

**Charter Township of Marquette  
Marquette Township Board – Regular Meeting  
Wednesday, May 4, 2016 at 7:00 P.M  
Marquette Township Community Center**

CALL MEETING TO ORDER:

The meeting was called to order by Supervisor Durant at 7:02 p.m.

ROLL CALL:

Members present: Lyn Durant, Supervisor  
Randy Ritari, Clerk  
Ernest Johnson, Treasurer  
John Markes, Trustee  
Pete LaRue, Trustee  
Danny Pompo, Trustee

Members absent: Dianna Truscott, Trustee (excused)

Staff present: Randy Girard, Township Manager  
Roger Zappa, Township Legal Counsel

Committee

Members present: Dave Wiegand, Planning, Recreation, and Roads Committee  
Mike Springer, Recreation, and Roads Committee  
Steve Pelto, Planning Commission

APPROVAL OF CONSENT AGENDA:

Clerk Ritari, commented that he had a minor correction in the minutes that had been corrected before the meeting.

CONSENT AGENDA:

- A. Approval of Prior Meeting Minutes of April 5, 2016
- B. Received Committee/Other Reports
  - 1. Fire Department Business Meeting DRAFT Minutes of April 11, 2016
  - 2. Fire Department Officer's Meeting DRAFT Minutes of April 11, 2016
  - 3. Road Committee Agenda for May 4, 2016 and DRAFT Minutes of April 5, 2016
  - 4. Planning Meeting DRAFT Minutes of April 13, 2016
  - 5. MCSWMA DRAFT Meeting Minutes of April 20, 2016 and DRAFT Minutes of Stockholder's Meeting on April 20, 2016
- C. Bills Payable
  - 1. Checks 153277 to 153327 in the amount of \$106,612.69.  
Note the Voided Checks

- D. Financial Statements
1. Financial Statement – March 2016
  2. Treasurer’s Report – March 2016

**MOTION: To approve the Consent Agenda as amended.**

**Motion – Trustee LaRue**

**Second – Trustee Markes**

**Ayes - 6**

**Nays – 0**

**Absent - 1**

**Carried**

**APPROVAL OF THE AGENDA:**

Supervisor Durant, would like to remove from the Agenda under New Business 10E. Supervisor Update from MCSWMA Stockholder’s Meeting, and place in the Forum Discussion.

Trustee Markes, would like to add to the Agenda under Unfinished Business 10A. Sale of Property.

**MOTION: To approve the Agenda as amended.**

**Motion – Trustee Markes**

**Second – Clerk Ritari**

**Ayes - 6**

**Nays – 0**

**Absent - 1**

**Carried**

**PUBLIC COMMENT:**

Mike Springer, 206 Eagles Nests Rd., would like to announce to the residents they are planning on cleaning up Schwemwood Park and any help would be appreciated and would like to reserve time on 9F. Continued Discussion of Capital Improvements Plan (CIP).

Dave Wiegand, 350 Brookton Rd., would like to reserve time on agenda items 9B. Local Roads Rehabilitation Update and 9C. Continued Discussion of PWPL Contract.

Mark Daavettilla, UPEA, is available for question on 9B. Local Roads Rehabilitation Update and 10G. Consider UPEA Recommendation for 2016 Bidding & Construction Administration.

**BOARD MEMBER COMMENT:**

Trustee LaRue, commented about keeping your eyes open for any vandalism at Lions Field.

Clerk Ritari, commented that the School Bond Election was held yesterday and everything went well. He announced the eight (8) candidates for the Township Board and the petition deadline for anyone that has no political affiliation is July 21, at 4:00 p.m.

Supervisor Durant, commented about the Marquette Chamber of Commerce membership and the recent Marquette County Township Association Meeting.

FORUM DISCUSSION (Thirty minutes maximum, no formal actions)

Supervisor Update from MCSWMA Stockholder's Meeting

Supervisor Durant, gave the board a brief background of the issue.

Darlene Walch, Supervisor of Sands Township, gave the board an informational update and was available for any questions.

UNFINISHED BUSINESS:

Consider Sale of Property

Steve Pelto, Look Realty, presented the Township Board with a purchase agreement from 906 Technologies for the Old Township Hall and Garage for the amount of \$500,000.00.

**MOTION: To direct Township Board Members to get any comments about the sale of the property to the Supervisor and Clerk by next Monday at 5:00 p.m. and to schedule a Special Meeting next Tuesday, May 10<sup>th</sup> at 5:00 p.m. at the Township Hall with the purpose of the meeting will be Consider Sale of Property.**

**Motion – Treasurer Johnson**

**Second – Trustee Markes**

**Ayes - 6**

**Nays – 0**

**Absent - 1**

**Carried**

Supervisor Durant recognized MSHS Students, Chris Austin, Evan Douros, Holly Blowers, and Senia Pohlman for attending the meeting for their High School Government Class.

Local Roads Rehabilitation Update

Mark Daavettilla, UPEA, gave a brief update on the project.

Dave Wiegand, 350 Brookton Rd., commented about the maintenance on the roads after the project is over and creating an Asset Management Program for the Roads.

**MOTION: To direct the Township Road Committee working with Township Staff to development a Road Asset Management Program.**

**Motion – Clerk Ritari**

**Second – Trustee Markes**

**Ayes - 6**

**Nays – 0**

**Absent - 1**

**Carried**

Trustee LaRue, commented about ATV's in the Township and how do they move around in the township.

**MOTION: To direct the Township Planning Commission to develop a draft ATV Ordinance for the Township.**

**Motion – Trustee LaRue**

**Second – Supervisor Durant**

**Ayes - 6**

**Nays – 0**

**Absent - 1**

**Carried**

Continued Discussion of PWPL Contract

Dave Weigand, 350 Brookton Rd., commented that the proposed Library Contract is fine with the automatic two (2) year renewal and it being looked at every four (4) years unless either party has a concern.

Supervisor Durant, gave a brief update.

Continued Discussion of Fire Department Apparatus Replacement Millage

Manager Girard, gave a update on the item.

Supervisor Durant and Manager Girard will get on the phone with the Township Attorney and bring back more information for the Board at the future meeting.

Continued Discussion of BLP Energy Project

Various Board Discussion on the matter.

**MOTION: To direct the Township Manager to contact the Marquette BLP and to get answers about the concerns that the Township Board had about revisions to their project and any new impacts to Township Residents.**

**Motion – Trustee Markes**

**Second – Treasurer Johnson**

**Ayes - 6**

**Nays – 0**

**Absent - 1**

**Carried**

Continued Discussion of Capital Improvements Plan (CIP)

Mike Springer, Recreation Committee, commented to please include the input of the Recreation Committee into any CIP that is presented to the Planning Commission and Township Board.

**MOTION: To direct the Planning Commission to work with Township Staff and utilize any resources necessary to complete the Capital Improvements Plan.**

**Motion – Clerk Ritari**

**Second – Treasurer Johnson**

**Ayes - 6**

**Nays – 0**

**Absent - 1**

**Carried**

NEW BUSINESS:

Consider Resolution Regarding Floodplain Management Ordinance

**RESOLUTION**

**Whereas;** the Marquette Charter Township Board of Trustees has responsibility for ensuring the health, safety, and welfare of Township residents, visitors, and property; and,

**Whereas;** Marquette Charter Township currently participates in the Federal Emergency Management Agency's (FEMA) National Flood Insurance Program (NFIP) by complying with the program's applicable statutory and regulatory requirements for the purposes of significantly reducing flood hazards to persons, reducing property damage, reducing public expenditures, and providing for the availability of flood insurance and federal funds or loans within its community; and

**Whereas;** adoption and submission of a Floodplain Management Resolution, and Floodplain Management Ordinance are requirements for participation in the NFIP, and;

**Whereas;** the Board of Trustees has adopted and submitted the required Resolution without knowledge of the required Ordinance; and,

**Whereas;** immediate adoption and submission of the required Ordinance to avoid possible prolonged suspension of NFIP participation is a sufficient emergency scenario to avoid adverse health, safety, and welfare impacts to residents, visitors, and property, justifying adoption of the foregoing Ordinance at the same meeting it is introduced, as permitted under MCL 42.20(2).

**Now Therefore Be It Resolved;** that the Marquette Charter Township Board of Trustees hereby resolves that emergency conditions exist with spring thaw and rain events reasonably creating hazardous impacts to health, safety, and welfare of Township residents, visitors and property justifying consideration and adoption of the proposed Floodplain Management Ordinance at the May 4<sup>th</sup> meeting.

Motion: Trustee Markes                      Support: Clerk Ritari

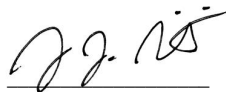
Ayes: Supervisor Durant, Clerk Ritari, Treasurer Johnson, Trustee Markes, Trustee Pompo, Trustee LaRue

Nays: None

Absent: Trustee Truscott

**Certification**

I hereby certify that the above is a true and correct copy of the motion adopted at the May 4, 2016 regular meeting of the Marquette Charter Township Board of Trustees.



Randy J. Ritari, Clerk

**MOTION: To approve the Resolution Regarding Floodplain Management Ordinance**

**Motion – Trustee Markes**

**Second – Clerk Ritari**

**Roll Call Vote:**

**Supervisor Durant-Aye**

**Clerk Ritari-Aye**

**Treasurer Johnson-Aye**

**Trustee Markes-Aye**

**Trustee Truscott-Absent**

**Trustee Pompo-Aye**

**Trustee LaRue-Aye**  
**Carried (6-0)**  
**Absent (1)**

Consider Floodplain Ordinance

**ORDINANCE ADDRESSING FLOODPLAIN MANAGEMENT PROVISIONS  
OF THE STATE CONSTRUCTION CODE**

Community Name: Charter Township of Marquette

County: Marquette

**Ordinance number: 050416**

An ordinance to designate an enforcing agency to discharge the responsibility of the Charter Township of Marquette located in Marquette County, and to designate regulated flood hazard areas under the provisions of the State Construction Code Act, Act No. 230 of the Public Acts of 1972, as amended.

The Charter Township of Marquette ordains:

**Section 1. AGENCY DESIGNATED.** Pursuant to the provisions of the state construction code, in accordance with Section 8b (6) of Act 230, of the Public Acts of 1972, as amended, the Resource Management Department/Building Official of the County of Marquette is hereby designated as the enforcing agency to discharge the responsibility of the Charter Township of Marquette under Act 230, of the Public Acts of 1972, as amended, State of Michigan. The County of Marquette assumes responsibility for the administration and enforcement of said Act through out the corporate limits of the community adopting this ordinance.

**Section 2. CODE APPENDIX ENFORCED.** Pursuant to the provisions of the state construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, Appendix G of the Michigan Building Code shall be enforced by the enforcing agency within the jurisdiction of the community adopting this ordinance.

**Section 3. DESIGNATION OF REGULATED FLOOD PRONE HAZARD AREAS.** The Federal Emergency Management Agency (FEMA) Flood Insurance Study (FIS) Entitled “Marquette County, Michigan (All Jurisdictions)” and dated 4/19/2016 and the Flood Insurance Rate Map(s) (FIRMS) panel number(s) of 26103C; 0325D, 0350D, 0480D, 0485D, and 0495D 4/19/2016 are adopted by reference for the purposes of administration of the Michigan Construction Code, and declared to be a part of Section 1612.3 of the Michigan Building Code, and to provide the content of the “Flood Hazards” section of Table R301.2(1) of the Michigan Residential Code.

**Section 4. REPEALS.** All ordinances inconsistent with the provisions of this ordinance are hereby repealed.

**Section 5. PUBLICATION.** This ordinance shall be effective after legal publication and in accordance with the provisions of the Act governing same. Adopted this 4<sup>th</sup> day of May, 2016.

This ordinance duly adopted on May 4, 2016 at a regular meeting of the Charter Township of Marquette Board of Trustees and will become effective immediately upon publication pursuant to MCL 42.22.

Signed on May 4, 2016 by \_\_\_\_\_ (Signature),

\_\_Randy J. Ritari\_\_\_\_\_ (Printed/Typed Name),

Clerk of the \_\_Township\_\_\_\_\_ (County, City, Village, or Township) of

\_\_Marquette\_\_\_\_\_ (Name of Unit of Government).

Attested on \_\_May 4, 2016\_\_ (Date) by \_\_\_\_\_ (Signature),

\_\_Lyn, J. Durant\_\_\_\_\_ (Printed/Typed Name)

\_\_\_\_Supervisor\_\_\_\_\_ Title: Chair, Mayor, Supervisor, or President of the \_\_\_\_Township\_\_\_\_\_

(County, City, Village, or Township) of

\_\_\_\_Marquette\_\_\_\_\_ (Name of Unit of Government).

**MOTION: To approve and adopt the Floodplain Management Ordinance.**

**Motion – Trustee LaRue**

**Second – Treasurer Johnson**

**Roll Call Vote:**

**Supervisor Durant-Aye**

**Clerk Ritari-Aye**

**Treasurer Johnson-Aye**

**Trustee Markes-Aye**

**Trustee Truscott-Absent**

**Trustee Pompo-Aye**

**Trustee LaRue-Aye**

**Carried (6-0)**

**Absent (1)**

Consider Adoption of Floodplain Ordinance and Designate Signatory

**MOTION: To authorize the Supervisor and Clerk to Sign the Floodplain Ordinance.**

**Motion – Clerk Ritari**

**Second – Treasurer Johnson**

**Ayes - 6**

**Nays – 0**

**Absent - 1**

**Carried**

Consider Ordinance on Deed Restrictions

Manager Girard, provided some background information and needs to get further information from legal before recommending anything to the board.

**MOTION: To defer this agenda item to the next regular meeting under Unfinished Business.**

**Motion – Clerk Ritari**

**Second – Trustee LaRue**

**Ayes - 6**

**Nays – 0**

**Absent - 1**

**Carried**

Consider Large Scale Development Ordinance Considerations

Still needs more information before action – carryover from last meeting.

Consider Appointment to Community Events Committee

**MOTION: To appoint Barb Wiegand to the Community Events Committee for a two (2) year term to expire in May 2018.**

**Motion – Treasurer Johnson**  
**Second – Trustee Markes**

**Ayes - 6**  
**Nays – 0**  
**Absent - 1**

**Carried**

Consider UPEA Recommendation for 2016 Bidding & Construction Administration

**MOTION: To approve UPEA Task 500 subject to the modification on the Indemnification clause by Township Attorney for the amount of \$90,000.00 and authorize the Township Clerk to sign and execute the agreement.**

**Motion – Trustee Markes**  
**Second – Trustee Pompo**

**Ayes - 6**  
**Nays – 0**  
**Absent - 1**

**Carried**

Manager's Report

Manager Girard, presented a written report to the board which covered US41/M-28 Corridor Clean-up, Community Events, US41/M-28 Corridor Committee, and Zoning Board of Appeals Information.

PUBLIC COMMENT: None

ADDITIONAL COMMENTS FROM BOARD MEMBERS:

Treasurer Johnson, would like Mike Springer to repeat the important dates again for the Schwemwood Clean-up and National Trails Day activities.

Clerk Ritari, would like to congratulate the City of Marquette and the Lakeview Arena for winning the Kraft Hockeyville Contest. The Arena will be getting \$150,000.00 in upgrades and will be hosting a NHL Preseason Game on Tuesday, October 4<sup>th</sup> with more details yet to come.

Trustee LaRue, thanked the MSHS Students for coming to our meeting this evening.

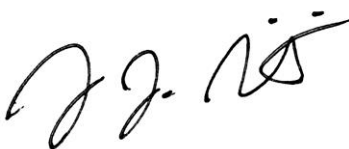
ADJOURNMENT:

**MOTION: To adjourn the meeting.**  
**Motion – Trustee Markes**  
**Second – Clerk Ritari**

**Ayes - 6**  
**Nays – 0**  
**Absent - 1**

**Carried**

Supervisor Durant declared the meeting adjourned at 9:35 p.m.





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**Randy J. Ritari, Township Clerk**

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**Lyn J. Durant, Township Supervisor**