clerk Taylor was as follows: Yeas: Trustee Finout, Trustee Dontz, Treasurer Jankwietz, Clerk Taylor and Supervisor Bjorkquist. Nays: 0 Absent: 0 Motion Carried.

The bills for the month totaling \$91,871.90 were provided. Trustee Dontz made the motion to pay the bills for January as received; Treasurer Jankwietz seconded. All in favor; motion carried.

Manistee County MTA Meeting will be **March 22, 2017 at 7:00 PM at Brown Township Hall, 8233 Coates Hwy, Manistee, MI**

Manistee Zoning Board of Appeals will meet **Tuesday, February 7, 2017 at 7:00 p.m.** at the **Manistee Township Hall, 410 Holden Street**, pending an appeal filed.

Manistee Township Planning Commission – Thursday, February 2, 2017 at 7:00 p.m. at the **Manistee Township Hall.**

Bar Lake Improvement Board – Monday, April 10, 2017 at 7:00P.M. at the **Manistee Township Hall, 410 Holden St.**

Next regular meeting of the **Manistee Township Board** will be held on **Thursday, February 9, 2017 at 7:00 P.M.** at the **Manistee Township Hall, 410 Holden Street.**

Supervisor Bjorkquist asked if there was any other public comment. Ms. Carol Padden asked to address the Board regarding the removal of sand from the Bar Lake Outlet area and the dune area on the East side of Lakeshore Road. A lengthy discussion occurred regarding who has the authority, if anyone, to move, dig out, or remove sand from the areas indicated.

There being no further business or public comments to come before the board, it was moved by Trustee Dontz, seconded by Clerk Taylor, to adjourn the meeting at 8:00 pm. All in favor; motion carried.

Respectfully submitted,

Dianne Taylor
Manistee Township Clerk