

PENINSULA TOWNSHIP
Regular Town Board Meeting
September 25, 2018

Transcribed Meeting Minutes

Supervisor: I would like to call the meeting to Order at 7:00 p.m. would everyone please rise for the Pledge of Allegiance.

Pledge

Rob: Roll call please Joanne.

Joanne: Dave?

Dave: Here.

Joanne: Warren?

Warren: Here.

Joanne: Brad?

Brad: Present.

Joanne: Rob?

Rob: Here.

Joanne: Myself, here. Marge

Marge: Here.

Joanne: Isiah?

Isiah: Here.

Loud noise.

Rob: That's our generator kicking in apparently, we are losing power but it shouldn't go out. Okay, we did have one addition to this evening's agenda that is a sign request under consent agenda I will put it on as number seven. It's the sign request for a non-profit group to set out four signs for a home cottage tour. I believe the information is in front of you and we do have to remove item number five the

document from your packet any other changes or additions to this evening's agenda?

Brad: None.

Rob: I would entertain a motion to approve the agenda as amended.

Brad: So, moved.

Warren: Support.

Rob: We have a motion and support, Bickle/Whal, all those in favor signify by saying "I".

Board: All "I's".

Rob: Brief audience comments this would be an appropriate place, Monnie? Please state your name and address so it can go on the record.

Monnie Peters.

Marge: Please, please use the microphone.

Monnie Peters, 1425 Neahtawanta Road, is it on? First of all I would like to say really looking forward to the presentation on pictometry and all of that aspect but my comment, is I sort of said to you at the last meeting about looking at the following Ordinance forty-two on Planning Commission and at that point I also commended you all for going back and doing the PC and ZBA appointments according to the rules. I think the expectation when you all came in or elected was that you would have good government and follow all of the ordinances. Well one of the rules is that at meetings you have agendas and you have packets so that you can let the public know what's to be discussed and voted on and items that are not on the agenda that show up at the last minute this would be past four o'clock when something could go up on the website it really shouldn't be discussed, because then you're not ready and probably don't know unless they chose to come in be here and actually be here to comment on something. If they are watching then the probably would hear as you just did an agenda addition. But I also believe that there was a second expectation and that was that you would bring good ethics. Now there was an excellent presentation that was made to the Town Board, previous Town Board, and all of the other Boards was a joint meeting about ethics and related matters by Jim Young, who you all have had as an attorney but is no longer our attorney. I think Isaiah may have been there but I am guessing no one else at this table was there. I remember one topic that Jim in particular spent time discussing and that was conflict of interest and perceived conflict of interest and how important they were. Basically good, open, honest government requires all of you and me as a government employee of you all, to watch out for any real or perceived conflict of interest. Thank you.

Rob: Thank you, anyone else?

Unidentified audience member, I just got a text the live feed isn't on. I don't know if it doesn't work when the electricity is off but your live feed.

Rob: Maybe it doesn't work with the generator, I don't know.

Brad: But our recording is working right Christina?

Christina: It seems to be.

Rob: I don't know what to tell you. Louie.

Hi, Louie Santucci, 12602 Center Rd., Traverse City, Michigan I am here today to address in part the remarks Joanne made at the last meeting as part of her resignation letter. In her letter she stated that for the first time the Clerk's Office and the Treasurer's Office books were reconciled. This implies that the books were never reconciled or put in proper balance by the previous Clerk's and Treasurer's. Unfortunately, this statement may not only, not be true but it maligns and impugns the integrity of the previous Clerk and Treasurer. As a personal friend of the Hoffman's I find this statement troubling and I think this kind of a reckless remark casts a dark cloud on the many years of hard work that Monica Hoffman dedicated to this Township. I would like to know if Joanne has any evidence to back this statement up and if not, I would ask that Joanne to apologize for making such a slanderous statement. Lacking an apology, I would think it is incumbent upon this board to make clear that it does not agree with her public statement with regards to that matter. Thank you.

Rob: Ask Joanne if she would like to respond now or wait.

Joanne: Would like to respond to that. If you read the letter of resignation carefully you would have known that it started with over the past two years. It had no suggestion that things weren't at (pepo) prior to that time.

Rob: Mary.

Mary: I think I could get hit by lighting.

Unidentified member of audience: I know CPR.

Laughter

Mary: I'll stand by you. Mary Swift, 13956 Peninsula Drive; What I have to say is longer than you will allow me that say probably so I'll split in two and I'll do half now and half at the comments at the end if you agree, or I can read the whole thing here. It's funny actually going back over a lot of what people are taking about so let me just start reading. It's with great sadness I am here for this public comment. I have struggled to find the right words to speak. I am not here because I have any agenda other than to help my community as I have for decades. I'm not looking for a pat on the back just stating some

facts for background. I have worked on behalf of the community by working on citizen groups for parks, planning commission, ordinances, heritage roads status, master plans, elections and PDR. Even helping negotiate PDR contracts between the Township and private land owners like I did for the Edmondson's at one time. People in the community have come to know my work, my integrity, and my passion for our community and they trust me to speak for them. I do not speak without their input, however, so when I speak here tonight, please understand I am not speaking only for myself. There clearly are issues surrounding the Clerk's Office, as evidenced by the resignation of the Clerk at the last Town Board meeting. In that resignation, the Clerk left no doubt that she felt she was working in a hostile environment and that her efforts were not appreciated. That's unfortunate. However, she set her effective date at December 31st, more than three months from the resignation. That may be a legal, but I'm not in the legal and illegal business. I'm more in the right and wrong business, and it's wrong for the effective date to be that far into the future, especially given the language of the resignation and the tone of its delivery.

The Clerk found fault with her elected teammates, the staff and us, the community. She took no responsibility for her part in creating the environment she finds so offensive, and she delivered her resignation with anger. Because of that, and for the benefit of the community, the Clerk should offer her resignation effective immediately. The Township needs to get on with the business of running the government, and the community needs to move on. There is no reason to stay. No one, no matter how credentialed, is indispensable. Not even an impending election is reason to stay. The prior Clerk resigned in September of a presidential election year, and I'm one hundred percent confident we will have no issues this year. We need to appoint a new Clerk and let person begin the learning curve of being an effective Clerk. Having a new Clerk go through a midterm election would be great training. By remaining through the year end, the Clerk's continued presence creates a toxic environment for getting business done. This is not a court of law, but it is a court of public opinion. I am not alone in requesting an immediate resignation. If you need to see signatures on a petition, how many will help you understand? Having said that and because the Clerk has not yet offered an immediate resignation, she may very well continue to sit in the position through year end. That would be wrong. But in the case, it happens, it's time for a reality check and I will finish my statement at the end.

Brad: Thank you.

Rob: Anyone else care to make a statement? Okay, conflict of interest?

Brad: None.

Warren: None

Rob: Dave?

Dave: Item number five pertains to the special assessment districts and I own property in the Braemar Road special assessment district and I also own property in the Braemar/Grey special assessment district. These are recent business items so I feel I should recuse myself on that item number five. I'd also like to comment on item number three. I hold an easement with the DDR that is the Donation of Development Rights. I just wanted to announce that I'm not sure if that is in the same situation as PDR. I receive no compensation from the Township for that donation. I just wanted to disclose that I have that and I recuse myself if necessary.

Rob: And several of us have those, Isiah and I have those kinds of easements also I have Conservancy Easements and Township Easements as well as Joanne does. What we're going to do under that item is to form a committee and get to the bottom of the questions that were asked, conflict of interest things like that in dealing with the PDR Monitoring. So, I think that we need to put it on the record that we have those easements but we're going to actually form a committee to get a recommendation with these things dealing with it.

Brad: The committee gets to a final decision it will come back to the Town Board, will it not?

Rob: Yeah.

Brad: So, we should probably let counsel Meihn know who and what has what here because we have to be prepared for when it comes back and then he could look it up and say okay, you all can or you all can't or can have certain substations.

Warren: Makes a statement which is unclear.

Brad: Not tonight.

Recording secretary request Warren speak into his microphone.

Rob: Use the microphone.

Brad: Just a recommendation of something that we have to put on the table to move forward with this process beyond the commission.

Rob: We aren't making any decisions until we talk to him and have the discussion but everyone should be aware of it. Many of us have PDR. Okay, consent agenda any member of the Board, staff, or the public may ask that any item on the Consent Agenda be removed and placed elsewhere on the agenda for full discussion. Meeting Minutes Approval, we don't really have any right now we are missing some but did anyone want to talk about those tonight or wait until the next meeting. Reports and Announcements as provided in packet, Departmental – Code Enforcement Officer, Township Deputy, correspondence as provided in packet, invoices, authorize Supervisor to sign contract for the Consumer Energy Tree Planting Grant.

Warren: Makes a statement which is unclear.

Brad: Speak up.

Rob: Five from business. That was a very gracious thing that Consumer's did and we do qualify for it the trees will be for Bower's Harbor Park. Approve Jacob McCalib, new paramedic for the Fire Department and sign request for Home Cottage presenting this evening. Is there anyone in the audience who would like any of those items removed and placed elsewhere on the agenda further discussion? Fred.

Fred: I just want to clarify that the firefighter is a part-time not a full-time firefighter.

Rob: Okay.

Fred: Just a clarification.

Rob: Okay, anybody on the Town Board?

Marge: Are the minutes going to be.

Isiah: Tabled.

Marge: Tabled?

Rob: Yes, anything else? Would entertain a motion to approve the consent agenda as presented.

Isiah: So, moved.

Rob: We have a motion.

Marge: I have something under correspondence.

Rob: Correspondence?

Marge: Right, Eric Dryer has sent a letter and it is here and he also sent a letter to each of us I think. I think it is time to address his questions so I think we should probably bring it in to business so that we can answer his question about Iron Man.

Rob: Do you want to put it on the agenda?

Marge: Yes.

Rob: Okay.

Greg: Clearly identify what it is so that everyone knows what it is.

Marge: It is a letter from Eric Dryer dated September 19th, where he is worried about our approving the Iron Man using the Peninsula and I think that this is probably the second or third letter that I have seen and it is time that we address this issue.

Rob: Okay.

Isiah: I would move that we approve the consent agenda with the meeting minutes item number one be tabled until the next meeting and correspondence from Eric Dryer drops down to number eight under the regular business agenda

Rob: Actually, E took five off.

Isiah: Oh, so were at five, five yeah and with the addition of the sign request as number seven of the regular agenda.

Brad: Second.

Rob: Okay, we have a motion and support, to approve the consent agenda as amended, further discussion?

Brad: None.

Rob: Roll call please.

Joanne: Rob?

Rob: Yeah.

Joanne: Brad?

Brad: Yes.

Joanne: Warren?

Warren: Yes.

Joanne: Dave?

Dave: Yes.

Joanne: Isiah?

Isiah: Yes.

Joanne: Marge?

Marge: Yes.

Joanne: Myself, yes.

Rob: Okay, stands approved. First item under business, approve the third amendment to Brys special use permit number one-fifteen last meeting we held a Public Hearing and some of the documentation was late for the packet. We agreed to table it so we had time to read through it. I know a lot of people spent time and went down to talk with Randy so at this point if I can find it in all this stuff. We've already had the public hearing so what is the pleasure of the board? Do you want to go page by page through the findings of fact or have you all had enough time to review the information?

Brad: I feel satisfied as I have had the chance to review this and I speak for myself.

Rob: Okay.

Marge: I just have a couple of questions.

Rob: Okay.

Brad: Would it be helpful Rob, if we had the Planner give us an overview on some key points that maybe we need to be aware of and then take questions and then we can also verify with Jennifer Hodges from Gordy Frasier and counsel Meihn that they had a chance to review this information.

Rob: Randy.

Randy: Okay, well you have new material in your packet and memo on the cover that explains that we included the material that was provided by Mr. Brys in between the prior meetings so that is in there to complete the packet. At the last meeting it was also mentioned about having a review from Gordie Frasier and the attorney and that has been completed. I would defer to Jennifer for additional comments on the two changes on the plans that refer to a building issue and a calculation issue

Brad: Ask questions of Jennifer who is here.

Rob: Marge?

Marge: I asked Jennifer to review those calculations and could she respond.

Jennifer: Yes, thank you, your Planner provided me the documents and the drawings from July 9th just to review the level of completeness and then just for comp coverage and I was able to do that. I went through and verified the computations that were completed by the applicants and their engineers and verified both numbers with them and in conclusion it just ended up being a rounding issue. We were able to verify the square footage by rounding that acreage. So, they did provide a clarification and I agreed with the calcs that were provided and they meet the ordinance from my verification there were just a couple of mathematical errors and they provided that information. (tape fades out with the electrical outages).

Rob: Okay.

Brad: Marge did you have any further questions of Jennifer (makes another statement which is unclear).

Marge: No, that was my question.

Rob: Okay, anyone else?

Randy: A couple of other points to make here. The Planning Commission minutes are not included as they have not been approved yet. The Planning Commission meeting last month was those minutes will be included in the packet once we have an approved set and I would also like to mention that the letter from the Sherriff's Department in talking with them they do not provide such letters for these kinds of projects. So that will not be forth coming but there are not any issues from their standpoint and then just to recap

there are really four conditions of approval, the first is completion of the Health Departments approval process, second is the addressing the Fire Departments letter that was provided by the applicant, third is the completion of the County Construction Code compliance that was in process when we last spoke and finally will be obtaining a land use permit from the Township which would include all of the other requirements of the party.

Rob: Okay, any other questions?

Joanne: I believe that we had asked Attorney Meihn also review the documents.

Rob: Yes.

Greg: Makes a statement which is unclear.

Rob: Okay, any other questions?

Marge: I have one more comment. Under escrow being deposited it states NA, NA, NA, the applicant was not required to put in any escrow, however, according to our escrow ordinance in our fee structure any engineering or attorney fees related to this will be billed to the applicant according to the ordinance.

Brad: Makes a statement which is unclear.

Rob: Okay, I guess this would be your time is there something else you would like to add?

Greg: No, Marge had addressed what I wanted to add with the escrow fees were included in there and the additional communication to the applicant and that would have to look at. There needs to be some communication so that them so that it is not a shock to them and it is not unwarranted and it's a part of the process. I would also suggest that we attach the ordinance to any kind of correspondence communication with regard to that so that we keep transparency is ultimately warranted. Most people are willing to pay for that which they are told. The second thing is that I have reviewed everything, I have reviewed all the comments and I concur with her the SUP meets the ordinance.

Rob: Do you concur with the findings of fact and the special use permit?

Greg: Yes.

Rob: In that order?

Greg: Yes.

Rob: If there are no further questions then I would entertain a motion to approve the findings of fact.

Brad: So, moved.

Isiah: Support.

Rob: We have a motion and support, any further discussion? Roll call please Jonne.

Joanne: Warren?

Warren: Yes.

Joanne: Dave?

Dave: Yes.

Joanne: Marge?

Marge: Yes.

Joanne: Isiah?

Isiah: Yes.

Joanne: Rob?

Rob: Yes.

Joanne: Brad?

Brad: Yes.

Joanne: Myself, yes.

Rob: The second motion will be the approval of special use permit number one-fifteen third amendment.

Isiah: I would move that we approve special use permit one-fifteen third amendment.

Brad: Second.

Rob: We have a motion and support, any further discussion?

Brad: None.

Rob: Clarification?

Marge: I have a question it says subject to exhibit twelve, which is our checklist for any conditions that need to be met they are?

Rob: Yes. Okay, roll call please Joanne.

Joanne: Marge?

Marge: Yes.

Joanne: Isiah?

Isiah: Yes.

Joanne: Warren?

Warren: Yes.

Joanne: David?

David: Yes.

Joanne: Brad?

Brad: Yes.

Joanne: Rob?

Rob: Yes.

Joanne: Myself, yes.

Rob: Okay, Rachel we've already approved it.

Rachel: What?

Rob: The sign request so, okay, next item under business demonstration of PICTOMETRY software for purchase consideration which would involve the Planning, Zoning, Assessing and Fire Department.

My name is Sally Akerley; I am the Township Assessor and I am here to seek the Boards approval for the purchase PICTOMETRY software program. I've spoken with the Planning Department, Zoning Department, Fire Department and myself and I think it would be a good addition to our set of tools here in the Township. Gosh, I have been kind of living and breathing this and I don't quit know where to start. PICTOMETRY, this will be an oral presentation. PICTOMETRY is kind of usability to our current tax maps. There is a company called Eagle View PICTOMETRY and they perform flights around the entire Township.

Rob: Can you take your conversation outside if you don't mind, thank you, go ahead Sally.

Sally: You bet. So, images are captured throughout the township to help us identify area, foliage, structures, buildings and we're given the software and the township parcel layer map over laid, layered over that which gives us wonderful functionality. We can view properties we can measure the structure heights and distances, lat and longs all sorts of good functional tools. There are a few municipalities in Grand Traverse County that are currently using this. The City of Traverse City signed on and purchased it. Garfield Township utilizes it and East Bay recently adopted agreed to sign the contract at their last Township Board meeting and we are currently considering the purchase. One of the interesting components of this is there are several layers of savings. If the Town Board were to agree to purchase this software and I will go into the details of the software in a minute or just a moment. There are layers of savings. If we sign the contract by September 30th, we get a savings related to the imagery there are several layers of imagery resolution and we would get the highest resolution for the lowest price by signing on by September 30th. PICTOMETRY also offers long term incentives, LTI, I will reference that later this is for signing the contract not only for the first cycle but also for the second cycle and the savings there represents dollar values about seven thousand dollars. If we elect to incorporate more than one year into the contract so this brings our tax maps alive and there are a lot of benefits to this. I'm going to speak first to the

Assessing part of it and then I will allow Randy to jump in or Christina to fill in any gaps and also Fred but the great, this is really great for the assessing office it's really a great addition to our tool kit. This would allow us to measure and inventory property largely by remote using this software. It doesn't eliminate entirely field work but it allows us to complete our stator twenty percent field review using this. Now why is it important? It's efficient. There's a savings that we have in not having the assessor mileage to go out to investigate these properties, efficiency in the time we are not trying to knock on doors, and have conversations and run away from barking dogs and trying to access portions of properties that are difficult to access so you have that savings you have that efficiency. In addition to that you have the added benefit of when I'm performing a review remotely, I'm there in the office. I can be performing field review and also available to our taxpayers who walk if they have a question, staff, etc. So, there's all sorts of layers of cost savings for efficiency in the assessing involved. I've spoken with staff at Garfield Township the software enabled them to with their view changer application to locate an additional ten million dollars in taxable value to their roll within the three-year period they did that reassessment using the tool. What else can I explain here, one of the great things, applications of this tool we have a change finder element to it. So, the program allows you to take a before and after snap shot of our landscape. The landscape from one fly to the next is highlighted so it allows you an opportunity to compare it to ensure efficient in your field review specifically looking at properties that might need reviews something is spotted something is added. So, this allows us to be more efficient in our field review status. I don't know if there are any questions this far? I think I sent a couple of videos to the Town Board. I don't know if everyone has had a chance to review it but this is a beneficial tool for the Planning Commissions, Zoning Boards of Appeals, it's a great tool for Fire Departments and Public Services and you can look at tree coverage and points of entry and fencing and obstacles. You can enforce ordinances, you can monitor shoreline conditions. People I've spoken to in Garfield Township and Traverse City their words make a decision at looking at the software application, it's really a wonderful product. The vendor will do their fly over, here's how it will work. If the Town Board were to sign a contract with PICTOMETRY the goal would be to sign the contract by 9-30 capture those savings sign the long-term incentives to do two fights the first taking in spring of 2019 and the second fight would take place in 2022, that's the contract in front of you. One of the important things I wanted to share with this Board is our opportunity to partner with East Bay Township they just signed on at their last town board meeting to participate with PICTOMETRY however the cost of their contract is at a dollar value intrusive for them to fly on their own. They need to partner with somebody. So, if Peninsula Township doesn't sign the contract by September 30th East Bay can't fly can't until 2020. I just want that to be on the radar for the Board in making a decision. I think this is a good opportunity to partner if you were so inclined to purchase the program. It is a pricy endeavor it's got a ticket price on it. It is about thirty-thousand per year. The vendor will allow us to split that over three years and we are all willing and agreeable to split the cost among the four departments Planning, Zoning, Assessing and the Fire so they really make it financially conducive to move forward. This company has been around for almost twenty years. They deal with international clients, Federal Government, State Government and municipalities. They have fleet to a hundred and eighty-two planes. They do a low fly over of about thirty-five hundred feet. I asked the vendor today how long that would take he said about one to two days depending on conditions. It might be a good idea if the Town Board sign the contract to kind of put on a to do list and put something in the newsletter to let the Township residents know what's happening and the purpose. I'm just really excited about this.

Brad: We can tell.

Sally: I don't know if, it's just pretty rare to have the opportunity to bundle some of these cost savings, efficiencies and accuracy and transparency. So, I guess, Randy or Christina do either of you have anything to add that I've forgotten?

Randy: I guess I could add that I've used this stuff before in other communities as master planning and it really does bring some of the aerial photography to life in the way that traditional air photos can't. When you can see it in an oblique angle which is much stronger and more defined you can relate to it. It gives a sense of space as opposed to just looking at it flat aerial photos.

Brad: Has it helped you out in your situation, has it help with defining discrepancies cause a lot of times residents will believe that whatever their footprint is, is correct. Does this help in your experience to clearly define that this is what it is here's how evolved it is verses manually.

Randy: It does give a much shaper view point, we used it for a corridor plan and were able to show building codes in the corridor it showed the locations of the driveways and we really learned a lot as to what some of the issues were for more clarity. It is very beneficial in using with Master Planning and developments given the detail of the imagery as sometimes things blend together. At the end of the day it is a visual picture of land but it is taken from an angle above. (Parts of the comments were difficult to understand).

Brad: So, Sally, is there anything in this proposal that is not necessary or is there anything that you don't think that we need?

Sally: It is paired down like I said we are getting a discount on the, twenty percent discount if we elect to do a long-term contract agreement. That's a big savings, the connect fee that you see in the contracts is for the number of users. The software will allow us up to fifty users. None of this, you don't need to be in the Township to utilize this it is all cloud based fifty users is the number of people that can be actively in that database at one singular time. Mike Powell is the vendor that indicated that it's a very comfortable number rarely do they have a problem with anyone exceeding that. The other item and it was the change finder that was kind of a pricy eliminate but again I think that is something to target because it really increases the efficiency and functionality of finding those changes. Right now, our process for annually reviewing properties is kind of what I call mowing the lawn. You start at the south end and you review everything and get to the north end and at that point it's time to come back to the south end and work our grid. This gives us the opportunity to quickly pinpoint those properties that we might have discrepancies on there might be new construction there might be demolitions. It's very it really enables a lot specificity in what you are doing. The other cost in there if the Town Board elected you could also spend about seven hundred and fifty for a pullet feed to allow anyone in your jurisdiction access that is an option if you'd like to add that we could. If you wanted to wait and see and add it on in house, we could look at it and run it we could always add it on a 'la cart at some later date. But it really is a bare bones rendition of what we could get.

Brad: Okay.

Sally: The oblique imagery that they provide which is the forty-three annual they give us about twelve to sixteen images of each property so you really get a good canvas of what's out there and when I'm out there doing field review it's, it's pretty rare where I don't find a change a notable change to come back and enter into the database. Whether it's

something that's missing or a new drive or new siding on the house or just something noteworthy it's always, I think that's why the State mandates we go out there and look at this percent each year to keep the properties accurate and make sure that everybody is paying their really fair share.

Brad: There's several pieces I like code compliance and I like that could be used in court because when you are trying to rewrite an ordinance there will probably be some items and issues that this would be of a matter of fact verses a matter of observation and debate.

Sally: Right, right, we get to keep all of our imagery it's a product delivered to us it doesn't go away with each new flight but it is really is a great relevant hash tag in time. There is no, there really is no other competitor. I've spoken to a couple of vendors that were kind of floating around out there one was, I don't want to say the name but they didn't get high reviews. They flew on their own flight schedule not under ideal conditions and they didn't have the same functionality. The other vendor was used over Leelanau Township and that vendor has since gone out of business. So these guys have been around for twenty years they are tried and true and they are the industries standard with all the literature and interviews that I have conducted.

Marge: What does Fred has to say about this.

Fred: Looking at the information that Sally sent me I think it's the same as what you got. This would really help us from an investigative side say we had a fire at a residence we could go back and look at the destruction and we could go back at how it actually was before the fire. So we can maybe pinpoint where the fire started looking back at the property to get a better total of the loss and kind of understanding basically how the fire went and off from that aspect pre-planning we can get views of building so I can take imagery put it up on the screen with the guys and basically show them a whole building pre-plan how we're going to deal with a fire in a certain spot of the building and we can say we are going to go this way going in and this could help with a lot of pre-planning so if it ever happened God forbid they would already be prepared. You have buildings like the fruit exchange some of the bigger home's things are a little more difficult for us are not your standard fire. I think this is a good program just looking at it the imagery is really sharp being able to come down and look at all four sides of the structure the roof and that's a big deal for us. Whether it's a flat roof or it's a pitched roof thing of that nature so that information can go to the fire fighters which makes it more efficient and operate safer. When we are efficient and operate safer, we put fires out faster. So, I think this is a great think like Sally and Christina and the Planner said it's going to benefit everybody.

Warren: My question was for Fred, just so I'm clear PICTOMETRY when you're on their website in parenthesis mentions public safety so you do believe that this is something that you would utilize?

Fred: Definitely we've been dealing with Whispering Trail here recently with the access the addresses being able to have a good solid plan or mapping that shows where these addresses are because they are very hard to see at times. It would be great if everyone had the green sign with that reflective number, they do now but there's other area in the township where the houses are on top of hills or the side bank things of that nature. If we can see where the driveways are especially in the secluded areas and we can pinpoint them and we can put it in the books and so the address comes up and we can go right to

it they can see where the address is it will give a graphic view of how it comes off the road which would take us right to it. We have aps on our phones that GPS like everybody else does but it doesn't always work if it's on a piece of paper and it's in a book that is a secondary means to solidify where the address is it's a great tool.

Warren: And I don't know they have a fire call savings AP for 911 calls you can locate the exact location of the phone in the home, would that be part of this plan?

Sally: I am not aware of that.

Randy: I'm not familiar with that either.

Fred: That would be a great tool.

Multiple speakers at one time.

Fred: If someone had a fire and they were still in the house that would be a great or dial 911 we can pinpoint where in the house.

Warren: I don't have any more questions.

Marge: Not only with dealing with fires but with ambulance getting to the right locations.

Fred: Right, any emergency response.

Jennifer: Mr. Supervisor may I comment? I talked to Sally also with regard to Garfield Township they use it quit excessively and just witnessing the imagery that they present on models with projects using the eagle view and some of the imagery is very helpful with project in the preliminary phase also to we fly with the drone on the topo. This is kind of that next step up GIS has some accuracy but the high resolution of that in some respects it could be beneficial if there's soil erosion or storm water and looking at impervious surfaces it could do that to. I relayed to Sally that there could be situations where it could be beneficial certainly from a compliance standpoint.

Rob: Okay, any other questions?

Isiah: My only question would be on the cost, you said it would be about thirty thousand dollars per year what I was looking at was or is it thirty thousand every time they.

Sally: Yes.

Isiah: Fly.

Sally: Thirty thousand for a flight.

Isiah: It's a flyover. So, we're looking at sixty thousand dollars for this three year but its ten thousand per year.

Sally: Right, the long-term incentives don't stretch beyond three years. Some municipalities elect to go each year but in smaller less accelerated areas the standard is two years.

Isiah: Okay.

Sally: If we went four years or more, we wouldn't be able to capitalize on a lot of the incentives I think it's just a good three-year rotation to get things looked at and analyzed. Administrative schedules one of the other things, and I've got so much for you, and I want to give it to you all. It does have mobile, a mobile AP and one of the other concerns that pose our vendor mentioned he said that some people have privacy concerns some people are really worried about this is really no different than tools that are already currently out there. What doesn't this do, it doesn't recognize license plates, it doesn't recognize faces, you can't see in windows it is just a good over view of the structures or lack thereof on the property.

Joanne: What kind of hardware does this take?

Sally: Our current existing computers and software are adequate it's not server based its cloud based and we house all that information. Thank you.

Dave: We have a growing problem with the docks and boat hoist and boat lifts and everything which really would put us into an equine, I wonder if we were to pursue with them shoreline pictures sub-set of the Peninsula sometime, I would say in mid to late June when these docks and shore stations are going in. Is it possible to buy a sub-service?

Sally: I'm not sure. We can certainly pursue that. I think that they are going to scratch their heads a little bit because most of the flights are bought in early spring or late fall. You're right those summer flights are very telling. It's something that we could request and get a bid for.

Dave: And the other question I had is a financial one. There're photo projects at sixty thousand one eighty so it appears to be priced in terms of first project twenty-nine thousand, second project at thirty. Please explain those two numbers.

Sally: The twenty-nine thousand for the first flight represents the three years encapsulated in that is the early bird savings, you get the connect fee twenty-two hundred dollars per year they waive one of those and you get in that first year a twenty percent discount on the images. The second year you only get ten percent discount so that's why those figures seem to be the same over the two-year cycle.

Dave: That's for six years isn't it?

Sally: Sorry, yes.

Dave: Okay. So, if I understand essentially what we are going to pay is sixty thousand dollars.

Sally: Sixty thousand comprised of sixty thousand.

Dave: Over a period of six years.

Sally: Yes, and if the Township signs on East Bay gets to fly in the spring of 2019 as well. Right now, they are stuck. If they don't have a partnership to fly, they have to wait until 2020 when some other municipalities are on their rotation so just food for thought.

Rob: Any other questions?

Marge: It would be in which budget year to begin with?

Sally: It would begin with, well there will be twenty-five hundred dollars due at signing right now and I think it could be across all of our four budgets and we have more than adequate space for that. The second payment would be due on deliverables which would be June / July 2019. The second payment of ten thousand would be due on that anniversary date of June / July of 2020 and the final one of June / July 2021.

Rob: What's the pleasure of the Board?

Isiah: I think the ten-thousand-dollar annual cost my senses is that it presents an opportunity for labor savings for sending our staff further than they can go currently.

Brad: As I said earlier with our zoning ordinance rewrite there's going to be things enforced, re-enforced and looked at this is a matter of fact information that we can have listen the Peninsula's footprint is changing so we need to be really growing with it with smarter technology verses the old paper, pen, pencil footprint.

Rob: Okay.

Dave: How do we handle a situation when you cannot get a better bid because there is no competition can we buy this product without another bid?

Brad: Sure, if there is no one else to compare it to, I guess yes.

Sally: Even if we were to reduce our standard there is no one else with the capability.

Dave: If you could Sally could you give us others that you have looked at, I'm sure you could for comparable so we could bench mark this against other offerings not the same but in the same neighborhood.

Sally: I have the name of one of them with interviews that suggest that they are not the same quality.

Warren: I think what he is trying to say is we over a certain amount is supposed to have three different bids so since this is the only one, he's looking to see if there's not two other bids that we could get just comparing them even if they be a little lower quality. (Remainder of Warren's statement is unclear).

Dave: And or we have to justify the fact that we're solely selecting this company without that bidding process.

Rob: This is the company that has been selected by Grand Traverse County,

Sally: It has.

Rob: The City of Traverse City, Garfield has had it for a number of years, but they would be doing all of us, I think.

Sally: The hope is that eventually we will all be on the same flight rotation and as the new Townships that don't currently participate or come on board they can look to the Peninsula, East Bay or Garfield and Traverse to align with and there are more cost savings to be had in that situation as well because you're bundling up you are able to save on several components the connection one of the significant ones.

Greg: I think what is being addressed is that a contract process involved for the propriety for getting bids and there are a few exceptions around that one of them being you're joining up with another municipality for a program for which you're getting the bang for the dollar and that you look at others and that what was the price for them that being beyond what we are looking at or so I think we are looking for anymore or additional information that you have on competitors out there and why the municipality that we to join them I hope you'd want to join them. Therefore, I selected this one over the others. What they would have to have done a bidding process to evaluate what's the best.

Sally: Right, right. I think that a partnership would be with existing Townships is really abiding factor everyone that has purchased a first-time contract with PICTOMETRY / Eagle View has gone back and I just think it's important for that partnership with the other Townships. If we were to find a competitor and I'm not sure there's one out there we would be losing that cost savings. Grand Traverse County is about fourteen townships that are ultimately going to come on board with this and to try to fish around for a lessor, lower quality I couldn't even find anything that was available.

Rob: Well it is either we do it or we don't but we need to sign on by the end of the month.

Sally: The competitor that they mentioned was you know, they fly on their schedules and they don't take the care to fly in the proper conditions so you get fuzzy images, leaf on, and water factors.

Christina: This is also interchangeable with all of our BS&A programs. (Portion of statement is unclear).

Sally: PICTOMETRY and BS&A do work together they are compatible vendors.

Joanne: Jennifer in terms Esorrie or ARCAO how does this particular software work compare?

Jennifer: This provides a high-resolution imagery. (Portion of statement is unclear) this is a lot more accurate than LICON. Then I guess a question that I have as far as the bidding would this fall under professional services and would that be another justification as to you have the ability to approve professional services don't necessarily have to go out for the bidding process.

Greg: Unless there is a single source kind of issue.

Multiple speakers at the same time making statements.

Randy: I know that I have worked primarily in the private sectors the policy clearly states an exception for those kinds of vendors. Where there is only one provider essentially for service so that may be the application here as well. (Remainder of statement is unclear). I'm pretty sure this is opened up with ARCVIEW. So this would be seamless with our existing programs.

Jennifer: Correct.

Isiah: So, given input from staff, counsel given the fact that some of these other communities I would be comfortable moving forward.

Greg: Let me tell you how I would explain it, I would explain it that if this were a project where we receiving the services of this kind of meeting for our own reasons as opposed to a

joint roll or joint municipality with the project I think that that moves us away from the bidding and I think number two because of the specialization of this product that is being purchased it also falls within the area of professional services that one arguably gets you outside of the competitive bidding process and then thirdly the fact that at least what we've heard from Sally that you have to listen to what she is saying that competitor products don't meet the imagining quality and many of the other basic qualities and compartments that you want to have and fourthly that this product merges seamlessly with what your engineer uses and you use here and does not require additional services such as hard drives and other types of computer programs to operate the system. That keeps you safely outside of the competitive bidding process.

Rob: (Makes a comment which is unclear).

Isiah: I would move that we approve the PICTOMETRY contract proposal as provided by Eagle View.

Rob: Do we have support?

Marge: Support.

Rob: We have a motion and support, any further discussion?

Brad: None.

Rob: Roll call please, Joanne.

Joanne: Rob?

Rob: Yeah.

Joanne: Brad?

Brad: Yes.

Joanne: Warren?

Warren: Yes.

Joanne: David?

David: Yes.

Joanne: Isiah?

Isiah: Yes.

Joanne: Marge?

Marge: Yes.

Joanne: Myself, yes.

Rob: Okay, sign up and get a hold of East Bay.

Brad: Do you want to change tapes?

Recording secretary: Yes.

Changing disk to continue meeting.

Rob: The tape has been changed and we are back to order item number three discuss monitoring contract for purchase of development rights program. Last meeting and two meetings ago there were questions that came arose of people in the township if they could or couldn't do the monitoring, is there a conflict of interest, are they exempt or non-exempt and what I would like to do as we are moving into kind of the season where we got to make some choices. I would like to form a committee to work with Greg take all the conditions that were brought up to come back with a report and I did put a letter from Glen Chow, you could probably read at your leisure and basically we worked with him on the PDR Program but in addition to whomever we select he has offering to do a meeting up front of the monitoring and if there are any changes in laws in the monitoring over the years and he is also offering to do an audit of whomever we select. So what I would like to do is get a couple of volunteers to do that and I was hoping Dave you have this exempt / non-exempt stuff down probably better than most of us, and I don't know Isaiah are you up for that or Marge?

Marge: I could.

Rob: Okay.

Dave: (Makes a comment which is unclear).

Rob: The two of you and Greg just go through the minutes and get all the issues and conflict and how that all relates so unless anyone else has more on this.

Joanne: There are two more individual groups that are out there that are going to putting bids in by October 1st.

Rob: Okay.

Marge: We're running out of time so this has to be done very quickly. Will we hold a special meeting to deal with this?

Joanne: Actually, I looked at the contract for PDR both the State and the Fed's and the due date is December 31st.

Marge: Yes, but it is the weather that is going to be the problem.

Rob: Let's move as quickly as we can we'll get a report back.

Dave: The three of us Rob?

Rob: Just you and Marge, I guess.

Isiah: I can participate.

Rob: Oh, okay the three of you then and Greg. Okay, consider Michigan Trust Fund Grant request, Jennifer I'm going to let you handle that one.

Jennifer: We as you all are aware, again I appreciate the opportunity in letting me help with this. We are in the process of or we have submitted two applications for the DNR Trust Fund grant related to Bower's Harbor Park part one being the expansion and one being the improvements. The improvements are related to the replacement of the antiquated playground equipment and to set up some pathways and providing some more accessibility and then finding more playground equipment centered around nature and outdoor education and then the expansion portion was basically to create a trail network that is currently used by everyone anyway but actually creating a trail which would include handicap accessible, accommodate parking, offer education centers and to work with the Land Conservancy for access to a trail network system that would and also connect to existing Bower's Harbor Park this is an overview and a lot of this all stems from a study and public hearings and input that took place back in 2016. We submitted a five-year park and rec plan and submitted the grant application in April and then myself and the Supervisor had an opportunity to have a site visit with the DNR representative, Tamara Zalpaski about two months ago and then we just got her comments back so basically the DNR has changed their policy since we did these trust funds review. (There was a statement made that was unclear to the transcriber). Last year the DNR received over one hundred and sixty-six applicants just for the DNR Trust were submitted and one hundred and twenty-three were funded. So, there's getting to be a lot more people applying and participating in this process, and so basically what we are doing now is they are giving up an ample opportunity to get through the first process of these. If we get through the first process being all of the necessary equipment, they did a site visit and then making that preliminary score for us. I have been working with staff on going through and being that much more descriptive to add that level of detail, we are not designing it but we might as well but this is needed to increase this score. So, with that being said this provides us with an opportunity by October 2nd to increase our scores so we are going through basically changing things to sell this project and what I am looking for from Township Board in order to increase our position point wise is to currently as a Board approved for the three hundred-thousand-dollar project per grant, per each of two. You have been approving a thirty-one percent match which is ninety-five-thousand-dollar resolution your resolution and what I am coming back to the Board now to is for your consideration to approve to increase that match to a fifty percent match which would be one hundred and fifty thousand dollars and that is per park. One hundred and fifty thousand dollars for the expansion portion and one hundred and fifty thousand dollars for the improvements portion what that will do is basically give us the mechanism to get twenty additional points. We are at a point right now where points are very crucial because again you can see how many people are interested in securing these funds.

Brad: Would it be we receive six hundred thousand dollars, for our one hundred and fifty thousand dollars or would it be three hundred thousand dollars less?

Jennifer: No, you would three hundred thousand dollars for your three hundred thousand dollars.

Brad: I just want to make sure that it is clear.

Jennifer: Yes, yes.

Brad: (Makes a comment that is unclear).

Laughter

Jennifer: And this is all due by October 2nd and so once I have the resolution, we're going through the initial support through the Land Conservancy as that would be a creative way to sell these two projects. The Township has invested a lot of time and energy on this along with the Park and Rec Commission.

Rob: And the Park's did pass their resolution last week.

Jennifer: Correct, thank you.

Rob: So, if it is the pleasure of the Board, I believe the Treasurer said you had the Enterprise fund.

Brad: We have

Rob: And not our tax dollars to match these grants.

Brad: Correct, we have sufficient, sufficient, sufficient revenue to the reserves in our Enterprise fund so that this portion is a small dip into that and to support what better fit for the project as a lot of people were worried and would like to keep that project going.

Warren: I am fully in support of this.

Jennifer: Well I guess I may ask you, this work is futile and again we will just keep coming if we are not successful this time, we're just going to keep coming back at them that's the goal. The paperwork is there the work that we've done is there so I don't know but those are my intentions.

Rob: She's got to and Randy, we all met and I think we wrapped up about a hundred and fifty-five thousand, three seventy-five so that is going to put us with this additional money that's going to put us up probably up near the top I would hope.

Jennifer: That's the plan.

Rob: So, we do have two resolutions.

Randy: Just as a question though Rob.

Several members of the Board speak at the same time.

Dave: I understand that this could be done without any public hearings? (unclear if this was the exact statement).

Rob: Yes. Yeah, we are not going back so.

Brad: Only you Dave.

Laughter and many members speaking at the same time many statements made over each other.

Dave: If this comes from the Enterprise fund then I just want to make sure.

Brad: You recused yourself and now we are bringing you back in.

Laughter

Dave: Sorry about that.

Laughter

Randy: Just a quick question though is this beginning to look like a 2019 projection?

Jennifer: It will be yes, when we get our final assuming approval for the grant funds in the December.

Randy: In December, yes, the terms of the grant wouldn't be executed until summer when we can do

Jennifer: Correct, yes correct.

Randy: Construction.

Jennifer: For twenty-nineteen construction absolutely.

Rob: And I should put on record too I did get verbal approval from Lisa Taylor of the Track Club to stand for the expansion part for a grant for next year so actually twenty-five thousand would come from them.

Jennifer: Yes, and that is listed, thank you Rob, it is listed on the resolution for the expansion part.

Rob: Okay, we have two resolutions one for each grant up for motions I anyone cares to make those motions.

Joanne: I move that we increase the match for the Michigan Trust Fund Grant to fifty percent.

Warren: Support.

Rob: We are going to have two motions or do you want to do them both?

Joanne: Laughs

Rob: Or two resolutions on one?

Isiah: On separate motions.

Joanne: What?

Isiah: As the Bower's Harbor Park improvements

Rob: Do we have support?

Warren: Support.

Rob: We have a motion and support, any further discussion?

Brad: None.

Rob: Roll call please, Joanne.

Joanne: Marge?

Marge: Yes.

Joanne: Isiah?

Isiah: Yes.

Joanne: Warren?

Warren: Yes.

Joanne: David?

David: Yes.

Joanne: Brad?

Brad: Yes.

Joanne: Rob?

Rob: Yes.

Joanne: Myself, yes.

Rob: Okay, so I would entertain a motion for the expansion.

Isiah: I move that we approve the increase of the match fund for the Bower's Harbor Park Expansion project to a thousand dollars, I mean fifty percent.

Warren: Support.

Rob: We have a motion and support, further discussion?

Brad: None.

Rob: Roll call please.

Joanne: Rob?

Rob: Yes.

Joanne: Brad?

Brad: Yes.

Joanne: Warren?

Warren: Yes.

Joanne: David?

David: Yes.

Joanne: Isiah?

Isiah: Yes.

Joanne: Marge?

Marge: Yes.

Joanne: Myself, yes.

Rob: We will have to get those to Jennifer relatively quickly.

Jennifer: Yes, correct. I will work with the Clerk. Thank you very much.

Rob: Alright, thank you. Okay item number five and that was the letter that we put in for Eric and what Eric was concerned about was the Iron Man is kind of, is crazy thing we were told by we all read in the media that they were going to do a run out here and all this. We did get three or four letters Eric called me and I said put a letter into the Board which he followed up and did. Christina and I had been going to the meetings one so far and one probably coming up very soon and they, I don't know exactly how to say this but they don't know where they are running either. The Sheriff of Leelanau County basically said they do not want it and Christina and I stood up and said we don't want it either if you want to put it in the bay and have them swim that's it but we are not going to close any of our roads at that time. There an interesting bunch you don't want to let me slide but they switch from a foot race to a bike race right in the evening so and the Sheriff of Leelanau County told them to take the whole thing and go race out to the sand dunes cause all those trails are in. So that's been our stands on it so far but if they did come wanting to it would require a public hearing. The last of the meeting sounded like they were trying to contain everything to the tart trails and everything in the City but again it changed in the meeting and that's all I can say so far but it's still very new on the horizon.

Brad: I know we need to seriously consider this as because there is a concern on Peninsula Drive we have (some coughs) place and having done and based on my current experience having done triathlons you will have a hoard of people up and down Peninsula Drive I don't care if it's the running portion or the bike portion training in some cases weeks ahead of time so you're going to have increased traffic on Peninsula Drive and that's a big concern because these are people here from out of town. I know that we are not going to decide on this tonight but I'm not crazy about that concept and it's something more to this peninsula knowing how people train they train way ahead of time for this not just that one day do they come.

Warren: I just signed up today for it.

Laughter

Lots of chatter.

Dave: Well too our large event ordinance does require a substantial number of months of planning six months prior to the event. Correct Christina?

Christina: Yes.

Dave: Because what they need to understand is that they have to approach this at least six months in advance from the standpoint of abiding by the ordinance.

Rob: They were saying they were missing cherries and between apples and I told them that if you look at time of year our though that's when all of our resort cottages are full so our population is probably about three thousand people and maybe more.

Dave: We also have another half triathlon, somewhere or another, half triathlon around the same time. Where we having biking, swimming.

Several Board members speaking at the same time.

Christina: The weekend prior to this requested event is the race for the Evolution so for two weekends in a row we would have very heavy increased traffic.

Rob: I guess that's where we are at whenever we go to meetings.

Warren: Looking at the map today on the website it did not say that the run was up here it was part of the tart but I can't accurately approve that either.

Brad: It's not on there?

Several Board members speaking at the same time.

Warren: Nothing official I was looking today on their map the (rest of statement is unclear).

Rob: See I thought we could charge them for use of the boat if they were to have the swim out here. Okay, Mr. Largent, the honorable Drain Commissioner.

Thank you, Steve Largent, Grand Traverse County Drain Commissioner; and thank you for having me here this evening. Before you, you have a Resolution to approve spending over the five thousand limit that for per mile per year to clean out the County drains. Old Mission drain as you know this spring had severe flooding and the drain had not been maintained since it was installed back in 1987, there were large diameter trees, I call large diameter trees maybe six-inch diameter trees growing in the ditch area impeding proper drainage. Was this the only reason why it flooded last spring, no, we also had an unusual April snow storm and we also had some snow that was plowed into the drainage ditch. We had several factors that contributed to the severe flooding that went on. So what I am here asking you is to approve this Resolution to allow us to spend above the five thousand dollars to maintain that drain. I have two bids I have two others that were applying to bid but everyone is so busy right now and the timing issue. So I am prepared to ask for your approval that Resolution.

Rob: Okay and that would be the County's money going to these approve these contracts.

Video breaks and skips from an electrical issue.

Recording secretary changes disk in the audio recording.

Board members take a break.

Brad: Okay, the recording is back on.

Rob: Go ahead Steve.

Steve: So again, it will not involve the replacement or cleaning out of the ditch in the Brinkman Road especially the intersection there so.

Rob: Marge did you have a question on any of that?

Marge: What's the five thousand dollars per mile and how much is the county going to put into this I guess of twenty-eight thousand?

Steve: The County will not be putting anything into this as it is up to those in the drainage district to maintain the ditches and like I said this ditch has not been maintained for.

Marge: By the County.

Steve: Yeah, by the Drain Commission but they use money coming from the special assessment district to do that maintenance but there are not sufficient funds in there so the County had to forward sufficient funds into what's called the revolving drain fund in order to be able to pay for this work and then they will bill back the folks in the Old Mission special assessment district, drainage district to pay for that maintenance district but they're just forwarding those funds at this point.

Marge: So, the residents there will have to pay the twenty-eight thousand dollars?

Steve: Correct.

Marge: So how many residents are involved?

Steve: That I am not sure as this will most likely increase because we are going to be looking at the drainage district boundaries through a company called SAW grant because the drainage boundaries initially did not include what we call the source water and that's Prescott or Swaney lake and this needs to be included in the expanded drainage district but those drainage district. The drainage district boundaries are set by the engineers, and so there will most likely be more properties involved in that expanded district. We will not assess this out until we get that boundary correct.

Marge: So, none of these residents have been apprised of this potential assessment?

Steve: Oh yeah, we had a meeting last June I think it was at the, there at the Hall right in Old Mission and we did tell them that they would be, they would be responsible for the maintenance but the severe flooding there that's going on has there has to be abated at this point. Do everything we can at this point to abate that flooding.

Rob: We didn't have those numbers I don't think then.

Steve: Not at that time, no.

Rob: They did come out higher than we anticipated.

Marge: Why does the Township Board have to approve this before the residents are told how much they are going to have to pay?

Steve: This is going to be I would say well over a year.

Marge: But why do we have to approve this now?

Steve: So that we can get the work done now this fall so that they do not have to go through another potential season of flooding next spring.

Rob: We're trying to get the work done in the fall.

Marge: Okay, thank you. It just sounds like the horse behind the cart.

Steve: This is a short term and long term, this is the short-term maintenance that has to happen because of the large, like I said the trees that are growing in the ditch and the ditches are filling with sediment some of the culverts are partially plugged and so there is a lot of vegetation growing in there which is slowing down the flow. The snow that we got last April actually turned that whole ditch into slush, I walked that ditch and had to break ice going through there as it was just nothing but slush and slush just doesn't flow well with the vegetation stuff.

Marge: I had heard about how good work that you did to work with the residents. I'm just not comfortable with what I am hearing about what the residents are saying. Here we're committing to this cost to them without hearing from the residents.

Steve: I think we heard from them loud and clear that they wanted to be maintained now we did not have these bids in at that time but if we wait and have a public meeting it's going to be too late to do it this fall as well as run the risk of potential flooding again in this spring.

Brad: Steve, I think the question maybe phrased a different way. What is the risk of residents not paying the bill and if you were worried that in a long term is it that they revolt on this then who pays the bill?

Steve: It will be added onto their property taxes now it can be added for a period of years or they can bond it and go three to five

Brad: There is not going to be any risk of financial exposure on the Township?

Steve: There will be a potential at large assessment you know what that might be is fairly small and again it won't be till a year or two down the road when we know what the entire project is going to be when we look at the source water and how to potentially deal with that you know water coming through and dealing with that. Then we'll know more there is going to be potentially if we do change the course of the outlet of Swaney lake, Prescott lake there will be some additional cost there but we do have a SAW grant and we have hired an engineer to go in and develop a plan reestablish the revised district boundaries and we won't do any of the assessments until we have those revised boundaries.

Joanne: I think what Marge is asking is the propriety of assigning a bill to someone without them knowing exactly what the bill is going to be now we know but we really haven't had any

feedback from the residents and their response to this kind of bill so that I think is what Marge is saying.

Marge: Yes.

Dave: Do you have at least an estimate as to how many parcels we have in the drainage district?

Steve: I want to say I have, I had that number but right now let's say fifty to seventy-five.

Brad: Is this time sensitive Steve? I mean does it need to be done this week?

Steve: We need to do it this month because for one you are running out of growing season to re-establish your vegetation on the banks from the soil erosion standpoint and so if we go much longer than the middle of October then you know we'll probably have to wait until spring to do this.

Brad: I understand.

Rob: Marge, I think you are.

Marge: Are there any residents here that live in this area?

No one responds.

Rob: Weren't you at the meeting when we were down there?

Marge: No.

Rob: Christina and I were there the American Legion Hall was packed and they all wanted the improvement. They don't want to pay for any of it actually but you know they are in an assessment district and if they're going to do that, they suffered thousands of dollars in loss from basements were washed up. We had to have the older couple out in Old Mission in the harbor.

Joanne: Perhaps we could have a special meeting that would give us a week to at least get something from the residents down there regarding the amount of the finances that way I think at least the residents could know what the cost is going to be to them individually.

Dave: Well, I went through this with the Braemar drainage district that I made reference to and basically once they, Steve should be addressing this, I'll just kind of set you up. Once you set up the drainage district don't you take it from there and explain when something has to be done, I think you have to do the work.

Steve: Exactly, and this has not been maintained. You are supposed to do periodic inspections and periodic maintenance and that has not happened and so that's why this needs to happen and the longer we wait the higher the risk for the folks in at getting flooding again and I am going to meet with, or I have a request to another contractor to get us another bid and that was one of the property owners in Old Mission that gave me that information but I've gone to a lot of the contractors locally that are just so busy that they can't get to it.

Marge: So, the cost is twenty-eight thousand approximately for this year but what is it for the next year and the year after that and the year after that?

Steve: Well, next year there will be no additional cost we'll be putting together the plan for expanding that drainage district area and putting together the engineered plans for what the long-term fix is going to be because again we have to take care of that source water coming out of the lake and from what I understand there's been some input into the lake from non-natural sources and so.

Marge: Does it cost five thousand per mile to maintain this once this initial work is done?

Steve: Per year so the reason that they put that amount in there was more for agricultural drains and not these types of drains. But it should not be more than five thousand dollars once we get it reset to what it should be.

Marge: So, these residents should not be on the hook year after year after year the County should do their job in maintaining it this time.

Steve: Well, they'll still have to pay the maintenance year after year but it won't be as much. So in other words this maintenance should've taken place let's say ten years ago and then five years ago and then at the end of this year and so they would have conquered cost up to this point it would've probably not been this high at once, all at once, but that's why it is right now as high as it is because these trees are so large there is so much work that has to be done in there to get that ground set the way it was designed.

Rob: Many of these people are still their septic, pumps were running continuously all summer I mean the water table is that high.

Marge: I just didn't understand these five thousand dollars per mile.

Steve: That is what you are allowed

Marge: Cost.

Steve: That's what the drain code allows you to spend without going to the local municipality and obtaining a Resolution to spend more than that five thousand dollars.

Marge: You decide then and bill them?

Steve: Yes.

Marge: Okay.

Steve: Or it would come out of a maintenance fund because the maintenance fund should, you should have enough money in the maintenance fund for about a fifteen-year cycle you have fifteen years of maintenance and you do it every five years and you stay on top of it.

Rob: Well what's the pleasure of the Board?

Dave: Well I know the concern but I did simple math let's assume that there's a hundred parcels that would be three hundred dollars so it's going to be somewhere between three hundred and five hundred dollars per parcel and again my understanding this is a

formality to come before this Board. The properties in the special assessment district really have no choice but to fix the problem that's there and if they knew the urgency, I think they would be in support of approving this cost so we don't have a repeat of the events of last spring.

Isiah: I think the only difference that I found here if we communicate to the residents before we approve this is how much information they have on hand about what's going down the pipe so this can be complete rather quickly so.

Greg: But just to add in, most of the residents, you can correct me if I am wrong here, created a district, what you have here is, you have an opportunity to your getting projections of what was said and the cost accordingly and so Marge makes a very good point of doing this but how to balance they do have reigns they do have knowledge to the extent that they do participate now there may have been some which did not and probably more likely from my experience is about fifty percent of the people that are within the district actually participate in the other fifty percent will see it on their tax bill and go woe, and start complaining about the process. I do think this stuff is wonderful and your comment is taken as well taken Marge, but I think though that your constraints should be deviated by the mere fact that they went through all the creation periods evaluations and the district was then formed and I think moving forward at this point in time is being prepared as fifty percent knows about and the other fifty percent won't and just be prepared to say we have these hearings had these dates and had this opportunities came in your mail along with the likely hood to foot the bill you got a bill you should have gotten a notice and I'm not trying to be rude to those individuals but you know you recognize that it would be a shock to anybody even if it is three dollars it's going to be a shock to someone.

Steve: If I may part of the process of expanding is called a sub process where we expand the drainage district we then have a public meeting to where anybody that wants to, I guess, challenge that their within that drainage district, district boundary revised boundary would be able to come in and state their case and then we'll also have another one which could be the same day or public hearing about what we call a portion so the percentage that each parcel is responsible for the total cost and so they can also come in and say I don't agree that I am three percent of the total cost and if you drop it to two percent then you got to pick it up somewhere else twice to equal a hundred percent of the total cost.

Marge: I understand now.

Steve: So, keep your records.

Marge: I think that we need to pass the Resolution to allow this work to be done as soon at cost.

Rob: Is that a motion?

Marge: So, moved.

Dave: Support.

Rob: We have a motion and support, further discussion?

Brad: None.

Rob: Roll call please.

Joanne: Marge?

Marge: Yes.

Joanne: Dave?

Dave: Yes.

Joanne: Warren?

Warren: Yes.

Joanne: Brad?

Brad: Yes.

Joanne: Isiah?

Isiah: Yes.

Joanne: Rob?

Rob: Yes.

Joanne: Myself, yes.

Rob: Okay, thank you Steve. The next item Fred, review bids for fire station sprinkler system and the recommendations

Fred: As you know we've been working to get station two to the point where we can have guys overnight. Currently we're keeping them there until about eleven o'clock at night then they have to go home as they are not allowed to sleep in the building. The reason they're not allowed to sleep in the building is because of the occupancy it was designed as a meeting room which doesn't allow them to stay overnight so there's somethings that we have to do in order to allow this to happen and being new to the area I did brought in the Traverse City Fire Marshall to look at the building to tell me exactly what I needed to do in order for this to be County Code compliance so we could have the guys occupy the space and basically he told me that we needed to sprinkler the whole building. The sprinkler has to be monitored by an alarm that being twenty-four hours a day, three hundred and sixty-five days a year. So, I knew this but I wasn't planning on having to sprinkler the whole building. You have two bids in front of you that will sprinkle the sleeping area, the day room area, their lounging area as well as the apparatus area, the whole building will be protected increasing the safety for the fire fighters while they are in it and increasing the protection of the apparatuses stored in the facility. Before you, you have a proposal from Brigade Fire Protection along with Summit which does the monitoring piece that comes to about twenty-three thousand two hundred and one dollars then you have a bid from AFP which comes to the total of sixteen thousand two hundred and sixty-one dollars. At this time I am recommending the bid from AFP the number one reason is cost they're going to come into compliance with everything that needs to be done full phase. They have no choice we have to pass inspections, things of

that nature as well as their availability to do the work their looking being able to do this mid-October compared to Brigade couldn't get to it until the end of November so them are the two main reasons that I went with AFP also I spoke with another Fire Chief who was in a same similar circumstance that used that company and they did not have any issues. So at this time I would recommend that we accept the bid from AFP for the whole work which comes to a total of like around, I lost my math, sixteen thousand two hundred and sixty-one dollars there will be some additional cost that is going to be more minor, electrical work that we have to take care of and some fire caulking and things which the firefighters and myself will take care of before we're finished. So I want to reinter rate that station will be fully safety I mean it will be up to code a hundred as where it needs to be as far as codes stand today.

Rob: Okay, any questions?

Brad: No.

Rob: I would entertain a motion.

Warren: I would move to approve AFP bid.

Joanne: I second it.

Rob: We have a motion and support, further discussion?

Brad: None.

Rob: Roll call please.

Joanne: Isiah?

Isiah: Yes.

Joanne: Dave?

Dave: Yes.

Joanne: Warren?

Warren: Yes.

Joanne: Brad?

Brad: Yes.

Joanne: Rob?

Rob: Yes.

Joanne: Marge?

Marge: Yes.

Joanne: Myself, yes.

Rob: Okay.

Fred: Thank you for that, I just wanted to give you an update too you know we are going after the update for ALS. I did receive State approval last Friday. We will have an inspection done on Monday and as soon as the inspector can get the paperwork in to the State, we will be starting our ALS program. I have all the confidence we won't have a problem with the inspection on Monday so after next week we get supplied with ALS equipment.

Brad: Thank you.

Rob: Citizen's comments?

Bob Bolek, 7398 Peninsula Dr.; On this drainage district is it on the County right-of-way or is it on private property?

Rob: It's actually both it encompasses as you go down Old Mission there's that old hall it starts there and goes down takes up all the houses on the right and actually goes down Bay Street into the old plats.

Bob: I'm not too familiar with that area mine is basically the south end but I was in a drainage district and if it does involve the like culverts, cross roads, County right-of-way County Roads helped us out and I they should be responsible for some of that also.

Rob: We tried to bring them in and they refused, Steve do you want to address that or?

Bob: For us they picked up about ten percent of the cost in our drainage district so.

Rob: Okay, thanks Bob. Mary.

Mary Swift; Where we left off, the clerk's resignation speech from the prior meeting, as I said earlier, would have you believe that she didn't share some of the responsibility for the problems. That would be factually inaccurate from the perspective of the community. I can't speak for her elected teammates or staff, but I can speak for the community. Back in July of this year, I have a private meeting with the clerk at my home to try to help her understand the community was voicing concerns, questions, criticisms about the performance in the clerk's office. It was a lengthy list of concerns unsolicited by me, received from community members over months. It wasn't a one-time thing. It just wasn't hearsay, because I found the criticisms to be factually accurate when I studied minutes of meetings, started attending meetings and visiting the Town Hall.

The criticisms ranged from the clerk being unavailable to people who had legitimate business with the clerk's office, such as not returning phone calls or emails, not being in the office except after hours, to personnel hiring practices being out of control, and that included hiring the deputy's son in violation of promises of no nepotism.

There have been more serious concerns about her interface and interference with the planning commission and intimidating PC members. I don't have time tonight to get into that in more detail, so there's one more that's more troubling, and that's her refusal to recuse herself where clear bias exists, despite others recommending to her on more

than one occasion to recuse herself. The clerk's response to the message I was delivering was essentially excuses why or justifications for her behavior. My response was, don't give me excuses just fix it.

Not only did no improvement show, she continued to exhibit the bias and told others she didn't need to listen to these concerns because I'm the one that's biased by friendship, even though I was only the messenger.

This has nothing to do with whether I'm friend or foe of anyone. I will stand up against abuse of power, and in this matter, it's about Bower's Harbor Vineyards they have absolutely, about Bower's Harbor Vineyard. They have absolutely no knowledge of what I'm about to say. I am not speaking for them. I'm speaking about a situation in our community that is wrong lack of judgment, lack of transparency and perceived bias, much a Monnie indicated. It is a travesty that the clerk's bias has not been halted. It is a surprise that the Township has not yet been sued for it.

As I said, I am not in the legal or illegal business, but I am going to speak about the wrongs being committed. I have dog in the show, and I don't know the specific nature of the complaints that have continually been filed against Bower's Harbor by Dave Edmondson. They may be nuisance and they may be real, and it doesn't matter to me either way but there is a process that this community must be able to rely on, and that is fair and impartial decisions. The clerk's long-term personal relationship into marriage where lies come in no resident should have to endure a neighbor's boarder line harassing complaints only to become, only to come before this board and have a spouse or significant other, relative or business partner of the person filing complaints sit in judgement, it is wrong. The clerk must recuse herself from any and all discussion around Bower's Harbor Vineyards if she remains in office any longer.

I can validate the bias personally, even though I can corroborate the concerns voiced to me by others. So I will only use my personal experience. How do I know, two years ago, shortly after the clerk took office, Dave Edmondson started a series of complaints against Bower's Harbor and how do I know that, because two years ago, he asked me to meet him at the park to observe activity at Bower's Harbor Vineyard. I declined. I'm a neighbor, and I can look across the fence from my house and see if there's a problem, and I didn't see one at the time. Shortly thereafter, the first complaint was filed.

Dave Edmondson drives miles from his house and sits in the park with camera in hand. I've seen him there, as have others. If someone did that to me, I'd file a stalking restraining order. The clerk herself has gone to Bower's Harbor Vineyards to investigate after a Planning Commission member saw something and supposedly couldn't reach an enforcement officer or zoning administrator or the supervisor and I've heard that Bowers Harbor recorded this encounter. I assume that's true.

So other than on PC member who works closely with the clerk, I also am assuming all of the complaints that have been filed against Bower's Harbor have been by Dave Edmondson. Yesterday, I turned in several FOIA requests directed at the clerk's office to further validate these concerns. According to FOIA law, they have five days to answer. I don't have the answers yet. Part of the questions and concerns raised by the community, for example, is did the clerk release documents and other information regarding Bower's Harbor Vineyards without following the freedom of information act requirements. Did information that could not have been obtained by visual observation

make its way into, to Mr. Edmondson to aid his complaints without following the law, I don't know yet.

So finally, why am I standing here and not the others whose concerns I carry, because they also are concerned about retaliation and public sentiment. They do business here or have family members who do business here or may need to get something approved by the board. They also don't want the community to turn against them for filing lawsuits. I understand it, because I made that same choice when we first moved here. My husband and I had a winnable legal case against a much earlier board for arbitrarily limiting the height of our accessory building we decided not to sue to try to be a good neighbor because we too feared retaliation as we had yet to build our home. I no longer have that fear, I will not be intimidated or bullied and I will protect myself. I wish someone had advocated for us back then like I am doing for my neighbors now. I want to remind this Board that on one of the project eight-one lawsuits the judge forced a Township Trustee to recuse herself for liking a Facebook page of a group that was against the eighty-one development. That Trustee's actions paled in comparison to the actions of the clerk regarding Bower's Harbor Vineyards. This biased behavior will not and should not be tolerated going forward. In the court of public opinion, it is wrong for the clerk to participate in the board's decisions where BHV is concerned. And if there are other issues with the PDR program, there, too, the clerk's bias must be recognized. There are enough other board members to follow proper procedures and resolve the issues where there is bias and conflict of interest.

In closing, I have to say that while this may seem like it's a personal attack against Joanne, it is not. It is about ensuring our community is as free from bias as humanly possible. It is about ensuring all are treated fairly and equitably. It is about right versus wrong. All board members need to be cognizant of their own and other board members' potential bias. It's not just a legal definition of conflict of interest.

Finally, I respect Joanne, admire her knowledge, appreciate her service to the community, and not just as clerk. I am grateful she volunteered for the job, and I'm very saddened by where we find ourselves today. But it is time for Joanne to step aside.

Rob: Thank you, anyone else care to make a statement, Dave.

Harold David Edmondson, 12414 Center Road: Wow, sorry to hear all that but I think leads to leadership of our Township and we have a personal policy handbook that has not been enforced by you Rob. I guess I have one question, have you read the personal policy handbook?

Rob: Yeah.

Harold: Do you understand it?

Rob: Do you?

Harold: I do very well.

Rob: I am not going to get into this with you Dave right now about that you can go on the record but were going to move on.

Harold: I just wanna know if you understand it?

Rob: Yes, I do.

Harold: Okay, then why don't you follow it?

Rob: I do.

Harold David Edmondson: That's baloney.

Microphone slams down on the podium.

Steve: Just as a follow up to the gentleman that was talking about the Road Commission, we had the Road Commission out at the Old Mission drainage district and yes they did say that this was part of their drainage district and they will participate as part of the drainage district so a portion of that would be the total cost will be also assessed to them, thank you.

Rob: Anyone else in the audience? Okay, anyone on the Board?

Joanne: I have a statement to say and it's unfortunate that Mary feels that way and um.

Mary: It isn't just me.

Greg: Can we all just make sure that this is not supposed to be a communication of statements and I know that you responded to Mr. Edmondson, and I wished that would not have happened but it's not appropriate for him to direct and say things regarding this, if we could continue, go ahead Jo.

Rob: Read your statement.

Joanne: Dear members of the Board and Attorney Meihn, on or about September 6th I filed a complaint with you and Attorney Swartz concerning an incident at the Town hall that occurred on August 29, 2018, according to the personal policy book, handbook section one twenty-two an employee has the obligation to report an alleged violation immediately preferably within forty-eight hours. The Labor Day holiday precluded an immediate response but upon returning to work the following week an outlined the

details of the incident in mirror of the handbook were supporting the recourse and supporting documents, the personal policy handbook also states that in the book an investigation of all complaints will begin promptly almost three weeks have passed since you received that email. I'm speaking tonight to ask what action has been taken if any to begin the investigation as guaranteed in the personal policy handbook. Respectfully submitted Joanne M. Westphal.

Rob: Okay, was that to?

Joanne: All of you, to the Town Board and Attorney Meihn.

Rob: Which was the one that you sent on Monday was that it?

Joanne: You got it on, Thursday night.

Rob: We got it on Monday, that's the one, well I don't know that it's public record, public record.

Joanne: I would suggest that you go into session.

Rob: Closed session?

Joanne: Closed session.

Rob: Well, I think that is up to the people that you accuse, actually not you.

Greg: Well she is asking a different question, she is asking what has the Board done with regard to her complaint regardless of whether this complaint is done or not and as you know you were given an email to me to get permission from the Board, we've got to do that yet we have the investigation to being that, we have already done that investigation.

Rob: Okay, I guess that's your answer.

Joanne: Okay.

Rob: He's has begun the investigation, I guess I will have to leave it at that any other Board comments?

Brad: None.

Joanne: I have a question to the Board did any of you know that this investigation was un-going?

Warren: I saw an email.

Brad: Yeah, I saw the email as well authorizing, supervisor authorizing Township counsel to begin the investigation.

Joanne: And when was that done?

Brad: I don't have the date in front of me, but it was an email sent to all the Board members.

Rob: I think when we got it, Monday or Tuesday.

Joanne: Very good.

Rob: You should have gotten one you're on the list.

Joanne: Yeah, I should've.

Rob: Well, Joanne Westphal.

Joanne: I should have.

Greg: If you're looking to find that email maybe someone could send it.

Brad: The township email records as well.

Rob: Okay, we will entertain a motion to adjourn.

Brad: So, moved.

Rob: All those in favor signify by saying "I".

Board: All "I's".

Please note that the audio and video for this meeting were very difficult to decipher some of the statements made per the quality of the material received, this appears to have been recorded from a unit in the back of the room during a power outage.