

CHARTER TOWNSHIP OF GARFIELD
TOWN BOARD MEETING
January 26, 2021

Supervisor Chuck Korn called the Town Board Meeting to order via the ZOOM platform on January 26, 2021 at 6:01 p.m.

Pledge of Allegiance

Roll Call of Board Members

Present: **Jeane Blood Law** of Garfield Township, MI; **Denise Schmuckal** of Garfield Township, MI; **Steve Duell** of Garfield Township, MI; **Chris Barsheff** of Garfield Township, MI; **Lanie McManus** of Garfield Township, MI; **Molly Agostinelli** of Garfield Township, MI; and **Chuck Korn** of Garfield Township, MI.

Staff Present: Planning Director John Sych

1. Public Comment (6:02)

None

2. Review and Approval of the Amended Agenda - Conflict of Interest (6:02)

Korn removed Consent item C from the agenda.

Duell moved and Blood Law seconded to approve the amended agenda.

Yeas: Duell, Blood Law, Agostinelli, Schmuckal, Barsheff, McManus, Korn

Nays: None

3. Consent Calendar (6:07)

a. Minutes

January 12, 2021 Regular Board Meeting
(Recommend Approval)

b. Bills

General Fund \$36,659.29
(Recommend Approval)

c. Resolution 2021-09-T, a resolution approving Addendum 1 to Interlocal Agreement for Grand Traverse County Designated Assessor

Board members removed consent item a to be dealt with under agenda item #4.

Schmuckal moved and Agostinelli seconded to approve the consent calendar as amended

Yeas: Schmuckal, Agostinelli, Duell, Barsheff, Blood Law, McManus, Korn
Nays: None

4. Items Removed from the Consent Calendar

a. Minutes (6:08)

The minutes indicated that a resolution on the per diem issue would be coming forward, but it is not on the agenda. After discussion pertaining to payment for serving on the Joint Recreation Authority and its legality, Supervisor Korn agreed to prepare a resolution for the next meeting.

Duell moved and Blood Law seconded to approve the minutes of January 12, 2021 as presented.

Yeas: Duell, Blood Law, Agostinelli, Schmuckal, Barsheff, McManus, Korn
Nays: None

5. Correspondence (6:09)

a. Grand Traverse Conservation District – December 2020 Report

6. Reports

a. GT Metro Fire Report (6:09)

Chief Pat Parker gave statistics for the month of December. EMS calls lead all calls and 2020 was a good year overall for Metro. Parker said that the Annual Report would be coming in the next couple of months. Refurbishments to Station 11 are going well and Metro reached a temporary agreement with the union. Parker received his annual review and he appreciated all comments.

b. MMR Report (6:12)

Paul Owens said that it has been about two months since the merger and in December they had 207 total calls in December 2020 with an average response time of 8.49 minutes. Staffing is getting better as MMR continues to interview and hire personnel. Board members shared concerns with calls being covered by other entities. Owens was asked to provide a report about the assistance given by other outside ambulance companies.

c. County Commissioner's Report (6:23)

No report

d. Supervisor's Report (6:23)

Korn said that despite testing positive for the COVID-19 virus, he attended an online meeting with the BPW on January 14th and the TC Traffic Coordinating Initiative on January 19th. At the GT Metro meeting, East

Bay Township's request to be reimbursed for a portion of the cost of their ambulance dorms was defeated.

7. **Unfinished Business (6:26)**

a. **Public Hearing – Consideration of**

* **Resolution 2021-06-T Eaglehurst Sewer Line (Amend. No. 37 to Ord. No. 13)**

* **Resolution 2021-07-T- Randolph Street Sewer Line (Amend No. 38 to Ord. No. 13)**

* **Resolution 2021-08-T –Eaglehurst Water Line (Amend. No. 41 to Ord. No. 15)**

Korn opened the Public Hearing on the Eaglehurst Sewer Line at 6:25pm and hearing no one wishing to comment, he closed the Public Hearing.

Board members discussed the specifics of the sewer and water lines.

Agostinelli moved and Schmuckal seconded to adopt Resolution 2021-06-T Eaglehurst Sewer Line (Amend. No. 37 to Ord. No. 13)

Yeas: Agostinelli, Schmuckal, Duell, Barsheff, McManus, Blood Law, Korn

Nays: None

Korn opened the Public Hearing on the Randolph Street Sewer line at 6:30pm. Hearing no comments, the Public Hearing was closed at 6:31pm.

Schmuckal moved and Agostinelli seconded to approve Resolution 2021-07-T- Randolph Street Sewer Line (Amend No. 38 to Ord. No. 13).

Yeas: Schmuckal, Agostinelli, Duell, Barsheff, McManus, Blood Law, Korn

Nays: None

Korn opened the Public Hearing on the Eaglehurst Water line at 6:34pm. Hearing no comments, the Public Hearing was closed at 6:35pm.

Agostinelli moved and Blood Law seconded to adopt Resolution 2021-08-T –Eaglehurst Water Line (Amend. No. 41 to Ord. No. 15).

Yeas: Agostinelli, Blood Law, Duell, Schmuckal, McManus, Barsheff, Korn

Nays: None

b. **Consideration of appointment of Bob Fudge to the Zoning Board of Appeals (6:35)**

Korn said that according to the bylaws, a member of the Planning Commission needs to serve on the ZBA. With Duell's departure from the Planning Commission, there is now a vacancy on the Zoning Board of Appeals for a Planning Commissioner. Fudge was happy to serve. Board members discussed the appointment and concerns were raised pertaining to whether a member of the Township Board should also serve on the Zoning Board of Appeals and whether the ZBA should consist of seven members instead of five.

Blood Law moved and McManus seconded to appoint Bob Fudge to the Zoning Board of Appeals.

*Yeas: Blood Law, McManus, Agostinelli, Korn
Nays: Schmuckal, Barsheff, Duell*

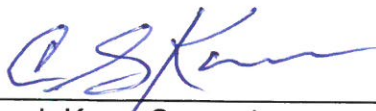
8. **New Business (6:47)**
None

9. **Public Comment: (6:47)**
None

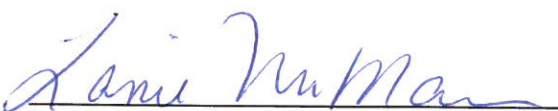
10. **Other Business (6:47)**
Board members discussed adding a member of the Township Board to the Zoning Board of Appeals and increasing the number serving on the ZBA to seven.
Board members also asked to update the board appointment policy and streamline the application process.
The Grand Traverse County Building is still open by appointment only.

11. **Adjournment**
Agostinelli moved and Barsheff seconded to adjourn the meeting at 6:56 pm.

*Yeas: Agostinelli, Blood Law, Schmuckal, Barsheff, Duell, McManus, Korn
Nays: None*



Chuck Korn, Supervisor
Charter Township of Garfield
3848 Veterans Drive
Traverse City, MI 49686



Lanie McManus, Clerk
Charter Township of Garfield
3848 Veterans Drive
Traverse City, MI 49686

**CHARTER TOWNSHIP OF GARFIELD
GRAND TRAVERSE COUNTY, MICHIGAN**

**ORDINANCE NO. 13 – AMENDMENT NO. 37
Operation and Maintenance of Grand Traverse County
Sewage Disposal System No. 4**

RESOLUTION #2021-06-T

WHEREAS the Charter Township of Garfield has adopted an ordinance entitled: “An Ordinance to Provide for the Operation and Maintenance of Grand Traverse County Sewage Disposal District No. 4 (Garfield Township) on a public utility basis under the provisions of Act 94, Public Acts of Michigan, 1933, as amended.

**NOW, THEREFORE, THE CHARTER TOWNSHIP OF GARFIELD
ORDAINS:**

**AMENDMENT NO. 37 TO CHARTER TOWNSHIP OF GARFIELD ORDINANCE
NO. 13 (Sewage Disposal System No. 4 – Operation and Maintenance):**

THAT **Section 4** entitled, "**Lateral Benefit Charge**," is hereby amended to add the following language after the last paragraph in that section:

26. Sewer Line 26 consists of approximately 950 linear feet of 8-inch sewer main from Manhole #956, running east along Eaglehurst Drive terminating at the end of the Drive (Manhole # 1688). Sewer Line 26 shall be subject to a lateral charge in the amount and method of payment specified as follows:

Abutting properties that are connected to Sewer Line 26 shall pay a lateral charge of \$4,230 per parcel. In the event that any of these parcels are split to create an additional parcel, then the above lateral charge shall also apply to those parcels.

Payment may be made in up to twenty (20) equal annual installments with an annual interest rate as established per township policy on the unpaid balance. For parcels connecting to Sewer Line 26 at the time of construction, this 20 year payment period shall commence on January 1, 2020 and end on January 1, 2040.

Parcels connecting to Sewer Line 26 after January 1, 2020 may pay up to twenty (20) equal annual installments with an annual interest rate as established per township policy on the unpaid balance starting at the date of connection to Sewer Line 26 and continuing for 20 years. However, a parcel connecting to sewer Line 26 after January 1, 2040 shall also be responsible for payment of interest accrued on the lateral charge from January 1, 2020 until the date of connection. Any interest accrued prior to connection on the lateral charge shall be paid at the time of connection.

This Amendment 37 to the Charter Township of Garfield Ordinance No. 13 shall take immediate effect upon passage by the Garfield Township Board.

Moved: Molly Agostinelli

Supported: Denise Schmuckal

Ayes: Agostinelli, Schmuckal, McManus, Blood Law, Barsheff, Duell, Korn

Nays: None

Absent and Excused: None

By:



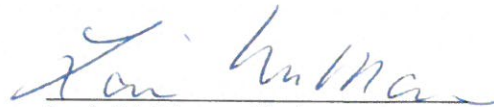
Lanie McManus, Clerk
Charter Township of Garfield

CERTIFICATION

I, Lanie McManus, Clerk of the Charter Township of Garfield, do hereby certify that the above is a true and correct copy of Resolution 2021-06-T which was adopted by the Township Board of the Charter Township of Garfield on the 26th day of January 2021. Amendment No. 37 to Garfield Township Ordinance No. 13 (Sewage Disposal System No. 4 – Operation and Maintenance) shall take immediate effect upon passage by the Garfield Township Board.

Dated:

1/27/2021



Lanie McManus, Clerk
Charter Township of Garfield

Introduced:	January 12, 2021
Adopted:	January 26, 2021
Published:	January 31, 2021
Effective:	January 26, 2021

**CHARTER TOWNSHIP OF GARFIELD
GRAND TRAVERSE COUNTY, MICHIGAN**

**ORDINANCE NO. 13 – AMENDMENT NO. 38
Operation and Maintenance of Grand Traverse County
Sewage Disposal System No. 4**

RESOLUTION #2021-07-T

WHEREAS the Charter Township of Garfield has adopted an ordinance entitled: “An Ordinance to Provide for the Operation and Maintenance of Grand Traverse County Sewage Disposal District No. 4 (Garfield Township) on a public utility basis under the provisions of Act 94, Public Acts of Michigan, 1933, as amended.

**NOW, THEREFORE, THE CHARTER TOWNSHIP OF GARFIELD
ORDAINS:**

**AMENDMENT NO. 38 TO CHARTER TOWNSHIP OF GARFIELD ORDINANCE
NO. 13 (Sewage Disposal System No. 4 – Operation and Maintenance):**

THAT **Section 4** entitled, "**Lateral Benefit Charge**," is hereby amended to add the following language after the last paragraph in that section:

27. Sewer Line 27 consists of approximately 380 linear feet of 8-inch sewer main from Manhole #344, running west along Randolph Street terminating Manhole # 1761. Sewer Line 27 shall be subject to a lateral charge in the amount and method of payment specified as follows:

Abutting properties that are connected to Sewer Line 27 shall pay a lateral charge of \$23,527 per parcel. In the event that any of these parcels are split to create an additional parcel, then the above lateral charge shall also apply to those parcels. The Lateral Charge for each parcel wishing to connect to the sewer lines described above is determined based upon per lead (single family) service and applies to the following parcels:

51-104-022-00
05-315-014-20
05-315-015-10

Payment may be made in up to twenty (20) equal annual installments with an annual interest rate as established per township policy on the unpaid balance. For parcels connecting to Sewer Line 27 at the time of construction, this 20 year payment period shall commence on January 1, 2021 and end on January 1, 2041.

Parcels connecting to Sewer Line 27 after January 1, 2021 may pay up to twenty (20) equal annual installments with an annual interest rate as established per township policy on the unpaid balance starting at the date of connection to Sewer Line 27 and continuing for 20 years. However, a parcel connecting to sewer Line 27 after January 1, 2041 shall also be responsible for payment of interest accrued on the lateral charge from January 1, 2021 until the date of connection. Any interest accrued prior to connection on the lateral charge shall be paid at the time of connection.

This Amendment 38 to the Charter Township of Garfield Ordinance No. 13 shall take immediate effect upon passage by the Garfield Township Board

Moved: Denise Schmuckal

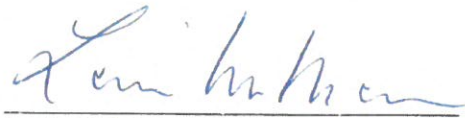
Supported: Molly Agostinelli

Ayes: Schmuckal, Agostinelli, Duell, Barsheff, Blood Law, McManus, Korn

Nays: None

Absent and Excused: None

By:



Lanie McManus, Clerk
Charter Township of Garfield

CERTIFICATION

I, Lanie McManus, Clerk of the Charter Township of Garfield, do hereby certify that the above is a true and correct copy of Resolution 2021-07-T which was adopted by the Township Board of the Charter Township of Garfield on the 26th day of January 2021. Amendment No. 38 to Garfield Township Ordinance No. 13 (Sewage Disposal System No. 4 – Operation and Maintenance) shall take immediate effect upon passage by the Garfield Township Board.

Dated:

1-27-2021



Lanie McManus, Clerk
Charter Township of Garfield

Introduced:	January 12, 2021
Adopted:	January 26, 2021
Published:	January 31, 2021
Effective:	January 26, 2021

**CHARTER TOWNSHIP OF GARFIELD
GRAND TRAVERSE COUNTY, MICHIGAN**

**ORDINANCE NO. 15 – AMENDMENT NO. 41
Operation and Maintenance of Grand Traverse County
Water Supply System No. 1**

RESOLUTION #2021--08-T

WHEREAS the Charter Township of Garfield has adopted an ordinance entitled: “An Ordinance to Provide for the Operation and Maintenance of Grand Traverse County Water Supply System No. 1 (Garfield Township) on a public utility basis under the provisions of Act 94, Public Acts of Michigan, 1933, as amended.

**NOW, THEREFORE, THE CHARTER TOWNSHIP OF GARFIELD
ORDAINS:**

**AMENDMENT NO. 41 TO CHARTER TOWNSHIP OF GARFIELD ORDINANCE
NO. 15 (Water Supply System No. 1 – Operation and Maintenance):**

THAT **Section 4** entitled, "**Lateral Benefit Charge**," is hereby amended to add the following language after the last paragraph in that section:

34. Water Line 34 consists of approximately 1,275 linear feet of 8-inch water main from Valve #622, running east along Eaglehurst Drive and south along Owlhurst Lane terminating at existing Valve #618. Water Line 34 shall be subject to a lateral charge in the amount and method of payment specified as follows:

Abutting properties that are connected to Water Line 34 shall pay a lateral charge of \$5, 570 per parcel. In the event that any of these parcels are split to create an additional parcel, then the above lateral charge shall also apply to those parcels.

Payment may be made in up to twenty (20) equal annual installments with an annual interest rate as established per township policy on the unpaid balance. For parcels connecting to Water Line 34 at the time of construction, this 20 year payment period shall commence on January 1, 2020 and end on January 1, 2040.

Parcels connecting to Water Line 34 after January 1, 2020 may pay up to twenty (20) equal annual installments with an annual interest rate as established per township policy on the unpaid balance starting at the date of connection to Water Line 34 and continuing for 20 years. However, a parcel connecting to water Line 24 after January 1, 2040 shall also be responsible for payment of interest accrued on the lateral charge from January 1, 2020 until the date of connection. Any interest accrued prior to connection on the lateral charge shall be paid at the time of connection.

This Amendment No. 41 to the Charter Township of Garfield Ordinance No. 15 shall take immediate effect upon passage by the Garfield Township Board.

Moved: Molly Agostinelli

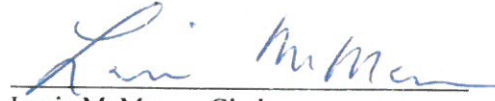
Supported: Jeane Blood Law

Ayes: Agostinelli, Blood Law, McManus, Schmuckal, Barsheff, Duell, Korn

Nays: None

Absent and Excused: None

By:

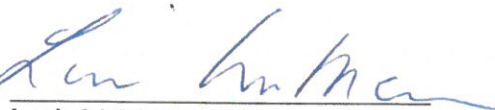

Lanie McManus, Clerk
Charter Township of Garfield

CERTIFICATION

I, Lanie McManus, Clerk of the Charter Township of Garfield, do hereby certify that the above is a true and correct copy of Resolution 2021-08-T which was adopted by the Township Board of the Charter Township of Garfield on the 26th day of January 2021. Amendment No. 41 to Garfield Township Ordinance No. 15 (Water Supply System No. 1 – Operation and Maintenance) shall take immediate effect upon passage by the Garfield Township Board.

Dated:

1/27/2021


Lanie McManus, Clerk
Charter Township of Garfield

Introduced: January 12, 2021
Adopted: January 26, 2021
Published: January 31, 2021
Effective: January 26, 2021