

BATES TOWNSHIP BOARD

The regularly scheduled meeting of the Bates Township Board was held on Wednesday, August 13, 2008 at 6:00 p.m. at the Township Hall.

Supervisor Schmidt called the meeting to order; Pledge of Allegiance was recited.

Roll call was taken with Supervisor Schmidt, Clerk Moncivais, Treasurer Franzene, Trustees Demboski and Wodzinski were present. Also in attendance were Sewer & Water Dept's Benson; Constable Demboski; Assessor Nelson; Attorney Atanasoff; Zoning Board Helgemo; Residents. Water/Sewer Dept Konoske and Commissioner Wills were absent.

ATTENDEES

Franzene moved to accept the minutes of the July 9, 2008 regular meeting. Supported by Wodzinski. All ayes. Unanimous. Motion carried.

MINUTES

Treasurer's report for the month of July was submitted. A full report will be kept on file for audit.

FINANCIAL REPORT

GENERAL FUND:	\$	41,309.23
SEWER FUND:	\$	128,672.88
WATER FUND:	\$	252,604.25
Road Fund:	\$	93,602.14
Liquor Law:	\$	

COUNTY COMMISSIONERS REPORT – Commissioner Wills was absent.

SPECIAL PROJECTS

Bates School – Nothing new to report.

BATES SCHOOL

Sewer System – Rogers Location - Schmidt stated Tunnel Vision had completed the job except by Rippey's on 4th Street. The manhole had to be put in by T & T for \$4740. Tunnel Vision will be paid upon completion of the job.

ROGERS LOCATION TV SEWER

Road Projects – The blacktop project on Forsberg/Demboski Roads is done. The project came to about \$134,000. Trustee Demboski asked about any ordinances regarding speed on the road. Schmidt stated that it's a county road. There would have to be a police study done. She might want to talk to the County Road Commission. If it's not posted it's assumed that the speed is 55 mph. The township can not post signs.

BLACKTOP ROAD PROJECTS

Sewer Grant – Jeff Bal from STS discussed a grant that could be available for the township. This would be through Rural Development. You usually don't qualify if you have a sewer already. We could submit to the USDA for grant money for construction. We may qualify for as much as ½ mil. There is a \$500 application fee. It would be about 2 years before starting construction. Bal stated that this is a good grant. It's tried and true. Schmidt stated that we have a lot of faith in STS. I believe the township should try this. He asked Bal how extensive would be? Bal said that if you get the study one, you'll get better plans. The plans would be good for Other grants. There would be good drawings and good engineering.

SEWER GRANT

UNFINISHED BUSINESS

Zoning Update – Rybicki was absent but provided a written update as follows. /Several permits have been issued. /There are about 15 proposed sites pending. Homeowners not sure when they want to start. /There was an investigation of the alleyway in Rogers Location. Schmidt has info. /He made contact with the Home Owner of the corner house at Rogers and 1st about the severity of the reoccurring garbage. Homeowner is to move the wood this week. /Residents are concerned about the overgrown grass and brush on the lot at the corner of Rogers and 2nd. /He checked on several other concerns and he's working on solutions for problems. /He's waiting for confirmation of the annual meeting of the Zoning Board. /He's received many concerns of cloudy water. He directed those comments to the Water Dept. / Other than that business as usual.

UNFINISHED BUSINESS

Zoning Update (cont'd) – Regarding the alleyway Atanasoff stated that his research showed that the township has the right to vacate an alleyway. Any objecting party can seek regress in court. Anybody can object to the abandonment. However, vacation of the right of way is within our jurisdiction. It would be wise to get the consent of all people involved. Written consent is best. It was noted that the county has no responsibility to plow any alley. At one time the township plowed the alley. Then a resident started doing it. Schmidt wondered about liability regarding snow plowing. Schmidt asked the residents in attendance how they felt about the relocation of the alley. It would then go directly out to Bates Gaastra Road. Assessor Nelson stated that Fords taxes would not go up. Residents are assessed on the per foot road frontage not depth. She also stated that the land division doesn't apply. A motion was made by Moncivais to relocate the alleyway so that it goes directly out to the Bates Gaastra Road. This will then stop the traffic on the East alleyway between 1st and 2nd. Atanasoff will draw up necessary paperwork. Webber will trade the 20' that he purchased from Ford for the 20' which is the north half of the East Alleyway off of 1st Street. Supported by Franzene. Roll call vote: Wodzinski, yes; Schmidt, yes; Moncivais, yes; Franzene, yes; Demboski, yes. Unanimous. Motion carried.

ROGERS ALLEYWAY

Dirt Bike Track - Atanasoff read a letter from Rybicki to Krist Atanasoff. Schmidt talked to Krist. Krist talked to Basto. The use of the dirt bike track has not stopped. Per Atanasoff this is clearly a violation of the zoning ordinance. The paperwork will be started to forward with charges.

DIRT BIKE TRACK

Well House #1 – Kleiman is working on the well. It could result in the township needing 130' of pipe which could cost \$20/ft. If the screen is to far gone we're in big trouble per Schmidt. The well is more than 70 years old.

WELL #1

Chicaugon Lake Boat Landing – Per Atanasoff the sign is in the hands of Andreski.

CHGON LAKE BOAT LANDING

Twp Hall – Schmidt stated that there was only one written bid received for \$650. It was from Hohensee. The bid includes labor and materials. A motion was made by Demboski to accept the bid. Supported by Franzene. Roll call vote: Schmidt, yes; Franzene, yes; Demboski, yes; Wodzinski, yes; Moncivais, yes. Unanimous. Roll call vote.

TWP HALL FOUNDATION

Fire Extinguishers – Per Benson they were all recertified.

FIRE EXT.

Section 22 Road – Schmidt asked Moncivais to contact Jerry Anderson to find out if the driveway has a name and if we can name it. It's located on the north side of West Thunander Road, between Pflanz and Zupanic.

SEC 22 RD DRIVEWAY

DS Rostagno – Moncivais pointed out that the Rostagno invoice for the SAS Audit was substantially less than the township expected. She stated that Rostagno does a good job for the township. Schmidt stated that it was nice that the Clerk & Treasurer did extra documenting to help keep the cost down too.

ROSTAGNO AUDIT

WUPPDR - Assessor Nelson stated that the County Board has to okay this project. Schmidt stated that he understands that George Brunswick is not in favor of it.

MAPPING

Water Pipe Surplus – Schmidt stated there was no deal on the water pipe. Benson asked if there was a chance that HD Supply would come and get it. Schmidt stated that UP Concrete didn't want it. Benson will talk to Kevin Keller.

WATERPIPE SURPLUS

NEW BUSINESS

Sunset Lake Road Cleanup – Schmidt stated that the Road Commission doesn't want to get involved because then they're responsible. Atanasoff asked about Adopt a Highway. Schmidt asked Moncivais to contact Mrs. Savings and tell her that the volunteers should wear Orange Shirts. They can bring the garbage here to our dumpster when done. They should let Ed and Bob know when they are going to do the clean up. They can put their own sign up stating highway clean up ahead.

SUNSET
LAKE ROAD
CLEANUP

Attorney Report – Assessor Nelson recommended that the township adopt a Land Division Ordinance. She stated that most municipalities charge a fee. She thought mastodon charged \$300. She stated that it would be good for zoning to have this in effect. She stated that the township could have a review panel to review applications. Atanasoff can do a draft of a land division ordinance. Tabled until the next meeting.

Multifamily Ordinance – Moncivais stated that she was asked to bring the email (on file) to the meeting. The email had some concerns about the language being clear. The Resident's were happy with the anti-funneling language but they had concerns about there being no mention of prohibition of multi-family dwellings. Atanasoff and Helgemo said that the ordinance language will prohibit multifamily dwellings from all water fronts in the township. Moncivais asked why there seems to be this confusion and what's wrong with wording it the way the residents want it to be worded. Helgemo said that he supposed it could have a sentence that said "Multi-family dwellings and Residential Complexes are prohibited in waterfront zones throughout the township." Atanasoff said, "That he thought some residents were beating the issue to death. That the language that the ZB is preparing will serve that purpose." Schmidt said, "That this has got to stop". He wants it done correctly for the meeting so that everybody is happy. 'We can't spend any more money on this.' He wants it done and over with. Moncivais asked, "Why can't some of the residents review the draft before the meeting so that when the meeting is held everybody will already be happy because wording would have been agreed upon". Ernie said, "Get it done" to Atanasoff. Moncivais then asked when the meeting was going to be held and both Helgemo and Atanasoff said they didn't have a date yet. Helgemo said that the reason is because Autio is having surgery. They all took their email copies home to review.

ZONING
ORDINANCE
MULTIFAM.

Zoning Permit Penalties – Schmidt stated that there is currently no penalty for those that don't get the proper permit. How can we enforce this? Atanasoff stated that the Zoning Administrator makes contact with those without permit. He requires them to get the permit immediately. Then he can write a notice of violation. The township would adopt a late permit fee through a resolution. Tabled until next meeting.

ZONING
PERMIT
PENALTIES

Ice Lake Milfoil – George Holm, Ice Lake Resident stated that the planting of weevils has been recommended to help with the milfoil problem. It was seeking a donation. Schmidt stated that he's in favor of it. He thought the Ice lake Residents were doing a fantastic job of fighting the problem and the DNR. A lot of the funding came from their own pockets. A motion was made by Schmidt to donate \$600 for one unit of weevils which is half price. Supported by Moncivais. Roll call vote: Franzene, yes; Demboski, yes; Wodzinski, yes; Moncivais, yes; Schmidt, yes.

ICE LAKE
MILFOIL

August Election – Schmidt extended a thank you on behalf of the township to Clerk Moncivais and the Election Inspectors for a job well done. He also thanked the Residents for passing the renewal of the township millage.

AUGUST
ELECTION

Clean Kill – A motion was made by Moncivais to hire Clean Kill. Supported by Demboski. All ayes. Motion carried. Moncivais will contact Gwen to book a date.

CLEAN KILL

GUEST COMMENTS

Bates Township Lot – Assessor Nelson stated that there is a lot on Sunset Lake. There is a question if it's owned by Soderquist. Nelson doesn't think it exists. It was suggested to pay the \$75 to get a title search to check and see if it's still on the tax roll. / Atanasoff will email the MTA legal dept with questions regarding township owned property on the Bates-Amasa Road.

HALL, WATER, SEWER REPORTS...

Hall – Water leak in front of the hall was repaired. It will be allowed to settle before being blacktopped. / Sewer– Employees to get bids on tires for truck. / Constable – Nothing new to report. / Park – Nothing new to report. / Water – Benson stated that he created a card system that will serve as record keeping for hydrant flushing. A motion was made by Schmidt to purchase a jet pump. Supported by Moncivais. All ayes. Motion carried. / Cemetery – A request had come from a family through Jacobs Funeral Home. Could we have the employees open the gravesite on a Friday – and then on Saturday after the service the family would close the site up. It was decided that the Board cannot set that precedent. If the family didn't want to pay the Saturday fees then the service should be held on the weekday. If you do it for one that you have to do it for others.

Trailer – A motion was made by Schmidt to purchase a trailer from TJ's at the price of \$1045. Supported by Wodzinski. All ayes. Motion carried.

Lings Water - A discussion was held as to how to further address the rusty water. The employees will implement a new plan.

Youth Christmas Party – Schmidt reminded the Board that they would have to find someone else to do the party this year.

CORRESPONDENCE ...

- EDS – Thank you for sponsorship.

INVOICE APPROVAL

A motion was made by Franzene to pay the township invoices. Supported by Demboski. All ayes. Unanimous. Motion carried.

ADJOURNMENT

A motion was made by Franzene to adjourn. Supported by Demboski. The meeting adjourned at 8:28 PM. All ayes. Unanimous. Motion carried. The next regular meeting to be held at the Township Hall on Wednesday September 10, 2008 @ 6:00 PM.

Ernest Schmidt, Supervisor

Barbara Moncivais, Clerk

Date approved: _____