

**Regular Meeting of the Township Board
Tuesday, October 8, 2024
Cleveland Township**

Supervisor Tim Stein, called the meeting to order at 7 pm. Present on roll call were Jan Nowak, Todd Nowak, Tim Stein, Tracy Olsen, and Angie Diotte
Public attendance Cathy Anderson, Cookie Currier, Molly Peplinski, Billy Peplinski, John Imboden, and 2 other township residents

**Motion by Jan Nowak and seconded by Todd Nowak to approve September 10, 2024 Minutes
Ayes: 5, Nays: 0. Motion carried.**

Public Comment on Agenda- None

Supervisor's Report – Tim Stein – None

Clerk Report – Tracy Olsen – Working on election, cemetery requests, and hall rentals.

Treasurer's Report – Angie Diotte – September 30, 2024

Beginning Balance \$405,627.64

Disbursements -\$13,536.53

Revenue \$36,111.55

Balance \$428,202.66

Tim Stein – East Traverse Lake Road Project is done so we will be getting a bill for that \$198,000 to complete that project. We had \$200,000 in the road fund to complete that.

**Motion by Todd Nowak and seconded by Tracy Olsen to approve Treasurer's Report for September 30, 2024 Report.
Ayes: 5, Nays: 0. Motion carried**

Planning Commission Report –Todd Nowak – Review Dean Manika's email. Dean is looking for some input from the board on the Recreational Master Plan for the Park. Networks Northwest because they have a boiler plate recreational plan and some hours that help you adapt that boiler plate to your specific situation, and you can have a recreational master plan in place. He will probably bring it to the next Planning Commission Meeting. Crucial now to get a recreational plan in place. Something's that maybe on the horizon with our mater plan.

Zoning Administrator's Report – Scott Sheehan: Land Use Permits Issued – Chris Painchaad 4800 S. Club Dr. Building a new Home. Charles Poor 1771 E Swanson Trail. Building a new garage.

Andi was able to get both the new land use and STR applications up and running. So far both have been working great. I have been taking many phone calls, as expected, regarding the new STR ordinance. So far, I have received 12 applications since the launch last week. One thing we may want to look at changing is the collection of the check. It's my understanding that applicants only need to pay if they are approved for the permit, so with that being said maybe we collect payment after they are informed of getting a permit. The other thing I would like to look at is having the applicant email the permit to my address and only offer the mailed version in extenuating circumstances. Tracy has been a big help in getting the application from the PO Boc and scanning them in for me.
completed my test for it.

Zoning Board of Appeals Report –Jan Nowak – None.

Maintenance Report – Tim Stein – Taking down the dock and storage of our picnic tables at the park. Jackson Zywicki said they are still handling it.

Assessor Report – Tim Stein - Possible meeting Second Tuesday after the first Monday in December if we have anything to Discuss

Other members – none

Old Business –

A. Update on 4 Township Fire/Emergency Department- Cedar Fire and Rescue - John Imbolden:

Met last Thursday. Kasson township board written letter to the fire board urging them to continue working on the second station that they have proposed. A lot of discussion about it. Fire board census was to work on it after the first of the year unanimous. President Greg Jullian went on to express some concern with anybody contacting fire department staff directly versus going to the board. 2 committees formed of 2 people each have all the cost been really flushed out and looked at operationally and location issues. Imbolden suggested not to be on a committee since he is not in favor of the second station at this time. Committee's are location and finance. Imbolden brought up, where would this be 20 years from now? Where do we see things 20 years from now? Also, if this situation is resolved what impact will this have on the 4 township agreement in general. Agreement has to be renewed in 2025. Things that might be or might not be appropriate to change in that agreement. Tim to stand in John's place at the Nov. meeting.

A. New Business – Review the LTLPOA Request for a Speed Limit Adjustment on LTL Road (40 to 35 mph) – Tim Stein – This was set some 20 years ago.

Lowered from 55 to 40 at that point in time through a speed study. Set us a letter from David Skjaerlund Property Owners Association. What they are asking is for the townships approval tonight to move ahead and support a study and possible action in reducing the speed limit further from 40 to 35 mph is what all there paperwork says. All though I did read up into their write up that 30 would be even better speed limit. The population on the road has grown in the 20 years since it was set at 40. A lot more multi use participation on the road now than there was back then. Walkers, bikers and 40 may be too fast. I wanted to site what speed limits are in the State of Michigan are. The speed limit in residential areas in Michigan and this is Michigan law are 25 mph. So I throw out here for thought up in Scenic Mountain View Estates enters off Townline the speed limit up there is 25 mph. How does Little Traverse Lake which is a residential route that services a residential area differ from that. It really is a residential area. It clearly states in Michigan Law this is MCL 257-627 that the speed on a local street or area zoned for residential use is 25 mph. This is an issue we could possible lean back on it would possibly side step the need for another speed study and all of the other things it would necessitate entertaining a speed change on Little Traverse Lake if we approved any headway. This is one of these options here Michigan State Law it is worth pursuing to a certain extent. The other way we would have to go at this is to work with Leelanau county road commission and Michigan state police and get another speed study done on the road and fall back on a new law that was put in place a year ago where townships can ask that speed limits be set below 85th percentile like they currently are. They do a speed limit on the road and then the take the average speed of the road and go to the 85th percentile to establish a speed there. When we did the speed study originally and set the speed limit at 40 the 85th percentile was 37 mph and they moved it up to 40 since it has to be rounded up to a multiple that is 5 miles per hour. The speed study is not a cost to the township but we have to get it done and it has to be scheduled and approved. The speed study takes place on a section of the road that is representative of the traffic on the road. The Little Traverse Lake has put up signs to slow down. If the state of Michigan has laws in regards to residential areas and makes more sense residential area being more inline with the State Law of a residential area of 25 mph. I don't think another speed study will yield a result that will be the best for LTL. We did the study in 2018 which may or may not be legitimate. The only thing the other law brings into effect allowing townships to go below the 85 percentile. We could go in and say the speed study in 2018 shows 37 at the 85 percentile we want to go to the 80th percentile and take it to 35 or do we want to go to 75th percentile and take it to 30 and possibly get that accepted as standard. of We want to go to the

80% tile and take it to 30 or go below the 75 percentile. We still have to get the road commission and state police to sign off on it as well. If they bring in traffic engineering that doesn't support that. If we go the other way and get it accepted and worth pursuing where the state police and road commission won't have any other option but to accepted our definition of that road being a residential road servicing a residential area which it would be doing. Worry about getting that passed. Would people acknowledge that 25 mph. If 25 mph versus 40 people might only drive 30 mph or 35 mph instead of the 55 mph that some people are doing. Biggest concern now is for the board to entertain a motion to authorize the township to move ahead with pursuing a lower speed limit on Little Traverse Road.

Motion Made by Jane Nowak and seconded by Angie Diotte to move forward with the Pursuing a Lower Speed Limit on Little Traverse Lake, Tim to report back at next months meeting.

5 Ayes, 0 Nays.

B) Consideration of Renewal of the Granicus Contract for Monitoring the STR 2025 – Tim Stein - \$5,0731.71 to renew. Up a bit modestly from last year. Did receive another offer out of Utah Cole Godfrey with IRQ systems, similar system to Granicus. \$2,500 set up fee and \$3,000 for the system. Scott and Tim have both been trained on Granicus. Nothing really differential than what we currently have. If Granicus gets to aggressive in their pricing we can go back to this IRQ in Utah and chat with them. Granicus is the system being used consistently used in our area.

Motion by Todd Nowak and seconded by Agnie Diotte to authorize the renewal of the Granicus contract to monitor our STR in 2025.

5 Ayes, 0 Nays.

C) Discuss Spectrums' Proposal for Internet Services to Cleveland Township Hall – Tim Stein – Spectrum approached us to provide internet to the town hall. Higher speed. Monthly fee would be \$74.99 if we set up for auto payment. If we did not do auto pay it would be \$79.98. They did offer back up for \$20 a month if we have a storm that would be \$94.99. Will pursue this after the election.

Motion made by Tim Stein and seconded by Angie Diotte to move forward with Spectrum Internet for the Cleveland Township Hall.

5 Aye, 0 Nays.

G.) Payment of Bills

Motion made by Jan Nowak and seconded by Tracy Olsen to approve payment of bills for October 8, 2024.

5 Ayes, and 0 Nays.

E.) Correspondence – Letter to Cleveland Township Residents from TART re: SBHT Segment 9 Action. Still stating their route was the best route and standing by that. Tim Stein got a Phone call this afternoon from a person who came to the meeting last month in opposition and is now in approval with the board, after talking to people and looking at some facts and did research it felt should be rescinded.

Open Forum Public Comment – Tart letter to be given a copy to a resident who asked for it at the meeting.

Cookie Currier – After we put in money for the STR what happens to people that don't put in the money who will be policing that for people who do not pay. We have Granicus and Scott and Tim will be monitoring/policing that. First, they will get a warning letter to get there application in with a grace period and if its not done in that warning period then they get a municipal civil infraction ticket will be issued. We are looking for the commercial rental people here. We are monitoring them from one of the 7 platforms that are being used on the internet. STR brings out some compliance and consistency of rentals out there in Cleveland township. Granicus has a computer system that monitors all the rentals whose renting in their property how much are they getting for all that. 36 are allowed in our townships right now.

Cathy Anderson – AirBNB, VRBO yes those will be monitored by the township. Does not include Sugarloaf. This is residential properties. That is recreational, Sugarloaf. Commercial properties are not included. They are allowed too. They should have to follow the same rules everyone else has for the STR they are following the zoning rules they are commercial resorts. In the Zoning world.

Dave Skjaerlund – Thanks to paving the road, thank you for looking at the speed limit reduction. Camera study who's using the road for every 2 cars there is one non vehicular. .6 people walking or biking. Residential street the other side is the park. Speed limit laws that it's a park within a municipality the speed limit is 25 mph. Thanks for re-visiting Segment 9 Heritage Trail.

Bruce Kleinmyer – I am a STR here rented out through a local company. Cutoff date for when we will know when we are awarded for a STR. If we hit our maximum we will cut it off then, or mid- December we did write it to so we can always revisit and change if needed.

Motion made by Todd Nowak seconded Angie Diotte to Adjourn meeting at 7:40pm.

Tracy Olsen, Clerk
Approved by Tim Stein, Supervisor

DRAFT