

MINUTES
LAKE CHARTER TOWNSHIP
BOARD MEETING
August 16, 2022
7:00 p.m.

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Supervisor Stan Markavitch, called the meeting to order at 7:00 p.m. The meeting opened with the Pledge of Allegiance.

ROLL CALL

Clerk Payne called the roll. Board members present were Stan Markavitch, Supervisor; Gloria Payne, Clerk; Robert Clark, Treasurer; John Wilk, Trustee; Mike Essig, Trustee; Nancy Mensinger and Zach Carson, Trustee. A quorum of the board was declared to be present. Also present, Scott Dienes, Lake Charter Township's attorney. There were eight visitors.

APPROVAL OF AGENDA

Supervisor Markavitch called for additions or deletions to the agenda. There were none. It was moved by Clark seconded by Carson to accept the agenda as presented. All ayes, motion carried.

PUBLIC COMMENT

Michelle Hannon introduced herself. She is running for Berrien County Commissioner.

APPROVAL OF MINUTES

July 19, 2022 Board Meeting

It was moved by Mensinger seconded by Essig to approve the Meeting Minutes of July 19, 2022. All ayes, motion carried.

APPROVAL OF BILLS

After one explanation, it was moved by Clark seconded by Mensinger to approve the July 2022 Lake Charter Township bills in the amount of \$329,194.54. All ayes, motion carried.

COMMUNICATIONS/CORRESPONDENCE PACKET

Lake Charter Township account balances for July 2022.

A letter from Berrien County Planning Commission.

Berrien County August 2, 2022 Statement of Votes.

Supervisor's Report

None.

Clerk's Report

Attached.

Treasurer's Report

Attached.

Planning Commission Report

Due to the August 2, 2022 Primary Governor's Election, the August 1, 2022 Planning Commission meeting was canceled.

Lake Charter Township Planning Commission Meeting minutes are on file in the Township Hall offices.

Water Plant Report

Attached.

GRSD Sewer Authority Report

John Wilk reported that when the Galien River Sanitary Plant is operating at 60%, the State of Michigan EGLE takes notice. So discussion has ensued in possibly adding an additional claricone.

Medic 1 Report

John Wilk reported that hot weather has increased calls.

Police Department

Treasurer Clark reported the Baroda-Lake Township Police Department hired Scott Kreiner from Benton Charter Township who was their Ordinance Enforcement Officer. The next meeting is scheduled for October 25, 2022.

Fire Department Report

None.

Park Committee Report

Robert Clark reported soccer games start September 13, 2022, 180 children signed up. There is also, a disc golf tournament scheduled for September 9 -11, 2022.

Report attached.

Library Report

John Wilk reported the Library Board hired Sarah Skinner from Niles, Michigan as the replacement candidate for the Library Director.

Cemetery Committee Report

Attached.

Reith Riley will begin the Graceland Cemetery road extension in September, 2022.

Building Department Report

Attached.

Lake Township Economic Growth Alliance Report

Attached.

The numbers for the Makers Trail event that was held June 11, 2022 at Weko Beach, came in at \$19,608.00.

Attached.

Utility Committee Report

Attached.

Capital Improvement Report

No meeting.

Zoning Board of Appeals Report

The Lake Charter Township Zoning Board of Appeals meeting minutes are on file in the Township Hall offices.

AGENDA ITEMS

Second Reading of an Ordinance to Amend the Zoning Map of the Zoning Ordinance

Supervisor Markavitch read the second reading of an Ordinance to Amend the Zoning Map located at Red Arrow Highway, being permanent parcel number 11-11-0017-0017-03-3 from (I) Industrial to (C-1) Commercial.

It was moved by Wilk seconded by Essig for adoption of the Ordinance to Amend the Zoning Map located at Red Arrow Highway, being permanent parcel number 11-11-0017-0017-03-3 from (I) Industrial to (C-1) Commercial.

This ordinance shall become effective seven (7) days after its publication in a generally circulated newspaper. All ayes, motion carried.

Second Reading of an Ordinance to Amend the Zoning Map of the Zoning Ordinance

Supervisor Markavitch read the second reading of an Ordinance to Amend the Zoning Map located at 11467 Red Arrow Highway, being permanent parcel number 11-11-0136-0007-04-9 from R-AG Residential AG and C-1 Commercial to R-3 Residential Mobile Home Park District.

Brian Styck, of Atwell Civil Engineering was present and reported that he was aware of the master meter that the township is requesting.

It was moved by Essig seconded by Clark to table this agenda item. All ayes, motion carried.

Berrien County Road Department Agreement

This agenda item was tabled from the June and July Lake Charter Township Board meetings.

Supervisor-Elect and the new Supervisor of the Berrien County Road Department, Mark Heylinger met and discussed the Woodridge Estates project. They mentioned they could still get the project done in the fall.

After discussion, it was moved by Carson seconded by Mensinger approve the Woodridge Estates 2" ultra-thin covering for .41 miles. This is based on the Berrien County Road Department condition assessment. The total cost is \$55,854.00. We budgeted \$200,000.00 for road and to date have spent \$63,281.00. All ayes, motion carried.

Payment of Cornerstone Alliance Contract Payment

Supervisor Markavitch turned the floor over to Robert Clark who reported in years past, Lake Township and the City of Bridgman both made direct contributions to the Community Growth Alliance to cover this contract, but discontinued that when the CGA accumulated fund balance and could pay it on their own. It is recommended that this be returned to a municipal expense and let the CGA festival funds do other important things in and to our area. Economic development services should not be funded from a festival whose success is dependent on the weather and other factors we cannot control. The CGA is the only non-municipal investor of Cornerstone. Economic services are critical to Township growth and development.

It was moved by Clark seconded by Wilk to pay \$5,000.00 to Cornerstone Alliance for the contract payment. All ayes, motion carried.

Accept Resignation of Stan Markavitch, Lake Charter Township Supervisor

Supervisor Markavitch turned the floor over to Gloria Payne, Lake Charter Township Clerk, who directed board members' attention to the resignation letter of Stan Markavitch. Current Trustee, Zach Carson, won the August 2, 2022 primary election for Lake Charter Township Supervisor. In an effort to have Zach Carson be a part of the 2023 budgeting process, which begins in October, and begin to handle the duties of the Supervisor, before November 20, 2022, we need to accept Stan Markavitch's resignation as Lake Charter Township Supervisor effective September 6, 2022 at 11:59 a.m..

It was moved by Carson seconded by Essig, to accept, with regret, the resignation of Stan Markavitch as Lake Charter Township Supervisor, effective September 6, 2022 at 11:59 a.m. All ayes, motion carried.

Accept Resignation of Zach Carson, Lake Charter Township Trustee

Supervisor Markavitch turned the floor over to Gloria Payne, Lake Charter Township Clerk, who directed board members' attention to the resignation letter of Zach Carson. Zach Carson, won the August 2, 2022 primary election for Lake Charter Township Supervisor. In an effort to have Zach Carson be a part of the 2023 budgeting process, which begins in October, and begin to handle the duties of the Supervisor, before November 20, 2022, we need to accept Zach Carson's resignation as Lake Charter Township Trustee.

It was moved by Clark seconded by Mensinger to accept the resignation of Zach Carson as Lake Charter Township Trustee. All ayes, motion carried.

Resolution to Appoint a New Supervisor to Fill Vacancy in Office Created by Resignation Effective September 6, 2022

Supervisor Markavitch read the Resolution appointing Zach Carson to fill the vacancy of Lake Charter Township Interim Supervisor, created by the resignation of Stan Markavitch effective September 6, 2022 at Noon.

It was moved by Essig seconded by Clark to approve the Resolution to Appoint a New Township Supervisor To Fill the Vacancy in Office Created By Resignation, Effective September 6, 2022 as presented. All ayes, motion carried.

Enter into Closed Session

7:53 p.m. It was moved by Wilk seconded by Essig as authorized by Sections 8 (d) and 8 (h) of the Open Meetings Act, being Act 267 of the Public Acts of Michigan 1976, it was moved by Wilk seconded by Essig to go into closed session to consider the purchase or lease of real property, and to consult with the Township Attorney regarding a written legal opinion. Roll call vote: All Yes, Motion carried.

The Lake Charter Township Hall was cleared of visitors.

Enter Into Open Session

8:42 p.m. - It was moved by Clark seconded by Mesinger to enter in open session. Roll call vote: All Yes, motion carried.

Authorize the Assignment of Certain Option to Purchase Agreements for Real Property, and to approve up to \$5,000.00 for a Phase I Environmental Study

It was moved by Payne seconded by Mensinger to approve the assignment of certain option to purchase agreements for real property along Gast Road and California Road to the Township, and to engage a Phase I Environmental Assessment of certain real property, not to exceed \$5,000.00. Roll Call Vote: Markavitch Yes; Carson No; Payne Yes; Clark Yes; Wilk No; Essig No; Mensinger Yes. Motion carried. After further discussion, Clerk Payne, seconded by Essig, rescinded her motion. Roll Call Vote: Markavitch No; Carson Yes; Payne No; Clark No; Wilk Yes; Mensinger No; Essig Yes. Motion defeated.

PUBLIC COMMENT

Scott Dienes thanked Stan Markavitch for his personal commitment to Lake Charter Township as Supervisor, after the passing of John Gast.

Gloria Payne informed board members that the 45-day clock has begun. Lake Charter Township board members will accept resumes and applications for the Lake Charter Township Trustee position on September 6, 2022, it will be placed on the marquee, on the website and published in the Mailmax. The individuals applying must be Lake Charter Township residents. Applications and resumes to be accepted until September 16, 2022 by 3:00 p.m.

The applicants will be interviewed and the decision, by the Lake Charter Township board will be made at the October 18, 2022 board meeting.

ANNOUNCEMENTS

The next regular meeting is scheduled for September 20, 2022 at 7:00 p.m., Lake Township Hall, Bridgman, Michigan.

Lake Charter Township Planning Commission is scheduled for September 12, 2022 at 7:00 p.m., Lake Charter Township Hall, Bridgman, Michigan.

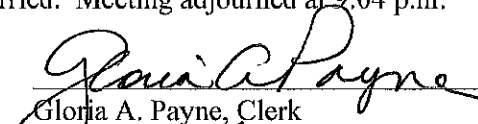
Lake Charter Township Zoning Board of Appeals is scheduled for September 8, 2022 at 6:30 p.m., Lake Charter Township Hall, Bridgman, Michigan.

Baroda-Lake Township Police Board meeting is scheduled for October 25, 2022 at 5:00 p.m.

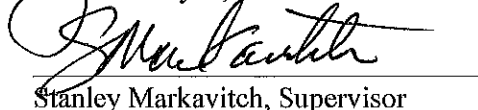
ADJOURNMENT

With no further objection and no further business it was moved by Payne seconded by Carson to adjourn the meeting. All ayes, motion carried. Motion carried. Meeting adjourned at 9:04 p.m.

Dated: August 24, 2022


Gloria A. Payne, Clerk

Dated: Aug 24, 2022


Stanley Markavitch, Supervisor