

LINCOLN CHARTER TOWNSHIP  
BERRIEN COUNTY, MICHIGAN  
REGULAR MEETING  
February 9, 2010

THE REGULAR MEETING of the Lincoln Charter Township Board of Trustees was called to order on February 9, at 7:03 p.m. by Dick Stauffer, Supervisor, in the Municipal Building, 2055 W. John Beers Road, Stevensville.

BOARD MEMBERS PRESENT: Kevin Gillette, Marc Florian, Stacy Loar-Porter, Tom Norbey, Deb Peterson, Terrie Smith and Dick Stauffer.

BOARD MEMBERS ABSENT: None.

The PLEDGE OF ALLEGIANCE was given.

CHANGES TO AGENDA. Stauffer added Correspondence.

**PRESENTATIONS.** None

- CORRESPONDENCE.** 1. State of Michigan Department of Natural Resources and Environmental Notice of Public Hearing for the application propose to dredge and fill wetland and 100-year floodplain adjacent to Hickory Creek for the purpose of providing access along six miles of existing sewer line. The hearing will be held February 25, 2010 at 6:30 p.m. at the St. Joseph Charter Township Hall.
2. Notice of hearing from MGU for cost recovery factor implementation.
3. Notice of hearing from I & M for increased electric rates.

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

1. Minutes of the 1/12/10, special noon, regular meeting
2. Approve the 2/10/10 and 1/26/09 bills from the following funds.

General Fund	\$ 144,136.17
Parks Fund	4,175.21
Parks Capital Improvement	49.88
Cemetery Fund	1,878.10
Building Fund	12,621.12
Township Improvement Fund	-0-
Police Fund	82,720.96
Police Drug	-0-
Police Capital Improvement	-0-
Sewer Enterprise	
Sewer Operating	93,258.80
Sewer Improvement	-0-
Water Enterprise	
Water Operating	-0-
Water Improvement	-0-
TOTAL	359,448.22

**UNFINISHED BUSINESS.** None

**NEW BUSINESS.**

**Approval for Charitable Gaming License.** At noon the board approved a resolution to allow Lake Michigan Land Sharks to host a raffle with proceeds going to a charity.

**SUPERVISOR'S REPORT.**

**Appointment/Reappointments.** Peterson moved, seconded by Smith, to approve the appointment of Dayna Kozminski to the Fire Board to fill the vacancy, term to expire 6/30/10.

**Meijer Report.** The quarterly report to MDEQ has been completed and filed. At the noon meeting the board approved payment to Meijer for clean-up expense through the Revitalization Revolving Loan.

**CLERK'S REPORT.**

**Book Balances** at 1/31/10 are as follows: \$676,606.99 in the general fund; \$320,246.59 in police; \$320,246.59 in parks; \$69,160.51 in cemetery; \$34,243.55 in building; \$144,460.92 in township improvement; \$8,022.03 in police capital; \$39,713.18 in parks capital; \$2,269,941.33 in sewer operating; \$1,995,234.51 in sewer replacement; \$276,002.81 in sewer improvement; \$2,336,611.95 in water operating; \$719,111.75 in water replacement; \$4,675,423.98 in water improvement; \$42,920.96 in trust & agency; \$206.00 in Glenlord sidewalk special assessment; \$263.77 in DeFay Rd. special assessment; and \$119,473.27 in street lighting. We also have funds in T & A delinquent taxes \$3,399.86; tax account \$1,624,900.59; fire station debt \$72,347.49; library bond \$134,064.58; flex spending \$4,477.29.

**Auditing Services.** At the noon meeting there were interviews held with Gerbel & Co., Plante Moran, Schaffer & Layher, and Scarpone & Co. Discussion was held on the different firms. Florian stated he was impressed by Plante Moran for the services they could provide. Norbey favored Schaffer & Layher. All the firms were competitive and experienced.

**Appointment of Scarpone & Co. Motion Carried.** Loar-Porter moved, seconded by Peterson, to appoint Scarpone & Co. as the Township Auditor for the next five years. Roll call vote: Ayes: Loar-Porter, Norbey, Peterson, Smith and Stauffer. Nays: Florian and Gillette.

Gillette requested Scarpone & Co. review the chart of accounts.

**TREASURER'S REPORT.** YTD interest was not available at the time of the meeting.

**PLANNING COMMISSION REPORT.** Florian reported Planning Commission approved the special use application for the Bed & Breakfast on Waverland Path. Applicant will be required to apply for a Bed & Breakfast License when the license has been developed.

**Ordinance 10-Z01.** Florian moved, seconded by Peterson, to approve the first reading of Ordinance 10-Z01 to amend articles 4 and 9 of the Zoning Ordinance of the compilation of ordinances of Lincoln Charter Township to add provisions to the PUD- Planned Unit Development district to regulate variations to the maximum building height and to regulate density calculations in mixed use developments.  
*Ordinance 10-Z01. Attachment A.* Roll Call Vote: Ayes, Florian, Gillette, Loar-Porter, Norbey, Peterson, Smith and Stauffer.

**ZONING BOARD OF APPEALS REPORT.** Meeting was cancelled.

**ASSESSOR'S REPORT.** Distributed to board.

**BUILDING DEPARTMENT REPORT.** No single family residential permits were issued in January.

**AIRPORT AUTHORITY REPORT.** Distributed to board.

**FIRE BOARD.** Minutes were distributed. Fire Board Officers for 2010 are as follows:

Chairperson- Pete Fister

Vice Chairperson- Pat Arter

Treasurer- vacant

Secretary- Darren Jablonowski

Peterson reported the fire department was successful in obtaining a grant through FEMA. The grant is for \$20,500 and will be used to purchase new radios for the department to aid in communications.

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

**LIBRARY REPORT.** None.

**PARKS REPORT.** Smith reported she and Norbey met with South Shore Racquet Club concerning the summer tennis program. South Shore offered to donate four new tennis nets as compensation for the use of the courts. Proof of liability insurance coverage will be provided to the Township before the program begins. South Shore may also provide an adult program one evening a week if there is interest. Florian requested that we post a notice that if the courts are in use that the Lakeshore High School and Lakeshore Middle School courts are available for public use.

**Approval of use and compensation of the courts.** Peterson moved, seconded by Florian, to approve the program as presented with South Shore's contribution of four new tennis nets as compensation for use of the courts.

Smith reported the executive committee and Norbey received a letter of request from the soccer group for items to be addressed during budgeting. Some of the items included; fertilizing, weed kill application, and request for parking lot to be paved.

**WATER/SEWER.**

**Sewer Interceptor Project.** The bids will be opened later this week.

**Liquor License Application. Motion Denied.** Stauffer moved, seconded by Peterson to approve the application for a Class C Liquor License for Greek Island Restaurant. Roll Call Vote: Ayes: None, Nays: Florian, Gillette, Loar-Porter, Norbey, Peterson, Smith and Stauffer.

**Public Comment.** Sharon Vargo, Plant Moran, thanked the board for allowing Plante Moran to present a proposal of their services.

ADJOURN. There being no further business, the chair adjourned the meeting at 7:52 p.m.

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Stacy Loar-Porter, Clerk

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