

**BEAVER CREEK TOWNSHIP
REGULAR MEETING JANUARY 8, 2013**

The Beaver Creek Township Board held its regular meeting on January 8, 2013 at 7:00 pm. The meeting was called to order by the supervisor with board members present: Ashton, Balmes, Summers and Little absent: Hartman

The Pledge of Allegiance and Invocation were led by the supervisor.

MINUTES:

Motion by Balmes and seconded by Little to approve the minutes from the December 11, 2012 meeting with one addition to the minutes on page 2, under NEW BUSINESS #4 fourth sentence: Balmes asked Weatherly that a Home Depot charge card at the fire department be cut up and the Aurelia Goodman's name be taken off the Staples bill. Change to: Balmes stated that a charge to Staples was made for a lap top computer with a credit card with an employee of the fire departments name on it. Ed Holtcamp stated that his employee Aurelia Goodman was in charge of that account and that is why her name is on it. Holtcamp further stated that the credit card for the Home Depot has been cut up. Balmes asked if the account has been closed. Holtcamp said he will make sure it will be closed. Balmes stated that credit card accounts have been opened by the fire department with no resolution of the Township Board in the last 14 years since she has been treasurer. Ashton said he would look into it. All ayes, motion carried.

TREASURERS REPORT:

Motion by Little and seconded by Ashton to accept the treasurers report as presented. All ayes, motion carried.

SUPERVISORS REPORT:

The supervisor attended several meetings and has been working on the Commercial Rehabilitation Resolution for Skyline Ski Slide, LLC.

HIGGINS LAKE UTILITY AUTHORITY:

The January board meeting was rescheduled for January 15, 2012 to have a quorum.

FIRE DEPARTMENT:

Report by Roger Weatherly; they continue to work on HAZMAT training. Roger will be meeting with Larry Akers regarding Reverse 911, they are looking to elect a new HAZMAT leader for county. Roger is also working out radio frequency bugs.

DPW:

All street lights are working. Transfer site had an annual recording of 50,000 bags for 2012, waiting on figures from Waste Management on total tonnage. The locks have been changed at the transfer site.

PLANNING/ZONING:

There have been two zoning permits issued, a total of 26 permits were issued in 2012. There were permits issued for four new homes in 2011 and six new homes in 2012.

PUBLIC HEARING:

At 7:30 pm. A public hearing was held to hear public comments regarding the passing of the Commercial Rehabilitation Act for Skyline Ski Slide, LLC. The owner, Gary Gariglio spoke and said he is writing development ideas down on paper from citizens. People are welcome to use the land for sledding, hiking, etc. Supervisor Ashton read the resolution out loud to meeting attendees.

COMMERCIAL REHABILITATION RESOLUTION:

Motion by Balmes and seconded by Little to establish a Commercial Rehabilitation District for Skyline Ski Slide, LLC. Roll call vote: Ayes: Summers, Little, Ashton, and Balmes. Motion carried.

**RESOLUTION TO ESTABLISH A COMMERCIAL
REHABILITATION DISTRICT**

**Resolution 010813 Establishing Commercial Rehabilitation District for
Skyline Ski Slide, LLC**

WHEREAS, pursuant to PA 210 of 2005, the Beaver Creek Township has the authority to establish "Commercial Rehabilitation Districts" within the Beaver Creek Township at request of a commercial business enterprise; and

WHEREAS, Skyline Ski Slide, LLC has filed a written request with the supervisor of the Beaver Creek Township requesting the establishment of the Commercial Rehabilitation District for an area in the vicinity of 4020 Skyline Road, Grayling, MI 49738 located in the Beaver Creek Township hereinafter described; and

WHEREAS, the Beaver Creek Township Board of the Beaver Creek Township determined that the district meets the requirements set forth in sections 2(b) and 3 of PA 210 of 2005; and

WHEREAS, written notice has been given by certified mail to the county and all owners of real property located within the proposed district as required by section 3(3) of PA 210 of 2005; and

WHEREAS, on January 8, 2013 a public hearing was held and all residents and taxpayers of the Beaver Creek Township were afforded an opportunity to be heard thereon; and

WHEREAS, the Beaver Creek Township Board deems it to be in the public interest of the Beaver Creek Township to establish the Commercial Rehabilitation District as proposed;

NOW, THEREFORE, BE IT RESOLVED by the Beaver Creek Township Board of the Beaver Creek Township that the following described parcel(s) of land situated in the Beaver Creek Township, Crawford County, and State of Michigan, to wit:

(See Attached Description)

be and here is established as a Commercial Rehabilitation District pursuant to the provisions of PA 210 of 2005 to be known as Skyline Ski Slide, LLC Commercial Rehabilitation District No. 002.

*Note: If the district is established by the governing body's own initiatives please indicate the purpose of establishing the district and the economic advantages to the community.

CORRESPONDENCE:

1. Recycling Minutes
2. A.C.O. Report
3. Letters from Brabant
 - A. Rate Increase
 - B. Fire Chief Wages

*Corrections made
from 2-14-13 meeting
TN*

OLD BUSINESS:

1. Motion by Balmes and seconded by Little to hire attorney ~~Bryan Graham~~ to replace current attorney Gerald Brabant, fees with Graham will be less than they were with Brabant. Board does not need to meet with Gerald Brabant on any outstanding issues. Roll call vote: Ayes: Balmes, Summers, Ashton & Little. Motion carried.

*Young, Graham, Elsenheimer
& Wendling, P.C.*

Motion by Balmes and seconded by Little to pay ~~Graham~~ an extra \$200 monthly for services to answer any questions that board members may have. Roll call vote: Little, Summers, Balmes & Ashton. Motion carried

*Young, Graham, Elsenheimer
& Wendling, P.C.*

2. Discussion regarding the proposed Noise Ordinance. Jerry Balmes stated that not all townships are on board and that Grayling Township is the only township that has adopted the ordinance so far. It was suggested that we wait on ordinance.

NEW BUSINESS

1. Roger Weatherly reported that the locks have been changed at the transfer site.
2. Motion by Ashton and seconded by Little to change front door lock at township office at a cost of \$75 and will include 10 new keys. Roll call vote: Ayes: Little, Ashton, Summers & Balmes. Motion carried.
3. Motion by Balmes and seconded by Little that there are no changes to be made to the 2013 Poverty Exemption. Roll call vote: Ayes: Balmes, Little, Ashton and Summers.

BEAVER CREEK TOWNSHIP AMENDED POVERTY GUIDELINES RESOLUTION FOR THE YEAR 2013

SECTION A

WHEREAS, the adoption of guidelines for poverty exemptions is within the purview of the Township Board; and

WHEREAS, the homestead of persons who, in the judgment of the Supervisor and Board of Review, by reason of poverty, are unable to contribute to the public charges is eligible for exemption in whole or part from taxation under Public Act 390, 1994 (MCL 211.7u); and

WHEREAS, pursuant to P.A. 390, 1994, Beaver Creek Township, Crawford County, adopts the following guidelines for the Supervisor and Board of Review to implement. The guidelines shall include but not be limited to the specific income and asset levels of the claimant and all persons residing in the household, including any property tax credit returns, filed in the current or immediately preceding year; and all persons residing in the household, including any property tax credit returns, filed in the current or immediately preceding year;

To be eligible, a person shall do all the following on an annual basis:

- 1) Be an owner of and occupy as a homestead the property for which an exemption is requested.
- 2) File a claim with the Supervisor or Board of Review, accompanied by Federal and State income tax returns for all persons residing in the homestead, including any property tax credit returns filed in the immediately preceding year or in the current year.
- 3) Produce a valid driver's license or other form of identification if requested.
- 4) Produce a deed, land contract or other evidence of ownership of the property for which an exemption is requested, if requested.
- 5) Meet the Federal poverty income standards as defined and determined annually by the United States Office of Management & Budget.
- 6) Meet asset levels set by the governing body of the local assessing unit.
- 7) The application for an exemption shall be filed after January 1, but before the day prior to the last day of Board of Review.
- 8) Any additional eligibility requirements as determined by the Township Board.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Board of Review shall follow the above stated policy and Federal guidelines in granting or denying an exemption, unless the Board of Review determines there are substantial and compelling reasons why there should be a deviation from the policy and Federal guidelines and these are communicated in writing to the claimant.

The amended resolution was adopted November 13, 1995. Section figures were updated December 20, 2012 as follows:

SECTION B

The following are the poverty thresholds as of December 31, 2012, for use in setting Poverty exemption guidelines for 2013 income levels:

NUMBER OF PERSONS RESIDING IN HOMESTEAD	ANNUAL ALLOWABLE INCOME
1 person	
2 persons	\$11,170
3 persons	\$15,130
4 persons	\$19,090
5 persons	\$23,050
6 persons	\$27,010
7 persons	\$30,970
8 persons	\$34,930
For each additional person, add	\$38,890
	\$ 3,800

SECTION C

Total asset levels for residents not to exceed	\$ 70,000
Total asset levels for agricultural not to exceed	\$150,000

4. Motion by Ashton and seconded by Little to add New Years Eve day to the Holiday Closing Dates. Roll call vote: Ayes: Ashton, Summers, Little & Balmes. Motion carried.
5. Motion by Balmes and seconded by Ashton to send an individual who will fill Board of Review position at Beaver Creek Township to a board of review workshop in February. Roll call vote: Ayes: Balmes, Little, Summers and Ashton. Motion carried.
6. Motion by Balmes and seconded by Little to pay the accounts payable invoices in the amount of \$13,392.37, checks #27889 thru #27918. Roll call vote: Ayes: Little, Ashton, Summers and Balmes. Motion carried to pay the bills.

Comments from Residents:

Comments regarding new gas well near 5 Mile Road and water testing, Ashton stated that 175 transfer site surveys have been received and concerned about repairs needed on recycle trailer, Sherry Miller asked about pension, Guay case has visiting judge viewing the case and there is still no decision.

Meeting adjourned at 8:04 pm.

Traci Nelson
Deputy Clerk