

REGULAR MEETING

WEDNESDAY, SEPTEMBER 3, 2008

The regular meeting of the Moran Township Board of Trustees was held on Wednesday, September 3, 2008 at the Trinity Lutheran Church, W4528 Fisherman's Drive, Brevort, Michigan 49760.

CALL TO ORDER:

Supr Durm called the Meeting to order at 6:00 PM DST with the Pledge of Allegiance.

ROLL CALL:

PRESENT: Supr Durm, Clerk Vallier, Treas Dionne and Trustees Spencer and Heuer.
ABSENT: NONE
CITIZENS: Chuck Malcolm, Judy Luoma, John & Pega Kennedy, Joyce Gustafson, Sharon Smith, Charlie & Gayle Lamoreaux and John & Cub Watson.

MINUTES:

MOTION BY HEUER, SECONDED BY SPENCER (CARRIED) TO APPROVE THE MINUTES AS PRESENTED FOR THE AUGUST 6, 2008 MEETING.

PUBLIC COMMENT: NONE

MONTHLY REPORT:

1. St. Ignace Fire Dept monthly report for July also year to date report.
2. Report from Cheryl Schlehuber, Mackinac Properties, on the number of times the listing has been viewed for the Brevort Community Center on the internet.

MOMENT OF SILENCE:

Supr Durm requested a moment of silence for Robert (Doc) Holle who passed away on August 22, 2008. Doc Holle served as the Moran Township Supervisor from 1967 to 2000.

REPUBLIC WASTE:

Republic Waste Landfill in Onaway, Michigan has recently been added to the EUP Regional Solid Waste Plan. Representatives for Republic Waste were John George, Territory Sales, Ken Schaedig, General Manager and Scott Bowden, Sales Manager Northern Michigan Area. John George would like to discuss bidding the garbage pick-up in Moran Township. Republic Waste will help put together "Bid Specifications". Citizen Luoma asked if they would bid recycling, they answered yes. Also will there be a drop off-site for seasonal residents, yes. Republic Waste operates in 21 states. Supr Durm will work with Republic on putting the bids together and then there will be a "Public Hearing" on the proposal.

BREVORT RESIDENTS REQUESTS:

Joyce Gustafson states the citizens of Brevort would like the "Western Cemetery" name changed back to "Brevort Cemetery". Clerk Vallier will check with the Mackinac County Register of Deeds to see what the deed for the cemetery says. Report back to Mrs. Gustafson on her findings.

The Brevort citizens would also like to use the Community Center as a “Fitness Center”. The residents are willing to pay a rental fee. The Board thought a good idea. The Center has been for sale for 2-years with no prospective buyers. Trustee Spencer stated we should check with the Twp Attorney on putting together a Rental Agreement. MATTER TABLED.

Mrs. Gustafson states the building has been for sale for 2-years with no buyers. She would like to put a bid in the amount of \$20,000 for the center. The listing price with the realtor is \$55,500. MATTER TABLED.

ELECTRICAL CONTRACTOR BIDS:

Electrical contractor bids for new electric heating and thermostats for the Moran Township Hall:

- | | |
|------------------------------------|------------|
| 1. Rudyard Electrical Service, Inc | \$3,565.00 |
| 2. North Woods Electrical | \$1,894.34 |
| 3. LaJoice Electric, Inc | \$3,300.00 |

MOTION BY SPENCER, SECONDED BY DIONNE (CARRIED) TO AWARD THE BID FOR ELECTRIC HEAT REPLACEMENT IN THE MORAN TWP HALL TO NORTH WOODS ELECTRICAL IN THE AMOUNT OF \$1894.34.

CONSOLIDATED WATER ADMINISTRATIVE ORDINANCE:

MOTION BY HEUER, SECONDED BY VALLIER (CARRIED) TO APPROVE THE FOLLOWING CONSOLIDATED WATER ADMINISTRATION ORDINANCE ~

**ROLL CALL: AYES: SUPR DURM, CLERK VALLIER, TREAS DIONNE AND TRUSTEES HEUER AND SPENCER
NAYS: NONE**

**TOWNSHIP OF MORAN
WATER ADMINISTRATION ORDINANCE
ORDINANCE NO. 50**

An ordinance to consolidate previous ordinances which provided for the connection of premises located in Moran Township to a public water system and to provide for the imposition, collection and enforcement of fees and charges for the connection and use of the services provided by such system and to provide various other matters relating to the water supply system.

THE TOWNSHIP OF MORAN, MACKINAC COUNTY, MICHIGAN HEREBY ORDAINS:

Section 1. Repealer.

Ordinance Nos. 23, 23a, 26, 33, 34 and 34a are hereby repealed.

Section 2. Definitions.

Whenever used in this Ordinance, except when otherwise indicated by the context, the following terms shall have the following definitions:

- (a) "BOARD" shall mean the Township Board of the Township of Moran, the legislative and governing body thereof. The Township Board may delegate any administrative function set forth in this Ordinance to an agent of the Township Board.
- (b) "CITY" shall mean the City of St. Ignace.
- (c) "PREMISES" shall mean a building or structure connected to the Water System.
- (d) "TOWNSHIP" shall mean the Township of Moran.
- (e) "WATER SUPPLY SERVICES" shall mean the transportation, metering, pumping and delivery of water to premises now or hereafter connected, directly or indirectly, to the Water System.
- (f) "WATER SYSTEM" and "SYSTEM" shall mean all water mains and lines, storage tanks, wells, pumps, meters, hydrants, treatment facilities, equipment, instrumentalities and properties, as shall from time to time exist, that shall be used or useful in connection with obtaining and distributing water for domestic an industrial purposes and for fire protection by the Township.

Section 3. Operation, Maintenance, Repair and Management.

The operation, maintenance, repair and management of the pumping stations and transmission mains and of the lateral distribution mains in the System shall be under the immediate control and supervision of the Township Board which shall collect on behalf of the Township fees and charges which will be payable as set forth in the Ordinance. All individual users in the Township shall be served and billed by the Township, or the Township's Agent, in conformance with the provisions of this Ordinance.

Section 4. Use of System.

The Water System shall be used exclusively for the transportation and delivery of water supplied to the Township by the City of St. Ignace for domestic, commercial and industrial purposes and for fire protection. No connection shall be made to the Water System, directly or indirectly, such that water from any other source might be introduced into the System.

Section 5. Connection Permits, Fee and Charges, Rules and Regulations.

No Premises shall be connected to the Water System until permits with respect to such connection has been issued by the Township, the corresponding fees and charges have been paid and an approved connection has been made and a meter installed in accordance with this Ordinance.

The Board may adopt and publish such rules and regulations relating to the connection of Premises to the System and the Water Supply Services of the System as may be appropriate to assure that all connections to the System are made in a good and workmanlike manner with materials of adequate quality and that all water supplied through the system passes through an accurate meter and such other rules and regulations as may from time to time be appropriate.

Section 6. Water Rates and Charges.

(a) No free public water service shall be allowed. Rates and charges relating to water service are as follows:

(1) When applying for new water service, and prior to any connection to the water service, the following fees shall be paid.

(i) A service connection “tap in fee” shall be paid to Moran Township according to the following schedule based on a rate of \$500.00 per REU:

<u>Meter Size</u>	<u>REU</u>
Residential	1.0
Commercial or Public ¾ inch	1.6
Commercial or Public 1 inch	2.5
Commercial or Public 1 ½ inch	3.5
Commercial or Public 2 inch	12.4

(ii) A capital connection fee shall be paid to Moran Township based on the following table of equivalent unit factors at a rate of \$500.00 per equivalent unit factor.

TABLE OF EQUIVALENT UNIT FACTORS

<u>Building Use</u>	<u>Equivalent Unit Factors</u>
All Residential	1.0 per dwelling unit
<i>Group A</i>	
Factory-industrial (exclusive of Industrial wastes); warehouse; Airport repair or storage; bowling and church.	0.1 per 1,000 square feet plus office areas, food service, dining and/or bar facilities at their respective factors.
<i>Group B</i>	
School; public swimming pool, including dressing areas and fenced-in area of outside pools theater; furniture store; auto dealer including auto repair and service garage; mobile home park or multiple dwelling community building (including tenant convenience laundry facilities).	0.2 per 1,000 square feet
<i>Group C</i>	
Country club; bank; barber shop; camera shop laundry or cleaners (pick-up station); clothing, shoe, drapery, drug, jewelry, variety or department store; other stores not listed elsewhere in table; office building; convent; convalescent, rest or senior citizen home; hotel and motel.	
Building Use	Equivalent Unit Factors
<i>Group D</i>	
Grocery Store; party store, meat Market; produce market; beauty Shop; fraternal organization; Rental hall and veterinary.	1.0 per 1,000 square feet
<i>Group E</i>	
Laundry or cleaners (except pick-up station)	1.5 per 1,000 square feet

Group F

Food Service-dining facilities 2.5 per 1,000 square feet
(without alcoholic liquors); (minimum of 2.0 units)
and hospital.

- (iii) A Service connection fee shall be paid to the City of St. Ignace at the rate then charged to the residence of the City of St. Ignace multiplied by 1.7 (70% more than the amount paid by a St. Ignace resident).
 - (iv) Each new customer shall be responsible for the payment of all costs associated with the physical attachment to the Moran Township water main, including but not limited to excavation, pipe and labor.
- (2) After connecting to the water service, each user shall pay the following monthly charges:
- (i) A monthly user fee for the benefit of the City of St. Ignace pursuant to a water supply agreement executed March 6, 1986, as amended.
 - (ii) A user fee of \$.50 per 1,000 gallons to Moran Township.
 - (iii) A meter charge to assist in the retirement of bonds issued by Moran Township for sharing with the City of St. Ignace in the cost of the water filtration plant improvement according to the following:

¾ inch meter -	\$ 7.18 per month
1 inch meter -	\$17.95 per month
1 ½ inch meter -	\$25.13 per month
2 inch meter -	\$89.03 per month

Section 7. Payment and Collection of Rates and Charges.

- a. All charges payable to Moran Township (whether billed directly by the Township or the City of St. Ignace) shall be due and payable twenty (20) days from the date of billing. For any bill not paid by the due date, a penalty of five (5%) percent of the amount billed shall be added.
- b. The charges payable to Moran Township (whether billed directly by the Township or the City of St. Ignace) shall be made a lien on all premises served thereby and whenever such charges against any premises shall be delinquent for six (6) months, the Township official in charge of collection

thereof shall certify annually, on March 1st of each year, to the tax assessing officer of the Township the facts of such delinquency, whereupon such charge shall be entered upon the next tax roll as a charge against the premises and shall be collected and the lien therefore enforced in the same manner as general township taxes against such premises are collected and the lien thereof enforced. In addition to the foregoing, the Township shall have the right to shut off water service to any premises for which charges for service are more than three months delinquent and such service shall not be re-established until all delinquent charges and penalties have been paid.

Section 8. Termination of Service.

The Township shall have the right to terminate any water service to any premises within the Township when any delinquency exists with respect to any water payments due under this Ordinance or otherwise, or where any premises do not comply with all the plumbing codes of the Township and with any and all restrictions and limitations on the use of the particular water service imposed by the Board or imposed by the Water Supply Agreement between the Township and the City of St. Ignace.

Section 9. Service Deposit.

The Board or its authorized agent shall have the right to require an initial deposit from any owner or tenant who applies for water, as security for the payment of the rates and charges for such services, and to apply the same against such rates and charges if and when it deems it advisable. Such deposit or portion thereof not applied shall be refunded to the depositor upon the voluntary termination of service by the depositor and his subsequent application for such refund, provided no delinquency then exists.

Section 10. Disturbing the Water Supply.

No person other than an authorized employee or agent of the Township shall turn on or off any Water Supply Services to any premises at the curb box connection of the premises to the System.

Section 11. Water Meters.

All premises shall be equipped with a public water meter so located that all water entering the premises shall pass through such meter and be measured as to volume consumed for periodic computation of water fees and charges.

Section 12. Inspection; Water Meter.

No premises shall be connected to the Water System unless the Township has inspected and approved the connection which has been made and unless the Township has inspected and approved the installation of a water meter at the premises. At the time an application for a water connection permit is issued, the applicant shall pay the Township the then current fee for the cost of inspecting such connection.

Section 13. Temporary Water Service.

In the event temporary water service is required with respect to any premises during a period of construction and prior to the installation of a meter, the applicant shall pay, in-advance, water service charges in such reasonable amount as the Township may require.

Section 14. Use of Fire Hydrants.

No fire hydrants shall be used for any purpose other than for protection without the prior approval of the Township Board or authorized agent.

Section 15. Penalty.

Any violation of the provisions of this Ordinance shall constitute a misdemeanor, punishable by a fine of up to \$500.00 and/or imprisonment in the County Jail for up to 90 days. Each day that a violation continues to exist shall constitute a separate offense. The foregoing fines and penalties shall be in addition to the right of termination of public water service to a violator and the right to obtain injunctive relief in a court of law.

Section 16. Savings Clause.

If any section, paragraph, clause or provision of the Ordinance shall be held invalid for any reason, such invalidity shall not affect the validity of any of the other provisions of this Ordinance, which shall remain in full force and effect.

Section 17. Effective Date.

This Ordinance shall take effect 30 days after it is published in The St. Ignace News. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.

OLD BUSINESS:

1. A revised bid for the Old Portage Trail upgrade for Griffin Beverage to an all season road was presented. The original estimated bid was \$7,100 the new estimated bid is \$11,100. Griffin Beverage is to pay for the upgrade.

MOTION BY DIONNE, SECONDED BY HEUER (CARRIED) TO APPROVE THE REVISED BID FOR GRIFFIN BEVERAGE IN THE AMOUNT OF \$11,100 CONTINGENT ON GRIFFIN’S SIGNATURE TO THE REVISED BID.

2. Western Cemetery Sexton, Mark A. Spencer is requesting permission to remove the old storage building located at the cemetery.

MOTION BY SPENCER, SECONDED BY VALLIER (CARRIED) TO GIVE SEXTON SPENCER OF WESTERN CEMETERY, BREVORT, PERMISSION TO DISPOSE OF THE STORAGE BUILDING ON THE CEMETERY PROPERTY.

NEW BUSINESS:

1. Clerk Vallier received correspondence from Joan C. Richards, METRO Act Administrator, which extends the existing METRO Act Permit issued by M. T. to AT&T which expires on 11/05/2008. The new extension is for a term to end on December 31, 2010.

MOTION BY SPENCER, SECONDED BY HEUER (CARRIED) FOR CLERK VALLIER TO SIGN THE METRO ACT RIGHT OF WAY PERMIT EXTENSION.

2. Charles Lamoreaux states the “No-Turn Around” sign the Township requested for Wilson Road has not been erected. Trustee Spencer will follow up on this.

3. Joyce Gustafson wanted to know the procedure for un-mowed properties. Supr Durm explained.

TOWNSHIP BILLS: Checks 1927 thru 1961 + EFT’s = \$14,748.90

1927	P.J. Durm, Supr	\$1131.10
1928	K.R. Vallier, Clerk	779.37
1929	S.K. Dionne, Treas	879.37
1930	Robert Bishop, Bldg Insp	395.78
1931	Mark S. Spencer, Zon Admr	731.10
1932	Barbara Alkire, Custo	46.17
1933	DSP, Inc	2023.39
1934	Brian Olsen	572.50
1935	AT&T	232.02
1936	AT&T	136.49
1937	Mark A.Spencer, Trustee	138.53
1938	LaVerne Heuer, Trustee	138.53
1939	Brown & Brown	2404.50
1940	Tammy Moses	300.00
1941	Mark A. Spencer, Rd Comm	56.70
1942	Cloverland Elec Coop	161.16
1943	Robert Bishop, Bldg Insp	145.08

REGULAR MEETING

WEDNESDAY, SEPTEMBER 3, 2008

1944	Mark A. Spencer, Zon Admr	99.09
1945	The St. Ignace News	140.00
1946	Mac Co Chapter of MTA	25.00
1947	National Office Prods	77.52
1948	ESELCO	407.96
1949	City of St. Ignace Water Dept	51.38
1950	GBS, Inc	280.00
1951	Richard E. Mahlmeister, CPA	495.00
1952	Sean O'Boyle, Chairman ZBA & PLC	184.71
1953	LaVerne Heuer, Sec ZBA&PLC	184.71
1954	Albert Feliksa, ZBA	41.56
1955	Joel Sheffer, ZBA	41.56
1956	Charles Lamoreaux PLC	83.12
1957	Charles Malcolm PLC	124.68
1958	Joann Ford PLC	124.68
1959	Ronald Cotton PLC	124.68
1960	Nicki Kryzkowski PLC	124.68
1961	Janis Holle	200.00

EFT'S

Lighthouse.net	49.95
IRS	1616.83

ADJOURNMENT:

**MOTION BY DIONE, SECONDED BY HEUER (CARRIED) THE MEETING
ADJOURNED AT 7:05 PM DST.**

SIGNED: *Kristine R. Vallier*
 Kristine R. Vallier, Clerk

DATED: SEPTEMBER 12, 2008

APPROVED: OCTOBER 1, 2008