

January 21, 2008

A Regular meeting of the Chocolay Township Board was held on Monday, January 21, 2008 at the Chocolay Township Office, 5010 U. S. 41 South, Marquette, MI. Supervisor Seppanen was absent. Trudeau moved, Britton second that John Greenberg, chair the meeting.

AYES: 4      NAYS: 0      MOTION CARRIED.

John Greenberg, Treasurer called the meeting to order at 7:00 p.m.

**TOWNSHIP BOARD.**

PRESENT: John Greenberg, John Trudeau, Don Britton, Dan Maki.

ABSENT: Greg Seppanen, Arlene Hill, Ken Tabor.

STAFF PRESENT: Tom Murray, Mary Sanders, Martin Caceres, Randy Yelle, Gary Johnson.

MINUTES –December 10, 2007.

Britton moved, Trudeau second that the minutes of the regular meeting held on December 10, 2007 are approved.

AYES: 4      NAYS: 0      MOTION CARRIED.

**AGENDA ADDITIONS/DELETIONS.**

Add item XIII H. – Harvey Laundry Sewer User Fee.

**PUBLIC COMMENT.**

Kevin Koch – Introduced himself to the Board, he is running for circuit court judge in Marquette County.

Lee Blondeau – Wants to address the Board on the Zoning Ordinance. He will make comment when it comes up on the agenda.

**ACCOUNTS PAYABLE.**

Maki moved, Trudeau second that bills totaling \$43,339.23 checks numbered 14278 - 14318 be approved for payment.

AYES: 4      NAYS: 0      MOTION CARRIED.

Britton moved, Maki second that bills totaling \$8,842.14 checks numbered 14319 – 14336 be approved for payment.

AYES: 4      NAYS: 0      MOTION CARRIED.

Maki moved, Trudeau second that bills totaling \$121,670.26 checks numbered 14337 - 14400 be approved for payment.

AYES: 4      NAYS: 0      MOTION CARRIED.

Trudeau moved, Britton second that payroll for December 7, 2007 for \$2,200.00, December 13, 2007 for \$23,472.84, December 27, 2007 for \$26,279.50 and January 10, 2008 for \$29,005.33 be approved for payment.

AYES: 4      NAYS: 0      MOTION CARRIED.

**FINANCIAL AND TREASURER’S REPORTS WERE RECEIVED AND PLACED ON FILE.**

**SUPERVISORS REPORT.**

None.

**PRESENTATION – ZONING ORDINANCE.**

Randy Yelle presented the zoning ordinance to the Township Board. The maps that go along with the zoning ordinance will not be available in small form to hand out until later in the week.

Trustee Trudeau wanted the presentation tabled until the maps are available. There are people in the audience that wish to make public comment on the zoning ordinance so the Board will take comments but will not have the first reading of the ordinance until the February meeting. We will publish an ad in the Mining Journal indicating the locations that the zoning ordinance will be available to the public, including the township office and the web site.

Comments on the new zoning ordinance:

- Private roads should have a better description in the ordinance and the county road standards for private road maintenance should be present in the ordinance.
- Commercial District 4.5 off street parking should be addressed.
- Light Industrial Uses 4.6c2 should be just Industrial Use. What would constitute Light Industrial Use?

- Light manufacturing 4.9bs should be just Manufacturing. What would constitute Light Manufacturing?
- Who has authority to waive penalties?
- Has the Township done everything possible to make non-conforming properties conforming?
- Owner of Blondeau Trucking is currently a conditional use and would like to become permitted use or rezone to Industrial.
- If zoning on a property changes with the new ordinance can the property be grandfathered in for the zoning use?
- Would like clear reference in the ordinance that current private roads are grandfathered in as is?
- RR2 zoning district to RR1 is very restrictive.

Britton moved, Trudeau second that the February 18, 2008 Board meeting be the first reading of the Zoning Ordinance

AYES: 4      NAYS: 0      MOTION CARRIED.

**BUILDING ADDITION.**

Invoice #6 and bulletin #20 accepted by the Board.

**TOM SHAW RESIGNATION FROM THE PLANNING COMMISSION.**

Trudeau moved, Maki second to accept Tom Shaw's resignation from the Planning Commission and a resolution to that fact will be presented at the February 18, 2008 Board meeting.

AYES: 4      NAYS: 0      MOTION CARRIED.

**CAPITAL IMPROVEMENTS FUND EXPENDITURE REQUEST – FIRE DEPARTMENT.**

Trudeau moved, Britton second that the Fire Department is authorized to purchase Holmatro extrication equipment from Rescue Sales and Service of Traverse City with the amount not to exceed \$34,000.00 from the Capital Improvements Fund Fire Department 401.340.957.

**ROLL CALL.**

AYES: Trudeau, Britton, Maki, Greenberg.

NAYS: None.

ABSENT: Seppanen, Hill, Tabor.      MOTION CARRIED.

**RESOLUTION AMENDING CAPITAL IMPROVEMENT FUND BUDGET FY 2007 – AMENDMENT NO. 7 - FIRE GRANT REIMBURSEMENT CO DETECTORS.**

Britton moved, Maki second that Whereas, a budget was adopted by the Chocolay Township Board to govern the expenditures of anticipated capital improvement fund receipts within the township in December 18, 2006 for the next fiscal year, and, Whereas, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures, Now Therefore, Be It Hereby Resolved, that the aforesaid budget be hereby modified as follows:

EXPENDITURE	PREVIOUS	CHANGE	AMENDED
Fire Department 401.340.957	\$338,645.26	+\$1,425.00	\$340,070.26
REVENUE	PREVIOUS	CHANGE	AMENDED
State of Michigan 401.543	\$ 61,273.00	+\$1,425.00	\$ 62,698.00

**ROLL CALL.**

AYES: Maki, Trudeau, Britton, Greenberg.

NAYS: None.

ABSENT: Seppanen, Hill, Tabor.      MOTION CARRIED.

**RESOLUTION AMENDING CAPITAL IMPROVEMENT FUND BUDGET FY 2007 – AMENDMENT NO. 8 FY2007. KBIC 2% MONEY DISBURSEMENT.**

Trudeau moved, Britton second that Whereas, a budget was adopted by the Chocolay Township Board to govern the expenditures of anticipated Capital Improvement Fund receipts within the Township on December 18, 2006 for the next fiscal year, and Whereas, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures, Now Therefore, Be It Hereby Resolved, that the aforesaid budget be hereby modified as follows.

REVENUE	PREVIOUS	CHANGE	AMENDED
KBIC 2% Money 401.582	\$60,021.37	+\$35,000.00	\$95,021.37
EXPENDITURE	PREVIOUS	CHANGE	AMENDED

Clerks Department Capital Outlay 401.215.957	\$20,062.38	+\$3,000.00	\$23,062.38
Buildings Capital Outlay 401.270.957	\$491,699.31	+\$1,300.00	\$492,999.31
Fire Department Capital Outlay 401.340.957	\$338,645.26	+\$21,500.00	\$360,145.26
Police Department Capital Outlay 401.305.957	\$65,613.44	+\$1,200.00	\$66,813.44
Recreation and Parks Capital Outlay 401.756.957	\$117,319.94	+\$8,000.00	\$125,319.94

ROLL CALL.

AYES: Trudeau, Britton, Maki, Greenberg.

NAYS: None.

ABSENT: Seppanen, Hill, Tabor.

MOTION CARRIED.

**MAINTENANCE AGREEMENT – SCI CLEANING & MAINTENANCE.**

Britton moved, Maki second that the Township Supervisor be authorized to sign the contract with SCI Cleaning & Maintenance for the janitorial maintenance of the Township office.

AYES: 4      NAYS: 0

MOTION CARRIED.

**EQUIVALENT SEWER USER FEE FOR HARVEY LAUNDRY.**

Maki moved, Britton second that under Ordinance #39-9-D-2a the sewer bill for the building located at 505 Corning Street, Harvey Laundry which is currently closed, be reduced to 1 equivalent user until the building is open and occupied.

AYES: 4      NAYS: 0

MOTION CARRIED.

**PUBLIC COMMENT.**

Tom Thomas – Questions on the process for accepting the new zoning ordinance. He also wanted to thank Supervisor Seppanen for being so quick to respond to his question on the zoning ordinance.

Treasurer Greenberg- Wants the proposed zoning ordinance on our web site.

Lee Blondeau – Requests that the Board consider rezoning the Trucking property to make it conforming.

Trustee Trudeau- Wants all Township meeting dates on the web site.

**INFORMATIONAL REPORTS AND COMMUNICATIONS**

- A. Planning Commission - Minutes November 12<sup>th</sup>, 2007, January 3<sup>rd</sup>, 2008
- B. Correspondence - Superior Watershed Partnership
- C. Correspondence – U.P.S.E.T.
- D. Minutes – MCSWMA, November 7<sup>th</sup>, 2007
- E. Zoning Update – Zoning Administrator
- F. Meeting Packet - MCSWMA / December 2007

Supervisor Seppanen adjourned the meeting at 8:40 pm.

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Arlene E. Hill, CMC  
Clerk

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Mary L. Sanders, CMC  
Deputy Clerk

February 18, 2008

A Regular meeting of the Chocolay Township Board was held on Monday, February 18, 2008 at the Chocolay Township Office, 5010 U. S. 41 South, Marquette, MI. Supervisor Seppanen called the meeting to order at 7:00 p.m.

**TOWNSHIP BOARD.**

**PRESENT:** Greg Seppanen, John Greenberg, John Trudeau, Don Britton, Dan Maki, Ken Tabor.

**ABSENT:** Arlene Hill.

**STAFF PRESENT:** Tom Murray, Mary Sanders, Martin Caceres, Randy Yelle, Gary Johnson, Jennifer Thum.

**MINUTES** – January 21, 2008.

Tabor moved, Trudeau second that the minutes of the regular meeting held on January 21, 2008 are approved.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

**AGENDA ADDITIONS/DELETIONS.**

Add item XIII I. – Blondeau Trucking request to waiver rezoning fee.

**PUBLIC COMMENT.**

Jim Bjorn – 1063 Cooper Lake Road Ishpeming, is running as a democratic candidate for Marquette County Sheriff asking the Board and audience for their support.

Deborah Mulcahey – Lakewood Lake, wants the Board to take further action to close the illegal transmission business being run the Greg and Patricia Martin on Lakewood Lane.

Peter Ollila – Also complaining about Martin running transmission business on Lakewood Lane.

Robin Beaudry – Lakewood Lane, complaint about Martin running transmission business on Lakewood Lane.

Bob Cambensy – Will address the zoning ordinance when it comes up on the agenda.

Deborah Mulcahey – Complaint about Township FOIA form.

**ACCOUNTS PAYABLE.**

Trudeau moved, Britton second that bills totaling \$1,415.25 checks numbered 14401 - 14410 be approved for payment.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

Britton moved, Maki second that bills totaling \$85,808.56 checks numbered 14411 – 14444 be approved for payment.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

Trudeau moved, Maki second that bills totaling \$19,289.38 checks numbered 14445 - 14470 be approved for payment.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

Trudeau moved, Britton second that check # 14471 totaling \$200,000.00 for C/D transaction be approved.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

Britton moved, Maki second that payroll for January 24, 2008 for \$24,728.04 and February 7, 2008 for \$24,751.45 be approved for payment.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

**FINANCIAL AND TREASURER'S REPORTS WERE RECEIVED AND PLACED ON FILE.**

**SUPERVISORS REPORT.**

1. Lake Superior Partnership fees.
2. Update on the M.D.O.T pedestrian tunnel.
3. Fire Department – Still have space needs.

**ZONING ORDINANCE – FIRST READING.**

Randy Yelle presented the zoning ordinance to the Township Board with text and map corrections from the last Board meeting.

Jan Admunson – Lives on M-28 and is still concerned if her house were to burn down whether she would be able to rebuild on the dune (her present location). Under the old ordinance she would not be able to rebuild. Under the new ordinance it would go before the ZBA for approval; it would be considered a practical difficulty.

Trustee Trudeau - Wants a maintenance agreement requirement for private roads in the zoning ordinance.

Bob Cambensy – Questioned the height definition in the zoning ordinance. He feels that the term ‘natural grade’ will create problems. Also questioned the definition of mineral extraction.

Trudeau moved, Tabor second to proceed with the second reading of the recommended draft zoning ordinance at the March 17, 2008 Chocoley Township Board meeting. Prior to that, the Planning Commission will look at the height definition and clean up the zoning map at their March meeting. This will be forwarded on the Township Board. The Board will consider the final adoption of the Zoning Ordinance at the April 21, 2008 meeting.

AYES: 6 NAYS: 0 MOTION CARRIED.

**TOM SHAW RESOLUTION.**

Greenberg moved, Maki second that the following resolution be adopted

WHEREAS, Tom Shaw has served 7 years on the Charter Township of Chocoley Planning Commission; and

WHEREAS, Tom’s input on the update to the Chocoley Township Comprehensive Plan and other major projects have had a positive impact on the development of the community; and

WHEREAS, Tom’s input on the Planning Commission has built respect for the Township’s involvement in land use planning; Now Therefore Be It Hereby

RESOLVED, That the Charter Township of Chocoley recognizes Tom Shaw as an outstanding citizen of the Charter Township of Chocoley and presents him with this resolution of appreciation for a job well done.

Adopted this 18<sup>th</sup> day of February, 2008, by the Charter Township of Chocoley Board.

AYES: 6 NAYS: 0 MOTION CARRIED.

**RESOLUTION AMENDING GENERAL FUND BUDGET FY 2007 - AMENDMENT NO. 4 REIMBURSEMENT FOR ALCOHOL GRANTS**

Tabor moved, Maki second that Whereas, a budget was adopted by the Chocoley Township Board to govern the expenditures of anticipated general fund receipts within the township on December 18, 2006 for the next fiscal year, and Whereas, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to maintain a balanced budget between revenues and expenditures, Now Therefore, Be It Hereby Resolved, that the aforesaid budget be hereby modified as follows:

EXPENDITURE	PREVIOUS	CHANGE	AMENDED
Police Salary			
101.305.702	\$228,261.27	+10,185.82	\$238,447.09
Vehicle Operations			
101.305.742	\$18,300.00	+166.62	\$18,446.62
REVENUE	PREVIOUS	CHANGE	AMENDED
Miscellaneous	\$35,000.00	+10,352.44	\$45,352.44

**ROLL CALL.**

AYES: Trudeau, Britton, Maki, Greenberg, Seppanen, Tabor.

NAYS: None.

ABSENT: Hill.

MOTION CARRIED.

**RESOLUTION AMENDING CAPITAL IMPROVEMENTS FUND BUDGET FY 2007 AMENDMENT NO. 9 POLICE TRAINING FUNDS-STATE OF MICHIGAN**

Trudeau moved, Tabor second that Whereas, a budget was adopted by the Chocoley Township Board to govern the expenditures of anticipated capital improvements fund receipts within the township on December 18, 2006, for the next fiscal year, and Whereas, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures, Now Therefore, Be It Hereby Resolved, that the aforesaid budget be hereby modified as follows:

EXPENDITURE	PREVIOUS	CHANGE	AMENDED
Police Training			

Capital Outlay			
401.306.957	\$2,656.10	+485.28	\$3,141.38

REVENUE	PREVIOUS	CHANGE	AMENDED
State of MI			
401.543	\$62,698.00	+485.28	\$63,183.28

ROLL CALL.

AYES: Greenberg, Trudeau, Britton, Tabor, Maki, Seppanen.

NAYS: None.

ABSENT: Hill. MOTION CARRIED.

Trudeau moved, Britton second

WHEREAS, the State of Michigan Emergency Management Act, Act 390 of the Public Acts of 1976, as amended M.C.L. 30.401 et.seq; authorizes the State and it's political subdivisions to provide emergency aid and assistance in the event of a disaster or emergency; and

WHEREAS, the statutes also authorize the State to coordinate the provision of any equipment, services, or facilities owned or organized by the State or its political subdivisions for use in the affected area upon request of the duly constituted authority of the area; and

WHEREAS, this Resolution authorizes the request, provision, and receipt of interjurisdictional mutual assistance in accordance with the Emergency Management Act, Act 390 of the Public Acts of 1976, as amended among political subdivisions within the State;

NOW, THEREFORE, be it resolved by The Charter Township of Chocoday that in order to maximize the prompt, full and effective use of resources of all participating governments in the event of an emergency or disaster we hereby adopt the Michigan Emergency Management Assistance Compact which is attached hereto and incorporated by reference.

AYES: 6 NAYS: 0 MOTION CARRIED.

PLANNING COMMISSION APPOINTMENT.

Tabor moved, Greenberg second that the Chocoday Township Board appoints Kendall Milton to fill the currently vacant seat on the Planning Commission to fulfill the unexpired term of Tom Shaw which began on May 24, 2005 and will expire on May 24, 2008.

AYES: 5 NAYS: 1 MOTION CARRIED.

Trudeau moved, Maki second that the Township has reviewed operations and expenses associated with said services; and the following charges for services shall be established:

**Police Department**

Copies of Accident Reports	\$5.00 ea.
Copies of Incident Reports	\$5.00 ea.
Local Record Check	\$5.00
PBT	\$3.00
Non-Sufficient Checks	\$20.00
Kennel Inspections	\$40.00
Liquor License Inspections	\$25.00
New/Liquor License Inspections	\$100.00
Video Copies	\$50.00 ea.
False Alarm Calls	\$100.00 (on fourth and subsequent calls per year)
Audio CD's	\$10.00
Photo's	\$10.00 per page

**Fire Department**

False Alarm Calls	\$100.00 plus personnel costs (on 2 <sup>nd</sup> and subsequent calls per year)
Hazardous Material Incidents (Set by Ordinance)	\$ Per itemized invoice

**Department of Public Works**

Garbage Tags	\$1.50 ea.
Restricted Haulers Agreements	\$3.00 ea.

**Assessing**

Land Division Applications	\$50.00 per application
Lot Split Applications	\$50.00 per application
Address Labels	.10 per label or .50 per envelope
Faxes to Appraisal Companies	1.00 per page

Public Computer Copies	.25 cents per page
Data Base Downloads	\$500.00

**Zoning/Planning**

Copy of Zoning Ordinance	\$25.00
Copy of Comprehensive Plan	\$65.00
Zoning Compliance Permit (Residential)	\$25.00
Zoning Compliance Permit (Commercial)	\$50.00
Conditional Use Permit	\$250.00
Variance	\$250.00
Nonconforming Use Permit	\$250.00
Rezoning	\$375.00
Site Plan Review	\$125.00
Private Roads	\$250.00
Plats (per plat application/step)	\$400.00
Site Condominiums	\$400.00
PUD - Site Plan	\$500.00
Zoning/Land Division Appeal	\$250.00
Hold Harmless Regulation	\$20.00

**Clerks**

Voting Labels	.015 per label
Voting List (on disk or e-mail)	\$30.00
Voting List (on paper)	.15 per page
Freedom of Information Copying	.15 per page (copying)
Freedom of Information Research	Per hour charge of lowest paid office staff (by law)
General Copy Charge	.15 per page
Double sided copies	.25 per page
Certified Copies of Documents	\$3.00 per page

**Passports**

All Ages	\$25.00 (plus U. S. Dept of State fee)
Passport Photos	\$10.00

**Miscellaneous**

Special Meeting Requests	\$400.00
Meeting Room Use	\$10.00 per day
Meeting Room Use (Annual/1 day per week)	\$100.00
AYES: 6      NAYS: 0	MOTION CARRIED.

**FIRE GRANT ACT.**

Britton moved, Tabor seconds to authorize the fire department to purchase needed radios from El-Com Services of Marquette for the total of \$22,488.00 80% of these funds will come from a Fire Act Grant totaling \$17,990.00 and a 20% match will come from KBIC Funds in the Capital Improvements Fund fire department capital outlay 401.340.957.

**ROLL CALL.**

AYES: Trudeau, Britton, Maki, Greenberg, Seppanen, Tabor.

NAYS: None.

ABSENT: Hill.

**MOTION CARRIED.**

**BONDEAU TRUCKING REQUEST TO WAIVER THE REZONING FEE.**

Seppanen moved, Britton second that after reviewing the available information including input from staff and the public in attendance, I hereby recommend the Chocolay Township Board waive the Chocolay Township's required rezoning fee of \$375.00 as it applies to the Blondeau Trucking requested conditional rezoning. This is a one time only waiver and does not apply to any future requests.

**ROLL CALL.**

AYES: Tabor, Greenberg, Trudeau, Britton, Maki, Seppanen.

NAYS: None.

ABSENT: Hill.

**MOTION CARRIED.**

**PUBLIC COMMENT.**

Jan Admonson – Question on applications for Boards and Commissions.

Bob Cambensy – The Board is correct in holding off on adopting the zoning ordinance until April.

Genschaff – Question on definition for slope as it pertains to the zoning ordinance.

INFORMATIONAL REPORTS AND COMMUNICATIONS

- A. Correspondence – C.U.P.A.D.
- B. Correspondence – M.D.O.T.
- C. 1985 John Deer Tractor – Bid Award
- D. Police Department – 2007 Statistics
- E. Correspondence – District Library Exploration Committee

Supervisor Seppanen adjourned the meeting at 8:45 pm.

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Arlene E. Hill, CMC  
Clerk

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Mary L. Sanders, CMC  
Deputy Clerk



March 17, 2008

A Regular meeting of the Chocolay Township Board was held on Monday, March 17, 2008 at the Chocolay Township Office, 5010 U. S. 41 South, Marquette, MI. Supervisor Seppanen called the meeting to order at 7:00 p.m.

**TOWNSHIP BOARD.**

PRESENT: Greg Seppanen, Arlene Hill, John Greenberg, John Trudeau, Don Britton, Dan Maki.

ABSENT: Ken Tabor.

STAFF PRESENT: Tom Murray, Jennifer Thum, Mary Sanders, Martin Caceres, Randy Yelle, Gary Johnson.

MINUTES – February 18, 2008.

Britton moved, Trudeau second that the minutes of the regular meeting held on February 18, 2008 are approved.

AYES: 6                  NAYS: 0                                  MOTION CARRIED.

**AGENDA ADDITIONS/DELETIONS.**

None.

**PUBLIC COMMENT.**

Mark Schwengel, Alger County Sportsman Off Road Vehicle Association – Discussed the possibility of a snowmobile and ORV trail from the casino on Kawbawgam east to trail 7 and 8.

Ron Katona, DNR Snowmobile and ORV analyst - The DNR would utilize the old railroad grade for this snowmobile/ORV trail.

The Board requested that Mr. Katona and Schwengel to bring the plan to the Chocolay Township Planning Commission.

Jan Admunson – Asked if all board and commission applications could be reviewed by the full board.

**ACCOUNTS PAYABLE.**

Hill moved, Britton second that bills totaling \$31,452.43 checks numbered 14472 - 14508 be approved for payment.

AYES: 6                  NAYS: 0                                  MOTION CARRIED.

Maki moved, Britton second that bills totaling \$6,437.19 checks numbered 14509 – 14422 be approved for payment.

AYES: 6                  NAYS: 0                                  MOTION CARRIED.

Britton moved, Maki second that payroll for February 21, 2008 for \$27,886.55 and March 6, 2008 for \$22,942.17 be approved for payment.

AYES: 6                  NAYS: 0                                  MOTION CARRIED.

**FINANCIAL AND TREASURER'S REPORTS WERE RECEIVED AND PLACED ON FILE.**

**PRESENTATION - IRON ORE HERITAGE TRAIL.**

Carol Fulsher and Jim Thomas presented to the Board the proposed map of the Iron Ore Heritage Trail. This is a 48 mile trail system that will be a multi use year around trail. There will be a County wide millage request for 2/10 of a mill for 6 years to support the trail project along with many grants that support it. There will be two trail heads in Chocolay Township, one at Kawbawgam Road and the other at the Welcome center. The motorized portion of the trail will be separate from the non-motorized portion.

**PRESENTATION – PETER WHITE LIBRARY, DISTRICT LIBRARY.**

Pam Christenson, Director of Peter While Library presented to the Board the findings of the District Library committee. The committee decided that now is not the right time to attempt to change to a district library. The State of Michigan is changing the way it funds libraries and a district library may be in a worse financial position than a city library. There are many services provided by the City of Marquette that would not be available if the library became a district library. The Committee will revisit this issue in the future. The Peter White Library is still looking at having book drop centers in the different municipalities.

**SUPERVISORS REPORT.**

1. Continuing talks with the DNR to solidify funding for the Chocolay Bridge.
2. There have been many meetings over the past couple of weeks about the Blondeau Trucking zoning issue involving Lee Blondeau, Township staff and Supervisor and our attorney.

**ZONING ORDINANCE – CONTINUANCE OF 1<sup>ST</sup> READING WITH AMENDMENTS/ADDITONS.**

A memo from Randy Yelle, Zoning Administrator outlined the additions/changes to the proposed zoning ordinance. The items were building height definition, building grades, road frontage requirements and private road maintenance agreements.

At this time Lee Blondeau, Blondeau Trucking made a request to the Board for a conditional rezoning of the Trucking property to Industrial. This was discussed at length by the Board and there have been many meetings this week on this issue and the safety issue of the trucks being able to pull out of either driveway and go north or south. At the advice of our attorney, the Board requested that Mr. Blondeau take this rezoning request with complete plans to the Planning Commission and then it will come before the Board at the following meeting.

Trudeau moved, Maki second that the final reading and adoption of the Zoning Ordinance be brought to the April Board meeting.

AYES: 6      NAYS: 0

MOTION CARRIED.

**MARQUETTE COUNTY ROAD COMMISSION CONSTRUCTION CONTRACTS.**

Trudeau moved, Greenberg second to authorize the Township Supervisor and Clerk to execute the 2008 construction contract with the Marquette County Road Commission based on a total estimated cost of \$354,200.00 and a 60% Township share of that total in the amount of \$212,520.00 to be paid from the Road Millage Fund 204. This contract will also include the language that if asphalt costs go below \$40.00 per ton the contract price will be adjusted down to reflect that lower amount.

ROLL CALL.

AYES:     Trudeau, Britton, Greenberg, Hill, Maki, Seppanen.

NAYS:     None.

ABSENT: Tabor.

MOTION CARRIED.

**LASCO COMPUTER EQUIPMENT QUOTES.**

Britton moved, Hill second to approve the purchase of a new sonic wall and battery backup system from LASCO for a total amount of \$1,009.64 to be paid from the Capital Improvements Fund Computer account 401.258.957.

ROLL CALL.

AYES:     Hill, Maki, Trudeau, Britton, Greenberg, Seppanen.

NAYS:     None.

ABSENT: Tabor.

MOTION CARRIED.

**RECREATIONAL FACILITY AGREEMENT.**

Hill moved, Maki second that the Chocolay Township Board approves a \$50.00 annual fee for the reserved use of the recreational facilities.

AYES: 6      NAYS: 0

MOTION CARRIED.

**FIRE DEPARTMENT RFP FOR NEW FIRE APPARATUS.**

Fire Chief, Gary Johnson explained to the Board that the fire department will have two different bid openings. The first will be the technical specifications, which will be reviewed for completeness and only the bids that meet the fire departments bid specifications will go on to the second opening of the actual price. This will eliminate a bid appearing lower that may not have met all of the bid specifications. The ones that do not meet the specs will not be opened; they will be returned to the company unopened.

Britton moved Maki second to authorize the Fire Department to release the request for proposal for the rescue/tanker. The deadline for submittal of the RFP will be May 5, 2008 at 12:00 pm. EST. The Township Clerk's office will retain all the RFP submittals in the vault until the bid opening.

AYES: 6      NAYS: 0

MOTION CARRIED.

**PUBLIC COMMENT.**

Clerk Hill reminded the Board of a NMPSA class for Public Official Training to be held on March 27, 2008.

**INFORMATIONAL REPORTS AND COMMUNICATIONS**

- A. Communication - David Blondeau
- B. Communication - U.S. Dept, of the Interior finding no significant impact to relocate a gaming facility from Chocolay to Negaunee Township
- C. Communication – Jim Bjorne

Supervisor Seppanen adjourned the meeting at 8:45 pm.

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Arlene E. Hill, CMC  
Clerk

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Mary L. Sanders, CMC  
Deputy Clerk

April 21, 2008

A Regular meeting of the Chocolay Township Board was held on Monday, April 21, 2008 at the Chocolay Township Office, 5010 U. S. 41 South, Marquette, MI. Supervisor Seppanen called the meeting to order at 7:00 p.m.

**TOWNSHIP BOARD.**

PRESENT: Greg Seppanen, Arlene Hill, John Greenberg, John Trudeau, Ken Tabor, Dan Maki.

ABSENT: Don Britton.

STAFF PRESENT: Tom Murray, Jennifer Thum, Mary Sanders, Martin Caceres, Randy Yelle.

MINUTES –March 17, 2008.

Greenberg moved, Trudeau second that the minutes of the regular meeting held on March 17, 2008 are approved.

AYES: 6            NAYS: 0    MOTION CARRIED.

**AGENDA ADDITIONS/DELETIONS.**

Add XII. G – Planning Commission appointment.

**PUBLIC COMMENT.**

Jennifer Mazzuchi – Running for circuit judge in Marquette County and would appreciate the Board’s support.

**ACCOUNTS PAYABLE.**

Trudeau moved, Maki second that bills totaling \$28,678.16 checks numbered 14523 – 14548 be approved for payment.

AYES: 6            NAYS: 0    MOTION CARRIED.

Hill moved, Maki second that bills totaling \$36,466.07 checks numbered (14549 void & 15550 replacement check) 14551 - 14580 be approved for payment.

AYES: 6            NAYS: 0    MOTION CARRIED.

Hill moved, Maki second that payroll for March 20, 2008 for \$25,408.56, April 3, 2008 for \$23,205.73, April 9, 2008 for \$6,233.10 and April 17, 2008 for \$23,044.81 be approved for payment.

AYES: 6            NAYS: 0    MOTION CARRIED.

**FINANCIAL AND TREASURER’S REPORTS WERE RECEIVED AND PLACED ON FILE.**

**SUPERVISORS REPORT.**

1. The Township has had calls on spring thaw road problems on Fassbender Road.
2. The Dave Blondeau, President of Blondeau Trucking will be going to the Planning Commission in May with a conditional use permit.

**ZONING ORDINANCE – ADOPTION.**

Tabor moved, Maki second to adopt the zoning ordinance as presented with the editorial changes made by the planning commission.

**ROLL CALL.**

AYES: Maki, Tabor, Hill, Trudeau, Greenberg, Seppanen.

NAYS: None.

ABSENT: Britton.

MOTION CARRIED.

**MARQUETTE COUNTY MITIGATION PLAN.**

Maki moved, Hill second, to pass the resolution in support of the Marquette County Hazard Mitigation Plan.

WHEREAS, natural and man-made disasters may occur at any time, we recognize that to lessen the impacts of these disasters we will save resources, property and lives Chocolay Township;

WHEREAS, the creation of a Hazard Mitigation Plan is necessary for the development of a risk assessment and effective mitigation strategy;

THEREFORE, BE IT RESOLVED, that the Chocolay Township Board of Trustees hereby adopt the Marquette County Hazard Mitigation Plan.

AYES: 6            NAYS: 0    MOTION CARRIED.

**IRON ORE HERITAGE RECREATION AUTHORITY MILLAGE REQUEST.**

Clerk Hill will get clarification on the on the millage request and bring the information back to the Board at the May meeting. It is unclear whether this request from the Iron Ore Heritage Recreation Authority is for a township millage or county millage.

**MEETING ROOM AGREEMENT.**

Tabor moved, Trudeau second that the Chocolay Township Board approve the change to cancel the security deposit for the use of the Meeting Room on a yearly basis.

AYES: 6            NAYS: 0    MOTION CARRIED.

**OFFICE FURNITURE.**

Tabor moved, Greenberg second, to purchase the listed items for the township's departmental use and expenditures be made from the following accounts. Assessing 401.202.957 \$701.00, Clerk 401.215.957 \$1,288.00, Treasurer 401.253.957 \$1,019.00, Twp. Hall & Grounds 401.265.957 \$1,798.00 and Planning 401.805.957 \$483.00.

ROLL CALL.

AYES: Maki, Tabor, Hill, Trudeau, Greenberg, Seppanen.

NAYS: None.

ABSENT: Britton.

MOTION CARRIED.

#### RESOLUTION AMENDING CAPITOL IMPROVEMENTS FUND BUDGET FY 2008 AMENDMENT #1

Greenberg moved Hill seconded that Whereas, a budget was adopted by the Chocolay Township Board to govern the expenditures of anticipated capital improvements fund receipts within the Township on December 10<sup>th</sup>, 2007, for the next fiscal year, and Whereas, as a result of unanticipated changes in revenues and / or needed expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures, Now Therefore, Be It Hereby Resolved, that the aforesaid budget be hereby modified as follows:

EXPENDITURE	PREVIOUS	CHANGE	AMENDED
Recreation and Grants			
Capitol Improvements			
401.708.957	\$96,742.81	+ \$15,767.69	\$112,510.50
REVENUE	PREVIOUS	CHANGE	AMENDED
State of Michigan			
401.453	\$-0-	+\$15,767.69	+\$15,767.69

ROLL CALL.

AYES: Trudeau, Greenberg, Maki, Tabor, Hill, Seppanen.

NAYS: None.

ABSENT: Britton.

MOTION CARRIED.

#### SPRING BANQUET.

Hill moved, Trudeau second that Township Board members, Commission members and employees are encouraged to attend the annual MCTA spring banquet with the dinner cost of \$25.00 paid by Chocolay Township. Guests are welcome to attend with cost paid personally.

AYES: 5            NAYS: 1

MOTION CARRIED.

#### PLANNING COMMISSION APPOINTMENT.

Seppanen moved, Maki second that Andy Smith be appointed to the Chocolay Township Planning Commission to fill the vacancy left by Dave Cotton for a term to run through May 24, 2010.

AYES: 6            NAYS: 0

MOTION CARRIED.

#### PRESENTATION – MICHIGAN MUNICIPAL LEAGUE WAGE STUDY – HEATHER VAN POUCKER.

Heather Van Poucker presented a wage study to the Township Board prepared by the Michigan Municipal League. After her presentation Heather answered questions from the board. The Chocolay Township board will further review the wage study and it will be brought back at the May meeting for a decision on implementation.

#### PUBLIC COMMENT.

Chief Zyburt informed the Board that one of our part time officers has accepted full time employment with Negaunee City Police Department.

Stephanie Gencheff – Would like the Planning Commission to hold a public hearing on the proposed ORV trail east of the Casino.

Clerk Hill – Elizabeth DeLene has the Chocolay History Book ready for publication. Clerk Hill will bring fee options back to the Board in May.

#### INFORMATIONAL REPORTS AND COMMUNICATIONS

- A.        Communication – Sheriff Mike Lovelace
- B.        Communication – Solid Waste Management Authority Board of Trustees
- C.        Communication – Chocolay Fire Department officers

Supervisor Seppanen adjourned the meeting at 8:40 pm.

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Arlene E. Hill, CMC  
Clerk

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Mary L. Sanders, CMC  
Deputy Clerk

May 19, 2008

A Regular meeting of the Chocolay Township Board was held on Monday, May 19, 2008 at the Chocolay Township Office, 5010 U. S. 41 South, Marquette, MI. Supervisor Seppanen called the meeting to order at 7:00 p.m.

TOWNSHIP BOARD.

PRESENT: Greg Seppanen, Arlene Hill, John Greenberg, John Trudeau, Don Britton, Dan Maki.

ABSENT: Ken Tabor.

STAFF PRESENT: Tom Murray, Jennifer Thum, Mary Sanders, Martin Caceres, Gary Johnson.

MINUTES –April 21, 2008.

Greenberg moved, Maki second that the minutes of the regular meeting held on April 21, 2008 are approved.

AYES: 6           NAYS: 0                                   MOTION CARRIED.

AGENDA ADDITIONS/DELETIONS.

None.

PUBLIC COMMENT.

Stephanie Gencheff – Read a letter containing her concerns about the Planning Commission action with Blondeau Trucking.

ACCOUNTS PAYABLE.

Hill moved, Maki second that bills totaling \$80,638.11 checks numbered 14581 – 14629 be approved for payment.

AYES: 6           NAYS: 0                                   MOTION CARRIED.

Maki moved, Britton second that bills totaling \$10,333.33 checks numbered 14630 - 14648 be approved for payment.

AYES: 6           NAYS: 0                                   MOTION CARRIED.

Greenberg moved, Maki second that bills totaling \$25,886.00 checks numbered 14649 - 14677 be approved for payment.

AYES: 6           NAYS: 0                                   MOTION CARRIED.

Hill moved, Trudeau second that payroll for April 22, 2008 for \$3,751.43, May 1, 2008 for \$23,756.56 and May 15, 2008 for \$23,422.68 be approved for payment.

AYES: 6           NAYS: 0                                   MOTION CARRIED.

FINANCIAL AND TREASURER’S REPORTS WERE RECEIVED AND PLACED ON FILE.

AUDIT PRESENTATION FY2008.

Mike Grentz, Anderson, Tackman & Co. presented the FY2007 audit to the Board. Chocolay Township is in great financial shape and there are no reportable concerns or discrepancies.

Trudeau moved, Britton second to accept the FY2008 audit as presented by Anderson, Tackman & Co.

AYES: 6           NAYS: 0                                   MOTION CARRIED.

SUPERVISORS REPORT.

1. The Magnum prison farm reopening in Chocolay Township to be used as a minimum security facility by Marquette County will be addressed on the June agenda.

WAGE STUDY RECOMMENDATION.

The Board discussed accepting the 95% of the average medium wage for those that fall below that percent. The wage progression chart will be deferred to the personnel committee.

Trudeau moved, Britton second to move employees up to 95% of the median wage chart as prepared in the classification and compensation study by Michigan Municipal League in March 2008.

ROLL CALL.

AYES: Maki, Hill, Britton, Trudeau, Greenberg, Seppanen.

NAYS: None.

ABSENT: Tabor.

MOTION CARRIED.

FIRE DEPARTMENT NEW RESCUE TANKER BID.

Greenberg moved, Hill second that Chocolay Township Board awards the contract of the Fire Department Rescue/Tanker to Pierce Manufacturing and Pomasl Fire Equipment for the proposed amount of \$483,024.00. Any changes in the contract price shall be approved by the Supervisor.

ROLL CALL.

AYES: Greenberg, Britton, Trudeau, Maki, Hill, Seppanen.

NAYS: None.

ABSENT: Tabor.

MOTION CARRIED.

FIRE DEPARTMENT BY-LAWS AND STANDARDS.

Hill moved, Maki second that the Chocolay Township Board approve the changes made to the Fire Departments Constitution and By-Laws and their Standard Operating Guidelines.

AYES: 6

NAYS: 0

MOTION CARRIED.

FIRE DEPARTMENT OFFICERS.

Trudeau moved, Britton second to concur with the Township Supervisor’s recommendation and re-appoint Gary Johnson as a fire Chief for a two year term.

AYES: 6

NAYS: 0

MOTION CARRIED.

EWING PINES SANITARY SEWER.

Trudeau moved, Maki second to accept the bid from Smith Paving for the amount of \$5,075.00 for the repairs of Ewing Pines Sanitary Sewer according to STS Consultant’s specifications.

ROLL CALL.

AYES: Maki, Hill, Britton, Trudeau, Greenberg, Seppanen.

NAYS: None.

ABSENT: Tabor.

MOTION CARRIED.

LIQUOR LICENSE FOR GENTZ HOMESTEAD GOLF.

Maki moved, Hill second that the Charter Township of Chocolay rescinds the recommendation for an on premise Class C license for Chocolay Downs Golf Course (C.G.C. LLC.).

AYES: 6

NAYS: 0

MOTION CARRIED.

Maki moved, Britton second that the Charter Township of Chocolay recommends issuance of a new on premise Class C license to Gentz’s Homestead Golf.

AYES: 6

NAYS: 0

MOTION CARRIED.

PLANNING COMMISSION BY-LAWS AND STANDARDS.

Britton moved, Greenberg second that the Chocolay Township Board approves the changes to the Planning Commission Procedures and By-Laws made by the Planning Commission.

AYES: 6

NAYS: 0

MOTION CARRIED.

**ABATEMENT OF THE NUISANCE VIOLATION AT 662 LAKEWOOD LANE.**

Greenberg moved, Trudeau second that after reviewing the provided documentation, we the Chocolay Township Board are hereby ratifying the action taken by our Township Supervisor, Greg Seppanen on May 9, 2008 authorizing the immediate abatement of the public nuisance in the form of removing 37 full household garbage bags stored outside, with some of the bags being torn open and the contents scattered by birds and rodents throughout the area including onto neighboring properties, at 662 Lakewood Lane.

AYES: 6            NAYS: 0            MOTION CARRIED.

**CHOCOLAY TOWNSHIP HISTORY BOOK.**

Hill moved Trudeau second that the Township Clerk orders 500 Chocolay Township History Books. The day of the open house, June 13, 2008 the books will be given free of charge to individual families, after that the price per book will be \$5.00. A total of \$3,995.00 will be allocated for the printing of the books and will be expended from the Clerk Department in the Capital Improvements Fund 401.215.957.

AYES: 6            NAYS: 0            MOTION CARRIED.

**PUBLIC COMMENT.**

None.

**INFORMATIONAL REPORTS AND COMMUNICATIONS.**

- A.      Communication – Police Department’s Quarterly Stats
- B.      Communication – Letter from Ray Adamini, Marquette Charter Township Supervisor
- C.      Communication – Letter to Ruth Solinski, Northern Initiatives
- D.      Communication - 2008 Superior Region Construction Projects
- E.      Communication - Marquette County Solid Waste Management Authority, Minutes from March 19, 2008.
- F.      Communication – Marquette Annual Report of the MQT Solid Waster Management Authority

Supervisor Seppanen adjourned the meeting at 8:00 pm.

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Arlene E. Hill, CMC  
Clerk

\_\_\_\_\_  
Mary L. Sanders, CMC  
Deputy Clerk

June 16, 2008

A Regular meeting of the Chocolay Township Board was held on Monday, June 16, 2008 at the Chocolay Township Office, 5010 U. S. 41 South, Marquette, MI. Supervisor Seppanen called the meeting to order at 7:00 p.m.

**TOWNSHIP BOARD.**

**PRESENT:** Greg Seppanen, Arlene Hill, John Greenberg, John Trudeau, Don Britton, Ken Tabor.  
**ABSENT:** Dan Maki.

**STAFF PRESENT:** Jennifer Thum, Mary Sanders, Gary Johnson, Greg Zyburt.

**MINUTES –May 19, 2008.**

Trudeau moved, Britton second that the minutes of the regular meeting held on May 19, 2008 are approved with one correction on the motion maker (Greenberg to Trudeau) on the third list of bills payable.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

**AGENDA ADDITIONS/DELETIONS.**

Under Presentations - Mangum Prison Farm Update.

**PUBLIC COMMENT.**

None.

**ACCOUNTS PAYABLE.**

Trudeau moved, Tabor second that bills totaling \$42,872.89 checks numbered 14678 – 14714 be approved for payment.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

Hill moved, Tabor second that bills totaling \$44,378.70 checks numbered 14715 - 14756 be approved for payment.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

Trudeau moved, Britton second that payroll for May 29, 2008 for \$27,722.40, June 12, 2008 for \$24,166.84 be approved for payment.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

**FINANCIAL AND TREASURER’S REPORTS WERE RECEIVED AND PLACED ON FILE.**

**PRESENTATIONS – MANGUM PRISON FARM.**

Marquette County Sheriff Mike Lovelace and Planner Jim Kippela presented an update on the Mangum Prison Farm. The County has secured the zoning permit through Chocolay Township. They are working on the lease with the State to utilize the property. The County jail is overcrowded and this will release space for more serious offenders. The prison farm will only house people with misdemeanors. It will be a working farm. The target date for opening is January 2009.

**SUPERVISORS REPORT.**

1. Marquette County Solid Waste Authority – Starting July 1 of 2008 the Authority will be charging a minimum \$10 per load fee on all haulers bringing waste to the county landfill. They felt that is the break even point for the verification, tracking, and processing of the paperwork for the waste haulers. This is not a fee that we have assessed and there is no benefit to the townships budget by this increase.
2. Motion from the last meeting – This is to set the record straight, if I would have consulted the clerks dept at the time we were looking for the motion on the accepting of the audit they would have found it.
3. Open House and Bike Registration – This took place last Friday and was a big success. About 60 bikes were registered and about 200 Chocolay history books were handed out to our residents. The weather was great and attendance was good.
4. KBIC 2% check – We received a check for \$70,000 from the 2% request we submitted earlier in the year. Approximately \$9,803.13 will be credited to the fire protection service for their property while the rest will be used for requested township projects. The Departments met last week and we will be bringing you the suggested projects at our July meeting.

**LIQUOR LICENSE FOR CHOCOLAY DOWNS.**

The Township attorney will draw up a motion to be brought to the July board meeting. The Township did not want to rescind the motion from the May meeting because the motion maker was not in attendance at this meeting. Supervisor Seppanen will send a letter to the Liquor Control Commission explaining how the Township is handling this license procedure.



UP ENGINEERS AND ARCHITECTS ZONING ORDINANCE CONTRACT.

Hill moved, Tabor second to approve giving an additional \$2,500.00 to UP Engineering and Architects for their work on updating our township's zoning ordinance to be paid from professional services in the Planning Department 101.805.801.

ROLL CALL.

AYES: Britton, Trudeau, Hill, Greenberg, Tabor, Seppanen.

NAYS: None.

MOTION CARRIED.

MUNICIPAL ENGINEERING CONSULTANT.

Tabor moved, Greenberg second to concur with the Planning Commission and hire UP Engineers and Architects and STS Consultants on an as needed basis for site plan review and private road inspections.

AYES: 6      NAYS: 0

MOTION CARRIED.

POLICE SURVEILLANCE CAMERA.

Greenberg moved, Hill second to approve the purchase of a surveillance camera at a total cost of \$600.00. This will be paid from the Capital Improvement Fund police account 401.305.957.

ROLL CALL.

AYES: Hill, Tabor, Britton, Trudeau, Greenberg, Seppanen.

NAYS: None.

MOTION CARRIED.

PURCHASE 2009 PATROL CAR.

Britton moved, Greenberg second to approve the purchase of a 2009 patrol car for the Police Department. The cost of the vehicle will not exceed \$23,000.00 and the cost for transfer of equipment, graphics and pick-up costs for the new vehicle will not exceed \$6,125.00 for a total amount not to exceed \$28,168.00. This will be paid from the Capital Improvements Fund police department account 401.305.957.

ROLL CALL.

AYES: Britton, Trudeau, Hill, Tabor, Greenberg, Seppanen.

NAYS: None.

MOTION CARRIED.

FIRE HALL BUILDING RENOVATION COMMITTEE.

Tabor moved, Hill second to form a committee to handle the fire hall alteration work and to develop and review bid documents. To appoint Trustees John Trudeau and Don Britton, D.P.W. Supervisor Martin Caceres and four fire department members; Gary Johnson, Jeff Johnson, Jeff Trudeau and Brad Johnson.

AYES: 6      NAYS: 0

MOTION CARRIED.

WORKERS COMP INSURANCE.

Trudeau moved, Britton second to request that Workers Compensation Insurance coverage be provided by the Accident Fund through U.P. Insurance Agency for the period 7/1/08 through 6/30/09 based on the annual premium of \$9,122.00.

AYES: 6      NAYS: 0

MOTION CARRIED.

CHOCOLAY TOWNSHIP ACCEPTABLE USE POLICY.

Greenberg moved, Britton second to approve the adoption of the Chocolay Township Acceptable Use Policy for computer usage.

AYES: 6      NAYS: 0

MOTION CARRIED.

MEETING ROOM CARPET, BULLETIN #21.

Trudeau moved, Tabor second that the Chocolay Township Board approves Bulletin #21 in the amount of \$245.30 from the Capital Improvement Fund building account 401.270.957.

ROLL CALL.

AYES: Hill, Tabor, Britton, Trudeau, Greenberg, Seppanen.

NAYS: None.

MOTION CARRIED.

PUBLIC COMMENT.

None.

INFORMATIONAL REPORTS AND COMMUNICATIONS.

- A. Communication – Planning Commission Minutes, May 12, 2008

Supervisor Seppanen adjourned the meeting at 8:15 pm.

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Arlene E. Hill, CMC  
Clerk

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Mary L. Sanders, CMC  
Deputy Clerk

July 21, 2008

A Regular meeting of the Chocolay Township Board was held on Monday, July 21, 2008 at the Chocolay Township Office, 5010 U. S. 41 South, Marquette, MI. Supervisor Seppanen called the meeting to order at 7:00 p.m.

TOWNSHIP BOARD.

PRESENT: Greg Seppanen, Arlene Hill, John Greenberg, John Trudeau, Don Britton, Ken Tabor, Dan Maki.

ABSENT: None

STAFF PRESENT: Jennifer Thum, Brad Johnson, Gary Johnson, Greg Zyburt.

MINUTES –June 21, 2008.

Maki moved, Tabor second that the minutes of the regular meeting held on June 21, 2008 are approved.

AYES: 7            NAYS: 0    MOTION CARRIED.

AGENDA ADDITIONS/DELETIONS.

Tabor moved, Trudeau second to add item K. New Business Budget Amendment #3 Reimbursement Presidential Primary.

PUBLIC COMMENT.

Tim Quinnell - Running for circuit court judge in Marquette County and would appreciate the Board's support.

ACCOUNTS PAYABLE.

Hill moved, Trudeau second that bills totaling \$28,467.22 checks numbered 14757– 14779 be approved for payment.

AYES: 7            NAYS: 0    MOTION CARRIED.

Tabor moved, Maki second that bills totaling \$11,018.24 checks numbered 14780 - 14799 be approved for payment.

AYES: 7            NAYS: 0    MOTION CARRIED.

Hill moved, Trudeau second that payroll for June 26, 2008 for \$28,212.47, July 10, 2008 for \$23,885.34 be approved for payment.

AYES: 7            NAYS: 0    MOTION CARRIED.

FINANCIAL AND TREASURER'S REPORTS WERE RECEIVED AND PLACED ON FILE.

Trustee Trudeau requested that investments be spread out with banks including banks outside of Marquette County. Treasurer Greenberg is looking into spreading our C/D's out in different financial institutions.

SUPERVISORS REPORT.

1. Restructuring of the Department of Publics Works will be discussed at the next personnel committee meeting.
2. The State of Michigan is trying to get local authorities involved in assessing the casino. We will stay as neutral as possible.
3. Brad Johnson - The Marquette County Road commission is working on streets East of Green Bay. The work will be done within the week.
4. John Trudeau – Fire hall committee met and the roofline needs to be raised 4 feet to accommodate the new truck and addition to the fire hall. The committee will get bids on the project. Treasurer



NAYS: None.

MOTION CARRIED.

REQUEST FOR CAPITAL IMPROVEMENTS FUND EXPENDITURE – POLICE DEPARTMENT.

Britton moved, Hill second to approve purchase of 3 VIDMIC’S at a total cost of \$2,100.00 this will be paid from the Capital Improvements Fund Police account 401.305.957.

ROLL CALL.

AYES: Hill, Tabor, Maki, Britton, Trudeau, Greenberg, Seppanen.

NAYS: None.

MOTION CARRIED.

RESOLUTION AMENDING GENERAL FUND BUDGET FY 2008 AMENDMENT NO. 1  
REIMBURSEMENT FOR BULLET PROOF VESTS.

Tabor moved, Maki seconded that Whereas, a budget was adopted by the Chocolay Township Board to govern the expenditures of anticipated capital improvement fund receipts within the township on Dec. 17, 2007 for the next fiscal year, and Whereas, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures, Now Therefore, Be It Hereby Resolved, that the aforesaid budget be hereby modified as follows:

EXPENDITURE	PREVIOUS	CHANGE	AMENDED
Police Uniforms 101.305.745	2,100.00	+639.00	2,739.00

REVENUE	PREVIOUS	CHANGE	AMENDED
Miscellaneous 101.698	35,000.00	+639.00	35,639.00

ROLL CALL.

AYES: Trudeau, Greenberg, Maki, Hill, Tabor, Britton, Seppanen.

NAYS: None.

MOTION CARRIED.

RESOLUTION AMENDING GENERAL FUND BUDGET FY2008 AMENDMENT NO. 2  
REIMBURSEMENT FOR SNOWMOBILE GRANT

Britton moved, Maki second, that Whereas a budget was adopted by the Chocolay Township Board to govern the expenditures of anticipated general fund receipts within the township on December 17, 2007 for the next fiscal year, and Whereas, as a result of unanticipated changes in revenues and/or needed expenditures, Now Therefore, Be It Hereby Resolved that the aforesaid budget be hereby modified as follows:

EXPENDITURE	PREVIOUS	CHANGE	AMENDED
Capital Outlay 101.305.957	4,830.00	+2,160.89	6,990.89

Salaries 101.305.702	228,493.00	+6,356.92	234,849.92
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Temporary/Part time Salaries 101.305.705	22,400.00	+ 622.12	23,022.12
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REVENUE	PREVIOUS	CHANGE	AMENDED
State of MI 101.543	0	+9,139.93	9,139.93

ROLL CALL.

AYES: Hill, Tabor, Maki, Britton, Trudeau, Greenberg, Seppanen.  
NAYS: None.

MOTION CARRIED.

RESOLUTION AMENDING CAPITAL IMPROVEMENTS FUND BUDGET FY 2008 **AMENDMENT NO. 2 POLICE TRAINING FUNDS-STATE OF MICHIGAN.**

Trudeau moved, Britton second that Whereas, a budget was adopted by the Chocolay Township Board to govern the expenditures of anticipated capital improvements fund receipts within the township on **December 17, 2007**, for the next fiscal year, and Whereas, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures, Now Therefore, Be It Hereby Resolved, that the aforesaid budget be hereby modified as follows:

EXPENDITURE	PREVIOUS	CHANGE	AMENDED
Police Training Capital Outlay 401.306.957	1,563.62	+447.96	2,011.58

REVENUE	PREVIOUS	CHANGE	AMENDED
State of MI 401.543	15,767.69	+447.96	16,215.65

ROLL CALL.

AYES: Trudeau, Greenberg, Maki, Hill, Tabor, Britton, Seppanen.  
NAYS: None.

MOTION CARRIED.

REAPPOINTMENT OF ESTELLE DEVOOGHT TO THE PLANNING COMMISSION.

Seppanen moved, Hill second to re-appoint Estelle DeVooght to the Planning Commission with a term to run until May 24, 2011.

AYES: 7      NAYS: 0

MOTION CARRIED.

PURCHASE OF EXTRICATION EQUIPMENT – FIRE DEPARTMENT.

Tabor moved, Hill second to authorize the Fire Department to purchase vehicle stabilization cribbing from Pomals Fire Equipment for \$2,585.00 and purchase stabilization struts from Fire Rescue Supply for \$3,189.00 plus \$600.00 shipping. For a total amount of \$6,374.00 and will be expended from the Capital Improvements Fund Fire Department 401.340.957.

ROLL CALL.

AYES: Hill, Tabor, Maki, Britton, Trudeau, Greenberg, Seppanen.  
NAYS: None.

MOTION CARRIED.

RESOLUTION AMENDING CAPITAL IMPROVEMENTS FUND BUDGET FY 2008 **AMENDMENT NO. 3 FEDERAL GRANT FIRE FIGHTERS GRANT.**

Tabor moved, Greenberg second that Whereas, a budget was adopted by the Chocolay Township Board to govern the expenditures of anticipated capital improvements fund receipts within the township on **December 17, 2007**, for the next fiscal year, and Whereas, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures, Now Therefore, Be It Hereby Resolved, that the aforesaid budget be hereby modified as follows:

EXPENDITURE	PREVIOUS	CHANGE	AMENDED
Fire Department Capital Outlay 401.340.957	\$248,880.51	\$28,421.00	\$277,301.51

REVENUE	PREVIOUS	CHANGE	AMENDED
Federal Grant			
401.501	\$0.00	\$28,421.00	\$28,421.00

ROLL CALL.

AYES: Trudeau, Greenberg, Maki, Hill, Tabor, Britton, Seppanen.

NAYS: None.

MOTION CARRIED.

RESOLUTION AMENDING GENERAL FUND BUDGET FY 2008 AMENDMENT NO. 3  
REIMBURSEMENTS FOR PRESIDENTIAL PRIMARY.

Greenberg moved, Hill second, that Whereas a budget was adopted by the Chocolay Township Board to govern the expenditures of anticipated general fund receipts within the township on December 17, 2007 for the next fiscal year, and Whereas, as a result of unanticipated changes in revenues and/or needed expenditures, Now Therefore, Be It Hereby Resolved that the aforesaid budget be hereby modified as follows:

REVENUE	PREVIOUS	CHANGE	AMENDED
State of MI			
101.543	9,139.93	+3,939.05	13,078.98

EXPENDITURE	PREVIOUS	CHANGE	AMENDED
Elections			
Per Meeting			
101.190.710	6,300.00	+1,415.25	7,715.25

Elections			
Office Supplies			
101.190.727	4,000.00	+1,000.00	5,000.00

Elections			
Printing			
190.728	1,000.00	+ 119.06	1,119.06

Elections			
Postage			
101.190.729	1,200.00	+ 186.73	1,386.73

Elections			
Advertising			
101.190.901	1,000.00	+ 65.04	1,065.04

Clerk			
Salaries			
101.215.702	82,283.00	+ 1,070.73	83,353.73

Recreation & Properties			
Salaries			
101756.702	48,275.00	+ 82.24	48,357.24

ROLL CALL.

AYES: Hill, Tabor, Britton, Trudeau, Greenberg, Seppanen.

NAYS: None.

MOTION CARRIED.

PUBLIC COMMENT.

Dick Arnold – 312 County Road 545 zoning violation concerns.

Clerk Hill – Chocloy History Book has been well received.

Trustee Britton – The letter on the Iron Ore Heritage Trail that went out with taxes needs clarification. The last paragraph misquoted on the non-motorized portion of the trail.

Trustee Maki - Information on joint meeting with Marquette Township

INFORMATIONAL REPORTS AND COMMUNICATIONS.

1. Informational - Quarterly Stats from Police Department
2. Informational – Map of the proposed Marquette County Community Correction Detention Center
3. Communication - Planning Commission Minutes, June 9, 2008
4. Communication - Chocloy River Watershed Council meeting of stakeholders
5. Communication - Election Minutes, June 16, 2008
6. Communication - Northern Michigan Public Service Academy Minutes, May 30, 2008
7. Communication - Letter from Zoning administrator dealing with the clean up at 662 Lakewood Lane
8. Communication from the Marquette county Solid Waste Management Authority

Supervisor Seppanen adjourned the meeting at 8:20 pm.

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Arlene E. Hill, CMC  
Clerk

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Mary L. Sanders, CMC  
Deputy Clerk

August 18, 2008

A Regular meeting of the Chocolay Township Board was held on Monday, August 18, 2008 at the Chocolay Township Office, 5010 U. S. 41 South, Marquette, MI. Supervisor Seppanen called the meeting to order at 7:00 p.m.

TOWNSHIP BOARD.

PRESENT: Greg Seppanen, Arlene Hill, John Greenberg, John Trudeau, Don Britton, Ken Tabor.

ABSENT: Dan Maki.

STAFF PRESENT: Jennifer Thum, Mary Sanders, Brad Johnson, Gary Johnson, Greg Zyburt.

MINUTES –July 21, 2008.

Trudeau moved, Britton second that the minutes of the regular meeting held on July 21, 2008 are approved.

AYES: 6                NAYS: 0                                MOTION CARRIED.

AGENDA ADDITIONS/DELETIONS.

Britton moved, Tabor second to add item F. New Business – Marina Grant Project.

AYES: 6                NAYS: 0                                MOTION CARRIED.

PUBLIC COMMENT.

Kent Smith – Representing WUPZ 94.9 radio station requested that the Township write a letter to the FCC indicating that we are our own unit of government. This radio station will lease space from the Morgan Meadows Tower and serve Chocolay Township and an 80 mile radius. The will do public service announcements for Chocolay Township on a daily basis.

Neil Jandron – Manages Chocolay Downs Golf and commended the staff at Chocolay Township for their service and attitude.

ACCOUNTS PAYABLE.

Hill moved, Trudeau second that bills totaling \$44,085.89 checks numbered 14800– 14831 be approved for payment.

AYES: 6                NAYS: 0                                MOTION CARRIED.

Tabor moved, Britton second that bills totaling \$11,234.19 checks numbered 14832 – 14843 be approved for payment.

AYES: 6                NAYS: 0                                MOTION CARRIED.

Tabor moved, Trudeau second that bills totaling \$542,739.21 checks numbered 14844 – 14889 be approved for payment.

Clerk Hill had a question on who gave the order on the fire truck and what is going on with the fire hall in relationship to the new truck. Trustee Trudeau spoke on the fire hall. A committee was set up to explore changing the fire hall to accommodate the new fire truck. Chief Johnson said that instead of modifying the fire hall they will make minimal changes (under \$1,000.00) to accommodate the truck now.

AYES: 6                NAYS: 0                                MOTION CARRIED.

Hill moved, Trudeau second that payroll for July 24, 2008 for \$34,442.29 and August 7, 2008 for \$34,825.02 be approved for payment.

AYES: 6                NAYS: 0                                MOTION CARRIED.

FINANCIAL AND TREASURER’S REPORTS WERE RECEIVED AND PLACED ON FILE.

PRESENTATIONS.

Clerk Hill presented NMPSA certificates to Pat Beck, Mary Kratzke, Tom Murray, Mary Sanders and Jennifer Thum.

SUPERVISORS REPORT.

1. We are looking at purchasing software to do our own updates on the Township website.
2. Health Insurance – We met with Ryan Whitley, Hetrick & Associates and discussed a change in our health plan to a health reimbursement arrangement. This will be a cost saving to the Township and no loss of coverage for the employees. Ryan Whitley will give a presentation to the Board at the September meeting.
3. Planning Commissioner – We would like to give a plaque to Estelle DeVooght for her many years on the Planning Commission. It appears that no one in the State of Michigan has been continuously on a Planning Commission as many years as she has. We will prepare this for the September meeting.
4. We currently have 2 seasonal employees in the D.P.W. They will be working for us until we reorganize the D.P.W.
5. The Iron Ore Heritage Trail Committee will be making a presentation at the September Chocolay Township Board meeting and would like the Township to notify the public of this through public service announcements.



PROPOSED LIQUOR LICENSE POLICY, PROCEDURES AND FEE SCHEDULE.

Tabor moved, Britton second that the Chocolay Township Board concurs with the Planning Commission recommendation to approve the liquor policy and procedures, application and to amend the Township's fee schedule to incorporate the \$80.00 fee for the liquor license application.

AYES: 6                NAYS: 0    MOTION CARRIED.

TRANSFER OF LIQUOR LICENSE AT 200 MAIN STREET (BAYOU BAR AND GRILL).

The Board discussed the fact that old personal property taxes were not paid on this property from years before Soucey bought the business. We will check into the legality of who owes the back personal property taxes and bring this motion back to the September Board meeting.

CHOCOLAY DOWNS GOLF COURSE REZONING #141.

Tabor moved, Hill second that the Chocolay Township Board concurs with the Planning Commission recommendation to approve Rezoning request #141 from Chocolay Downs LLC, Sanjay Sethi, the President of CGC Development LLC Sections #211, #403 and #16 of the Township Zoning Ordinance with the following conditions (in this case the word "applicant" means Chocolay Downs Golf Course):

1. The lot sizes are subject to change, due to the fact that the health department might require one-acre sites if the applicants has to go with well and septic.
2. The applicant will provide a phasing schedule that explains the time frame, and subsequent time limitations, for each phase to the township.
3. The applicant will work with all outside agencies for the water and septic systems.
4. The applicant will provide an additional access road to M-28 and will make an effort to see that it does not connect through an existing residential subdivision.
5. The applicants will keep the township up to date on all talks with the health department and the DEQ on the proposed sewage and water systems.
6. The applicant will provide language on how each of the townhouses sections and the single-family lots will be owned. This is in relation to the home-owners associations for the homes and the townhouses.
7. The applicant will install picnic tables on the open space area, lot 15 and lot 26. The applicant will maintain the walking paths.

AYES: 6                NAYS: 0    MOTION CARRIED.

EMPLOYEE SCHEDULES.

It was the consensus of the Board that the Clerk Department can do a three month pilot program with 4 - 10 hour days per week and a committee will be set up to study this issue during the three month process. The Board wants the committee to look at a Monday through Friday scenario of flex hours and also a four day week with flex hours with the building shut down one day a week for energy savings. This information will be brought back to the board at the end of the three month period.

POLICE TRAINING.

Hill moved, Tabor second to expend \$495.00 for Medico Legal Death Investigation Training in Detroit, Michigan September 23-26, 2008. This would come from the Capital Improvements Training Fund 401.306.957.

ROLL CALL.

AYES: Hill, Tabor, Britton, Trudeau, Greenberg, Seppanen.

NAYS: None.    MOTION CARRIED.

FIRE DEPARTMENT PURCHASE OF NOTEBOOK COMPUTER AND SOFTWARE.

Britton moved, Trudeau second to authorize the Fire Department to purchase a notebook computer, LCD projector and accessories from Office Depot for \$2,212.00 and to purchase pre-incident planning software from CAD Zone Inc. for \$1,608.00 using KBIC money in the Capital Improvements Fund Fire Department 401.340.957.

ROLL CALL.

AYES: Britton, Trudeau, Greenberg, Hill, Tabor, Seppanen.

NAYS: None.    MOTION CARRIED.

MARINA GRANT PROJECT.

Our volunteer workers are unavailable to complete the work at the Chocolay Marina. We have contacted Art Lauren from Marquette Corrections Department and they are able to complete the work at a reasonable price.

Trudeau moved, Britton second to pay the Marquette County Community Corrections Department to finish the work on the water trail boardwalk and fishing pier with the expenditure being made from the following account Capital Improvements Fund Recreation 401.708.957 for a total of up to \$2,500.00

ROLL CALL.

AYES: Hill, Tabor, Britton, Trudeau, Greenberg, Seppanen.

NAYS: None.    MOTION CARRIED.

PUBLIC COMMENT.

None.

INFORMATIONAL REPORTS AND COMMUNICATIONS.

- A. Informational – Special Meeting Notice from the Marquette County Road Commission.
- B. Election Results.

Supervisor Seppanen adjourned the meeting at 8:03 pm.

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Arlene E. Hill, CMC  
Clerk

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Mary L. Sanders, CMC  
Deputy Clerk

September 15, 2008

A Regular meeting of the Chocolay Township Board was held on Monday, September 15, 2008 at the Chocolay Township Office, 5010 U. S. 41 South, Marquette, MI. Supervisor Seppanen called the meeting to order at 7:00 p.m.

**TOWNSHIP BOARD.**

PRESENT: Greg Seppanen, Arlene Hill, John Greenberg, John Trudeau, Don Britton, Ken Tabor.

ABSENT: Dan Maki.

STAFF PRESENT: Jennifer Thum, Mary Sanders, Brad Johnson and Township Attorney Mike Summers.

**MINUTES –August 18, 2008.**

Greenberg moved, Tabor second that the minutes of the regular meeting held on August 18, 2008 are approved.

AYES: 6          NAYS: 0                                      MOTION CARRIED.

**AGENDA ADDITIONS/DELETIONS.**

Britton moved, Greenberg second to change the order under Presentations; Iron Ore Heritage Trail, item A., Recognition of Estelle DeVoght, item B. and Employee Health Insurance, item C.

AYES: 6          NAYS: 0                                      MOTION CARRIED.

**PUBLIC COMMENT.**

None.

**PUBLIC HEARING-LIQUOR LICENSE FOR GENTZ HOMESTEAD GOLF COURSE.**

The public hearing was opened up on the application for a Class C liquor license for Gentz Homestead Golf Course. Randy Gentz spoke for Gentz Golf Course. He stated that the Gentz family has been on the same property for four generations and will continue to be owners. They have had a golf course on the property for thirteen years. The public hearing was closed.

**PUBLIC HEARING-LIQUOR LICENSE FOR CHOCOLAY DOWNS GOLF COURSE.**

The public hearing was opened up and Dennis Kargela spoke for Chocolay Downs. He stated that Chocolay Downs is in the process of ordering a new club house that will bring jobs to Chocolay Township and there will be new lots developed for housing. Chocolay Downs has been a golf course since 1992. The public hearing was closed.

**PUBLIC HEARING- PROPOSED ZONING ORDINANCE AMENDMENT 34-08-01.**

The public hearing was opened up on the home occupation language in the zoning ordinance. This change would require home occupations to be a conditional use in R-1, R-2, MFR, LSR and AF districts with some requirements. No comments were made and the public hearing was closed.

**ACCOUNTS PAYABLE.**

Hill moved, Trudeau second that bills totaling \$58,275.34 checks numbered 14890– 14921 be approved for payment.

AYES: 6          NAYS: 0                                      MOTION CARRIED.

Trudeau moved, Britton second that bills totaling \$8,714.17 checks numbered 14922 – 14936 be approved for payment.

AYES: 6          NAYS: 0                                      MOTION CARRIED.

Britton moved, Trudeau second that bills totaling \$24,891.45 checks numbered 14937 – 14965 be approved for payment.

Hill moved, Trudeau second that payroll for August 21, 2008 for \$24,793.37 and September 4, 2008 for \$24,381.34 be approved for payment.

AYES: 6          NAYS: 0                                      MOTION CARRIED.

**FINANCIAL AND TREASURER'S REPORTS WERE RECEIVED AND PLACED ON FILE.**

**PRESENTATIONS – IRON ORE HERITAGE TRAIL.**

Carol Fulsher and Jim Thomas from the Iron Ore Heritage Trail gave a power point presentation on the proposed trail. The proposed trail is 48 miles long throughout Marquette County. There are 10 municipalities involved with the trail. The trail will be a multi-use trail and the uses vary in different sections of the trail. The trail is also an interactive trail with markers showing historical information from the different areas. There will be trailheads every seven miles. The millage request will be on the November 2008 ballot in the 10 municipalities involved. The request is for 2/10's of a mill. In Chocolay Township; that would be an additional \$8.00 on the average tax bill. The millage request would raise \$236,000.00 County wide. This would be seed money for grants for the trail. If one of the 10 municipalities votes the millage down; the entire millage goes down.

Scott Emerson – Motorized vehicles are not compatible with walking/hiking trails. The original North Country trail through Chocolay Township was supposed to be non-motorized. The D.N.R. changed it into a motorized

trail allowing snowmobiles to go through residential neighborhoods. He will not vote for this trail without a guarantee of it being strictly non-motorized.

Jude Catalo – Can not cross country ski on a trail that also allows snowmobiles. There are safety factors and the fumes from snowmobiles are intolerable.

Trustee Britton – The taxpayers are not paying for the upgrade or maintenance on the snowmobile trail. That is separate private funding.

Supervisor Seppanen – Chocolay Township is still working on a business spur for snowmobiles in Chocolay to alleviate the traffic in the residential neighborhood.

Brad Cory – His bedroom window is 50 feet from the snowmobile trail. A motorized trail through a residential neighborhood is outrageous.

Barb Holman – Will exact locations of Iron Ore trails in Chocolay Township be determined before the November millage election? Who will police the Iron Ore Trail and with what resources?

Randy Gentz – If the millage passes, how soon will the trail construction begin in Chocolay Township?

Trustee Britton – The Iron Ore Heritage Trail has nothing to do with the D.N.R. snowmobile trail.

#### PRESENTATION - RECOGNITION OF ESTELLE DEVOOGHT'S LONGEVITY ON THE CHOCOLAY TOWNSHIP PLANNING COMMISSION.

Jennifer Thum, Planning Director presented a plaque to Estelle DeVooght from the Chocolay Township Board. Estelle has been on the Chocolay Township Planning Commission for 35 years. According to our research she has the most longevity as a Planning Commission member in the State of Michigan.

#### PRESENTATION - HEALTH INSURANCE.

Ryan Whitley, Hetrick and Associates gave a power point presentation to the board on a proposed change to the Chocolay Township Health Plan. This is a Health Reimbursement Arrangement. If the Township goes in this direction, our premiums should not increase over last year. If we continue with the current coverage as is, there will be a 10% increase. The Board will continue this discussion along with several other personnel issues at special board meeting in October.

#### SUPERVISORS REPORT.

1. Township Position on ORV Use – I will be writing a letter to the county restating the position of the Township Board that there are no roads designated for ORV use in our township.

2. DPW Restructuring – At our October meeting I should have a candidate ready for the board to consider for the ½ time DPW Supervisor position. This is to be a temporary two year position. At the same time the Personnel Committee should have had time to act on my proposal for the other changes to the department. Their recommendations should also be ready for your action at our next meeting.

3. Road Paving to Grinder Station- I met with several residents whose private road we share for access to one of our grinder/pump stations. There are ongoing erosion issues and we will be working with them in an effort to have the road paved. Don Britton, Brad Johnson, and I have each walked the road. We will come with the paving plan with our share of the cost for the next meeting. This expense will be paid for from the sewer fund.

#### PROPOSED NEW CLASS C LIQUOR LICENSE.

The liquor license request for one Class C liquor license with two applicants; Royal English LLC (Chocolay Downs) and Gentz Homestead Golf Course Inc. went to the Planning Commission in September and no motion was made. A staff report by Jennifer Thum, Planning Director was presented to the board explaining each step in the request process from both applicants since October 2006.

Dennis Kargela, Chocolay Downs spoke on the proposed expansion planned by Chocolay Downs to the Clubhouse/restaurant and lot expansion for new condos and homes. Chocolay Downs works with many community groups.

Neil Jandron, Chocolay Downs business manager and has 40 years experience in running a business. The back taxes will be paid by Friday of this week.

Randy Gentz – The Gentz family has been on this property and in business for four generations. The Gentz Golf Course has been located on this property for 13 years. They also have worked with many community groups throughout the years.

Trustee Trudeau – If Chocolay Downs had worked toward getting their liquor license in 2006 after the Board gave approval; we would not be discussing this tonight at the Board meeting.

Trustee Britton – Can the Board recommend both businesses for the liquor license? Attorney Summers indicated that only one recommendation can be made to the State, although the State was not specific as to what the consequences were if the Board recommended both.

Clerk Hill – Asked how much out population would have to go up before we would be eligible for another liquor license in Chocolay Township? (600 more residents) Both businesses deserve the license and we only have one to recommend. The Board must take a stance on this.

Hill moved, Trudeau second to recommend Gentz Homestead Golf Course, Inc. for a new on premise Class C liquor license, to be located at 353 Gentz Road, Marquette, Michigan, Chocolay Township, Marquette County be considered for approval “above all others”.

AYES: 5      NAYS: 1      MOTION CARRIED.

#### TREE REMOVAL.

Britton moved, Trudeau second that Chocolay Township accept the bid from Antler Tree Service to remove the dead tree by the fire hall, for an amount of \$410.00. The funds for the tree removal will be taken from Capital Improvements Fund Township Hall and Grounds 401.265.957.

#### ROLL CALL.

AYES: Hill, Tabor, Britton, Trudeau, Greenberg, Seppanen.

NAYS: None.

MOTION CARRIED.

#### BATTERY REPLACEMENT AND ANTI-VIRUS SOFTWARE UPGRADE.

Trudeau moved, Hill second that the Township board authorize the additional distribution of funds to Lasco, Inc. for the purchase and installation of a new battery back up and anti-virus software not to exceed the cost of \$1,361.51 to be paid from Capital Improvements Fund Computers 401.258.957.

#### ROLL CALL.

AYES: Britton, Trudeau, Greenberg, Hill, Tabor, Seppanen.

NAYS: None.

MOTION CARRIED.

#### SEWER CLEANER REPAIRS.

A memo from Mike Disch explained the sewer cleaner repairs that were made in the amount of \$2,443.77. This unit is over twenty years old and soon will have to be replaced.

#### RE-APPOINTMENT OF PLANNING COMMISSION MEMBER KENDELL MILTON.

Seppanen moved, Tabor second to reappoint Kendell Milton to the Planning Commission with a term to run until May 24, 2011.

AYES: 6      NAYS: 0      MOTION CARRIED.

#### ZONING ORDINANCE AMENDMENT 34-08-01.

The Board discussed the amendment requiring a conditional use permit in most zoning districts for home occupation and referred the amendment back to the Planning Commission to clarify the definition. The Board was not convinced that this was the best way to control home occupations.

#### PUBLIC COMMENT.

Trustee Trudeau – Received a complaint about a tree on the County R.O. W. near Ewing subdivision.

Bob Atwell- Comments on health insurance.

Clerk Hill – Received a complaint on water in a driveway after the repaving in Harvey.

Treasurer Greenberg – Received a request from a citizen to look into switching from Alger-Delta to Marquette Board of Light & Power on M-28 in Chocolay Township.

Trustee Britton – The County did a terrible job on repaving in Harvey. He feels that we should not use the County of Marquette for any road paving projects again.

#### INFORMATIONAL REPORTS AND COMMUNICATIONS.

- A. Planning Commission Minutes August 11, 2008
- B. Communication from the Marquette County Solid Waste Authority
- C. Communication from Zoning Administrator about 662 Lakewood Lane
- D. Harvey/ Silver Creek Road Neighborhood Discussion

Supervisor Seppanen adjourned the meeting at 9:25 pm.

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Arlene E. Hill, CMC  
Clerk

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Mary L. Sanders, CMC  
Deputy Clerk

Special Board Meeting  
October 8, 2008

A Special meeting of the Chocolay Township Board was held on Wednesday October 8, 2008 at the Chocolay Township Office, 5010 U. S. 41 South, Marquette, MI. Supervisor Seppanen called the meeting to order at 6:30 p.m.

TOWNSHIP BOARD.

PRESENT: Greg Seppanen, Arlene Hill, John Greenberg, John Trudeau, Don Britton, Ken Tabor, Dan Maki.  
ABSENT: None.

STAFF PRESENT: Jennifer Thum, Mary Sanders, Tom Murray, Brad Johnson, Mike Summers, Greg Zybur.

MINUTES – None.

AGENDA ADDITIONS/DELETIONS.

Delete MIOSHA – this will be on the October 20<sup>th</sup> agenda.

PUBLIC COMMENT.

None.

ACCOUNTS PAYABLE – None.

PERSONNEL POLICY REVISIONS.

Trudeau moved, Greenberg second to concur with the recommendations of the personnel committee, by implementing the restructuring plan of the Department of Public Works, adopt the proposed pay grid and the proposed changes to the personnel policy as presented (with one change in 5.2 Compensation – Starting salaries or wages shall be based upon “Appendix L” and as determined by the Personnel Administrator and Township Board).

AYES: 7                                      NAYS: 0                                      MOTION CARRIED.

Trudeau moved, Britton second to create a new position of DPW Foreman to assist the DPW Supervisor, act in his/her behalf during his/her absence and provide supervision to the full time and seasonal maintenance workers. One addition to the new job description-

19. This position is a working foreman and will perform all the duties of a general maintenance worker.

AYES: 7                                      NAYS: 0                                      MOTION CARRIED.

Greenberg moved, Trudeau second to start the DPW foreman wage at pay grade 3 - \$16.72 per hour.

AYES: Trudeau, Britton, Greenberg, Maki, Tabor, Hill, Seppanen.

NAYS: None                                      MOTION CARRIED.

DPW SUPERVISOR HIRING/SELECTION.

Trudeau moved Britton second, to hire Steve Lawry to fill the position of Chocolay Township Department of Public Works Supervisor.

AYES: 3                                      NAYS: 4                                      MOTION FAILED.

Greenberg moved, Maki second to concur with the Chocolay Township Supervisor for the hiring of Denny Magadanz to fill the position of Chocolay Township Department of Public Works Supervisor.

AYES: 4                                      NAYS: 3                                      MOTION CARRIED.

EWING PINES SEWER REPAIR.

Britton moved, Maki second to pay A & A Drain a total of \$3,500.00 to repair the sewer lines at Ewing Pines.

AYES: Maki, Tabor, Hill, Trudeau, Britton, Greenberg, Seppanen.

NAYS: None                                      MOTION CARRIED.

HEALTH INSURANCE.

Supervisor Seppanen gave a presentation to the Board on how the health insurance budget and insurance rates in Chocolay Township have not changed from 2004 to 2008 because of changes the Township has made to the insurance package throughout the years. In 2009 we will again make a change (to an HRA with a higher deductible) to keep the rates down.

PUBLIC COMMENT.

Pat Martin, 621 Lakewood Lane – asked the Board if the Township has an ethics policy. Does the Board have a policy on concealed weapons?

Supervisor Seppanen adjourned the meeting at 8:30 pm.

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Arlene E. Hill, CMC  
Clerk

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Mary L. Sanders, CMC  
Deputy Clerk

October 20, 2008

A Regular meeting of the Chocolay Township Board was held on Monday, October 20, 2008 at the Chocolay Township Office, 5010 U. S. 41 South, Marquette, MI. Supervisor Seppanen called the meeting to order at 7:00 p.m.

**TOWNSHIP BOARD.**

**PRESENT:** Greg Seppanen, Arlene Hill, John Greenberg, John Trudeau, Don Britton, Ken Tabor.  
**ABSENT:** Dan Maki.

**STAFF PRESENT:** Jennifer Thum, Mary Sanders, Denny Magadan, Brad Johnson, Tina Fuller, Mike Disch.

**MINUTES** –September 15, 2008 and October 8, 2008.

Greenberg moved, Tabor second that the minutes of the regular meeting held on September 15, 2008 and the special meeting held on October 8, 2008 are approved.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

**AGENDA ADDITIONS/DELETIONS.**

Tabor moved, Britton second to change item XIII.A Employee recognition to Supervisor's report. Under Presentations add Art Loren, Marquette County Work Crew Director – Chocolay Township Marina project.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

**PUBLIC COMMENT.**

Theresa Scram, 256 Shot Point Drive – Spoke against the Iron Ore Heritage Trail.

Cathy Church – Running for Prosecutor in Marquette County as an independent candidate and wanted to introduce herself to the Board.

Sharon Kivikko, 1490 Knudson Road, Gwinn, Mi.- Manages a house Chocolay Township at 101 Timberlane and represents the owner of the home. She had a complaint about the zoning administrator in Chocolay Township.

**PUBLIC HEARING- FY2009 BUDGET.**

The public hearing opened at 7:20 pm. There was no comment from the public and the public hearing closed at 7:23 pm.

**ACCOUNTS PAYABLE.**

Hill moved, Tabor second that bills totaling \$38,518.86 checks numbered 14966– 15001 be approved for payment.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

Trudeau moved, Britton second that bills totaling \$38,826.24 checks numbered 15002 – 15035 be approved for payment.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

Britton moved, Trudeau second that payroll for September 18, 2008 for \$27,561.52, October 2, 2008 for \$24,492.57 and October 16, 2008 for \$34,082.51 be approved for payment.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

**FINANCIAL AND TREASURER'S REPORTS WERE RECEIVED AND PLACED ON FILE.**

**PRESENTATION – ART LAUREN, MARQUETTE COUNTY WORK CREW PROGRAM.** The work crew from the Marquette Department of Corrections has nearly completed the work at the Chocolay Township Marina public access for boardwalk fishing pier. He gave a slide presentation showing the work completed at the Marina.

**SUPERVISORS REPORT.**

1. Employee recognition – Micheal Disch, D.P.W. Maintenance Worker.
2. Discussing the Senior Center issue, Trustee Britton is on the Board.
3. Still working on a Chocolay Township ethics policy.
4. Zoning Administrator/Reprimand for home invasion.

**ZONING ORDINANCE AMENDMENT 34-08-01 HOME OCCUPATION.**

**HOME OCCUPATION:**

1. II. DEFINITIONS: (PAGE 9)

- a. **Home Occupation:** A commercial activity, in a residential zoning district, carried on by an occupant of a dwelling unit as a secondary use subordinate and incidental to the use of the dwelling unit as a residence. (section 6.9)

**2. Section 6.9; page 53. HOME OCCUPATIONS**

- a. Home Occupations are permitted as a Conditional Use in R1, R2, MFR, LSR, and AF districts when in conformance with the following requirements:
  - 1. **Uses Allowed:** Uses that comply with all of the standards of this subsection and those provided for under conditional uses, unless specifically prohibited elsewhere in the zoning ordinance. No more than one home occupation is permitted per parcel.
  - 2. **Size:** A home occupation may not occupy more than twenty-five percent of the gross area of any one story, structure, or dwelling used for the home occupation.
  - 3. **Prohibited Uses:** The following uses are prohibited as home occupations in the R1, R2, MFR and LSR districts:
    - a. Any type of repair, assembly or storage, sale or manufacture of vehicles, or any other work related to motor vehicles and their parts.
    - b. Animal Boarding Facilities includes Kennels, commercial stables and all other similar uses.
    - c. Restaurants are prohibited as home occupations in all districts.
  - 4. **Location:** All work areas and activities associated with home occupations must be conducted either inside the principal dwelling unit, or in accessory building or garage.
  - 5. **Exterior Appearance:** There shall be no evidence of the conduct of a home occupation when viewed from the street right-of-way or from an adjacent lot. There may be no change in the exterior appearance of the dwelling unit that houses a home occupation or the site upon which it is conducted.
  - 6. **Operational Impacts:** No home occupation or equipment used in conjunction with a home occupation may cause odor, vibration, noise, electrical interference or fluctuation in voltage or the use of hazardous substances or materials.
  - 7. **Traffic:** No traffic shall be generated by any home occupation in greater volume than would normally be expected in a residential neighborhood.
  - 8. **Registration:** Any person conducting a home occupation shall notify and register with the Zoning Administrator, within thirty days of the beginning use, or within sixty days of the effective date of this Ordinance, whichever is later.

Tabor moved, Britton second to approve Zoning Amendment #34-08-01 Home Occupation revision dated October 15, 2008.

AYES: 6      NAYS: 0      MOTION CARRIED.

**RESOLUTION AMENDING CAPITAL IMPROVEMENTS FUND BUDGET FY 2008 AMENDMENT NO. 5 FEDERAL GRANT – VEHICLE STABILIZATION CRIBBING AND STRUTS.**

Greenberg moved, Hill second that Whereas, a budget was adopted by the Chocolay Township Board to govern the expenditures of anticipated capital improvements fund receipts within the township on **December 17, 2007**, for the next fiscal year, and Whereas, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures, Now Therefore, Be It Hereby Resolved, that the aforesaid budget be hereby modified as follows:

EXPENDITURE	PREVIOUS	CHANGE	AMENDED
Fire Department			
Capital Outlay			
401.341.957	\$0	+ \$4,557.00	\$ 4,557.00
REVENUE	PREVIOUS	CHANGE	AMENDED
Federal Grant			
401.501	\$28,421.00	+ \$4,557.00	\$32,978.00
ROLL CALL.			

AYES: Hill, Tabor, Britton, Trudeau, Greenberg, Seppanen.  
NAYS: None.

MOTION CARRIED.

**RESOLUTION AMENDING CAPITAL IMPROVEMENTS FUND BUDGET FY 2008 AMENDMENT NO. 6 FEDERAL REGIONAL GRANT.**



Greenberg moved, Hill second that Whereas, a budget was adopted by the Chocolay Township Board to govern the expenditures of anticipated capital improvements fund receipts within the township on **December 17, 2007**, for the next fiscal year, and Whereas, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures, Now Therefore, Be It Hereby Resolved, that the aforesaid budget be hereby modified as follows:

EXPENDITURE	PREVIOUS	CHANGE	AMENDED
Fire Department Capital Outlay 401.341.957	\$4,557.00	+\$281,060.60	\$285,617.60
REVENUE	PREVIOUS	CHANGE	AMENDED
Federal Grant 401.501	\$32,978.00	+\$281,060.60	\$314,038.60

ROLL CALL.

AYES: Britton, Trudeau, Greenberg, Hill, Tabor, Seppanen.

NAYS: None.

MOTION CARRIED.

**PURCHASE OF NEW COMPUTER, POLICE DEPARTMENT.**

Trudeau moved, Britton second to approve the purchase of a desktop computer, including installation from Lasco at a total cost of \$1,009.15. This will be paid from the Capital Improvement Fund account 401 305.957.

ROLL CALL.

AYES: Britton, Trudeau, Greenberg, Hill, Tabor, Seppanen.

NAYS: None.

MOTION CARRIED.

**GUIDELINES FOR POVERTY EXEMPTIONS FROM PROPERTY TAXES.**

Trudeau moved, Britton second to establish guidelines for granting of poverty exemptions from property taxes pursuant to MCL 211.7u.

AYES: 6

NAYS: 0

MOTION CARRIED.

**WASTEWATER FEE REDUCTION FOR A & W RESTAURANT.**

Britton moved, Trudeau second that under Ordinance #39-9-D-2a the sewer bill for the building located at 6040 U S 41 South (A & W Restaurant) be reduced to 1 equivalent user as of October 1, 2008, until the building is sold or occupied by someone else.

AYES: 6

NAYS: 0

MOTION CARRIED.

**EAST MAIN STREET DRIVEWAY PAVING.**

Britton moved, Tabor second that Chocolay Township pay \$1,613.00 out of the sewer fund capital outlay 571.957 to Superior Paving toward the work done at 167 East Main Street.

ROLL CALL.

AYES: Hill, Tabor, Britton, Trudeau, Greenberg, Seppanen.

NAYS: None.

MOTION CARRIED.

**WATER TRAIL EXPENDITURE REQUEST.**

Britton moved, Tabor second to acquire the additional building materials and provide the additional labor by the Marquette County Community Correction Department to complete the work on the water trail boardwalk and fishing pier with the expenditure being taken from the Capital Improvements Fund Recreation account 401.708.957 for a total not to exceed \$2,563.14.

ROLL CALL.

AYES: Britton, Trudeau, Greenberg, Hill, Tabor, Seppanen.

NAYS: None.

MOTION CARRIED.

**MIOSHA SETTLEMENT AGREEMENT.**

Tabor moved, Hill second to agree to submit \$2,500.00 in reduced fines to the State of Michigan resulting from accepted violations with expenditures being taken from the Other General Government Insurance account #101.285.910.

ROLL CALL.

AYES: Hill, Tabor, Britton, Trudeau, Greenberg, Seppanen.

NAYS: None.

MOTION CARRIED.

**SPECIAL ZONING BOARD OF APPEALS MEETING FEE.**

The Board discussed waiving the Special Meeting Fee for Kenlyn Hubbard, 121 Wintergreen Trail, because there is no regularly scheduled meeting until March 2009. The Board did not feel waiving the fee was appropriate. The Board also felt that six months between meetings was too long.

Greenberg moved, Trudeau second that the Zoning Board of Appeals schedules a Regular meeting for December 2008.

AYES: 6      NAYS: 0

MOTION CARRIED.

**BUDGET WORKSHOP FY2009.**

The Board discussed the Road millage and whether the Marquette County Road Commission or the private sector will do road work for Chocolay Township next year. The Board discussed the structure change in the Department of Public Works, 4% salary increase for officers and boards and commissions and the change in our health insurance. The board will go through the individual departments at the November 10, 2008 regular board meeting.

**PUBLIC COMMENT.**

Treasurer Greenberg – Comment on a new federal act for “identity theft protection program” for townships that provide utility services.

Trustee Trudeau – Commented on the Township policy on computer usage.

**INFORMATIONAL REPORTS AND COMMUNICATIONS.**

- A. Police Department Quarterly Stats
- B. Iron Ore Heritage Trail Authority Minutes
- C. Communication from the Marquette County Solid Waster Management

Supervisor Seppanen adjourned the meeting at 8:45 pm.

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Arlene E. Hill, CMC  
Clerk

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Mary L. Sanders, CMC  
Deputy Clerk

November 10, 2008

A Regular meeting of the Chocolay Township Board was held on Monday, November 10, 2008 at the Chocolay Township Office, 5010 U. S. 41 South, Marquette, MI. Supervisor Seppanen called the meeting to order at 7:00 p.m.

**TOWNSHIP BOARD.**

**PRESENT:** Greg Seppanen, Arlene Hill, John Greenberg, John Trudeau, Don Britton, Ken Tabor.  
**ABSENT:** Dan Maki.

**STAFF PRESENT:** Jennifer Thum, Mary Sanders, Tom Murray, Denny Magadanz, Gary Johnson, Greg Zyburt and Pat Beck.

**MINUTES –October 20 2008.**

Tabor moved, Greenberg second that the minutes of the regular meeting held on October 20, 2008 are approved.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

Hill moved, Greenberg second to correct the August 18, 2008 minutes to reflect \$1,000.00 for the firehall modification.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

**AGENDA ADDITIONS/DELETIONS.**

Add swearing in of newly elected officers.

**PUBLIC COMMENT.**

None.

**PUBLIC HEARINGS- TRUTH IN TAXATION AND FY2009 BUDGET.**

The Truth in Taxation public hearing opened and there was no public comment. The public hearing was closed.

Greenberg moved Britton second that the Township board does hereby levy 3.8257 mills for general operations; extra voted are .7662 for library, 1.6833 for roads and .7723 for fire.

**ROLL CALL.**

**AYES:** Hill, Tabor, Britton, Trudeau, Greenberg, Seppanen.

**NAYS:** None.

**MOTION CARRIED.**

**ABSENT:** Maki.

The FY2009 budget public hearing opened and there was no public comment. The public hearing was closed.

**ACCOUNTS PAYABLE.**

Trudeau moved, Britton second that bills totaling \$29,064.85 checks numbered 15037– 15075 be approved for payment.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

Hill moved, Britton second that bills totaling \$26,028.81 checks numbered 15076 – 15095 be approved for payment.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

Tabor moved, Hill second that payroll for October 30, 2008 for \$23,571.32 be approved for payment.

**AYES:** 6      **NAYS:** 0      **MOTION CARRIED.**

**FINANCIAL AND TREASURER’S REPORTS WERE RECEIVED AND PLACED ON FILE.**

**PRESENTATION –**

Recognition of Trustee Don Britton and Trustee Dan Maki, outgoing Trustees.

**THE CHARTER TOWNSHIP OF CHOCOLAY  
UNITES WITH ITS TOWNSHIP CITIZENS TO THANK  
DONALD BRITTON JR.**

For his commitment of time to serve the citizens of the

**CHARTER TOWNSHIP OF CHOCOLAY as a  
Trustee on its governing board. His  
ability as a businessman and commitment  
of time permitted him to serve on committees**

where his wisdom, and leadership abilities brought out the appreciation the board shared in making decisions for all.

THE CHARTER TOWNSHIP OF CHOCOLAY  
UNITES WITH ITS TOWNSHIP CITIZENS TO THANK  
D A N M A K I

For his commitment of time to serve the citizens of the  
CHARTER TOWNSHIP OF CHOCOLAY as  
a TRUSTEE on its governing board.

For a four year term of office beginning in  
2004 and ending in 2008.

His expertise as a local businessman was called on often to lend  
his advice and wisdom in making decisions for all.

Trustee Sue Carlson, Treasurer John Greenberg, Deputy Treasurer Pat Beck, and Trustees Ken Tabor and John Trudeau were sworn into office by Clerk Hill.

SUPERVISORS REPORT.

1. We met with the contractor Arne Harris about the Ewing Pines subdivision work. The Township Board will consider the additional \$750.00.
2. Trustee Britton and Supervisor Seppanen are continuing to meet with the Marquette Commission on Aging with Chocolay resident needs.
3. Brad Johnson was hired as the new foreman for the Department of Public Works.
4. The Iron Ore Heritage Trail Authority is going to reorganize. They will reorganize without the two Townships that voted the millage down (Humbolt and Ely).
5. Someone will need to take Trustee Britton's place at the CABA meetings.

POLICE CHIEF CONFERENCE.

Tabor moved, Hill second to expend \$649.72 for the Police Chief's conference in Grand Rapids February 3 – 7 2009. This would come from the capital improvement police training fund 401.306.957.

ROLL CALL.

AYES: Britton, Trudeau, Greenberg, Hill, Tabor, Seppanen.

NAYS: None.

MOTION CARRIED.

2009 MEETING DATES.

Britton moved, Greenberg second that the following dates for the Chocolay Township Board, Planning Commission, Zoning Board of Appeals and Fire Department be approved for 2009.

Chocolay Township Board 7:00pm

January 19	July 20
February 16	August 17
March 16	September 21
April 20	October 19
May 18	November 9
June 15	December 14

Chocolay Township Planning Commission – 7:30

January – no meeting	July 13
February 9	August 10
March 9	September 14
April 13	October 12
May 11	November 2
June 8	December - no meeting

Zoning Board of Appeals – 7:30

January – no meeting	July 23
February 19	August – no meeting
March - no meeting	September 24
April 23	October 22
May 28	November- no meeting
June 25	December 17

Volunteer Fire Department:

Members – 2<sup>nd</sup> Thursday – 7:00pm business meeting  
3<sup>rd</sup> and 4<sup>th</sup> Thursday 7:00pm training  
Fire Department meetings at Fire Hall

AYES: 6

NAYS: 0

MOTION CARRIED.

**DELINQUENT SEWER ROLL.**

Greenberg moved, Britton second that the list of delinquent sewer charges and penalties as received from the Deputy Clerk, to be added to the December tax roll.

CHOCOLAY TOWNSHIP DELINQUENT SEWER USERS 2008				
Name	Tax ID Number	Address	City, State, Zip	Amount Due
Richard Ryan	52-02-490-004-00	114 Chocolay River Trail	Mqt MI 49855	324.72
Ray & Margaret Sprowl	52-02-212-001-00	209 Corning Street	Mqt MI 49855	324.72
Chocolay Children's Cen. Travis & Lisa Bera	52-02-251-006-00	324 Corning Street 197 Terrace Street	Mqt MI 49855	154.23
Quiznos	52-02-106-043-50	505 Corning Street	Mqt MI 49855	4565.27
Edie Dauphinais	52.02-215-005-00	144 East Fairbanks	Mqt MI 49855	162.36
Susan Racine	52-02-215-006-00	156 East Fairbanks	Mqt MI 49855	324.72
Linda Morgan	52-02-216-015-00	161 East Wright Place	Mqt MI 49855	324.72
Robert & Joni Taylor	52-02-455-036-00	204 Jean Street	Mqt MI 49855	324.72
Anthony Rabitaille	52-02-455-038-00	214 Jean Street	Mqt MI 49855	162.36
Oliver Burns	52-02-455-046-00	225 Judy Street	Mqt MI 49855	324.72
Linda Bice	52-02-215-015-00	115 Kellog Street	Mqt MI 49855	324.72
Richard Hillock	52-02-305-034-00	172 Riverside Road	Mqt MI 49855	324.72
Charlene Horvath	52-02-107-012-00	204 Silver Creek Road	Mqt MI 49855	324.72
Joseph & Barb Menze	52-02-107-063-00	328 Silver Creek Road	Mqt MI 49855	258.36
Steve Johnson	52-02-206-012-00	2424 U S 41 South	Mqt MI 49855	324.72
Walt Racine	52-02-251-012-00	2801 US 41 South	Mqt MI 49855	584.49
Wahlstrom Enterprise	52-02-107-007-00	5043 U S 41 South	Mqt MI 49855	8,962.29
Wahlstom-Sew It Seams	52-02-107-007-00	5045 U S 41 South	Mqt MI 49855	519.57
Steve Wahlstrom- Lark	52-02-107-004-00	5063 U S 41 South	Mqt MI 49855	1461.24
A & W Restaurant	52-02-440-002-00	6040 U S 41 South	Mqt MI 49855	42.08
Mike & Eva Schlenkert	52-02-455-001-00	132 Veda Street	Mqt MI 49855	162.36
Scott Henry	52-02-207-010-00	219 West Fairbanks	Mqt MI 49855	324.72
Dave/ Bonnie Schwiderson	52-02-107-078-00	735 Willow Road	Mqt MI 49855	324.72
Jason Bernard	52-02-107-074-00	740 Willow Road	Mqt MI 49855	324.72
Kenneth Johnson	52-02-206-006-00	320 W. Main Street	Mqt MI 49855	162.36
Renee Rintimaki	52-02-210-008-00	310 W. Terrace Street	Mqt MI 49855	81.18
Gardner Bess	52-02-210-005-00	334 West Terrace Street	Mqt MI 49855	324.72
Joseph Stanaway	52-02-208-005-00	341 West Terrace	Mqt MI 49855	324.72
Marilyn Kremer	52-02-208-003-00	371 West Terrace	Mqt MI 49855	324.72
Jeff Bushey	52-02-208-002-00	387 W. Terrace Street	Mqt MI 49855	324.72
Kristine Dionne	52-02-106-043-00	110 West Wright Place	Mqt MI 49855	324.72
Tammy Riggie	52-02-253-025-00	117 W. Wright Place	Mqt MI 49855	124.72
Glen Carlson	52-02-213-004-00	350 West Wright Place	Mqt MI 49855	174.72
Total Delinquent Amount				23,422.55

AYES: 6      NAYS: 0      MOTION CARRIED.

**ALTERNATE DATES FOR BOARD OF REVIEW.**

Trudeau moved, Tabor second to accept the Township Board resolution establishing alternate start dates for the July or December Board of Review pursuant to Public Act 122 of 2008.

AYES: 6      NAYS: 0      MOTION CARRIED.

**PLANNING COMMISSION APPOINTMENT.**

Seppanen moved, Trudeau second that the Chocolay Township board appoints Andy Sikkema to fill the currently vacant seat on the Planning Commission to fulfill the unexpired term of Denny Magadanz which began on May 25, 2003 and will expire May 24, 2009.

AYES: 6      NAYS: 0      MOTION CARRIED.

**ANNUAL APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS.**

Greenberg moved, Hill second that Dennis Magadanz be appointed as a primary to the Marquette Area Wastewater Treatment Advisory Board for a term to run from January 1, 2009 to December 31, 2009.

AYES: 6      NAYS: 0      MOTION CARRIED.

Hill moved, Britton second that Mike Disch be appointed as a alternate to the Marquette Area Wastewater Treatment Advisory Board for a term to run from January 1, 2009 to December 31, 2009.

AYES: 6 NAYS: 0 MOTION CARRIED.

Tabor moved, Greenberg second that Tina Fuller be appointed to the Personnel Committee for a term to run from January 1, 2009 to December 31, 2009.

AYES: 6 NAYS: 0 MOTION CARRIED.

Greenberg moved, Hill second that Brad Johnson be appointed to the Personnel Committee for a term to run from January 1, 2009 to December 31, 2009.

AYES: 6 NAYS: 0 MOTION CARRIED.

Trudeau moved, Britton second that John Greenberg be re-appointed to the Personnel Committee for a term to run from January 1, 2009 to December 31, 2009.

AYES: 6 NAYS: 0 MOTION CARRIED.

Britton moved, Hill second that Susan Carlson be appointed to the Personnel Committee for a term to run from January 1, 2009 to December 31, 2009.

Britton moved, Greenberg second that Greg Seppanen be re-appointed to the East Marquette Solid Waste Disposal Authority for a term to run from January 1, 2009 to December 31, 2009.

AYES: 6 NAYS: 0 MOTION CARRIED.

Hill moved, Tabor second that Denny Magadanz be appointed as an alternate to the East Marquette Solid Waste Disposal Authority for a term to run from January 1, 2009 to December 31, 2009.

AYES: 6 NAYS: 0 MOTION CARRIED.

Tabor moved, Hill second that Mike Disch be appointed as an alternate to the East Marquette Solid Waste Disposal Authority for a term to run from January 1, 2009 to December 31, 2009.

AYES: 6 NAYS: 0 MOTION CARRIED.

Britton moved, Greenberg second that Arlene E. Hill be appointed as representative to CABA for a term to run from January 1, 2009 to December 31, 2013.

AYES: 6 NAYS: 0 MOTION CARRIED.

Britton moved, Greenberg second that Jennifer Thum be appointed as an alternate to representative to CABA for a term to run from January 1, 2009 to December 31, 2013.

AYES: 6 NAYS: 0 MOTION CARRIED.

**BUDGET WORKSHOP FY2009.**

General Fund

- Revenues – No change.
- Salaries – No change.
- Township Board –No change.
- Supervisor – No change.
- Election – No change.
- Assessor – No change.
- Clerk – No change.
- Board of Review – No change.
- Treasurer – No change.
- Township Hall & Grounds – No change.
- Other General government – No change in total – switch deductible to contingency.
- Police – No change.
- Fire – No change.
- Streets – No change.
- Sanitation – No change.
- Recreation & Property – No change.
- Zoning – No change.
- Planning Commission – No change.
- Zoning Board of Appeals – No change.

Capital Improvements Fund

Expenditures – No change.

Wastewater Fund

Revenues – No change.  
Expenditures – No change.

PUBLIC COMMENT.

Chief Zybert – There is a problem with vehicles blocking the Township driveway on Silver Creek Road. It is dangerous for vehicles waiting to turn in our parking lot, especially noticed on election day.

INFORMATIONAL REPORTS AND COMMUNICATIONS.

A. Magnum Farm Update

Supervisor Seppanen adjourned the meeting at 8:40 pm.

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Arlene E. Hill, CMC  
Clerk

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Mary L. Sanders, CMC  
Deputy Clerk

December 15, 2008

A Regular meeting of the Chocolay Township Board was held on Monday, December 15, 2008 at the Chocolay Township Office, 5010 U. S. 41 South, Marquette, MI. Supervisor Seppanen called the meeting to order at 7:00 p.m.

**TOWNSHIP BOARD.**

PRESENT: Greg Seppanen, Arlene Hill, John Greenberg, John Trudeau, Ken Tabor, Mark Maki, Susan Carlson.

ABSENT: None.

STAFF PRESENT: Jennifer Thum, Mary Sanders, Tom Murray, Denny Magadanz, Gary Johnson, Greg Zyburt and Brad Johnson.

MINUTES – November 10, 2008.

Greenberg moved, Tabor second that the minutes of the regular meeting held on November 10, 2008 are approved.

AYES: 7            NAYS: 0                                    MOTION CARRIED.

**AGENDA ADDITIONS/DELETIONS.**

None.

**PUBLIC COMMENT.**

Trustee Trudeau – Had a question on the Marquette County Fire Grant that ran through the Chocolay Township Capital Improvements Fund. The auditors felt it was too large of a sum to run through the Trust and Agency Fund; and preferred that it go through the Capital Improvements Fund.

**ACCOUNTS PAYABLE.**

Hill moved, Trudeau second that bills totaling \$2,508.50 checks numbered 15096– 15112 be approved for payment.

AYES: 7            NAYS: 0                                    MOTION CARRIED.

Tabor moved, Hill second that bills totaling \$54,039.67 checks numbered 15113 – 15148 be approved for payment.

AYES: 7            NAYS: 0                                    MOTION CARRIED.

Trudeau moved, Tabor second that bills totaling \$20,116.71 checks numbered 15149 – 15188 be approved for payment.

AYES: 7            NAYS: 0                                    MOTION CARRIED.

Hill moved, Tabor second that payroll for November 13, 2008 for \$27,993.87, November 27, 2008 for \$23,671.03, December 9, 2008 for \$2,050.00 and December 11, 2008 for \$23,008.43 be approved for payment.

AYES: 7            NAYS: 0                                    MOTION CARRIED.

**FINANCIAL AND TREASURER'S REPORTS WERE RECEIVED AND PLACED ON FILE.**

**SUPERVISORS REPORT.**

1. Flex Hours – I have had conversations with Arlene, John Greenberg, and Mary Sanders on this. It was the conclusion of that the flex hour does not at this point offer an added benefit to the public for the effort. We should still consider at looking in the future at the possible ten hour - four day week but at this time there appears to be no significant savings. Comments from Arlene/John/Mary
2. State Land Purchase – We received info a surplus state land. I asked for input from the Planning Commission and they were in favor of an effort to acquire the two sites.
3. KBIC 2% check- We received \$45,654.89 last week. We will have a Department Head meeting to consider a recommendation to the board at our next meeting for the appropriate disbursement of these funds.
4. DNR/DOT Meeting- Staff and I met with representatives from the DOT, DNR, U.P. Fab., and Don Britton about the multi-use trail over the Chocolay River. Because of ADA requirements the cost has increased. The discussion centered on how to reduce cost and with the DNR, what further funds could be used to cover the increases. We should know the final cost and if DNR funds are there by the end of January. The bridge is scheduled for construction in 09 and the business spur trail should be complete in 2010.



5. East Solid Waste Authority – Supervisors Ray Adamini, Earl Yelle, and I met to discuss the appointment to an opening on the County Solid Waste Authority. We recommended to the County Board that Sam Elder would be an excellent choice for that spot. The County Board agreed and appointed Sam at their last meeting.

#### FY2009 BUDGET ADOPTION.

The Board discussed the per diem amount for Township Board, Planning Commission and Zoning Board of Appeals and kept it at \$50.00. Treasurer Greenberg brought up the fencing in Parks and Properties and the amount was brought down from \$12,000.00 to \$5,000.00. The \$7,000.00 difference will go into contingency.

#### RESOLUTION FOR OFFICERS SALARIES.

Trudeau moved, supported by Greenberg, which the salary for the office of Supervisor shall be set in the amount of \$15,025.00 for the Fiscal Year 2009, which begins January 1, 2009, and ends December 31, 2009.

AYES: 7          NAYS: 0                                  MOTION CARRIED.

Tabor moved, supported by Hill, which the salary for the office of Treasurer shall be set in the amount of \$8,739.00 for the Fiscal Year 2009, which begins January 1, 2009, and ends December 31, 2009.

AYES: 7          NAYS: 0                                  MOTION CARRIED.

Tabor moved, supported by Greenberg, which the salary for the office of Clerk shall be set in the amount of \$11,852.00 for the Fiscal Year 2009, which begins January 1, 2009, and ends December 31, 2009.

AYES: 7          NAYS: 0                                  MOTION CARRIED.

Trudeau moved, supported by Greenberg, which the per diem for the office of Trustee shall be set in the amount of \$50.00 per meeting for the Fiscal Year 2009, which begins January 1, 2009, and ends December 31, 2009.

AYES: 7          NAYS: 0                                  MOTION CARRIED.

#### GENERAL APPROPRIATIONS ACT

Greenberg moved, supported by Trudeau, that

Whereas, the Township Supervisor has submitted a complete itemized budget proposal for the fiscal year beginning January 1, 2009, and ending December 31, 2009, to the Township Board for its consideration; and

Whereas, notice of the public hearing on the budget was published in the Mining Journal, a newspaper of general circulation within the township, on November 19, 2008 and December 1, 2008; and

Whereas, a public hearing on the proposed budget was held on October 13, 2008 and November 10, 2008, at the Chocoday Township Municipal Complex, and a copy of the proposed budget was on file and available for public inspection during regular office hours at the office of the Township Clerk for a period of not less than one week prior to the public hearing;

Now Therefore Be It Resolved:

1. The Township Board adopts the budget as revised and according to designated accounts for the next fiscal year, to wit, beginning January 1, 2009, and ending on December 31, 2009, in the amount of \$1,612,660.00 for the General Fund, in the amount of \$335,527.00 for the Sewer Fund and in the amount of \$59,650.00 in the Capital Improvements Fund.
2. The Township Board does hereby appropriate the sum of \$1,612,660.00 for general operating expenses and capital improvements of the Township to be used for the fiscal year beginning January 1, 2009, and ending December 31, 2009.
3. The Township Board does hereby appropriate the sum of \$335,527.00 to defray the expense of the operation and debt retirement of the Sanitary Sewer System for the fiscal year beginning January 1, 2009, and ending December 31, 2009.
4. The Township Board does hereby appropriate the sum of \$266,745.00 for the repairing of the Township Roads to be used for the fiscal year beginning January 1, 2009 and ending December 31, 2009.
5. The Township Board does hereby appropriate the sum of \$122,383.00 for the purchase of a new fire truck beginning January 1, 2009 and ending December 31, 2009.
6. The Township Board does hereby levy 3.8257 mills for general operations; extra voted are .7662 for library, 1.6833 for roads and .7723 for fire.

7. All resolutions and parts of resolutions in so far as they conflict with provisions of this resolution are rescinded.

8. The budget adoption and appropriation resolution shall now and hereafter also be known as the General Appropriation Act conforming to Public Act No. 621 of 1978, the Michigan Uniform Budgeting Act.

ROLL CALL .

AYES: Tabor, Hill, Carlson, Trudeau, Greenberg, Seppanen.

NAYS: Maki

MOTION CARRIED

ZONING AMENDMENT – POLITICAL SIGNS.

Trudeau moved, Tabor second that the Charter Township of Chocolay Board waive the reading and publish the following amendment to Ordinance 34 of the Charter Township of Chocolay, Marquette, County, Michigan: #34-08-02. (In accordance with the Michigan Zoning Enabling Act 2006)

AMENDMENT #34-08-02

The Board of Chocolay Charter Township of Marquette County, Michigan ordains that Ordinance #34, the Chocolay Township Zoning Ordinance as adopted May 9, 1977 and as amended April 21, 2008, be further amended as follows:

Sign Regulation.

Section 18.4 Sign Exemptions from Sign Regulations

(L) Political signs which are intended to advertise a public election, issues to be balloted upon in that election, promoted individuals and/or parties participating in the election are exempt providing that no sign shall have an area exceeding four square feet in area. Sign area may be increased to thirty two, provided that the sign is so located that no portion of the sign is located on the public right of way or lands of which are being used for public right of way and further provided that all political signs be removed within ten days after the election, and provide that all signs authorized are authorized for 90 days prior to any election.

AYES: 5

NAYS: 2

MOTION CARRIED.

RESOLUTION AMENDING CAPITAL IMPROVEMENTS FUND BUDGET FY 2008 AMENDMENT NO. 7 - POLICE TRAINING FUNDS-STATE OF MICHIGAN.

Greenberg moved, Hill second that Whereas, a budget was adopted by the Chocolay Township Board to govern the expenditures of anticipated capital improvements fund receipts within the township on December 17, 2007 for the next fiscal year, and Whereas, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures, Now Therefore, Be It Hereby Resolved, that the aforesaid budget be hereby modified as follows:

EXPENDITURE	PREVIOUS	CHANGE	AMENDED
Police Training			
Capital Outlay			
401.306.957	\$2011.58	+\$448.32	\$2,459.90

REVENUE	PREVIOUS	CHANGE	AMENDED
State of MI			
401.543	\$16,215.65	+\$448.32	\$16,663.97

ROLL CALL .

AYES: Tabor, Hill, Carlson, Trudeau, Maki, Greenberg, Seppanen.

NAYS: None.

MOTION CARRIED

RESOLUTION AMENDING GENERAL FUND BUDGET FY 2008 - AMENDMENT NO. 4 REIMBURSEMENT FOR ALCOHOL GRANTS

Tabor moved, Greenberg second that Whereas, a budget was adopted by the Chocolay Township Board to govern the expenditures of anticipated general fund receipts within the township on December 17, 2007 for the next fiscal year, and Whereas, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to maintain a balanced budget between revenues and expenditures, Now Therefore, Be It Hereby Resolved, that the aforesaid budget be hereby modified as follows:

EXPENDITURE	PREVIOUS	CHANGE	AMENDED
Police Salary			
101.305.702	\$234,849.92	+\$9,841.44	\$244,691.36

Vehicle Operations			
101.305.742	\$21,350.00	+\$ 231.47	\$21,581.47

REVENUE	PREVIOUS	CHANGE	AMENDED
Miscellaneous			

101.698                                 \$35,639.00                         \$10,072.91                         \$45,711.91

ROLL CALL.

AYES: Trudeau, Maki, Greenberg, Tabor, Hill, Carlson, Seppanen.

NAYS: None.

MOTION CARRIED

RESOLUTION AMENDING CAPITAL IMPROVEMENTS FUND BUDGET FY 2008 **AMENDMENT NO. 8** FEDERAL REGIONAL GRANT.

Trudeau moved, Hill second that Whereas, a budget was adopted by the Chocolay Township Board to govern the expenditures of anticipated capital improvements fund receipts within the township on **December 17, 2007**, for the next fiscal year, and Whereas, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures, Now Therefore, Be It Hereby Resolved, that the aforesaid budget be hereby modified as follows:

EXPENDITURE	PREVIOUS	CHANGE	AMENDED
Fire Department Capital Outlay 401.341.957	\$285,617.60	+\$33,749.00	\$319,366.60

REVENUE	PREVIOUS	CHANGE	AMENDED
Federal Grant 401.501	\$314,038.60	+\$33,749.00	\$347,787.60

ROLL CALL .

AYES: Tabor, Hill, Carlson, Trudeau, Maki, Greenberg, Seppanen.

NAYS: None.

MOTION CARRIED

PURCHASE OF DRESS UNIFORMS FIRE DEPARTMENT.

Hill moved, Trudeau second to award the purchase of complete dress uniforms to Metropolitan Uniform and Equipment Company with the purchase price not to exceed \$6,000.00. The funds will come from KBIC monies in the department's Capital Improvement Fund 401.340.957.

ROLL CALL .

AYES: Trudeau, Maki, Greenberg, Tabor, Hill, Carlson, Seppanen.

NAYS: None.

MOTION CARRIED

IDENTITY THEFT PREVENTION.

Hill moved, Greenberg second to approve and enact the Identity Theft Prevention Program and to appoint Deputy Clerk, Mary Sanders as the liaison of this program.

AYES: 7             NAYS: 0

MOTION CARRIED.

IRON ORE HERITAGE RECREATION AUTHORITY RESOLUTION.

Greenberg moved, Tabor second that

WHEREAS, the Township of Chocolay endorses the Recreation Authority and its goal to develop, manage, and maintain the Iron Ore Heritage Trail.

WHEREAS, the Township of Chocolay will work with its neighbors for the development of a connected trail system.

WHEREAS, the Township of Chocolay endorses the Iron Ore Heritage Trail as an interpretative trail with signage and interpretation of our region's mining heritage.

WHEREAS, the Township of Chocolay endorses the Iron Ore Heritage Trail as a tool for economic development through the preservation of our history and traditions.

WHEREAS, the Township of Chocolay endorses the Iron Ore Heritage Recreation Authority ballot request of a millage increase in 2010.

WHEREAS, the Township of Chocolay understands that the IOHRA will continue as a Recreation Authority for the duration of the approved millage or will dissolve within sixty (60) days from and after the election date in 2010 if any of the electors in any of the participating municipalities of the Authority fail to approve a public recreation tax on all of the taxable property within each of the participating municipalities of the Authority by November 2010.

NOW THEREFORE IT BE RESOLVED that the Township of Chocolay supports the continuation of the Recreation Authority for the development, management, and maintenance of the Iron Ore Heritage Trail.

AYES: 7             NAYS: 0

MOTION CARRIED.

EWING PINES BILL BUDGET APPROPRIATION.

Trudeau moved, Tabor second to expend \$750.00 payable to A & A Drain from account 571.930 Repairs and Maintenance in the Township Sewer Fund.

ROLL CALL .

AYES: Tabor, Hill, Carlson, Trudeau, Maki, Greenberg, Seppanen.

NAYS: None.

MOTION CARRIED

EWING PINES BUDGET APPROPRIATION.

Trudeau moved, Hill second to expend 3,563.55 payable to STS Consultants from account 571.801 professional services from the Township Sewer Fund.

ROLL CALL .

AYES: Trudeau, Maki, Greenberg, Tabor, Hill, Carlson, Seppanen.

NAYS: None.

MOTION CARRIED

BOARD APPOINTMENTS.

Tabor moved, Hill second that Mike Summers be re-appointed to the Pension Commission for a term to run from January 1, 2009 to December 31, 2014 (6 year term).

AYES: 7      NAYS: 0

MOTION CARRIED.

Hill moved, Trudeau second that Ken Tabor be re-appointed to the Election Commission for a term to run from January 1, 2009 to December 21, 2012 (four year term).

AYES: 7      NAYS: 0

MOTION CARRIED.

Hill moved, Tabor second that John Trudeau be re-appointed to the Election Commission for a term to run from January 1, 2009 to December 21, 2012 (four year term).

AYES: 7      NAYS: 0

MOTION CARRIED.

PUBLIC COMMENT.

None.

INFORMATIONAL REPORTS AND COMMUNICATIONS.

- A. Marquette County Solid Waste Management Authority Information
- B. Board update from employee staff meeting
- C. Communication from Charter Communication
- D. Safety and Health Program
- E. Planning Commission Annual Report

Supervisor Seppanen adjourned the meeting at 8:20 pm.

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Arlene E. Hill, CMC  
Clerk

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Mary L. Sanders, CMC  
Deputy Clerk