

**Middlebury Township Board
Regular Meeting
Thursday, July 9, 2009, 7:00 p.m.
Ovid Municipal Building
114 East Front Street, Ovid, Michigan 48866**

Minutes

Supervisor Anthony Sinicropi called the meeting to order at 7:00 p.m. with a Pledge to the Flag and a prayer led by Trustee Paul Dutton.

Call To Order

Members Present: Supervisor Anthony Sinicropi, Clerk Susan Tomasek-Swan, Treasurer Carolyn Stevens, Trustee Erin Dutton and Trustee Paul Dutton.

Roll Call

Guest Present:

5 guests present

Scheduled Comments:

Supervisor Sinicropi stated that he received a letter from the sheriff department that the representative, Steve Loomis, will only be able to attend the township meetings four times a year.

Scheduled Comments

Rich Givens asked the board if there has been any updates on the MMPA water well testing.

Public Comments

Moved by E. Dutton, seconded by Sinicropi, to approve the agenda with the addition of item c MMPA water wells update under Unfinished Business.

Motion to Approve Agenda

**AYE: P. Dutton, E. Dutton, Stevens, Tomasek-Swan, Sinicropi
NO: none CARRIED**

AGENDA APPROVED

Moved by E. Dutton, seconded by P. Dutton to approve the minutes from March 12, 2009 regular township board meeting with corrections under Communication of began to begun; under New Business add the word "a piece" after \$150.00; add words "find out what money is available" to complete the sentence at the end of the 7th paragraph.

**Minutes Approved
June 10, 2009**

**AYE: P. Dutton, E. Dutton, Stevens, Tomasek-Swan, Sinicropi
NO: none CARRIED**

P. Dutton made a motion to accept the Treasurer's report for June. Stevens seconded the motion.

Treasurer's Report

AYE: P. Dutton, E. Dutton, Stevens, Tomasek-Swan, Sinicropi

NO: none

CARRIED

Moved by P. Dutton and seconded by Sinicropi to pay bills in with checks numbered 2411 to 2428 with void on #2423 for a total amount \$6,412.96 from General fund and Ck # 1001 for \$9,625.35 from Road Fund accounts.

July Bills Payment Approved

AYE: P. Dutton, E. Dutton, Stevens, Tomasek-Swan, Sinicropi
NO: none CARRIED

Tomasek-Swan briefed the board on the MTA class Payroll and Accounting.

Communications

Doug Krebiehl discussed the MTA class for Undesirable Land Use. He said that as a township we can not stop undesirable land use but can set aside certain areas of the township for these uses.

OMESA was updated as having applied for a grant to help with the construction cost of the building. The grant will be dispersed towards the end of October.

Tomasek-Swan stated the file for the Eichorn grave marker has been made with the insurance company and a claim number has been received.

A replacement is still needed for the Park and Rec Board. Supervisor Sinicropi asked if any one was interested.

Unfinished Business

E. Dutton made a motion to hire Doug Krebiehl as the township's handyman. Sinicropi seconded the motion.

Hiring Doug Krebiehl

AYE: P. Dutton, E. Dutton, Stevens, Tomasek-Swan, Sinicropi
NO: none CARRIED

Doug Krebiehl updated the board on the MMPA water well testing. He met with the manager of MMPA and did not receive any answers. Doug was told to FIOA the DEQ to find out if there were any water problems. Kathy Rainies-Bond was unhappy about not receiving yearly reports but the manger was unaware of sending reports. Doug Krebiehl wanted to know from the board if he should still pursue with the health department or the DEQ. Doug stated he would try the health department to get more answers.

P. Dutton made a motion to approve payment of the August bills. E. Dutton seconded the motion.

New Business

AYE: P. Dutton, E. Dutton, Stevens, Tomasek-Swan, Sinicropi
NO: none CARRIED

August Bills

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P. Dutton made a motion to waive the \$50.00 plot transfer fee for the Katherine Smith's family. The motion was seconded by Sinicropi.

Waiver transfer fee

AYE: P. Dutton, E. Dutton, Stevens, Tomasek-Swan, Sinicropi
NO: none CARRIED

The board discussed the matter of Mark Cooley being the attorney for OMESA and Middlebury. The matter of a conflict of interest could arise if there ever were issues between the two entities. It was discussed about

addressing the issue with Mark Cooley and find out if he wants to continue to be the attorney for Middlebury.

Stevens made a motion for Sinicropi and Tomasek-Swan to meet with Mark Cooley as representatives for Middlebury board to discuss the board's issues with him being attorney for Middlebury and OMESA.

E. Dutton seconded the motion.

AYE: P. Dutton, E. Dutton, Stevens, Tomasek-Swan, Sinicropi

NO: none

CARRIED

Attorney meeting

The board discussed the sexton's getting extra money for repairing the older headstones in the cemetery.

Stevens made a motion to table the discussion of the sinking foundation of the older graves until the sexton, John Tribfelner is present to discuss the cemetery development. The motion was seconded by Sinicropi.

AYE: P. Dutton, E. Dutton, Stevens, Tomasek-Swan, Sinicropi

NO: none

CARRIED

Cemetery Repair

P. Dutton discussed the developing of the land in the cemetery and shifting the dirt pile back.

Doug Krebiehl suggested to having the county bring in extra dirt so we wouldn't have to purchase dirt.

Rich Givens stated about the brush needing to be cleaned out.

P. Dutton reported on the Chloride Program. He stated that he has received complaints about the lack of chloride. He found that some townships are paying for two full applications. Paul suggested for the next year that the board should consider putting two trucks wide of Brine.

Sinicropi opened the discussion about the corner of Dewey and Leland Rd. He asked Deputy Supervisor, Dick Semans if he felt some work needed to be done on the corner. Dick agreed something needed to be done.

P. Dutton stated that he felt the Road Commission wasn't doing enough to satisfy what needs to be done at the corner. He continued saying that the Road Commission does not want to dig the pipe out or remove trees and slope the area. He continued by saying the same situation applies to Leland Rd. in front of Jelinek's house.

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The board reviewed the numbers given by the SATA program. Twenty-nine rides were provided for a total of \$2,184.86. The board continue the discussion bout the program and if we should continue the support.

Tomasek-Swan made a motion to decline the contract of services with SATA for 2009-2010. Stevens seconded the motion.

AYE: P. Dutton, E. Dutton, Stevens, Tomasek-Swan, Sinicropi

NO: none

CARRIED

Sinicropi stated that he received a letter from MTA that revenue sharing would be cut by 4.9%.

The meeting was adjourned at 8:57 p.m. Moved by E. Dutton and seconded by P. Dutton.

AYE: P. Dutton, E. Dutton, Stevens, Tomasek-Swan, Sinicropi

NO: none

CARRIED

Susan Tomasek-Swan, Middlebury Township Clerk

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SATA Contract

Final Comments

ADJOURNED

Minutes prepared by
Susan Tomasek-Swan
Clerk