

CHARTER TOWNSHIP OF MONITOR
REGULAR TOWNSHIP BOARD MEETING
MAY 11, 2020

The Supervisor called the virtual meeting to order at 7:00 p.m.

Members present: Malkin, Kowalski, Pike, Brandt, Kochany, Reder, Walsh
Members absent: None

The Pledge of Allegiance was recited by all present.

Public Input opened at 7:04 p.m. and closed at 7:05 p.m.

Motion by Kochany supported by Reder to adopt the agenda as presented.

Roll call vote:

Yes: Malkin, Kowalski, Pike, Brandt, Kochany, Reder, Walsh

No: None

Absent: None

Motion carried.

Motion by Reder supported by Walsh to approve the minutes of the April 27, 2020 regular meeting as presented.

Roll call vote:

Yes: Malkin, Kowalski, Pike, Brandt, Kochany, Reder, Walsh

No: None

Absent: None

Motion carried.

Motion by Walsh supported by Pike to pay the bills in the amount of \$39,155.76 from General Fund.

Roll call vote:

Yes: Malkin, Kowalski, Pike, Brandt, Kochany, Reder, Walsh

No: None

Absent: None

Motion carried.

Motion by Reder supported by Walsh to receive the Treasurer's Report for April 2020.

Roll call vote:

Yes: Malkin, Kowalski, Pike, Brandt, Kochany, Reder, Walsh

No: None

Absent: None

Motion carried.

R-2020-005 Resolution Approving the Addition of Streetlights to Township Consumers Energy Account – 3 Mile and Wilder – West Side

Motion by Reder supported by Brandt to adopt Resolution R-2020-005, a resolution approving the addition of a streetlight to be located on the west side of 3 Mile and Wilder Rd. and to authorize Consumers Energy to make the changes to the lighting service provided in the Standard Lighting Contract dated 11/28/2018 as follows:

**RESOLUTION APPROVING THE STREETLIGHT ADDITION
TO THE CONSUMERS ENERGY LIGHTING SERVICE CONTRACT
(3 MILE RD. AND WILDER - WEST SIDE)**

WHEREAS, the Township received a request for the installation of a streetlight to be located at 3 Mile Rd. and Wilder on the West side of the highway; and

WHEREAS, the streetlight installation would require an amendment to the Township contract 103035581760 with Consumers Energy Company to add the operation cost to the township billing account.

NOW THEREFORE BE IT RESOLVED, that it is hereby deemed advisable to authorize Consumers Energy Company to make changes in the lighting service as provided in the Standard Lighting Contract between the Company and the Township of Monitor, dated 11/28/2018, in accordance with the Authorization for Change in Standard Lighting Contract dated 1/28/2020, heretofore submitted to and considered by this board; and

BE IT FURTHER RESOLVED that the Township Clerk be and are authorized to execute such authorization for change on behalf of the Charter Township of Monitor.

Roll call vote:

Yes: Malkin, Brandt, Kochany, Reder

No: Kowalski, Pike, Walsh

Absent: None

Motion carried.

Second Reading & Adoption of Ordinance 67-C Rezoning Parcels on Fraser Rd from AG to R-1

Motion by Pike supported by Kochany to have this meeting serve as Second Reading and Adoption of Ordinance 67-C, an Ordinance amending Zoning Ordinance 67 to rezone parcels on Fraser Rd. from AG to R-1 as follows:

Roll call vote:

**AN ORDINANCE AMENDING ORDINANCE 67, AS AMENDED, TO
REZONE CERTAIN PROPERTIES WITHIN THE TOWNSHIP AND TO
PROVIDE PENALTIES FOR THE VIOLATION THEREOF.**

THE CHARTER TOWNSHIP OF MONITOR ORDAINS:

SECTION I

Monitor Township Ordinance 67, designated "Monitor Township Zoning Ordinance", effective March 25, 2019 and the zoning district map, attached thereto and made a part thereof, are hereby amended by re-zoning the following described properties on the East side of

Fraser Road, North of US-10 and South of Midland Road in the Charter Township of Monitor, Bay County, Michigan, from AG (Agricultural) to R-1 (Low Density Single Family Residential District).

Properties located in the Township of Monitor, County of Bay, and State of Michigan, and legally described as:

Parcel No: 09-100-021-300-230-00
COM 209 FT S OF W 1/4 COR OF SEC TH S 100 FT TH E 132 FT TH N 100 FT TH W 132 FT TO BEG. SEC.21,T14N,R4E

Parcel No: 09-100-021-300-220-00
COM AT A PT 528 FT S OF CEN OF MIDLAND RD & SIX MILE ROAD, TH E 165 FT TH S 165 FT TH W 165 FT TO CEN SIX MILE RD, TH N ALG CEN SD RD TO BEG. SEC 21 T14N R4E

Parcel No. 09-100-021-300-210-00
S 132 FT OF N 825 FT OF W 165 FT OF NW 1/4 OF SW 1/4 SEC 21 T14N R4E

Parcel No.: 09-100-021-300-200-00
COM AT A PT 825 FT S FR C/L MIDLAND RD & 6 MILE RD WH IS PT OF BEG, TH E 165 FT TH S 82.5 FT TH W 165 FT, TH N TO BEG. SEC 21 T14N R4E

Parcel No.: 09-100-021-300-190-00
S 82.5 FT OF N 990 FT OF W 165 FT OF NW 1/4 OF SW 1/4, SEC 21 T14N R4E

Parcel No.: 09-100-021-300-180-00
S 99 FT OF N 1089 FT OF W 660 FT OF NW 1/4 OF SW 1/4, SEC 21 T14N R4E

Parcel No.: 09-100-021-300-170-00
S 99 FT OF N 1188 FT OF W 660 FT OF NW 1/4 OF SW 1/4, SEC 21 T14N R4E

Parcel No.: 09-100-021-300-160-00
S 99 FT OF N 1188 FT OF W 660 FT OF NW 1/4 OF SW 1/4, SEC 21 T14N R4E

Parcel No.: 09-100-021-300-150-00
S 99 FT OF N 1188 FT OF W 660 FT OF NW 1/4 OF SW 1/4, SEC 21 T14N R4E

Parcel No.: 09-100-021-300-140-00
COM 96 FT S OF NW COR OF SW 1/4 OF SW 1/4 TH E 165 FT TH S 100 FT TH W 165 FT TH N 100 FT TO BEG. SEC.21,T14N, R4E

Parcel No.: 09-100-021-300-120-01
BEG ON W SEC LN S 181.5 FT FROM NW COR OF SW 1/4 OF SW 1/4 SEC 21, TH PLL W / S 1/8 LN E 165 FT, TH S 148.5 FT, TH W 165 FT, TH ALG W SEC LN N 148.5 FT TO POB, SEC 21 T14N R4E, 0.56 AC +/-

Parcel No.: 09-100-021-300-100-00
SW 1/4 OF SW 1/4 SEC 21, EXC W 165 FT OF N 675.8 FT THF, ALSO EXC W 331 FT OF N 2489 FT OF S 645 FT THF; ALSO EXC HWY US-10 R/W ON S SIDE THF; SEC 21 T14N R4E, 28.00 AC +/-

Parcel No.: 09-100-021-300-090-00
BEG ON W SEC LN S 181.5 FT FROM NW COR OF SW 1/4 OF SW 1/4 SEC 21, TH
PLL W / S 1/8 LN E 165 FT, TH S 148.5 FT, TH W 165 FT, TH ALG W SEC LN
N 148.5 FT TO POB, SEC 21 T14N R4E, 0.56 AC +/-

Parcel No.: 09-100-021-300-080-01
COM 396 FT N OF SW COR OF SEC TH N 249 FT TH E 264 FT TH S 249 FT TH W
264 FT TO BEG, EX SLY 105 FT OF WLY 230 FT THRF. ALSO E 67 FT OF W 331
FT OF N 264.7 FT OF S 645 FT OF SW 1/4. SEC.21, T14N,R4E

Parcel No.: 09-100-021-300-070-01
COM 396 FT N OF SW COR OF SEC TH N 87 FT TH E 264 FT TH S 87 FT TH W
264 FT TO BEG. EX E 34 FT THRF. ALSO SLY 18 FT OF A PARC DESC'D AS COM
483 FT N OF SW COR OF SEC TH E 264 FT TH N 144 FT TH W 264 FT TH S 144
FT TO BEG. EX ELY 34 FT THRF. SEC.21, T14N,R4E

Parcel No.: 09-100-021-300-050-01
SW 1/4 OF SW 1/4 SEC 21, EXC W 165 FT OF N 675.8 FT THF, ALSO EXC W
331 FT OF N 2489 FT OF S 645 FT THF; ALSO EXC HWY US-10 R/W ON S SIDE
THF; SEC 21 T14N R4E, 28.00 AC +/-

SECTION II

The violation of this Ordinance shall be deemed a Municipal Civil
Infraction and shall be punishable as provided by the terms of Section
V of Ordinance No. 53.

SECTION III

This Ordinance shall be published in a newspaper circulated
within the Township of Monitor, Bay County, Michigan, and shall take
effect on the 31st day after the date of such publication.

Yes: Malkin, Kowalski, Pike, Brandt, Kochany, Reder, Walsh
No: None
Absent: None
Motion carried.

First Reading of Ordinance 66-A to Allow Recreational Marihuana Growing, Processing, Testing and Transporting Facilities in I Districts

Motion by Walsh supported by Reder to have this meeting serve as First Reading of Ordinance
66-A, an ordinance amending Recreational Marihuana Ordinance 66 to allow for growing,
processing, testing and transporting facilities in I Districts and to set Second Reading and
Adoption of this Ordinance to the next regular meeting of June 22, 2020.

Roll call vote:

Yes: Malkin, Kowalski, Pike, Brandt, Reder, Walsh
No: Kochany
Absent: None
Motion carried.

Motion by Reder supported by Pike to amend the previous motion to have this meeting serve as First Reading of Ordinance 66-A, an ordinance amending Recreational Marihuana Ordinance 66 to allow for growing, processing, testing and transporting facilities in I Districts and to set Second Reading and Adoption of this Ordinance to a special meeting to be held on Tuesday, May 26, 2020 at 2:00 p.m.

Roll call vote:

Yes: Malkin, Pike, Brandt, Reder, Walsh

No: Kowalski, Kochany

Absent: None

Motion carried.

Set Date for Public Hearing to Adopt SRF Project Plan for Sewer Improvements

Motion by Reder supported by Walsh to set June 22, 2020 as the date for the public hearing to adopt the SRF Project Plan for township sewer improvements at a preliminary cost estimate of \$2,500,000.

Roll call vote:

Yes: Malkin, Kowalski, Pike, Brandt, Kochany, Reder, Walsh

No: None

Absent: None

Motion carried.

Post-Audit Policy

Motion by Reder supported by Walsh to adopt the Monitor Township Post-Audit Policy as follows:

**Charter Township of Monitor
Post-Audit Policy**

All claims shall be approved by the township board prior to payment, except for the following:

1. Payroll
2. Utility Bills (phone, electric, fuel, etc.)
3. Invoices with penalties or discounts that would be incurred if payment is not received prior to the board meeting where claims will be approved.

These claims shall be post-audited at the next board meeting following their issuance.

Roll call vote:

Yes: Malkin, Kowalski, Pike, Brandt, Kochany, Reder, Walsh

No: None

Absent: None

Motion carried.

Fire Chief Recommendation to Hire W. Case & N. Christensen as Probationary On-Call Firefighters

Motion by Kochany supported by Walsh to hire W. Case and N. Christensen as Probationary On-call Firefighters as recommended in the Fire Chief's letters to the board dated May 1, 2020 and May 5, 2020.

Roll call vote:

Yes: Malkin, Kowalski, Pike, Brandt, Kochany, Reder, Walsh
No: None
Absent: None
Motion carried.

Personnel Committee Recommendations

- Fire Department Vacation Pay
- Guidance on Preparing Workplaces for COVID-19

Motion by Kowalski supported by Reder to allow full-time fire department officers the choice on whether to take the five additional vacation days granted by the Board of Trustees at the April 27, 2020 regular meeting, as vacation days or straight pay which will supersede the personnel policy on a one-time only basis for 2020.

Roll call vote:

Yes: Malkin, Kowalski, Pike, Kochany, Reder
No: Brandt, Walsh
Absent: None
Motion carried.

Motion by Walsh supported by Reder to adopt the guidelines listed in the Governor's Executive Order 2020-59, until such time as the Governor's Executive Order has expired.

Roll call vote:

Yes: Malkin, Kowalski, Pike, Brandt, Kochany, Reder, Walsh
No: None
Absent: None
Motion carried.

The meeting adjourned at 7:37 p.m.

Cindy L. Kowalski, Clerk

Ken Malkin, Supervisor