

Boyne Valley Township Meeting

April 8, 2019 – 7:00 p.m.

This meeting is a meeting of the Boyne Valley Township Board in public for the purpose of conducting the township's business and is not to be considered a public community meeting. There is a time for public participation during the meeting as indicated on the agenda.

Minutes

I. Call to Order	The meeting was called to order by Hobbs at 7:00 p.m.
II. Roll Call	
	Members Present: Kondrat, Matelski, Kelenske, Sparks, Hobbs
	Members Absent: None
	Others Present: 36
III. Approval of Minutes and Corrections	
	<ul style="list-style-type: none">• Motion by Matelski, support by Kondrat to approve the minutes of the regular board meeting of March 11, 2019. Motion carried 5 to 0.• Motion by Kondrat, support by Matelski to approve the minutes of the special board meeting of March 19, 2019. Motion carried 5 to 0.• Motion by Kelenske, support by Kondrat to approve the minutes of the 2018-2019 Settlement Meeting of March 19, 2019. Motion carried 5 to 0.• Motion by Kelenske, support by Kondrat to approve the minutes of the 2019-2020 Budget Hearing of March 19, 2019. Motion carried 5 to 0.
IV. Approval of Financial Report	
	Motion by Kelenske, support by Kondrat to approve the financial report for March 31, 2019. Motion carried 5 to 0.
V. Recognition of Audience	
	<ul style="list-style-type: none">• Church Street – Mike Skop<ul style="list-style-type: none">- Church Street hill became impassable after the recent thaw. All of the runoff washed down the hill into the village. Village of Boyne Falls had Dave Carson work on it and had stone delivered. Mike sent photos to MDOT along with grant application for \$57,000 to pave the village portion of the hill. There may be some emergency funds available to the village. Skop will keep township board updated.• BOR – Kevin Marchinkewicz<ul style="list-style-type: none">- Resident asked why a lean-to attached to a pole building is considered two different structures. He cited the zoning ordinance. Hobbs stated that for zoning purposes it is considered one building however according to Assessor, Kevin Keller, it is scheduled according to the state assessing code. Kevin was advised to take the case to the tax tribunal and to speak to the Assessor for further explanation.
VI. Board Update	
a.	BS & A Online <ul style="list-style-type: none">- Kelenske received the data from BS&A on usage of the online application. Our township had 900 hits since January. With the real estate market booming, the

website is being used more than we realized. Suggested that we renew our subscription.
Motion by Kelenske, support by Sparks to renew BS&A online subscription for 2019.
Motion carried 5 to 0.

- b. Resolution to Rescind Property Tax Affidavit
RESOLUTION ALLOWING A QUALIFIED PROPERTY OWNER TO FILE A WRITTEN REQUEST WITH THE JULY OR DECEMBER BOARD OF REVIEW TO CLAIM A PRINCIPAL RESIDENCE EXEMPTION
- Whereas**, Under PA206 of 1893, The governing body of a local tax collecting unit may allow, by resolution, a qualified property owner to file a written request with the July or December Board of Review to claim a Principal Residence Exemption as determined by the date an affidavit claiming the exemption was filed under subsection 2 (MCL 211.7cc);
- NOW THEREFORE, BE IT RESOLVED** that pursuant to PA 206 of 1893, The Boyne Valley Township Board, County of Charlevoix, Michigan authorizes a qualified property owner to file a written request with the July or December Board of Review to claim a Principal Residence Exemption as determined by the date an affidavit claiming the exemption was filed under subsection 2 (MCL 211.7cc);
- The forgoing resolution offered by Matelski, supported by Sparks.
- Upon roll call vote, the following voted:
- Aye: Matelski, Kondrat, Kelenske, Sparks, Hobbs
Nay:
- The Clerk declared the resolution adopted this eighth day of April 2019.
- Lynn M Sparks, Clerk April 8, 2019.

- c. Flood Plain Ordinance
- BOYNE VALLEY TOWNSHIP
ORDINANCE ADDRESSING FLOODPLAIN MANAGEMENT
PROVISIONS OF THE STATE CONSTRUCTION CODE
Ordinance No. 2 of 2019**
- AN ORDINANCE TO DESIGNATE AN ENFORCING AGENCY TO DISCHARGE THE RESPONSIBILITY OF BOYNE VALLEY TOWNSHIP, CHARLEVOIX COUNTY, MICHIGAN AND TO DESIGNATE REGULATED FLOOD HAZARD AREAS UNDER THE PROVISIONS OF THE STATE CONSTRUCTION CODE ACT, ACT NO. 230 OF THE PUBLIC ACTS OF 1972, AS AMENDED.
- THE TOWNSHIP OF BOYNE VALLEY, CHARLEVOIX COUNTY, MICHIGAN ORDAINS:
- Section 1. Agency Designated.**
- Pursuant to the provisions of the state construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, the Charlevoix County Building Official is hereby designated as the enforcing agency to discharge the responsibility of Boyne Valley Township, Charlevoix County, Michigan under Act 230, of the Public Acts of 1972, as amended. Charlevoix County has assumed responsibility for the administration and enforcement of said Act throughout the corporate limits of

Boyne Valley Township.

Section 2. Code Appendix Enforcement.

Pursuant to the provisions of the state construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, Appendix G of the Michigan Building Code shall be enforced by the Charlevoix County Building Official throughout the corporate limits of Boyne Valley Township, Charlevoix County, Michigan.

Section 3. Designation of Regulated Flood Prone Hazard Areas.

The Federal Emergency Management Agency (FEMA) Flood Insurance Study (FIS) Entitled "The Flood Insurance Study for Charlevoix County, All Jurisdictions" and dated

May 16, 2019 and the Flood Insurance Rate Map(s) (FIRMS) panel number(s) of 26029CIND2A, 26029CIND1A, 26029C0553C, 26029C0554C, and 26029C0575C and

dated May 16, 2019 are hereby adopted by reference for the purposes of administration

of the Michigan Construction Code, and are hereby declared to be a part of Section 1612.3 of the Michigan Building Code and to provide the content of the "Flood Hazards"

section of Table R301.2(1) of the Michigan Residential Code.

Section 4. Repeals.

All ordinances inconsistent with the provisions of this ordinance are hereby repealed.

Section 5. Effective Date.

This Ordinance shall become effective the day following its publication in a newspaper

of general circulation within the Township.

Ordinance No. 2 of 2019 was adopted on the 8th day of April, 2019, by the Boyne Valley Township Board as follows:

Motion by: Sparks

Seconded by: Kelenske

Yeas: Matelski, Kondrat, Kelenske, Hobbs, Sparks

Nays: None

Absent: None

Lynn Sparks, Clerk

I certify that this is a true copy of Ordinance No. of 2019 that was adopted at a regular meeting of the Boyne Valley Township Board on April 8, 2019 and published in the Petoskey News-Review on May 14, 2019.

Dated: April 8, 2019

Lynn Sparks, Clerk

d. Ambulance Discussion

- Gwen Matelski stated that she had 100 signatures on a petition from township residents requesting the township board maintain the contract with the City of Boyne City for ambulance services.
- Bruce Giem explained that all EMS Services do not collect on a negative transport.
- Russ Koeman reminded the audience that the maximum that Boyne Valley Township would pay is 1.25 mills with the JVEMSA.
- Gwen Matelski asked the board to state the reason the change in contract is being considered. Hobbs responded with one example of the City billing the township for yearly supplies and after requesting and reviewing invoices, there were over \$2000 worth of charges that did not belong to the township. It is hard to work with an organization that you have lost trust in.
- Hobbs stated that the board intended to hold a public meeting with a moderator once an audit has been completed of the ambulance finances. No definitive decision has been made.
- Sylvester Czerkies stated that response time needs to be considered. He has personally used the ambulance twice recently and has been very pleased with the service and response time. Human lives are very important and the board needs to ensure we have 24/7 coverage. He further asked if “it isn’t broke, why fix it,” so unless we have come to a point where it is broken.
- Sparks reiterated that the township board has requested that the City of Boyne City form an authority so that all entities have an equal say in how the service is run.
- Isaac Krey stated that Bruce laid out some numbers and it seems to be a no brainer to stay with the City of BC. If in one year there would be a \$68,150 deficit with Boyne City and a \$163,000 deficit with Jordan Valley. That is \$91,000 difference to the tax payers.
- Hobbs again stated that the board has met with the City of Boyne City many times and the issues have not been fixed.
- Sparks explained that in 2014, Bruce Giem spent a great deal of time working with township auditors and the City treasurer’s office to find \$45000 that was owed to the township. That audit cost the township an extra \$2000 due this increased work. In 2016, Sarah Towne spent extra time going through the same process. In 2018, Sparks has spent time working through the same issues.
- Sarah Towne asked the board to put the facts in print so that the residents could understand the issues. She also asked how residents could ask questions individually.
- Sylvester Czerkies asked who would make the final decision on this contract and if all expenses, costs, and performance were being evaluated for both agencies.
- Mike Cain stated that he presented the township board with a complete packet on February 11, 2019. He has received no response to the last two proposals that he has presented. The bottom line is that the city has worked hard to be a good neighbor. He gave specific examples of how the city and township have worked together. He believes that the City of Boyne City has provided a beneficial service to the township. He believes that it is a system that works well and it is the best option to continue to work together.

	<ul style="list-style-type: none"> • Hobbs publicly apologized to Lyon Stephens for saying that his dog had damaged the couch at the EMS station, when it was not the dog. • Gwen Matelski stated that if dogs were banned from the fire and ems station, they should be banned from all township buildings. • Lyon Stephens stated that the township is making it sound like the city does not provide 24/7 coverage, and that JVEMSA would provide 24/7, when that is not true. The city of Boyne City already provides 24/7 coverage. • Mike Skop commended all EMTs for their work and for doing a tremendous job for our communities
e.	Other
VII.	Building and Grounds
VIII.	Fire & Rescue Report <ul style="list-style-type: none"> • Jason Johnson reported a fairly quiet month. Automobile accident today. He has one man interested in joining the department that is fully trained and just moved into the township.
IX.	Ambulance Report <ul style="list-style-type: none"> • John Lamont reported 31 responses in March, with 27 transports.
X.	Planning Report
XI.	Transfer Station Report <ul style="list-style-type: none"> • Summer hours are now in effect.
XII.	Public Comments
XIII.	Motion by Sparks, support by Kelenske to approve the payment of the April bills. Motion carried 5 to 0.
XVII.	Adjournment Motion by Kelenske, support by Kondrat to adjourn. Motion carried 5 to 0. Time adjourned: 8:32 p.m. Respectfully submitted, Lynn Sparks Clerk