

## Lawrence Township Regular Board Meeting February 8, 2018

The Regular Board Meeting was called to order at 7:00 p.m.

Present - Donna Spenner, Supervisor; Theresa Stroud, Treasurer; Russ Reynnells, Trustee and Sal Campagna, Trustee.

Absent – Kim Thompson, Clerk

Also Present: Brien Heckman, Rick Boze, Don Hanson, Jeff Moses, Representative Beth Griffin and Thomas Reed.

Motion made by Reynnells, and 2<sup>nd</sup> by Campagna to approve the January 22, 2018 Regular Board Meeting Minutes as amended. Roll call vote. All ayes. Motion carried.

Motion by Campagna, and 2<sup>nd</sup> by Reynnells to approve the January 25, 2018 Special Board Meeting Minutes as presented. Roll call vote. All ayes. Motion carried.

Motion by Reynnells, and 2<sup>nd</sup> by Campagna to approve the February 1, 2018 Special Board Meeting Minutes as presented. Roll call vote. All ayes. Motion carried.

Motion made by Campagna, and 2<sup>nd</sup> by Reynnells to approve the February 1, 2018 Special Joint Meeting Minutes as presented. Roll call vote. All ayes. Motion carried

Motion made by Reynnells, 2<sup>nd</sup> by Stroud, to approve the February 8, 2018 expenditures as presented. Roll call vote: All ayes. Motion carried.

**General Fund Totaling: \$16,323.96**

Expenditure	Amount	Description
Appraisals Plus Group, LLC	\$200.00	Land Division Services for Jan 2018
AT&T	\$96.06	Cemetery Communications/Equipment
Comcast	\$39.64	Internet Service Provider
Consumer's Energy	\$183.00	Utilities-GF Fire Hall
Consumer's Energy	\$38.00	Utilities - Bank Bldg Settlement
Consumer's Energy	68.47	Utilities-Cemetery Memorial
Crystal Flash	\$138.80	Cemetery Fuel
Doubleday Office Products	\$343.25	Office Supplies
Field Plumbing & Heating	\$59.00	Bank Building Meter
Field Plumbing & Heating	\$104.00	Library Fans
First National Bank - Omaha	\$116.27	Treasurer Supplies/Equipment
First National Bank - Omaha	\$1,831.89	Postage/Software/Training
First National Bank - Omaha	\$115.52	Cemetery Equipment/Library Maint/Supplies
Frontier	\$125.00	Treasurer/Board/Cemetery Communications (Partial Payment)
Flametamer	\$45.00	Treasurer Fire Extinguisher Maint
Heckman Law, PLLC	\$3,578.50	Misc/Meetings/Zoning Dec 2017 & Jan 2018

IRS	\$1,106.78	EFTPS Monthly Tax Payment
Ricoh	\$99.06	Copier Contract
Siegfried Crandall PC	\$175.00	Audit Fees
State of Michigan	\$189.83	Payroll Taxes
Van Buren Co. Clerk	\$31.50	4th Quarter Voter Card Printing
Village of Lawrence	\$17.04	Garbage Service
Village of Lawrence	\$134.20	Utilities-Bank Bldg - Dec & Jan Invoices
<b>Subtotal</b>	<b>\$8,635.81</b>	
<b>Payroll</b>		
Ben Brousseau	\$2,011.04	Assessor Salary
Donna Spenner	\$983.27	Supervisor Salary
Kim Thompson	\$955.35	Clerk Salary
Theresa Stroud	\$997.43	Treasurer Salary
<b>Subtotal</b>	<b>\$4,947.09</b>	
<b>Consent Items Already Paid</b>		
Barry S. Earls	\$1,716.49	Sexton Wages (1/19/2018; 2/2/2018)
Chris Carpp	\$137.43	PT Sexton Wages (1/19/2018; 2/2/2018)
IRS	\$666.59	Federal Payroll Tax
Sheryl Moses	\$112.32	Dep Treasurer Wages (1/19/2018; 2/2/2018)
State of Michigan	\$108.23	State Payroll Tax
<b>Subtotal</b>	<b>\$2,741.06</b>	
<b>Grand Total</b>	<b>\$16,323.96</b>	

**LTES Fund Totaling: \$21,206.82**

<b>Expenditure</b>	<b>Amount</b>	<b>Description</b>
Aflac	\$186.94	Optional Insurance
BoundTree Medical	\$166.42	QR Operating Supplies
Christina Benson	\$150.00	QR Training
Comcast	\$19.81	Internet Service
Consumers Energy	\$731.98	Utilities
Crystal Flash	\$164.99	Fuel Expense
First National Bank - Omaha	\$347.07	Op Supplies/FH Supplies/Antivirus/Equip Maint
Frontier	\$125.00	Communications
IRS	\$385.02	EFTPS Payroll Taxes
Mike Anchor	\$50.00	Communications Reimbursement
Moses Fire Equipment	\$3,161.91	Monitor/Flashlight/Generator/Cords/Plugs
Moses Fire Equipment	\$1,512.50	QR - Personal Protection Equipment
Moses Fire Equipment	\$1,715.00	FD - Personal Protection Equipment
Ricoh	\$99.07	Copier Contract
State of Michigan	\$85.97	Payroll Taxes

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Mich State Firemen's Association	\$75.00	Membership Dues
Village of Lawrence	\$17.04	Garbage Service
Village of Lawrence	\$215.17	Water Utility
Walmart	\$31.41	Supplies
Doubleday Office Products	\$76.48	Office Supplies
Wolverine Power Systems	\$1,124.85	Generator Repair
New Pig	\$569.76	Haz Mat Supplies
US Post Office	\$50.00	Annual PO Box Rent
<b>Sub Total</b>	<b>\$10,874.45</b>	
<b>LTES Payroll</b>		
Michael Beach	\$129.33	Wages
Charles Carpp	\$32.12	Wages
Michael Carpp	\$281.71	Wages
Michelle Curtis	\$329.01	Wages
Morgane Curtis	\$71.47	Wages
Barry S. Earls	\$166.44	Wages
James Fein	\$69.93	Wages
Steve Fry	\$41.10	Wages
William Gaborik	\$133.82	Wages
Rolla Hemingway	\$358.22	Wages
David Leach	\$25.86	Wages
Steven Leach	\$12.94	Wages
Steven Lowe	\$289.35	Wages
Kyle Mead	\$99.81	Wages
Shawn Mead	\$19.49	Wages
Eric Mills	\$74.03	Wages
Kristina Pach	\$7.84	Wages
<b>Sub Total</b>	<b>\$2,142.47</b>	
<b>Consent Items Already Paid</b>		
Michael Anchor	\$3,411.21	Chief Salary (1/19/18; 2/2/18)
Karen Hardin	\$2,433.04	Secretary Wages (1/19/18; 2/2/18)
State of Michigan	\$330.26	State Payroll Tax
IRS	\$2,015.39	EFTPS Payroll Tax
<b>Subtotal</b>	<b>\$8,189.90</b>	
<b>Grand Total</b>	<b>\$21,206.82</b>	

Reports:

- ✓ Sheriff's Department
- ✓ Road Commission
- ✓ County Commissioner
- ✓ Senior Services
- ✓ Lawrence Township Emergency Services
- ✓ Treasurer
- ✓ Clerk
- ✓ Planning Commission
- ✓ Village of Lawrence

Rick Boze, reporting for the Van Buren County Sheriff's Department, reviewed the incident report for January and reported that the citizens' academy is in progress.

Rick Boze, representing the Van Buren Road Commission, reported that the new supervisor is in place. Trustee Reynnells inquired about the road commission spraying the road sides and who is financially responsible for that service. Mr. Boze will check on that and report back at next month's meeting.

Chief Anchor told the Board that he is in receipt of the chevron striping grant check from Michigan Township Participating Plan. Regarding the new ISO rating, the Chief is in the process of compiling information on insurance cost savings. A press release is being put together and should be available soon for publication.

The Chief discussed the benefits of a Rapid Attack Monitor for the fire department. The Board agreed and because there is enough money left over in the department's budget, the consensus was to purchase two units.

Commissioner Hanson reported that the Equalization Director opening has been filled by a Cass County company. The IT Manager will also be leaving soon.

Mr. Hanson stated that he will be running again for the County Commission and asked the Board for their support.

Representative Griffin gave an update from her office and touched upon veteran services monies, the 911 bill and the budget surplus and where she felt it should go.

Treasurer Stroud submitted her report to the Board.

The Planning Commission discussed the approval of a special use permit for Crystal Flash at their last meeting. At their next meeting scheduled for February 2, 2018, they will discuss home businesses and special venues.

Trustee Campagna made a motion to accept the recommendation of the Planning Commission and approve the Special Use Permit for Crystal Flash. The motion was seconded by Reynnells. Roll call vote. All aye. Motion carried. (Attachment 1)

The ZBA had no report.

Due to the absence of Clerk Thompson, there was no Clerk's oral report, but the Balance Sheet and the Budget Performance Report for January was included in the packets.

**OLD BUSINESS**

Bank Building Update – A&B is negotiating with Fifth Third Bank on the ATM machine. They have not signed the agreement yet.

Arlington Agreement – No new news

AGS Contract – Tabled until March meeting. Donna has not received an updated contract yet.

**NEW BUSINESS**

Mr. Thomas Reed presented the Parks & Recreation Master Plan. He explained their first priority would be to update the Palace. The river trail would be high on the priority list as well.

Motion by Spenner and second by Stroud to accept the Lawrence Recreation District Master Plan for 2018-2023. ~~(Resolution 2018-009)~~ Roll call vote. All aye. Motion carried. ~~(Attachment 1)~~

There was a brief discussion on the Senior Services Millage Resolution adopted at the last regular board meeting in January.

Resolution to rescind approval of the senior services millage resolution (2018-002) passed at the January 11, 2018 Township Board Meeting was offered by Reynnells and Second by Stroud. Roll call vote. All aye. (Attachment 2)

In a motion made by Spenner and supported by Reynnells a new Resolution was adopted to accept the new ballot language for approving an additional senior services millage (2018-011) in the primary election to be held on August 7, 2018. Roll call vote. All aye. Motion carried. (Attachment 3)

Supervisor Spenner went around the room to encourage public comment. There was none.

With no further business to attend to, a motion to adjourn was made by Reynnells and second by Campagna. All ayes. Motion carried.

Meeting adjourned at 8:22 p.m.

Respectfully Submitted,

Attest,

Kim Thompson, Clerk

Donna Spenner, Supervisor

Attachment 1.

RESOLUTION OF THE LAWRENCE TOWNSHIP

BOARD OF TRUSTEES

PLANNING COMMISSION

REGARDING A SPECIAL USE PERMIT.

Said resolution is adopted at a  REGULAR  SPECIAL meeting held on Feb. 8 at 7:00 P.M. at 205 N. Paw Paw St., Lawrence, MI 49064.

A motion to  APPROVE  DENY

the special use permit submitted by Thomas Pursley  
Applicant's Name

was submitted based on the following:

**FACTS**

1.

Use is not allowed in the C-1 zoning district as a permitted or special use.

2.

Section 9.17.3 of the zoning ordinance applies to non-conforming uses.

3.

Nonconforming use is Home Heating Fuel Oil with above ground storage. This business was established in 1963 and is a legal nonconforming use.

4. The attached documents, including but not limited to the site plan, and the application for the special use permit, are incorporated into this motion.

**FINDINGS**

The following standards contained in the Lawrence Township Code of Compiled Ordinances, Vol. I, Article 7, were analyzed:

i. The proposed use, activities, processes, materials, equipment and conditions of operation will not be detrimental to the public welfare, persons or property by reason of noise, fumes, dust, glare, traffic or objectionable odors;

Standard Met.

Standard Not Met: *nonconformity but it is increasing. Nonconforming with minor adjustments.*

ii. Essential public facilities and services such as roads, fire and police protection, drainage facilities, refuse disposal, schools are adequate for the proposed use or are capable of being adequately provided for;

Standard Met.

Standard Not Met: \_\_\_\_\_

iii. Requirements for additional public services and facilities which will be created by the proposed use will not be detrimental to the economic welfare of the community; all standards set forth in this Zoning Ordinance will be complied with;

Standard Met.

Standard Not Met: \_\_\_\_\_

iv. All administrative requirements pertaining to the issuance of special use permits have or will be complied with;

Standard Met.

Standard Not Met: \_\_\_\_\_

v. The proposed use, activities, processes, materials and equipment and conditions of operations shall be consistent with the objectives of all applicable Comprehensive Development Plans; and

Standard Met.

Standard Not Met: \_\_\_\_\_

vi. The proposed activity should not be located such that it will directly or indirectly have a substantial adverse impact on the natural resources of the County;

Standard Met.

Standard Not Met: \_\_\_\_\_

Further, regarding this specific special use, the requirements of Lawrence Township Code of Compile Ordinances, Vol. I, specifically 7.1.4 have been satisfactorily met. (e.g. 7.2.8, etc.)

ADDITIONAL FINDINGS: Third party testing results to be provided to the building official as required.

The following conditions were waived for the reasons stated below:

- 1) All items identified as condition met and informatio
- 2) provided from other source; and items
- 3) identified as not applicable to the
- 4) proposed project have been waived as
- 5) documented in the minutes.

The permit is granted with the following conditions:

See additional findings above. Unscreened dumpsters over 100 gallons shall be screened.

Bond of \$ 0 is required (for example \$25,000). If blank, than no bond is required.

Terms of transfer, IF TRANSFER OF THE SPECIAL USE PERMIT IS RESTRICTED (for example, no transfer is permitted, or transfer only if subsequent owner is bonded):

No limitations

The duration of Special Use Permit if not perpetual is as follows:

None. Regardless, the duration of the permit requires compliance with its terms.

If not already approved, this Permit is conditioned on Site Plan Approval by the Planning Commission.

Any conditions place by the Planning Commission are adopted by the Board except:

To the extent that the terms of this resolution differ from the record or statements at the public meetings, the record and those statements govern as against the applicant but not the Township.

Limitations as expressed by the applicant, at the Planning Commission or Board review level, as to the proposed use are adopted as a condition. These include but are not limited to duration, extent of the special use, seasonal limitations, size of facilities or structures, etc. If applicant uses the structure in a way more expansive than expressed to the Planning Commission or Township Board, said use will be in violation of this Special use Permit. Any alteration, demolition, or action other than repair, of the structure or real property, requires a new Special Use Permit application.

Motioning Board or Planning Commission Member: Campagna  
Seconded by: Reynolds

Roll Call Vote: Yes: Campagna, Reynolds, Strand, Spinner  
No: Thompson - absent

This is a RECOMMENDATION  FORMAL APPROVAL

Declared Adopted: Yes  No

I hereby certify the foregoing constitutes a true and complete copy of a resolution adopting or denying a Special Use Permit as indicated above by the Lawrence Township, County of Van Buren, Michigan, Planning Commission or Board of Trustees as indicated above, at a regular or special meeting as indicated above, held on 2-8-2018.

Date: Karen Hardin  
~~Kim Thompson~~, Lawrence Township Clerk  
Karen Hardin, Deputy Clerk.

Attachment 2.

**RESOLUTION OF THE LAWRENCE TOWNSHIP**

**BOARD OF TRUSTEES**

**RESOLUTION TO RESCIND APPROVAL OF THE SENIOR SERVICES  
MILLAGE RESOLUTION PASSED AT THE JAN. 11<sup>TH</sup>, 2018 TOWNSHIP  
BOARD REGULAR MEETING**

**Said resolution is adopted at a REGULAR meeting held on 02/08/2018 at 7:00 P.M.  
at 205 N. Paw Paw St., Lawrence, MI 49064.**

WHEREAS, the Township Board passed two resolutions regarding senior service millages on 01/11/2018;

WHEREAS, one resolution was for a renewal of the previous millage (2018-001), and the other for a new proposed (2018-002) .25 mills (thereby totaling .5 mills between the two proposals);

WHEREAS, a member of the Township Board received a complaint from the public and presented said complaint at the Jan. 25<sup>th</sup>, 2018 Township Hall meeting;

WHEREAS, has Township Board has again discussed the aforementioned resolution (2018-002) and its millage on today's date;

NOW BE IT RESOLVED the Resolution approving the New Proposed Millage (2018-002) going beyond the renewal of .25 adopted at the township hall meeting on 01/11/2018, is hereby rescinded.

This resolution offered by board member Reynolds.

Supported by board member Stroud.

Upon a roll call vote, the following voted:

Aye: Stroud, Campagna, Spenser, Reynolds *Thompson absent*

Nay: none

The supervisor declared the resolution adopted.

I hereby certify the foregoing constitutes a true and complete copy of a resolution adopted as indicated above by the Lawrence Township, County of Van Buren, Michigan, Board of Trustees, at a regular meeting held on 02/08/2018.

Date: 2/8/2018

Karen Hardin  
Lawrence Township Clerk/Deputy Clerk

Attachment 3.

**RESOLUTION OF THE LAWRENCE TOWNSHIP** 2018-011

**BOARD OF TRUSTEES**

**RESOLUTION APPROVING AN ADDITIONAL SENIOR SERVICES MILLAGE**

**Said resolution is adopted at a REGULAR meeting held on 02/08/2018 at 7:00 P.M.  
at 205 N. Paw Paw St., Lawrence, MI 49064.**

WHEREAS, Public Act 39, of 1976, authorizes a local unit of government to appropriate funds for activities of older citizens (an individual 60 years of age or older) including activities related to the improvement of the social, legal, health, housing, educational, emotional, nutritional, recreational, or mobility status of older persons.

WHEREAS, MCL 400.576 permits a governing body of a local unit of government to submit a millage proposition to the electorate to levy up to 1 mill for services to older citizens (the election must not be held solely for the purpose of submitting this millage proposition);

WHEREAS, the Township Board passed a resolution renewing the Township's senior service millage on 01/11/2018;

WHEREAS, the Township Board wishes to provide for more assistance for seniors within the community;

WHEREAS, MCL 400.573 allows a local unit of government may appropriate funds to public or private nonprofit corporations or organizations for the purposes of planning, coordinating, evaluating, and providing services to older persons;

WHEREAS, the Township Board wishes to have more flexibility in the provision of services to seniors and so wishes to appropriate funds for services on a contract basis (the terms of which will specify the (a) name, address, and general purpose of the organization; (b) a description of the functions and responsibilities to be performed by the recipient of the appropriation; (c) the effective date and length of the grant; (d) program and financial reporting requirements as established by the local unit of government; And if appropriated to a private non-profit, a notification of the appropriation shall be published in a newspaper of general circulation within 10 days following approval by the governing body);

NOW BE IT RESOLVED the following ballot proposition is to be submitted in the primary election to be held on Tuesday, August 7, 2018:

The tax limitation imposed under Article IX, Section 6 of the Michigan Constitution on general ad valorem taxes and Public Act 39 of 1976, within Lawrence Township be

increased by .25 mills (\$.25 per \$1,000 of taxable value) for the 4 year period of 2018 through 2021 inclusive (2018, 2019, 2020, 2021) for the purpose of providing funds to senior citizen activities and general senior services on a contract basis; and shall the Township be authorized to levy such new millage for said purpose, thereby raising in the first year an estimated \$27,000?

This resolution offered by board member Spinner.

Supported by board member Reynolds.

Upon a roll call vote, the following voted:

Aye: Stroud, Reynolds, Campagna, Spinner

Nay: none

*Thompson  
absent*

The supervisor declared the resolution adopted.

I hereby certify the foregoing constitutes a true and complete copy of a resolution adopted as indicated above by the Lawrence Township, County of Van Buren, Michigan, Board of Trustees, at a regular meeting held on 02/08/2018.

Date: 2/8/2018

Kim Thompson  
Kim Thompson, Lawrence Township Clerk