**Frankenlust Township Board Meeting**

**March 14, 2023 4 p.m.**

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**The regular meeting of the Township Board was held. It was called to order by Supervisor, Ron Campbell. The Pledge of Alliance was said.**

**Present: Campbell, Ortner, Fisher, Britton and Begick**

**Excused Absent: None**

**Consent Agenda Items. Motion by Britton/Ortner to approve the regular Board minutes from February 14, 2023, accept the Treasurer’s Report as presented and authorize payment of bills in the amount of $97.828.42 from the General and Misc. Funds as needed. Roll Call Vote:**

**Ortner yes**

**Begick yes**

**Fisher yes**

**Campbell yes**

**Britton yes**

**5 aye, 0 nay. Carried.**

**Public Input: None**

**Fire Department. The meeting minutes for March 2, 2023 are on file. A report of the run/incidents for the department is on file. There were 37 calls in February, 2023: 1-Fire, 26 - EMS/Rescue, 6 - Good Intent, 2 - Hazardous Condition, 1 - Service Call, 0 - Special Incident Type and 1 - False Alarms, 0 - Overpressure Rupture, Explosion, Overheat (no fire), - Severe Weather & Natural Disaster, with YTD total of 95 calls for 2023. Fire Chief Kukla stated that he researched the original purchase of the snow plow and found that it was purchased with funds from the 208 Fire Safety (formerly 206). Motion by Britton/Begick to put the $2,500.00 received from the sale of the snow plow back into the 208 Fire Safety Fund. 5 aye, 0 nay. Carried. Fire Chief Kukla stated that the money could go into either the 208 (Fire Safety) or 211 (Emergency Fund) from which expenses go through.**

**Planning Commission.**  **Report on file.**

**Zoning Administrator. Report on file.**

**Nature Park. No report presented.**

**Marijuana Policy. An email from our insurance company, Jason Orton, states that we should follow the policy that we have in place. We can change it at any time to include marijuana used in any form is prohibited. We have received a letter from the Township Attorney, Rich Sheppard stating that he agrees with Mr. Orton. We need to follow the policy in place for drug use and in the future make any changes to the policy that the Board feels necessary. A Fire Department officer, John Gerhauser, also stated in a letter the policies of other Fire Departments in Bay and Midland Counties. Some of these departments follow DOT or IAFF laws and guidelines for zero-tolerance policy. Trustee Britton states that we have two different issues concerning recreational and medical marijuana usage and testing. As stated before, we need to follow the current policy on drug testing. If an employee is suspected of being under the influence, it must be reported to a supervisor of the Fire Department and the situation is then dealt with according to our policy. If it is felt by the Board or employees of the Township that changes need to be made to the current policy, then it needs to be addressed. After more discussion, a motion was made by Ortner/Begick that the employee in question, be retested in 90 days. If positive that member will be released from the Fire Department. If negative, that member will remain. 4 aye, 1 nay. Carried. Motion by Ortner/Fisher to continue the current policy which states that we keep the testing practices in place as is. 5 aye, 0 nay. Carried.**

**Consent Judgement. A tentative date of June 2, 2023 was issued on File No. 21-3288-CE for Frankenlust Township vs Escamilla. Discussion on how far does the Board want to enforce the court order if he is still not in compliance by the due date that was set to complete the items that are not in compliance with Township Ordinances. Motion by Fisher/Britton to have engineers and their personal to check sight elevations, measurements of the actual dimension of the retention basin, etc. and make sure that everything now matches the approved site plan. 5 aye, 0 nay. Carried.**

**Lawn Mowing Contract. After review of the proposal for mowing, trimming and fertilization for the coming 2023 season. Fertilization is not needed on the new site on 3 Mile Road in front of Burger King and Taco Bell/KFC. Motion by Britton/Begick to renew the contract with Rich’s Lawn & Garden for Frankenlust Township Property only for the 2023 season. Roll Call Vote:**

**Begick yes**

**Fisher yes**

**Campbell yes**

**Britton yes**

**Ortner yes**

**5 aye, 0 nay. Carried.**

**Road Mowing. Motion by Britton/Begick to accept the proposal by Jay’s Lawn Care to mow secondary roads in Frankenlust Township, Old Hickory Estates Retention Pond and other blite properties as requested for 2023. Roll Call Vote:**

**Fisher yes**

**Campbell yes**

**Britton yes**

**Ortner yes**

**Begick yes**

**5 aye, 0 nay. Carried.**

**Assistant Secretary. After several interviews with William Holey his resume was discussed at the Board meeting. Motion by Ortner/Fisher to hire William Holey as Assistant Secretary beginning 3-20-2023 at $17.00 per hour. 5 aye, 0 nay. Carried.**

**MI Haus. Superior Abstract researched parcel 09-030-001-300-100-04. It was discovered that Consumers Energy has four easements on the property. No one knows why they are there. The easements could be removed at a cost of $700 per easement or a total of no more than $2800. The property is also in a floodway and would require a hydraulic study. It would determine how much of the area would flood under high water conditions. Motion by Begick/Britton to work with Consumers to release the easement sections 4,5,6 and 8 highlighted on the map presented.**

**Campbell yes**

**Britton yes**

**Ortner yes**

**Begick yes**

**Fisher yes**

**5 aye, 0 nay. Carried.**

**Recycle Grant. At the end of our current contract with Waste Management, they will require new totes to be used by residents for recycling. Jill Reynolds, Senior Account Executive, Public Sector Solutions with Waste Management aided Supervisor Campbell in applying for a Grant through Michigan Department of Environment, Great Lakes and Energy (EGLE) to cover 80% of the costs. We can apply for a 20% match with Vincent LeRay at The Recycling Partnership, which will cover the balance of the cost. We will receive the recycling totes for no cost with these two grants. The grants are an incentive to recycle more. Supervisor Campbell presented the Board with a Recycling Grant Timeline. It gives the Grant application Deadline for 5/19/2023. Grants will be award Summer/Fall 2023, with educational materials being distributed during the winter of 2023. There will be a baseline contamination audit with carts distributed by 1-1-2024 and more reports and being required into 2024. Motion by Begick/Ortner to approve applying for the Grant through EGLE. 5, aye, 0 nay. Carried. Totes for trash will still need to be purchased by residents.**

**ZBA Waiver. At the Board meeting in September 2022 a motion to waiver ZBA fees for Mr. Sequin was waived if he chooses to take a violation on his property to the Zoning Board of Appeals. At the time, many Board members were not aware that the motion could include other fees such as escrow, engineering, lawyer, etc. It was understood to mean only the ZBA fee not the other fees. Motion by Britton/Begick to reconsider the motion from the September 2022 meeting. 5 aye 0 nay. Carried. Motion by Ortner/Fisher that the Board waives the Zoning Board of Appeals fee of $550 for Mr. Sequin, this excludes any escrow fees, if he decides to take his appeal to the ZBA. 4 aye, 1 nay. Carried.**

**Maxwell Trust. A letter was received from Laura Ogar, Bay County Director of Environmental Affairs and Community Development concerning the Maxwell Trust. The Maxwell Trust owns the property on Melbourne Drive in Frankenlust Township however no one seems to know where it is located. Supervisor Campbell stated that it is next to the dioxin dump. It was a settlement between GM and Dow Chemical involving the cleanup of the Tittabawassee River. The Michigan Department of Natural Resources (MDNR) wants to purchase 350 acres of the Maxwell Trust and add it to the Crow Island State Game Area. There is 1400 acres in Williams Township, 300 acres in Bangor Township and 350 acres in Frankenlust Township that they want to turn into wildlife areas. Bay County does not agree with this plan since it would take away revenue from the County and each township. Bay County would like us to send a letter to them in support of the County in this matter. It was calculated that it would take away approximately $ 14,059.72 in revenue for our 350 acres. It is not clear if that is revenue taken from the county and we would get 7% or if we would get any of it at all. Motion by Campbell/Begick to support Bay County on this matter. 5 aye, 0 nay. Carried.**

**Water Main Loop. A grant was sent to Congressman Dan Kildee for the possibility of receiving funding for the water main loop on 4 Mile Road down to Hotchkiss Rd which would complete the loop to all of the subdivisions on Hotchkiss Road. Other letters were sent to Trevor Jacobs from Bay County Department of Water and Sewer, Bay County Executive Jim Barcia and Trevor Keyes from Bay Futures asking for their support.**

**Backflow Bids. Supervisor Campbell contacted Bill Bolen and Trevor Jacobs from Bay County Department of Water and Sewer. They sent an employee out to see what is required. They confirmed that we will need a backflow kit. Supervisor Campbell is waiting to see exactly which assembly kit is really needed. It was felt that the assembly that was stated by Hydro Corporation was very expensive. There might be a more inexpensive assembly that could be used. Waiting on any more information from Bay County Department of Water and Sewer. Supervisor Campbell will call neighboring townships to find out what they are charging for bulk water after the backflow issue is settled.**

**Motion by Ortner/Britton to adjourn. 5 aye, 0 nay. Carried.**

**Meeting adjourned at 6:10 p.m.**

**Next Regular Meeting: April 11, 2023 at 4:00 p.m.**

**Debbie Fisher, Clerk**

**Ronald Campbell, Supervisor**