

LINCOLN CHARTER TOWNSHIP
BERRIEN COUNTY, MICHIGAN
REGULAR MEETING
April 14, 2009

THE REGULAR MEETING of the Lincoln Charter Township Board of Trustees was called to order on April 14, at 7:00 p.m. by Dick Stauffer, Supervisor, in the Municipal Building, 2055 W. John Beers Road, Stevensville.

BOARD MEMBERS PRESENT: Marc Florian, Deb Peterson, Terrie Smith, Dick Stauffer, Stacy Loar-Porter, Tom Norbey and Kevin Gillette
BOARD MEMBERS ABSENT: None.

The PLEDGE OF ALLEGIANCE was given.

CHANGES TO AGENDA. None.

PRESENTATIONS.

Chief of Police Dan Sullivan presented Officer Ralph Bansen Officer of the Year Award.

FIRE BOARD. Peterson presented the Fire Board recommendations from the March 18, 2009 special meeting. The recommendations were as follows:

1. 2 week suspension from duty without pay.
2. 1 year zero tolerance probation with monthly reviews.

Also a recommendation that the fire department as a whole attend diversity training.

Fire Chief Ron Burkett requested a closed session to discuss the personnel issue.

Closed Session. Motion Carried. Stauffer moved, seconded by Peterson, the Board of Trustees to go into closed session as authorized under Sections 8(a) of the Open Meeting Act, MCL 15.268(e) at 7:07 p.m., as requested by Fire Chief Ronald Burkett, to consider the dismissal, suspension or disciplining of the Fire Chief. Roll Call Vote: Ayes: Florian, Peterson, Smith, Stauffer, Loar-Porter, Norbey and Gillette. Nays: none.

Close Closed Session. Motion Carried. Florian moved, seconded by Gillette, to close the closed session at 7:35 p.m. Roll Call Vote: Ayes: Norbey, Loar-Porter, Smith, Stauffer, Florian, Peterson and Gillette. Nays: none.

Fire Chief Personnel Issue. Motion Carried. Stauffer moved, seconded by Gillette, to approve the discipline of Fire Chief Ron Burkett for his actions on March 10, 2009 as follows:

1. 2 week suspension from duty without pay beginning tonight
2. 1 year zero tolerance probation with monthly reviews
3. Attend Diversity Training

Roll Call Vote: Ayes: Gillette, Peterson, Smith, Stauffer, Loar-Porter, Norbey and Florian. Nays: none.

Appoint Fire Chief. Motion Carried. Peterson moved, seconded by Gillette, to appoint Ron Burkett for fire chief for one year.

Incident Cost Ordinance. The Board referred the ordinance back to the Fire Board for review.

Diversity Training. Motion Carried. Stauffer moved, seconded by Peterson, to approve diversity training from The Consortium for Community Development. Training is a requirement for office staff, firefighters, maintenance department and police department. The invitation will be extended to all

commissions, Trustees and Fire Board members but is not a requirement. There will be a committee formed to assure that sessions are accessible to all employees.

LIBRARY REPORT. There will be a party to celebrate Lincoln Charter Township Library’s 50th birthday from 2:00 p.m. to 4:00 p.m. on May 17,2009. The Lake Effect Winds will be performing at 2:15 p.m. Peterson commented that the library staff should be commended for their great customer service they provide to the many people from other areas that use our library.

Lincoln Township Public Library Day Resolution. Motion Carried. Stauffer moved, seconded by Peterson, to approve a resolution congratulating Lincoln Township Public Library on its 50th Anniversary and Proclaiming Sunday May 17, 2009, as Lincoln Township Public Library Day in Lincoln Township, Berrien County, Michigan. *Resolution # 09-07. Attachment A.* Roll Call Vote: Ayes: Florian, Peterson, Smith, Stauffer, Loar-Porter, Norbey and Gillette.

CORRESPONDENCE. Letters from Comcast noting channel line-up change and announcing price decreases on (3) HD Triple Play Bundles.

APPROVAL OF CONSENT AGENDA. MOTION CARRIED. Gillette moved, seconded by Florian, to approve the consent agenda as presented.

- 1. Minutes of the 3/10/09, special noon and regular meeting.
- 2. Approve the 4/15/09 and 3/31/09 bills from the following funds.

General Fund	\$ 145,995.40
Parks Fund	5,810.49
Parks Capital Improvement	1,574.32
Cemetery Fund	4,232.95
Building Fund	13,747.01
Township Improvement Fund	-0-
Police Fund	94,044.47
Police Drug	-0-
Police Capital Improvement	-0-
Sewer Enterprise	
Sewer Operating	175,823.65
Sewer Improvement	-0-
Water Enterprise	
Water Operating	32,444.92
Water Improvement	-0-
TOTAL	473,673.21

UNFINISHED BUSINESS. None

NEW BUSINESS. None

SUPERVISOR’S REPORT.

Drains. Noticed was received for Day of review of Apportionments for repair benefits for the Sullivan Drain Special Assessment District, the Township portion will be \$500.00.

Appointments/ Reappointments. Motion Carried. Gillette moved, seconded by Smith, to appoint Al Pscholka to the SMRSS& WA term to expire 6/30/2011. Stauffer moved, seconded by Gillette to appoint Ray Mak to LMSW&STA term to expire 6/30/2013.

Berrien County Road Commission. Motion Carried. Stauffer moved, seconded by Gillette, to approve \$30,000 from Township Improvement Fund to repair sections of Holden Road and Marquette Woods

Road.

CLERK'S REPORT.

Book Balances. Due to March being the end of our fiscal year the books are not closed, March balances will be available at the next board meeting.

RX Reimbursements. Motion Carried. Loar-Porter moved, seconded by Peterson, to approve to discontinue the prescription reimbursement policy for township employees, not including the police officers that are under union contract, effective 3/31/2009. The Township will save approximately \$8,000 a year.

Change in BCBS insurance policy. Motion Carried. Loar-Porter moved, seconded by Peterson, to approve the change from Community Blue PPO Plan #2 to Community Blue PPO Plan #14. The plan is a high deductible plan. The employees are responsible for the \$100/\$200 deductible then the Township will fund the remaining \$1,400/\$2,800. The emergency room co pay increases to \$100 and the prescription co pay decreases to \$10/\$40. The change in plans could save the township approximately \$18,000 per year.

TREASURER'S REPORT. None.

PLANNING COMMISSION REPORT.

Ordinance to Amend Articles 4, 6, and 9 of Zoning Ordinance. Motion Carried. Florian moved, seconded by Peterson, to approve the 2nd reading of the text amendments as presented. *Ordinance # 09-201. Attachment B.* Roll Call Vote: Ayes: Florian, Peterson, Smith, Stauffer, Loar-Porter, Norbey and Gillette.

ZONING BOARD OF APPEALS REPORT. None.

ASSESSOR'S REPORT. Distributed to board.

BUILDING DEPARTMENT REPORT. One single family residential permit was issued in March. Year to date there has been one permit for single-family dwellings.

AIRPORT AUTHORITY REPORT. Distributed to board.

POLICE DEPARTMENT REPORT. Distributed to the board by e-mail.

Replace windows at Police Department. Motion carried. Stauffer moved, seconded by Florian to approve \$ 3,995 to replace the remaining single pane windows (2) at the police department. \$4,000 was budgeted for the repairs.

Purchase a new patrol vehicle. Motion Carried. Gillette moved, seconded by Norbey to approve \$19,000 for purchase of a new patrol vehicle. \$ 25,000 was budgeted for vehicle purchase and equipment.

SMRSS&WA Budget. Motion carried. Stauffer moved, seconded by Smith to approve the 2009-2010 SMRSS&WA Budget. **Attachment C.**

PARKS REPORT. Smith reported on estimates for the well at the baseball/softball fields, a 5" well is estimated at \$8,467, a 6" well is estimated at \$9,765.75. Florian and Gillette requested that Smith contact a few other companies for estimates.

Motion Carried. Florian moved, seconded by Gillette, to approve the Treasurer to contract with a qualified company to install a 6" well at the baseball/softball fields not to exceed \$10,000.

The fencing at the baseball/softball fields has been repaired. Replacement is complete except for some areas that the contractor is waiting for better weather to set the posts.

All dugouts have been demolished by the maintenance department.

Smith and Building Inspector Pheifer are working on estimates to extend the pavilions at North Lake Park and the Community Center.

Stauffer questioned the replacement of the bathroom doors at North Lake Beach. Norbey suggested replacing them with a cheaper door so that there will be less expense if they are damaged in the future.

Public Comment. Don Wilson, 2254 McCormick, requested the board's assistance with getting to the bottom of the issues he is having with the large amount of water in his basement. Stauffer will make a formal request to Drain Commissioner Roger Zilke for information pertaining to drains in that area and respond to the Mr. Wilson.

ADJOURN. There being no further business, the chair adjourned the meeting at 8:50 p.m.

Stacy Loar-Porter, Clerk

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