

Au Train Township Regular Board Meeting
June 8, 2015
6:30 o'clock p.m.

Pursuant to adjournment, the Au Train Township Board convened in the Community Building, Au Train, Michigan, on the above date at 6:30 p.m.

The Meeting was called to order by Supervisor Tom Balmes, with the following members present: Mary Rogers, Clerk; Ann Clapp, Treasurer; Kristy Cota, Trustee and Michelle Doucette, Trustee.

*VISITORS PRESENT – Approximately 9 persons attended the Board Meeting. A complete sign up sheet is on file with Clerk Rogers.

***APPROVAL OF AGENDA**

Additions and Changes to the Agenda were made as necessary. MOTION by Clerk Rogers, second by Trustee Cota, to approve the Agenda. MOTION CARRIED.

***MINUTES**

MOTION by Supervisor Balmes, second by Treasurer Clapp, to approve the minutes of the May 11, 2015 Regular Board Meeting, as presented. MOTION CARRIED.

***BILLS AND CLAIMS**

MOTION by Clerk Rogers, second by Trustee Cota, to accept this month's bill list as presented and authorize that they be paid as funds are available. ROGERS, YES; COTA, YES; BALMES, YES; CLAPP, YES; DOUCETTE, YES. MOTION CARRIED. (General Fund Checks Numbered #14873 through #14907- Fire Fund Checks Numbered #7477 through #7489- Garbage Fund Check Numbered #1568 through #1573 - Road Fund Check Numbered #1537).

***SPECIAL PRESENTATION**

Emma Degan - of CUPPAD presented information to the Board regarding their Internet Access Study and requested we include it with our Summer Tax bills. Because of the way the bills are printed that wasn't an option, but residents could obtain a copy from A&L Grocery, which will also serve as a drop off.

***COMMITTEE REPORTS**

Zoning Administrator/Planning Commission/ZBA - Clerk Rogers noted that the Zoning Administrators Report has been received and is on file. Administrator Rogers provided information regarding Au Train River Estates and concerns regarding the issuance of the Conditional Use Permit for Wagener and it's relationship to their Protective Covenants, an update on Uncle Ducky's development in Christmas and concerns regarding access, and concerns regarding the activity at the Forest Lake Dam. Trustee Doucette noted that the next meeting of the Planning Commission is June 11, 2015 at 7:00 p.m.

Supervisor Balmes noted that the hearing date for Mirabella vs. Au Train Township, with the Michigan Court of Appeals is scheduled for Tuesday, May 12th. The attorney for Mr. Mirabella may have had a heart attack today so we don't know at this point if it will be postponed.

Assessor - No report.

Cemetery - Information was provided regarding the flag replacement, condition of the trees that we planted last fall and discussion regarding the sign replacement.

Recreation - Trustee Doucette updated the Board regarding activities of the APRD Board and their upcoming meeting date and fundraisers.

Discussion regarding the replacement of the swings at the Au Train Tot lot was made. MOTION BY Treasurer Clapp, second by Supervisor Balmes, to authorize up to \$500.00 for swing seats and chains replacement for the Au Train Tot Lot. CLAPP, YES; BALMES, YES; COTA, YES; ROGERS, YES; DOUCETTE, YES. MOTION CARRIED.

Au Train River/Lakeshore Committee - Committee Member Trustee Doucette noted that there still is no action on Senate Bill 265, which would amend the Public Beach Code to authorize Public Immunity is being finalized. Also, a reminder of the Special Board Meeting scheduled for June 15th at 6:30 to meet with Guy Meadows, of Michigan Tech to go over what is happening with the NOAA Grant.

Community Building/Promotion - Clerk Rogers noted that the interior painting is complete and looks great. Thanks to Kristy Cota and Sarah Mannisto for their work on the project.

Also noted was the completion of the roof on the storage building.

First Responders – No calls this past month.

Fire Department – The Department report has been received and is on file. Discussion regarding the Christmas Storage building was made. Bids are due July 13th. The department will be responsible for the demolition of the old building. Chief King noted that there were 2 mutual aid calls this past month. Information was provided regarding recent repairs completed by Sanderson and Son. Chief King also noted that they plan to participate in the 4th of July parade. MOTION by Clerk Rogers, second by Trustee Cota, to authorize the purchase of candy for the parade. MOTION CARRIED.

Chief King noted the 16ML hydrants were checked and are functional and an update on the Au Train Fire Hall upgrades was provided. Also noted was a letter confirming service for the Boy Scout Camp from June 12th through August 8th.

Grant Administration - Clerk Rogers presented information to the Board regarding the installation of historical photo displays in the ATHTP Interpretive Cabin from Signs Now. Trustee Doucette is working on providing them with the wording. Hope for installation by the 4th of July.

Clerk Rogers noted that she received notification from the Sault Saint Marie Tribe of Chippewa Indians that the grant request has once again been denied.

*PUBLIC COMMENTS - None

*TREASURER'S REPORT - For the Month of May 31, 2015, as presented by Ann Clapp, Treasurer

GENERAL FUND CHECKING

Beginning Balance	\$	97,910.53
Deposits		8,544.00
Interest		1.39
Disbursements		19,031.22
Ending Balance	\$	87,423.31

FIRE FUND CHECKING

Beginning Balance	\$	365,691.62
Deposits		21,783.80
Interest		4.14
Disbursements		89,303.45
Ending Balance	\$	298,176.71

Certificate of Deposit \$ 50,149.70

GARBAGE FUND CHECKING

Beginning Balance	\$	160,249.80
Deposits		14,666.70
Interest		2.47
Disbursements		10,521.37
Ending Balance	\$	164,397.60

ROAD FUND CHECKING

Beginning Balance	\$	191,634.36
Deposits		14,666.70
Interest		2.34
Disbursements		
Ending Balance	\$	206,304.00

*A Complete copy of the May 31, 2015 Report is on file with Clerk Rogers.

Treasurer CLapp noted that a 2% Gaming Revenue check in the amount of \$1,500.00 was received and deposited into the General Fund Account.

*CLERK'S REPORT

Clerk Rogers provided information to the Board regarding the audit by Anderson, Tackman and Co., the completion and review of the F65 report, and that the past month final drafts for FOIA compliance were completed for presentation to the Board.

*SUPERVISOR'S REPORT

Supervisor Balmes updated the Board regarding the Appeals Court Hearing that was postponed because of a sudden illness by the Plaintiffs Attorney. A telephone conference hearing was held, and Attorney Murphy is pretty confident that we will successful defend the action. A decision on the matter will be made within 30 days. Discussion regarding the renewal of the Ballfield Permit was made. Supervisor Balmes attended the meeting regarding the DNR Land Swap at the Au Train Forest Lake Basin property. It appears the majority of the land in the swap discussion is in Limestone Township. A few complaints regarding the application of Dust Control in the 16 Mile Lake area were received.

*TRUSTEE'S REPORT

None

*UNFINISHED BUSINESS

Au Train River Joint Permit Status - No update

Spring Cleanup - Approximately 37 persons participated in the event at a cost of less than \$750.00.

Alger County Road Commission - Supervisor Balmes noted that he spoke with Bob Lindbeck regarding the improvement of the access point at the end of Scrooges Alley. A permit for the project has been applied for. After further discussion, MOTION by Clerk Rogers, second by Supervisor Balmes, that the Au Train Township Board supports the minor permitted improvements to the Lake Superior Access point at the end of Scrooges Alley, but offers no financial obligation now, or in the future for the improvement or maintenance of the access site. ROGERS, YES; BALMES, YES; DOUCETTE, YES; CLAPP, YES; COTA, YES. MOTION CARRIED.

*NEW BUSINESS

Freedom of Information Act 2014 PA563 - Clerk Rogers presented a Resolution to the Board on the matter, which will meet the requirements to be in compliance of the Act, effective July 1st.

RESOLUTION ESTABLISHING A FREEDOM OF INFORMATION ACT (FOIA) POLICIES AND GUIDELINES, PUBLIC SUMMARY OF PROCEDURES AND GUIDELINES, AND FOIA OPERATIONAL PROCEDURES FOR Au Train Township, Alger County, Michigan

RESOLUTION #15-004

WHEREAS, the Michigan Legislature adopted 2014 Public Act 563 enacting numerous amendments to the Michigan Freedom of Information Act (FOIA), being MCL 15.231 et seq, that require revision of the current Township FOIA Policy; and

WHEREAS, from time to time Au Train Township will receive Freedom of Information Act (FOIA) requests; and

WHEREAS, it is necessary to adopt, and to post online, "FOIA Policies and Guidelines" and a "FOIA Policy Summary" to ensure that the FOIA requests are addressed in an efficient and consistent manner, and to comply with these Guidelines.

THEREFORE BE IT RESOLVED, the Au Train Township Board hereby adopts, effective from and after July 1, 2015, the attached:

1. " Township FOIA Policies and Guidelines," including the FOIA Forms attached to these Policies and Guidelines; and
2. " Township FOIA Public Summary of Procedures and Guidelines"; and
3. " Township FOIA Operational Procedures"

BE IT FURTHER RESOLVED that copies of the "Au Train Township FOIA Policies and Guidelines", including the attached FOIA Forms, and the "Au Train Township FOIA Public Summary of Procedures and Guidelines" shall be posted on the Township's website.

BE IT FURTHER RESOLVED that the Au Train Township Clerk is the FOIA Coordinator for the Township. Any elected officials, appointed officials or employees of the Township must promptly forward any and all FOIA requests to the office of the Township Clerk.

BE IT FURTHER RESOLVED that the attached Au Train Township FOIA Policies and Guidelines, including the attached FOIA Forms, the Au Train Township FOIA Public Summary of Procedures and Guidelines, and the Au Train Township FOIA Operational Procedures will be effective July 1, 2015, and will supersede any previous resolutions setting FOIA policies or establishing formulas for the cost of FOIA requests.

The foregoing Resolution offered by Board Member: Clerk Rogers

Second offered by Board Member: Trustee Cota

Upon Roll Call vote the following voted:

"Aye" ROGERS, COTA, DOUCETTE, CLAPP, BALMES

"Nay" NONE

The Supervisor declared the Resolution adopted. Mary F Rogers 6/8/2015
Mary F Rogers, Au Train Township Clerk Date

Correspondence - Clerk Rogers presented a Violation Notice to the Board from the Michigan DEQ regarding activity within the Township.

*PUBLIC COMMENT - 8:15 pm. Kristy Drake presented information to the Board regarding a recent matter within the Township.

*ADJOURNMENT

Being no further business, MOTION by Supervisor Balmes, second by Trustee Doucette, to adjourn the meeting. MOTION CARRIED. MEETING ADJOURNED at 8:29 pm.

Submitted by: Mary F. Rogers, Au Train Township Clerk