

Milton Township Board
Meeting Minutes
May 11, 2009

Members present: Bargy, Cole, Atkinson, Ball and Pharo

Also present: Attorneys Derman and Turkelson, Weinzapfel, Stilson, Howard and 16 audience members

Bargy called the meeting to order at 7 pm and the Pledge was recited.

Agenda approved.

Public comment:

Keith Termaat discussed the re-testing for E. Coli and sampled levels in Mitchell Creek.

Toby Way asked regarding road paving.

Approval of minutes dated April 13, 2009

Motion to approve by Cole, seconded by Ball, to approve as presented. Motion carried.

Approval of special meeting minutes dated April 29th, 2009

Motion to approve as presented by Ball, seconded by Pharo. Motion carried.

Wes Webber with North by Northwest representing AT&T presented a site plan for a cellular tower behind the old township hall. The company will pay on a lease. This will be 185 feet, monopole. It will hold other antennas, at a minimum of three other co-locators. It could bring in at the top, \$1200 per month. This doesn't require a public hearing. It is a permitted use according to the zoning ordinance. There will be an insurance bond incase there is a problem with the tower. It will be plain gray.

Peg Comfort regarding the greenbelt buffer program for a new site. The new site is the Waring Road end access, which is actually on NW Torch Lake Drive. Comfort presented a new proposed plan, along with proposed plantings and maintenance contracts. If the board approves the project tonight, it could take the project into planting in September. It must be completed by the end of September. Cole and Pharo still have problems with the maintenance agreement. Cole said he would work on re-writing the language.

Motion to approve the greenbelt buffer zone for the Waring Road End project with the Watershed Center, contingent upon both parties coming to a mutual acceptable maintenance agreement by Cole. Seconded by Ball. Motion carried.

The board discussed possible language regarding phragmites

Keith Termaat said the township has no jurisdiction over the bottomlands. He suggests going to an upcoming conference, which will discuss this. Termaat also mentioned that there was a similar problem in Saginaw Bay. He has submitted a proposal to the MDEQ for review. All of

Antrim is passing this, Peninsula, Acme, and East Bay will be passing this. Pharo asked how this would obligate the township. A person will be in charge and annually conduct an inspection and give written notice to where the phragmites is going. The private property owners will then be notified of phragmites infestation and the eradication zone. Then the DEQ will permit treatment of the parcels. The township will determine the cost. Possibly incurred by the private property owners. As far as cost goes, it is estimated at around \$1 per foot. This is not in the agreement.

Do private property owners have the right to refuse access? Yes, but a search warrant can be obtained. Ball asked if a decision on the proposed ordinance be tabled pending further information. Motion by Ball to table this issue. Seconded by Atkinson. Motion carried.

Road End Accesses: There will be a Resolution from the Antrim County Road Commission to transfer ownership of road end accesses.

There is a new proposed bid from the Antrim County Road Commission for Western Road \$187,300. Elk Rapids and Torch Lake Township are not in the position to share in the cost for paving Birch Lake or Erickson at this time. There was no bid done for Hicken. There was discussion on reviewing another bid in June of this year. The Board recommended a cap be maintained of \$150,000 for road repaving.

Motion by Pharo, seconded by Cole to pave \$150,000 of Western Road. Motion carried.

Repair of Basket Ball Court: Hentco of Traverse City has submitted a bid of \$7446 to restore the basketball courts.

Motion to approve the resurfacing of the basketball court by Hentco by Cole, seconded by Pharo. Motion carried.

Supervisor's Report:

Bargy provided a list of used tools that are available for sale. The purchase price on these tools is \$2000. After discussion the Board was not in favor of purchase.

Fire Department Report

As given by Howard.

The community donated \$476 for Muscular Dystrophy during the clean up day.

Request to approve Mike Tilley as a new fireman. He will be a third generation firefighter on the department.

Planning Commission Report

As given by Stilson.

Last month's meeting were updates on non-conforming lots, signs, and ordinance review. A new subcommittee was formed for shoreline protection.

Attorney's Report

83 Runs for April for the Sheriff's Report. Update on Charter Communications Bankruptcy.

Update on farmland preservation. Update on the Metro Act payment. Update on Antrim County Road Commission Road Ends. Update on Antrim County Recycling.

The ZBA meeting this month has been canceled.

Public Comment

No one wished to speak

Motion to approve the bills by Pharo. Seconded by Ball. Motion carried.
Meeting adjourned at 8:54 pm.

These minutes are subject to approval at the June 8th 2009 meeting.

Respectfully submitted.

Sandra Ball, Clerk