

LELAND TOWNSHIP BOARD MEETING
Monday, August 12, 2024 – 7:00 p.m.
Leland Township Library, Munnecke Room
203 E. Cedar Street, Leland, MI 49654

MINUTES

PRESENT: Supervisor Susan Och, Clerk Lisa Brookfield, Treasurer Shirley Garthe, Trustee Clint Mitchell, Trustee Mariann Kirch.

GUESTS: 17

CALL TO ORDER: Och called the meeting to order at 7:00 p.m. with the Pledge of Allegiance.

APPROVAL OF AGENDA: On the advice of the attorney, item #1 was struck from the agenda.

ACTION: Garthe moved to approve the agenda as presented and amended; supported by Mitchell. Motion carried. 5,0

DECLARATION OF POTENTIAL CONFLICTS OF INTEREST: None

CONSENT AGENDA

APPROVAL OF MINUTES

July 8, 2024 (Regular Meeting): Brookfield moved to approve the minutes of July 8, 2024; supported by Garthe. Motion carried. 5,0

July 30, 2024 (Special Meeting): Brookfield moved to approve the minutes of July 30, 2024; supported by Mitchell. Motion carried. 5,0

PUBLIC COMMENT

Berkley Duck – He is the President of the Leland Township Library Board. The Library would like to put a proposal in front of the Board that transfers ownership of the Library property. Duck offered a history of the Library plot of land and the reorganization of the Library (2016 intergovernmental agreement). He distributed a copy of the information to the Board. The Library Board is concerned about the lack of progress on the restoration of the sea wall. The Library Board wants to maintain the public's access to Leland through the seawall venue. The Library is suggesting that the Township Board turn over the deed to the land to the Library Board. He described the terms of the proposed agreement. The Library and the Township Board would continue to have scheduling access to the Munnecke room as they do now. The Library Board is asking the Township to call a special meeting to reach an agreement for this purchase.

Frank Migda – He asked who enforces rules concerning STR's and road ends? He feels that added tourist use causes stress on the sewer system. He also cited that private fences at the Reynolds road end were built into the public area. Who enforces those rules?

Steve Mikowski – He endorsed Migda's sentiment and suggested that each resident connected to the sewer system be metered.

Mr. Mikowski presented his request to hold a referendum vote on the Leland Township Zoning Ordinance 96-1. This is the 335th month this request has been made. He also asked the Board to correct a longstanding error denying a 17 ½ inch side yard setback variance for a deck. This request has been made since 1983 at Planning and Township meetings.

Jim Atkinson – He reiterated his concern about the parking on River Street. When there is parking on both sides, only one car can get through. He also reiterated his request to have Parallel parking signs outside of Trishes Dishes need to be moved. It is a simple fix and It has been going on too long.

REPORTS FROM BOARDS AND COMMISSIONS – Reports are online and on file at the Leland Township Office.

Fire & Rescue, Chief Dan Besson

He reported on service calls (70) for the month. He described what happens when there are overlapping calls of which there were 12 overlapping calls in July. With current technology, some car models will have an alert system within the car to alert a driver of an emergency (sired) vehicle approaching. This is being instituted in our area. 16 smoke alarms and CO2 alarms were installed. The firefighters received a second set of firefighting gear which was funded by a grant.

Planning/Zoning, Tim Cypher

Mitchell reported on the Planning Commission activities. There was a public hearing for the master plan. Corrections and additions will be reviewed and will seek approval at the September Board meeting.

Harbor, Jeremy Anderson

Brookfield reported for Jeremy Anderson. The Harbor has been very busy.

Sewer, Steve Patmore

Flows have been good. Levels have been comparable to last year's levels which is normal. The State has approved Leland's use of calcium nitrate. Operations have been going well. Several projects were done this month. The Harbor septic tank has been filling up quickly and is now being checked every two weeks.

Parks & Rec

Tim Zywicki – There were \$4,000 of unplanned expenses in the Parks and Rec budget. There was a lot of tree clean-up work and the trash pick-up has been messed up. We've had some part-time lifeguard shifts. Bingham Township has organized a meeting of all Township Parks and Rec committees in the county. ADA accessibility is a big subject. The Leland Parks and Rec Survey results will be posted next week. Zywicki commended the Fireworks show this year but expressed a need for more help to clean up the debris after the event.

County Commission, Kama Ross

She reminded everyone of the County's Hazardous Waste Collection service. She gave an update on the Point Broadband project. It will be 97% done by the end of the year. There have

been a lot of sign-ups and not a lot of complaints. There is an executive Board meeting tomorrow. She reviewed the agenda for the meeting. The hiring of an HR person and a financial director will be discussed. This has been a difficult process. She noted that County spending has gone up by 26% since 2022, but a lot of projects have been completed.

TREASURER'S REPORT

Ms. Garthe reported on income and expenses for the last month. July taxes have come in well. General fund activity is business as usual. The Harbor is busy on a daily basis.

ACTION: Mitchell moved to approve the Treasurer's Report as presented; supported by Brookfield. Motion carried. 5,0

SUPERVISOR'S REPORT

A written report was submitted to the Board prior to the meeting. It is on file at the Leland Township Office.

There have been complaints about Beechwood Cemetery as being noisy and a frequent flotilla of boats going by. It may be noisy, but people cannot use the cemetery as a beach access. A section may be needed to add to the ordinance stating that the cemetery is not a recreational area. She has received a few phone calls about the parking fees. The Lake Street road condition is a concern. There will not be a Board of Review in July.

Och asked for feedback about the seawall project as permitting is scheduled to happen in December.

Mitchell asked for consideration of housing shortages in the County.

ACTION ITEMS

~~1. 211 Main Street lawsuit resolution: approval of statement and request for transcript of court proceedings~~

2. Lake Leelanau Labor Day Walk and Duck Derby road closure M-204, September 2, 2024.

ACTION: Brookfield moved to approve the road closure of M-204 on September 2, 2024 for the Lake Leelanau Labor Day Walk and the Duck Derby; supported by Kirch. Motion carried. 5,0

3. Use Request for Leelanau Youth Soccer League at Hancock Field starting September 4, 2024.

ACTION: Brookfield moved to approve the Leelanau Youth Soccer League's request to use Hancock Field starting September 4, 2024; supported by Garthe. Motion carried. 5,0

4. Resolution ZA 2024-01 to amend the Leland Township Zoning Ordinance.

This was talked about at last month's meeting. Mitchell noted a typo error in the amendment document: #4 on the front page of the document, the phrase "+ 10% over 10,000 s.f. lot area" was repeated and needs to be struck.

ACTION: Brookfield moved to adopt Resolution ZA 2024-01 as corrected to amend the Leland Township Zoning Ordinance as approved at the July 8, 2024 meeting; supported by Mitchell.

VOICE ROLL CALL: (not necessarily called in this order)

Supervisor Susan Och: Yes

Clerk Lisa Brookfield: Yes

Treasurer Shirley Garthe: Yes

Trustee Clint Mitchell: Yes

Trustee Mariann Kirch: Yes Motion carried. 5 in favor, 0 opposed

5. AT&T Metro Act Permit Extension

They pay us \$0.05 a mile for the privilege.

ACTION: Brookfield moved to approve the AT&T request to extend the Metro Act Permit Extension with the Township; supported by Mitchell. Motion carried. 5,0

6. Replacement of computer for BS&A administration Sewer and Assessing not to exceed \$2300.

The current computer is not working and cannot get updates.

ACTION: Mitchell moved to approve the replacement of a computer for BS&A administration Sewer and Assessing not to exceed \$2300; supported by Garthe. Motion carried. 5,0

7. Policy to set the agenda for Leland Township

Brookfield has drafted a policy. She suggested that agenda items be submitted by the Monday prior to the meeting. There was discussion about the Wednesday prior to the meeting being sufficient. Brookfield disagreed. Board members expressed that they wanted the Board books earlier so they could make phone call about agenda items if necessary.

ACTION: Mitchell moved to adopt the policy for setting the agenda for the Board meetings as discussed; supported by Brookfield.

DISCUSSION: if someone came in on Tuesday, does that mean that their item could not be put on the agenda? A full quorum of the Board can add an item at the meeting. It was suggested that someone could submit an item late in order to avoid publication of the item.

Motion carried. 4,1

OTHER/OLD BUSINESS

1. Request from Sam Chugh at NJ's Grocery to designate the first five parking places on the east side of Main Street south of M-204 as "30-minute parking".

Sam Chugh did not submit a formal proposal. Item tabled.

BILLS AND ACCOUNTS

The bills and accounts lists were distributed to Board members. There was nothing unusual for the month. Brookfield reviewed than it was business as usual. Quarterly payments were paid.

ACTION: Mitchell moved for payment of bills from July 9, 2024 to August 12, 2024; supported by Garthe. Motion carried. 5,0

CORRESPONDENCE

Och and Brookfield shared received written correspondence with the Board.

BOARD COMMENT

Clint Mitchell – He commented that the road painting should be done prior to school starting.

Susan Och - She will be contacting everyone to get their availability for a meeting to discuss the transfer of the seawall project.

Lisa Brookfield – She thanked all the poll workers and commented on how accommodating the Fire Department was during the voting.

Marianne Kirch – She suggested that the special meeting be held after August 30 and legal council should be invited.

PUBLIC COMMENT

Kama Ross - Leland wants to do a bridge walk for Labor Day and it would not require a road closure.

Kathy Dawkins - She thanked Chief Besson for having the firefighters at the Leland Farm Market. She also asked if the agenda item documents could be posted online.

Steve Mikowski – He agreed with Ms. Dawkins that agenda items needed more explanation prior to the meeting.

He attended the public hearings on the Master Plan. He requested some language for the sewer system. He also commented that the Township needs to designate more land for the sewer system. Now that the sewer plant is on Provemont Pond property, the area should be designated as industrialized instead of public property. This needs to be better explained to the people.

Chief Besson – He explained the Fire Department participation in local activities.

ADJOURNMENT

ACTION: Garthe moved to adjourn the meeting at 8:22 p.m.; supported by Mitchell. Motion carried. 4,0

The next meeting is September 9, 2024.

Respectfully Submitted,

Cindy Kacin, Recording Secretary

Date Approved: _____

Susan Och, Leland Township Supervisor

Lisa Brookfield, Township Clerk