

LINCOLN CHARTER TOWNSHIP  
BERRIEN COUNTY, MICHIGAN  
REGULAR MEETING  
March 10, 2009

THE REGULAR MEETING of the Lincoln Charter Township Board of Trustees was called to order on March 10, at 7:02 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.

Sheri Westerhoff introduced the 2009 Miss Stevensville Court and Little Miss Stevensville. Each of the queens addressed the board and audience. They extended appreciation for past years support and offered their support for any events the Township may request their attendance.

**Budget Public Hearing. Motion Carried.** Stauffer moved, seconded by Florian, to hold the budget public hearing at 7:10 p.m.

*Mike Matti, LYBSA representative,* presented concerns for field maintenance and player safety. He presented the board with pictures of the problem areas. Noted that the association is very happy with the working relationship of LYBSA and the Township and they are grateful for all the improvements that have been done. LYBSA is planning to work on the concession stand and install a new sprinkler system in coordination with the Township.

Stauffer moved, seconded by Gillette to close public hearing at 7:22 p.m. **Motion Carried.**

**Resolution to Approve 2009-2010 Budget, and wages, and Set 2009 Millage Rates. Motion Carried.** Moved by Stauffer, seconded by Gillette, to approve the resolution to adopt the annual budget and to set the 2009 millage rates pursuant to the General Appropriations Act, and approve the 2009-2010 wage schedule. *Resolution # 09-07. Attachment A.* Roll Call vote: ayes: Peterson, Smith, Stauffer, Loar-Porter, Norbey, Gillette and Florian.

**LYBSA Fencing.** LYBSA expressed the fence repairs at field # 3 are critical. Field # 4 has highest priority for new dugouts. Board requested that LYBSA get with Terrie for estimates on fence repairs and dugouts to be presented at the next meeting.

**CORRESPONDENCE.** Notice of hearing for I & M customers concerning an increase in surcharges.

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

1. Minutes of the 2/10/09, special noon, closed session and regular meeting.
2. Minutes of the 2/25/09 budget workshop.
3. Minutes of the 2/26/09 budget workshop.
4. Minutes of the 2/27/09 special meeting.
3. Approve the 3/13/09 and 2/27/09 bills from the following funds.

General Fund	\$ 142,704.38
Parks Fund	2,804.54
Parks Capital Improvement	-0-

Cemetery Fund	1,396.52
Building Fund	23,058.91
Township Improvement Fund	-0-
Police Fund	97,282.40
Police Drug	-0-
Police Capital Improvement	-0-
Sewer Enterprise	
Sewer Operating	65,033.55
Sewer Improvement	-0-
Water Enterprise	
Water Operating	168,706.41
Water Improvement	-0-
TOTAL	500,986.71

**UNFINISHED BUSINESS.** None

### NEW BUSINESS.

**Spring Trash Days. Motion Carried.** Stauffer moved, seconded by Loar-Porter, to approve resident trash passes for April 4, 11, 18 and 25 from 7:00 a.m. until Noon, with two passes per household. Fall Trash Days will be a program in which the residents pay \$18 per load to dump rubbish.

**Heritage Route Resolution. Motion Carried.** Stauffer moved, seconded by Peterson to approve the Heritage Route Resolution of Support for Route U.S. 31/ West Michigan Pike. *Resolution # 09-06.*  
**Attachment B.** Roll Call Vote: Ayes: Loar-Porter, Norbey, Gillette, Florian, Peterson, Smith and Stauffer.

### SUPERVISOR'S REPORT.

**Drains. Hollywood Drain Project.** Stauffer reported on the Hollywood Road Stormwater Basin Public Information Meeting held on 2/24/09. The meeting was to inform residents of the current conversion of the existing Hollywood Basin into an ecologically balanced wetland that would provide better control of water flow. The project would be funded by a grant from DEQ. He presented the board with sketches of the proposed final design. The Township is receiving a number of calls about local flooding calls are being passed on to the Drain Commission.

**Berrien County Road Commission.** The BCRC sent the Township a letter noting the deterioration of the local roads and stated issues are being addressed. In Lincoln Township the only concern is with Holden Road. Gillette requested that the Supervisor contact BCBR concerning having a four way stop placed at the Holden/ Rocky Weed intersection.

### CLERK'S REPORT.

**Book Balances** at 2/28/09 are as follows: \$518,269.70 in the general fund; \$227,086.02 in police; \$81,373.69 in parks; \$96,467.77 in cemetery; \$39,346.78 in building; \$261,045.03 in township improvement; \$26,905.04 in police capital; \$37,741.16 in parks capital; \$2,130,203.29 in sewer operating; \$1,972,603.28 in sewer replacement; \$272,327.80 in sewer improvement; \$2,355,854.65 in water operating; \$710,969.15 in water replacement; \$4,598,755.99 in water improvement; \$11,203.04 in trust & agency; \$75.06 in Glenlord sidewalk special assessment; \$440.50 in DeFay Rd. special assessment; and \$80,213.61 in street lighting. We also have funds in T & A delinquent taxes \$14,374.15; tax account \$3,945,451.64; fire station debt \$70,008.21 library bond \$132,330.38; flex spending \$4,221.38.

**Budget Adjustments. Motion Carried.** Loar-Porter moved, supported by Peterson, to approve budget adjustments as presented. **Attachment C**

**TREASURER'S REPORT.** Smith is working on settlement for the tax year.

**PLANNING COMMISSION REPORT.**

**Ordinance to Amend Articles 4, 6, and 9 of Zoning Ordinance. Motion Carried.** Florian moved, seconded by Gillette, to approve the 1<sup>st</sup> reading of the text amendments as presented. *Ordinance # 09-Z01.* **Attachment D.** 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.** No single family residential permits were issued in February. Year to date there have been no permits for single-family dwellings.

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

**FIRE BOARD.** Minutes distributed to board by e-mail.

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

**LIBRARY REPORT.** Dina Reilly reported a new feature to the Library Newsletter, there is now a detachable flap with reminders for patrons to keep. A link to the Southwest Library Consortium, a website that offers assistance and references on economic issues added to the Library website. The service is available to all patrons in Berrien County. There are two upcoming concerts, Blue Grass on March 11, 2009 and the South Bend Orchestra will perform in April.

**PARKS REPORT.** Smith reported Dave Austin is working on bid requirements for the bathrooms at the soccer complex. Fertilizer has been ordered. Lincoln Township Beach will be open April 1, 2009. Bids will be sought for building an accessible structure around port-a-pots at the beach.

Norbey asked if possible to research creating a standing recreation committee maybe consisting of school members; sport clubs members, local business members. Board requested more detailed information for the April meeting.

**Public Comment.** Wittlieff commented on the grease issue discussed at the noon meeting. Florian questioned where in the line was the substance in question collected. Wittlieff stated it was vacuumed into the Clean Earth Truck. Loar-Porter questioned why the request for payment was so late after the incident; letters were sent stating a resident/business has 45 days in which to file a claim. Loar-Porter will provide copies of the original letters to Wittlieff.

Loren Gerber questioned the legal and contracted service expenses. He asked the board if they bid out the services. Gillette responded that the services are on a three year cycle, though there is no requirement to competitively bid for legal, engineering or auditing services.

ADJOURN. There being no further business, the chair adjourned the meeting at 8:13 p.m.

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Stacy Loar-Porter, Clerk

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