

**PENNFIELD CHARTER TOWNSHIP
REGULAR MEETING MINUTES
NOVEMBER 14, 2017**

Supervisor Morgan called the meeting to order at 6:00 PM at the Pennfield Middle School cafeteria. Present were: Supervisor Morgan, Clerk Case, Treasurer Jackson, Trustees Damerow, Goodman, Herbstreith & Skelding. There were 10 people present.

CITIZEN/PUBLIC COMMENT

None

ADDITIONS/DELETIONS TO THE AGENDA

It was moved by Trustee Damerow and supported by Trustee Herbstreith to accept the Agenda as presented. **Motion carried.**

APPROVAL OF THE CONSENT AGENDA

It was moved by Trustee Damerow and supported by Trustee Herbstreith to accept the Consent Agenda as presented. **Motion carried.** The consent Agenda consists of the following items:

1. Meeting minutes of October 10, 2017
2. Utility Division monthly report – see addendum
3. Code Compliance monthly report – see addendum
4. Permits Department monthly report – see addendum
5. Cemetery Department monthly report – see addendum
6. Life Care report
7. Zoning report

PUBLIC SAFETY REPORTS

POLICE: Lt. Wiersma was present from the Calhoun County Sheriff’s Department to give the monthly report. The monthly stats are as follows: 118 traffic citations, 166 verbal warnings, 23 traffic crashes, 52 arrests, 110 self generated complaints, 233 dispatched complaints and 1,450 property inspections.

FIRE: Chief Smith was present from the Fire Department to give the monthly report. The stats are as follows: 4 fires, 72 rescue & medical emergencies, 8 hazardous conditions, 2 service calls and 2 good intent calls.

UNFINISHED BUSINESS

1. Pennfield Charter Township Road Project
2. Discussion on the effects and possible amending or elimination of Pennfield Charter Township Ordinance 207-06-16 (Registration and certification of rental dwellings)

NEW BUSINESS

1. Adoption of Pennfield Charter Township Resolution 17-79

**PENNFIELD CHARTER TOWNSHIP RESOLUTION 17-79
(a Resolution setting the health insurance FSA contributions for 2018)**

BE IT RESOLVED, that the Township Board hereby officially sets the health insurance FSA contributions by the Township for those employees and elected officials who are enrolled in the group health plan:

SINGLE COVERAGE	\$750.00
MARRIED COVERAGE	\$1,500.00
FAMILY COVERAGE	\$1,250.00

Moved by: Trustee Damerow Supported by: Trustee Herbstreith

Supervisor Morgan – Yes	Trustee Damerow – Yes
Clerk Case – Yes	Trustee Goodman – Yes
Treasurer Jackson – Yes	Trustee Herbstreith – Yes
	Trustee Skelding – Yes

Vote shows 7 yes, -0- no. **Resolution 17-79 is adopted.**

2. Adoption of Pennfield Charter Township Resolution 17-80

**PENNFIELD CHARTER TOWNSHIP RESOLUTION #17-80
(a Resolution establishing the street lighting ad valorem
assessment/millage rate for Fiscal Year 2017-2018)**

WHEREAS, it has been the policy of the Pennfield Township Board to levy a special ad valorem assessment/millage rate against those properties within two hundred feet of a street light, or within a street lighting district, and

WHEREAS, it has been projected by the Pennfield Township Board that the cost for the operation of street lights will be approximately \$91,700.00 in 2017, and

WHEREAS, the taxable value of those properties is projected to be \$97,276,420.00 for 2017,

SO, THEREFORE BE IT RESOLVED, that the Pennfield Township Board hereby places a special ad valorem assessment against all properties within two hundred feet of a street light, or within a street lighting district, in the amount of **.931 mills** and that this ad valorem assessment shall become part of the 2017 Winter Tax Roll.

Moved by: Trustee Damerow

Supported by: Trustee Herbstreith

Supervisor Morgan – Yes

Trustee Damerow – Yes

Clerk Case – Yes

Trustee Goodman – Yes

Treasurer Jackson – Yes

Trustee Herbstreith – Yes

Trustee Skelding – Yes

Vote shows 7 yes, -0- no. **Resolution 17-80 is adopted.**

3. Adoption of Pennfield Charter Township Resolution 17-81

PENNFIELD CHARTER TOWNSHIP RESOLUTION #17-81

(a Resolution authorizing the purchase of (8) Delta Air-Packs, 4500 psi, Medium Double Curve Mask with Head Harness)

BE IT RESOLVED, a Resolution authorizing the purchase of (8) Delta Air-Packs, 4500 psi, Medium Double Curve Mask with Head Harness., Buddy Breather and Mask Bag.

Purchase price not to exceed \$21,422.72. Purchase price includes and is based on trading in (8) Viking Z7 systems.

Moved by: Trustee Damerow

Supported by: Trustee Herbstreith

Supervisor Morgan – Yes

Trustee Damerow – Yes

Clerk Case – Yes

Trustee Goodman – Yes

Treasurer Jackson – Yes

Trustee Herbstreith – Yes

Trustee Skelding – No

Vote shows 6 yes, 1 no. **Resolution 17-81 is adopted.**

4. Adoption of Pennfield Charter Township Resolution 17-82

PENNFIELD CHARTER TOWNSHIP RESOLUTION #17-82

(a Resolution approving the purchase of (2) CZ Scorpion Semi-Automatic 9mm rifles with Law Enforcement Package by the Calhoun County Sheriff Department with a purchase price not to exceed \$3169.00 total to be used exclusively in Pennfield Charter Township)

THEREFORE BE IT RESOLVED, that the Pennfield Charter Township Board hereby authorizes the Calhoun County Sheriff Department to purchase (2) CZ Scorpion Semi-Automatic 9mm rifles with Law Enforcement Package by the Calhoun County Sheriff Department with a

purchase price not to exceed \$3169.00 total to be used exclusively in Pennfield Charter Township

Moved by: Trustee Damerow Supported by: Trustee Herbstreith

Supervisor Morgan – Yes Trustee Damerow – Yes
Clerk Case – Yes Trustee Goodman – Yes
Treasurer Jackson – Yes Trustee Herbstreith – Yes
Trustee Skelding – Yes

Vote shows 7 yes, -0- no. **Resolution 17-82 is adopted.**

5. Adoption of Pennfield Charter Township Resolution 17-83

**PENNFIELD CHARTER TOWNSHIP RESOLUTION #17-83
(a Resolution establishing the Pennfield Charter Township
millage rate for Fiscal Year 2017-2018)**

WHEREAS, the Pennfield Charter Township Board held a *Truth in Taxation Hearing* on March 30, 2017 in accordance with Public Act No. #5 of the 1982 Truth in Taxation, and

WHEREAS, the Pennfield Charter Township Board did approve the establishment of a township tax levy for all real and personal property at the maximum allowable millage rate for 2017, as approved by the voters in Pennfield Township, so

THEREFORE, BE IT RESOLVED, that the Pennfield Charter Township Board hereby establishes a millage rate of 7.4103 for 2018:

**0.9292 mills for GENERAL OPERATIONS
4.4671 mills for PUBLIC SAFETY OPERATIONS
2.014 mills for LOCAL ROAD REPAIRS & IMPROVEMENTS**

Moved by: Trustee Damerow Supported by: Trustee Herbstreith

Supervisor Morgan – Yes Trustee Damerow – Yes
Clerk Case – Yes Trustee Goodman – Yes
Treasurer Jackson – Yes Trustee Herbstreith – Yes
Trustee Skelding – Yes

Vote shows 7 yes, -0- no. **Resolution 17-83 is adopted.**

6. Adoption of Pennfield Charter Township Ordinance 208-11-17

ORDINANCE NO. 208-11-17

CONSUMERS ENERGY COMPANY ELECTRIC FRANCHISE ORDINANCE

AN ORDINANCE, granting to CONSUMERS ENERGY COMPANY, its successors and assigns, the right, power and authority to construct, maintain and commercially use electric lines consisting of towers, masts, poles, crossarms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances on, under, along and across the highways, streets, alleys, bridges, waterways, and other public places, and to do a local electric business in the CHARTER TOWNSHIP OF PENNFIELD, CALHOUN COUNTY, MICHIGAN, for a period of thirty years.

THE CHARTER TOWNSHIP OF PENNFIELD ORDAINS:

SECTION 1. GRANT, TERM. The CHARTER TOWNSHIP OF PENNFIELD, CALHOUN COUNTY, MICHIGAN, hereby grants the right, power and authority to the Consumers Energy Company, a Michigan corporation, its successors and assigns, hereinafter called the "Grantee," to construct, maintain and commercially use electric lines consisting of towers, masts, poles, crossarms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances for the purpose of transmitting, transforming and distributing electricity on, under, along and across the highways, streets, alleys, bridges, waterways, and other public places, and to do a local electric business in the CHARTER TOWNSHIP OF PENNFIELD, CALHOUN COUNTY, MICHIGAN, for a period of thirty years.

SECTION 2. CONSIDERATION. In consideration of the rights, power and authority hereby granted, said Grantee shall faithfully perform all things required by the terms hereof.

SECTION 3. CONDITIONS. No highway, street, alley, bridge, waterway or other public place used by said Grantee shall be obstructed longer than necessary during the work of construction or repair, and shall be restored to the same order and condition as when said work was commenced. All of Grantee's structures and equipment shall be so placed on either side of the highways as not to unnecessarily interfere with the use thereof for highway purposes. All of Grantee's wires carrying electricity shall be securely fastened so as not to endanger or injure persons or property in said highways. The Grantee shall have the right to trim trees if necessary in the conducting of such business, subject, however, to the supervision of the highway authorities.

SECTION 4. HOLD HARMLESS. Said Grantee shall at all times keep and save the Charter Township free and harmless from all loss, costs and expense to which it may be subject by reason of the negligent construction and maintenance of the structures and equipment hereby authorized. In case any action is commenced against the Charter Township on account of the permission herein given, said Grantee shall, upon notice, defend the Charter Township and save it free and harmless from all loss, cost and damage arising out of such negligent construction and maintenance.

SECTION 5. EXTENSIONS. Said Grantee shall construct and extend its electric distribution system within said Charter Township, and shall furnish electric service to applicants residing therein in accordance with applicable laws, rules and regulations.

SECTION 6. FRANCHISE NOT EXCLUSIVE. The rights, power and authority herein granted, are not exclusive.

SECTION 7. RATES. Said Grantee shall be entitled to charge the inhabitants of said Charter Township for electricity furnished therein, the rates as approved by the Michigan Public Service Commission, to which Commission or its successors authority and jurisdiction to fix and regulate electric rates and rules regulating such service in said Charter Township, are hereby granted for the term of this franchise. Such rates and rules shall be subject to review and change at any time upon petition therefor being made by either said Charter Township, acting by its Charter Township Board, or by said Grantee.

SECTION 8. REVOCATION. The franchise granted by this ordinance is subject to revocation upon sixty (60) days written notice by the party desiring such revocation.

SECTION 9. MICHIGAN PUBLIC SERVICE COMMISSION, JURISDICTION. Said Grantee shall, as to all other conditions and elements of service not herein fixed, be and remain subject to the reasonable rules and regulations of the Michigan Public Service Commission or its successors, applicable to electric service in said Charter Township.

SECTION 10. REPEALER. This ordinance, when accepted and published as herein provided, shall repeal and supersede the provisions of an electric ordinance adopted by the Charter Township on March 8, 1988 entitled:

AN ORDINANCE, granting to CONSUMERS POWER COMPANY, its successors and assigns, the right, power and authority to construct, maintain and commercially use electric lines consisting of towers, masts, poles, crossarms, guys, braces, feeders, transmission and distribution wires, transformers and other electrical appliances on, under, along and across the highways, streets, alleys, bridges and other public places, and to do a local electric business in the TOWNSHIP OF PENNFIELD, CALHOUN COUNTY, MICHIGAN, for a period of thirty years.

and amendments, if any, to such ordinance whereby an electric franchise was granted to Consumers Energy Company.

SECTION 11. EFFECTIVE DATE. This ordinance shall take effect upon the day after the date of publication thereof; provided, however, it shall cease and be of no effect after thirty days from its adoption unless within said period the Grantee shall accept the same in writing filed with the Charter Township Clerk. Upon acceptance and publication hereof, this ordinance shall constitute a contract between said Charter Township and said Grantee.

We certify that the foregoing Franchise Ordinance was duly enacted by the Charter Township Board of the CHARTER TOWNSHIP OF PENNFIELD, CALHOUN COUNTY, MICHIGAN, on the 14th day of November, 2017.

Moved by: Trustee Damerow
Supervisor Morgan – Yes
Clerk Case – Yes
Treasurer Jackson – Yes

Supported by: Trustee Herbstreith
Trustee Damerow – Yes
Trustee Goodman – Yes
Trustee Herbstreith – Yes
Trustee Skelding – Yes

Vote shows 7 yes, -0- no. **Ordinance 208-11-17 is adopted.**

MONTHLY TREASURER'S REPORT

October, 2017 monthly report shows the following balances:

General Fund	\$659,429.05
2015 Road Bond	\$64,774.49
Metro Act – Maintenance	\$0.00
Parks	\$5,367.52
Public Safety	\$350.19
Sewer	\$1,040,025.44
Water	\$1,198,581.77
Trust & Agency	\$12,587.14
Tax Collection	\$64,251.58
Weed Control	(\$11,481.99)
TOTAL:	\$3,033,885.19

It was moved by Trustee Damerow and supported by Trustee Herbstreith to approve the Treasurer's monthly report. **Motion carried.**

PAYMENT OF MONTHLY BILLS

It was moved by Trustee Damerow and supported by Trustee Herbstreith to approve the payment of the monthly bills in the amount of \$356,918.27. **Motion carried.**

EXTENDED PUBLIC COMMENTS

Residents had questions/comments on the following: Streetlights and Sheriff patrolling

BOARD MEMBER COMMENTS

Trustee Skelding – None

Trustee Goodman – Wants to know the status of the house that burned in Carriage Hills

Clerk Case – None

Treasurer Jackson – None

Trustee Herbstreith – None

Trustee Damerow – Happy Thanksgiving to all

ANNOUNCEMENTS BY CHAIRPERSON

The next regularly scheduled Township Board meeting will be Tuesday, December 12, 2017. The next monthly recycling weekend will be November 18th and 19th. There were 6 Township residents that were honored at the Vietnam War Commemorative Event which was held on October 27th.

It was moved by Trustee Damerow and supported by Trustee Herbstreith to adjourn the meeting at 6:35 PM. **Motion carried.**

David P. Morgan – Supervisor

Kathleen R. Case – Clerk

ADDENDUM A – DEPARTMENT REPORTS

UTILITIES

The stats for October, 2017 are as follows: 1,200 meter reads, 5 corrective work orders and 25 Miss Digs.

CODE ENFORCEMENT

1. Conducted property inspections for new complaints and follow up inspections of previous complaints.
2. Received 13 new complaints: 3 front yard parking 2 inoperable vehicles, 7 junk/trash and 1 Township Ordinance.

ASSESSOR

1. All Homestead forms, Property Transfer Affidavits & Deeds are current. There were 22 transfers of property for the month: 20 were regular sales and 2 were foreclosure related.
2. Visit & document changes due to Building Permits.
3. Miscellaneous phone & in person inquiries about assessment, splits & descriptions.

CEMETERY

Burials – 4	\$2,150.00
Foundations – 2	\$400.00
Graves sales – 0	\$0.00
TOTAL:	\$2,550.00

PERMITS

Building – 12	\$3,030.64
Electrical – 12	\$1,610.00
Mechanical – 16	\$3,167.00
Plumbing – 7	\$1,729.00
Zoning – 1	\$70.00
TOTAL:	\$9,606.64

