

LINCOLN CHARTER TOWNSHIP
BERRIEN COUNTY, MICHIGAN
SPECIAL NOON MEETING
May 11, 2010

A SPECIAL MEETING OF THE LINCOLN CHARTER TOWNSHIP BOARD OF TRUSTEES WAS CALLED BY SUPERVISOR DICK STAUFFER FOR THE PURPOSE OF REVIEWING THE AGENDA OF THE REGULAR MEETING OF MAY 11, 2010.

Notice was posted May 5, 2010.

THE SPECIAL MEETING of the Lincoln Charter Township Board of Trustees was called to order by Supervisor Dick Stauffer on May 11, 2010 at 11:36 a.m. at the Municipal Building, 2055 W. John Beers Road, Stevensville.

BOARD MEMBERS PRESENT: Florian, Loar-Porter, Norbey, Peterson, Smith, and Stauffer.
BOARD MEMBERS ABSENT: Gillette.

ALSO PRESENT: Attorney Dienes and Engineer Austin.

Parker Drain. Berrien County Drain Commissioner Roger Zilke and County Engineering firm Spicer, presented the preliminary inspection report for the Parker Drain. The drain is located approximately one half mile south of West Rockey Weed Road on the east side of Washington Ave and runs northwest all the way to John Beers next to Ace Hardware.. The overall condition of the drain is fair; however there are 30-40 large potholes in the tiled portion of the drain causing safety concerns. The BCDC proposal is to replace the tile pipe and perform maintenance on the open drain. They are also considering creating some water relief by using the open ditch on Rockey Weed to flow water to the Ott Drain farther south.

There are 75 parcels in the district. For the work to be done either the residents or the Township must petition the drain commission and request the work.

Zilke will schedule an informational meeting for the residents in the Parker Drain District to explain the situation and possible solutions.

Cleveland Ave. Drain work with BCRC. The Road Commission will be closing in the Richardson Drain in July so the drain commission is working with the road commission to also enclose the Williamson Drain, which runs in front of Barbotts Farm to help with the problem of standing water across Cleveland Ave. The Drain Commission is suggesting to the road Commission that the water be diverted to the west.

Approve repair of culvert under Rockey Weed Rd. Motion Carried. Stauffer moved, seconded by Peterson, to approve \$5,060 from the BCRC matching funds to repair 60' of 15" culvert under Rockey Weed Rd.

Meijer. Austin reported they are proceeding with the water and sewer installment, the easements have been granted. Road work is to begin soon; St. Joseph Ave. will be closed from the railroad tracks to Red Arrow Hwy from June 1st - June 30th.

The second quarterly report has been submitted to MDEQ.

Approval of payment to Meijer. Motion Carried. Florian moved, seconded by Peterson, to approve the \$1,041,255.65 payment to Meijer from the Revitalization Revolving Loan.

Approval of payment for loan administration fees. Motion Carried. Loar-Porter moved, seconded by Stauffer to approve payment of administration fees in the amount of \$6,762 to Williams & Works for the review of the documents for the Revitalization Revolving Loan.

Approval to accept utility easements. Motion carried. Stauffer moved, seconded by Peterson, to allow the supervisor to accept the two easements on behalf of the Township for the Meijer project.

Loar-Porter presented the quarterly financials thru 3/31/10. The auditor is close to completing the 2009/2010 audit. Loar-Porter presented she would like to consolidate fund # 406 Police Property Fund into fund # 407 Police Capital Improvement Fund, as well as, fund # 409 Parks Property Purchase Fund into fund # 408 Parks Capital Improvement Fund. There is a nominal amount in both funds and there has been no expense activity.

Combine funds. Motion Carried. Loar-Porter moved, seconded by Norbey, to move funds from #406 Police Property Fund, \$1,450.45 to Police Capital Improvement Fund and # 409 Parks Property Purchase Fund, \$1,016.31 to Parks Capital Improvement Fund.

Resolution of support for House Bill # 5845. Motion Carried. Florian moved, seconded by Peterson, to approve a resolution of support of House Bill # 5845 regarding the publication of legal notices. *Resolution # 10-04. Attachment A.* Roll Call Vote: Ayes: Florian, Loar-Porter, Norbey, Peterson, Smith and Stauffer. Nay: None. Absent: Gillette.

Planning Commission. Florian reported the Planning Commission set two public hearings for June 7, 2010 one for a rezone of a PUD to revert back to residential and one concerning changes to the sign ordinance.

Midwest Family Radio presented an application for amendment to a special use to change the lights on their communication tower. The request was to covert the existing red lights to flashing strobe lights. The conversion was completed before the amendment application was filed with the Planning Commission. The Commission denied the request, the denial requires them to retrofit the original red lights and paint the tower.

Parks. Stauffer reported that Michigan Gas Utilities donated \$300 toward the utility installment for the new concession/restroom building at the soccer fields.

Austin reported there were four bidders on the concession/ restroom facility:

Fiskars- \$110,000

Bauer Construction- \$113,500

Pierson Construction- \$124,500

CPM Construction-\$131,480

There was only one bidder for the water/sewer service, Hollerbach Excavating, \$37,654.

Discussion was held on the bidders. Austin stated that Bauer Construction is using Hollerbach for their excavation work which would be good since Hollerbach will be completing the water/sewer project.

Award bids to Baur Construction and Hollerbach. Motion Carried. Smith moved, seconded by Peterson, to award the contract for the 80 acre park restroom/concession stand project to Bauer Construction and the restroom/concession building water and sewer service project to Hollerbach Excavating. Ayes: Loar-Porter, Norbey, Peterson, Norbey, Smith and Stauffer. Nays: Florian.

Austin will contact the contractors and setup receiving the appropriate bonds and insurance information.

Water Rate Increase. Stauffer reported that the City of St. Joseph will be implementing a 7.2% increase effective July 1st. This will result in an average increase of \$14.00 annually to most residents. Stauffer requested that the board consider decreasing the community surcharge to offset the increase. The decrease would result in a decrease in revenue of \$70,000 per year; however the Township's cash reserves are still above the recommended amount.

There being no further business, the Supervisor adjourned the meeting at 1:32 p.m.

Stacy Loar-Porter

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