

MARCH 9, 2010

THE REGULAR BOARD MEETING OF THE RAPID RIVER TOWNSHIP WAS CALLED TO ORDER AT 7:04 PM BY THE SUPERVISOR.

BOARD MEMBERS PRESENT: TERRY WILLIAMS, CARI JO BERLIN, RANDY BUYZE, JOHN ROGERS AND VALERIE HANSEN.

OTHER PRESENT THAT SIGNED IN: STUART MC KINNON, RHEATA RAY CASE, STUART ROGERS, MARY LOU STUCK, JOYCE TANNER, RHONDA HEADAPHOHL, PHYLLIS SENSKE, DAVID MILLER, BARB SCHAUB, BOB CROSBY AND MIKE MORAN.

APPROVAL OF AGENDA: NEW BUSINESS ADD #5 REPLACE EXTERIOR LIGHT FIXTURES, #6 COPY MACHINE & #7 COMPENSATION, TRUSTEES AND MARCH BILLS TOTAL SHOULD BE \$20,164.08. WILLIAMS MOTIONED TO APPROVE THE AGENDA AS AMENDED. SUPPORT: BUYZE. ALL AYE RECEIVED – MOTION CARRIED.

PUBLIC COMMENT: STUART ROGERS STATED HE HAD CAUSE FOR CONCERN ON PER DIEMS FOR MEETINGS – QUESTIONED HANSEN ATTENDING MEETINGS AND WITNESSED HER ARRIVING LATE AND LEAVING EARLY AT MEETINGS AND QUESTIONED BEING PAID – STRESSED THE IMPORTANCE OF PUTTING IN PLACE A DETAILED TRANSACTION REPORT AND IS GIVING THE BOARD A FOIA REQUESTING A REVOLVING DETAILED TRANSACTION REPORT. PHYLLIS SENSKE STATED SHE HAD MORE INFORMATION FROM HER CONCERNS FROM LAST MONTH; SHE HAD RECEIVED A LETTER FROM THE ANTRIM COUNTY CLERK, STATING THERE WAS NO MEETING HELD 2/17/09. SENSKE QUESTIONED THE ELECTION DUTIES OF THE CLERK, ATTENDING MEETINGS, CHARGING FOR CLEANING THE HALL AND WOULD LIKE TO SEE WRITTEN POLICIES. RHEATA RAY CASE STATED SENSKE HAD ATTACHED KIM STEWART AND NOW VALERIE – DOESN'T SHE HAVE ANYTHING BETTER TO DO. STUART MC KINNON ASKED IN REFERENCE TO PARKS - FIRE ARMS? ROGERS STATED AS TOWNSHIP PROPERTY, THE DNR CAN RESTRICT ACTIVITY AND THE PARKS WILL RESEARCH AND RECOMMEND TO THE BOARD AND THE BOARD MAY ACT ON THE RECOMMENDATIONS OR NOT. MC KINNON ASKED, "WILL THE PARKS POST THIS TOPIC AND HOW WILL I KNOW WHEN THIS WILL BE DISCUSSED". ROGERS RESPONDED, "I DON'T KNOW".

FEBRUARY 9, 2010 MINUTES: BERLIN MOTIONED TO APPROVE THE MINUTES AS PRESENTED. SUPPORT: BUYZE. ALL AYES RECEIVED – MOTION CARRIED.

TREASURER: BERLIN STATED SHE IS WORKING ON CLOSING OUT THE BOOKS TO TURN OVER TO THE COUNTY AND NOTED THAT TWO (2) CHECKS PAID TO WILLIAMS HAD BEEN LOST AND WILL BE REISSUED.

MARCH BUDGET: ROGERS PRESENTED THE MARCH BUDGET. BUYZE HAD QUESTIONS ON DOCUMENTATION TO BE APPROVED FOR THE BUDGET AND THE PROCESS FOR FUTURE AUDITS. BUYZE MOTIONED TO APPROVE AS PRESENTED, SUPPORT: BERLIN. ALL AYES RECEIVED – MOTION CARRIED.

MARCH BILLS: CK #'S 1015, 5405 – 5443 TOTALING \$20,164.08. HANSEN PRESENTED THE BILLS – DISCUSSION RESULTED IN BUYZE MOTION TO APPROVE AS PRESENTED. SUPPORT: BERLIN. ALL AYES RECEIVED – MOTION CARRIED.

ZONING ADMINISTRATOR REPORT: WRITTEN REPORT HAD A CERTIFICATE OF COMPLIANCE FOR THE TOWNSHIP PLAY STRUCTURE.

NEW BUSINESS:

1. OPEN BIDS ON PARKS RFP'S:

COMPREHENSIVE PARKS AND RECREATION MASTER PLAN:

GOSLING CZUBAK: A. \$3,430, B. \$3,750, C. \$5,200 TOTAL: \$12,380.00

WADE TRIM: TOTAL: \$12,900.00

R. CLARK: BASIC \$9,500 ADD CROY LAKE PARK TOTAL: \$12,380.00

BUYZE MOTIONED TO SEND PROPOSALS TO THE PARKS COMMITTEE TO REVIEW AND RECOMMEND THEIR FINDINGS TO OUR BOARD. SUPPORT: BERLIN. ALL AYES RECEIVED – MOTION CARRIED.

TOWNSHIP PARK SITE PLAN:

R. CLARK: TOTAL: \$7,900.00 INCLUDES TOPOGRAPHIC SURVEY.

GOSLING CZUBAK: TOTAL: \$9,810.00 (DUAL PROJECT DISCOUNT -\$1,000.00).

GORDY FRAZER: TOTAL: \$19,950.00 PLUS MILEAGE AND PHOTO COPIES.

WADE TRIM: \$5,830.00 PARK SITE: \$4,600.00. CROY LAKE WOOD SITE: \$15,500.00.

BERLIN MOTIONED TO SUBMIT TO THE PARKS COMMITTEE FOR REVIEW AND RECOMMENDATIONS, SUPPORT: BUYZE. ALL AYES RECEIVED – MOTION CARRIED.

2. COUNTY ROAD CONTRACT: BUYZE ATTENDED THE RECENT ROAD COMMISSION MEETING, STATING THE ROAD COMMISSION AND TOWNSHIPS ARE WORKING TOWARD AN AGREEABLE CONTRACT FOR ALL TOWNSHIPS TO COME TOGETHER WITH ONE VOICE AND WILL DISCUSS IN THE APRIL MEETING. BUYZE ENCOURAGES THE SUPERVISORS TO NEGOTIATE IN GOOD FAITH AND FORWARD THEIR NOTES TO THE ROAD COMMISSION TO DIGEST PRIOR TO THEIR NEXT MEETING. ROGERS EXPLAINED THE LAWSUIT BETWEEN COLD SPRINGS TOWNSHIP AND KALKASKA COUNTY ROAD COMMISSION. COLD SPRINGS HELD A MEETING FOR SUPERVISORS. SIX ATTENDED – THAT RESULTED IN FORWARDING DATA TO ONE ATTORNEY AND SPLIT THE COST. BUYZE STRESSED NEGOTIATING THE 8% & 10% ON A PER JOB BASIS, GO INTO THE MEETING IN GOOD FAITH, WITH NO PRECONCEIVED NOTION – SOME ROAD COMMISSIONER MEMBERS UNDERSTAND AND ARE WILLING TO WORK MAKING THE BEST USE OF THE FUNDS AVAILABLE. BUYZE STATED THEIR LAWYER KNOWS THIS CONTRACT IS NOT CUT IN STONE (GENERIC CONTRACT) EACH JOB IS DIFFERENT AND IS NEGOTIABLE. BUYZE MOTIONED THAT RAPID RIVER TOWNSHIP SHARE THE ATTORNEY FEES ON THE EVALUATION OF THE ROAD COMMISSION CONTRACT, SUPPORT: WILLIAMS. ALL AYES RECEIVED – MOTION CARRIED.

3. GARY FORD CORRESPONDENCE: NEXT STEP IN ZONING PROCESS – NO ACTION.

4. PHYLLIS SENSKE CORRESPONDENCE: BUYZE READ HIS REPORT, RECOMMENDATIONS ARE: 1. FORMALIZE CLERK’S CONTINUED CLEANING WITH MOTION / SOLICIT CLEANING SERVICE. 2. RECOMMENDATION: NONE.

3. THE BID PROCESS WAS FOLLOWED – RECOMMENDATION: NONE. 4. CLERK IS VERY COMPETENT.

RECOMMENDATION: CROSS TRAIN AND SHARE KNOWLEDGE TO IMPROVE EFFICIENCIES. 5. MIMUTES HAVE BEEN AVAILABLE FOR EXAMINATION IN RECORD BOOK UPON NOTIFICATION. RECOMMENDATION: POST MINUTES TO TOWNSHIP WEB SITE FOR REVIEW. 6. RECOMMENDATION: BOARD TO EVALUATE AND DEVELOP POLICY. 7. CLERICAL ERROR.

BUYZE AND WILLIAMS CONCLUDE THAT THE ACCUSATION FROM SENSKE ON MALFEASANCE WAS UNFOUNDED, THEY FOUND NO EVIDENCE OF MALFEASANCE – THE EXTENSIVE DOCUMENTS RESULTED IN PROPER INTENT, ONLY CLERICAL ERROR – OTHER BOARD MEMBERS HAVE MADE ERRORS IN THE PAST, THEY WERE CORRECTED WHEN FOUND WITH NO ACTIONS BROUGHT IN THE PAST 25 YEARS. CURRENTLY BOARD MEMBERS MAY ATTEND MEETINGS THEY SEE FIT AND CHARGE FOR IT – NOW ALL BOARD MEMBERS DO THE SAME THING. WILLIAMS STATED “MALFEASANCE IS A SPECIFIC INTENT CRIME”. MISFEASANCE IS NOT DOING YOUR JOB. BUYZE STATED THE PER DIEM PROCESS AS DISCUSSED BY BOARD MEMBERS, BEING SIGNED AND ETC. WAS FOLLOWED WITH PROPER INTENT – NOT TO DEFRAUD THE TAX PAYERS. HANSEN STATED THE ALLEGATIONS WERE UNFAIR AND UNCALLED FOR AND RESENTS THE IMPLICATION OF STEALING, STATED SHE DID NOT, HAVE NOT AND WOULD NOT STEAL, THEN SAID SHE APPRECIATED RANDY AND TERRY’S TIME. WILLIAMS STATED DEVELOPING A BETTER POLICY ON MEETING ATTENDANCE AND PERTINENT DOCUMENTATION GUIDELINES IS NECESSARY.

WILLIAMS NOTED THAT BUYZE RECEIVED THREE (3) E-MAILS FROM MTA ON THE ELECTION QUESTIONS – CLERK IS ABLE TO WORK ELECTIONS WITH CONDITIONS AND BE COMPENSATED FOR IT. WILLIAMS WOULD LIKE TO MOVE FORWARD ON THE POLICIES DISCUSSED AS SOON AS POSSIBLE.

5. EXTERIOR LIGHT FIXTURES: HANSEN STATED THE EXTERIOR LIGHT FIXTURES ARE DETERIORATING AND NEED REPLACED. DISCUSSION RESULTED IN BUYZE MOTION TO REPLACE EXTERIOR FIXTURES, AT A COST OF UNDER \$200.00. SUPPORT: BERLIN. ALL AYES RECEIVED – MOTION CARRIED.

6. COPY MACHINE: THE RECENT REPAIRS ON THE MACHINE WERE DISCUSSED AND RESULTED IN BERLIN SOLICIT BIDS – REVISIT IN APRIL.

7. COMPENSATION TRUSTEES: BUYZE STATED HE HAD APPROXIMATELY 20 HRS. AND WILLIAMS SPENT 7 HOURS IN THE RESEARCH OF THE ALLEGATIONS AND THE CONCLUSION PRESENTED. BUYZE WILL RESEARCH AND REVISIT IN APRIL.

OLD BUSINESS: NONE.

BUYZE MOTIONED AT 8:42 PM FOR A 10 MINUTE BREAK. SUPPORT: BERLIN. ALL AYES RECEIVED – MOTION CARRIED.

THE SUPERVISOR BROUGHT THE MEETING BACK TO ORDER AT 8:55 PM.

COMMITTEES:

1. HOSPITAL: NO REPORT THIS MONTH.
2. ROADS – DAVE MILLER GLAD TO HEAR THE TOWNSHIP SUPERVISORS AND THE ROAD COMMISSION ARE TALKING. NEXT MONTH WE SHOULD TALK ABOUT BRINING OUR ROADS. ROGERS WILL CHECK WITH THE ROAD COMMISSION TO SEE IF WE MAY BRINE OUR ROADS.
3. COUNTY ZONING: STUARD MC KINNON – NO REPORT THIS MONTH.
4. TOWNSHIP ZONING: STUARD MC KINNON STATED AT THE 2/11/2010 MEETING, ELECTION OF OFFICERS TOOK PLACE, CHAIR: MC KINNON, V. CHAIR: CHWASTEK & BOARD SECRETARY: MORAN AND REQUESTED THAT PHYLLIS REMAINS AS SECRETARY. THEY HELD A MOCK SPECIAL USE TRAINING HEARING THAT WILL CONTINUE THIS MONTH. MC KINNON ASKED FOR CLAIRIFICATION ON FORD’S LETTER, PG 2, ITEM 1 (AMENDMENTS) & 2 (TIME LINE CREATING A PLANNING COMMISSION TO MAKE A MASTER PLAN). TODD CHWASTEK WILL BE THE ZONING REPRESENTATIVE FOR THE BUDGET. COUNTY ZONING IS QUIET BUT ELECTION OF OFFICERS TOOK PLACE, CHAIR: MC KINNON, V. CHAIR: WALTERS & SECRETARY: NEEDHAM. THERE WILL BE NO MORE “PLACEMENT PAROLEE HOUSES” IN KALKASKA UNDER KALKASKA ZONING. HANSEN REPORTED, “I ATTENDED THE ZONING MEETING HELD 2/11/2010, AS A TOWNSHIP BOARD MEMBER – THIS COMMITTEE IS, IF YOU WILL – EMPLOYEES OF THE BOARD – AS A SO CALLED EMPLOYER, I WENT TO OBSERVE THE PROCEEDINGS, I WAS IMPRESSED WITH MC KINNON – WE ALL KNOW HE IS AN ASSET – I WAS HOWEVER DISAPPOINTED THAT THERE WAS CONFUSION AFTER SEVERAL MEETINGS ON WHAT IS PROCEDURE DURING THESE MEETINGS AND THE IMPORTANCE OF THIS PROCESS, IT WAS ENLIGHTENING AGAIN MC KINNON DID AN EXCELLENT JOB”. MC KINNON STATED THIS IS A LEARNING PROCESS.
5. COMMISSIONER REPORT: NO REPORT THIS MONTH.
6. NUISANCE – IAN CASE: ABSENT
7. SEXTON: NO REPORT THIS MONTH.
8. PARKS: ROGERS STATED THEY DID NOT HOLD THE REGULAR MEETING (3/3/2010) BUT WILL HOLD A SPECIAL MEETING, PERHAPS TUESDAY TO REVIEW THE BIDS. ROGER WILL GIVE OUR BOARD THE PARKS RECOMMENDATIONS.

SUPERVISOR REPORT: ROGERS HAD CORRESPONDENCE ON POSSIBLE UNDERGROUND STORAGE IN RAPID RIVER TOWNSHIP – SEC. 33 & 34, FOR NATURAL GAS STORAGE.

PUBLIC COMMENT: DAVE MILLER ASKED RANDY ABOUT HIS FINAL REPORT, THEN ASKED IF WORKING THE ELECTIONS WAS PART OF HER JOB OR DO WE HAVE TO PAY HER. WILLIAMS RESPONDED, WORKING THE ELECTIONS IS NOT PART OF HER STATUTORY JOB SO THE BOARD CAN DECIDE WHETHER TO PAY HER. MILLER ASKED FOR THE NAME OF ANY OTHER BOARD MEMBER THAT WORKED ELECTIONS. CARI JO BERLIN HAS WORKED THE ELECTIONS. STUART ROGERS SPOKE ON ATTENDING MEETINGS. HANSEN STATED HER PAPERWORK MAY BE LOOKED AT, TIME WILL BE MADE FOR THIS – THE SLANDEROUS LANGUAGE THAT HAS BEEN SPOUTED IN THE TOWNSHIP WAS MET TO BE AN EMBARRASSMENT PERSONALLY AND PUBLICLY, WAS INSULTING AND UNFOUNDED. BUYZE ASKED ABOUT THE LETTER TO THE BOARD – ROGERS STATED NO REQUEST FOR ACTION. BUYZE STATED, AS PUBLIC OFFICIALS WE ARE UP FOR THIS, IS THERE ANY RECOURSE AS PUBLIC OFFICIALS TO THOSE TYPES OF ALLEGATIONS. ROGERS SAID, FAIR GAME AS PUBLIC OFFICIALS. WILLIAMS STATED, TO AN EXTENT – AT A POINT IT CAN GO PAST, THEN CIVIL ACTION COULD BE IN ORDER. WILLIAMS SAID, THE ISSUE SHOULD BE PUT TO REST. OTHERS THAT HAD COMMENTS WERE JOYCE TANNER AND ART HANSEN.

AS THERE WAS NO FURTHER BUSINESS TO ATTEND TO, BUYZE MOTIONED TO ADJOURN AT 9:44 PM WITH SUPPORT FROM BERLIN. ALL AYES RECEIVED - MOTION CARRIED.

RESPECTFULLY, VALERIE HANSEN. APPROVED 5/11/2010.

