

Holly Township
Board of Trustees – Regular Meeting
Minutes of July 18, 2018

Call to Order: Supervisor Kullis called the regular meeting of the Holly Township Board of Trustees to order at 6:31 p.m. Located at the Karl Richter campus, Holly Area Schools Board Room, 920 E. Baird St, Holly Michigan.

Pledge of Allegiance

Roll Call:

Members Present:

George Kullis, Supervisor
Mark Freeman, Treasurer
Pat Feeney, Trustee
Karin Winchester, Clerk
Steve Ruth, Trustee

Others Present:

Amy Fowlkes, Code Enforcement Officer
Michael Blum, Township Attorney

Members Absent:

CONSENT AGENDA:

1. Agenda Approval.
2. Approval of Regular Meeting Minutes – June 20, 2018.
3. Approval of Special Meeting Minutes – June 10, 2018.
4. Approval of Financial Statement – June 2018.
5. Approval of Bills for Payment – July 2018
6. Receipt of Routine Reports:
 - A. N.O.C.F.A. Minutes – June 21, 2018.
 - B. Planning Commission Minutes – June 5, 2018.
 - C. Building Permits – June 2018.
 - D. Treasurer’s Annual and Quarterly Report – June 30, 2018.
7. Set Public Hearings: None.
8. Communications: None.

Agenda Approval:

Clerk Winchester requested to amend the Agenda to add to Old Business, 1: Holly Hills MHC and 2: 425 Committee. Trustee Feeney requested to amend the Consent Agenda, moving Consent Agenda Item #3 to New Business #3.

- **Clerk Winchester made a motion to approve the Consent Agenda as amended. Trustee Feeney supported the motion. A roll call vote was taken; all those present voted yes; the motion carried by a 5/0 vote.**

Public Hearings: None.

Presentation: None.

Reports:

Supervisor Kullis reported that local resident Gary Musgrave has passed away in his sleep due to

complications from cancer and cancer treatments. Mr. Musgrave was the husband of Village Council Member Debbie Musgrave and a long-time friend of Supervisor Kullis.

Public Comment on Agenda Items Only:

Mark Taylor, 15566 Falk Rd, addressed the Board regarding Holly Hills.

Old Business:

1. Holly Hills MHC.

Supervisor Kullis informed the Board and the meeting attendees that he had a conversation with the Township Attorney regarding the Consent Judgement preventing Holly Township from “interfering or obstructing” the development of Holly Hills. The Township attorney stated that there are four options within the Consent Judgement that Holly Township or Holly Township residents to communicate their concerns. Supervisor Kullis discussed the conversation with Village Manager Jerry Walker regarding the possibility of the MHC connecting to the Village of Holly water supply; a meeting is being scheduled between the Village of Holly and the MHC developers.

Trustee Feeny stated that the Planning Commission is requesting the involvement of the Township Attorney in giving the Commission specific, clear direction as to what they are able to do and what they are not able to do, from the stand point of abiding by the Consent Judgement and protecting the interests of Holly Township residents and taxpayers.

- **Trustee Feeny moved to request a written opinion from the Township Attorney for the Holly Township Planning Commissions site plan approval for Holly Hills MHC and the standing Consent Judgement, giving clear direction as to what the Commission can and cannot do. Supervisor Kullis supported the motion. A roll call vote was taken; motion carried 5/0.**

2. 425 Committee-Riverside North.

Supervisor Kullis stated that this item had been added to the agenda at the request of the residents of Riverside to end the 425-committee created by the Village of Holly and the Township of Holly. The Village of Holly Manager Jerry Walker has stated in open Council meeting that the Village will not be moving forward with the idea; the Village had made one presentation to the Township Board of Trustees in 2016.

Trustee Feeny stated that he would like to see the Township of Holly remove themselves from the committee or dissolve the committee entirely being there is no support from the residents for the 425 agreements.

Treasurer Freeman informed the Board and the attendees that the 425 committee could be formed again regarding another property or agreement at the request of either the Village or the Township; removing from or dissolving the committee will not prevent it from being created again in the future. The 425 Committee is not isolated to that proposal.

- **Trustee Feeny moved to remove the Township of Holly from the 425 Committee with the Village of Holly for the 425 of Riverside. Clerk Winchester supported the motion. A roll call vote was taken; motion carried 4/1.**

New Business:

1. Network Server Proposal.

- **Clerk Winchester moved to approve proposal from Digital Medics for a new server. Treasurer Freeman supported the motion. A roll call vote was taken; motion carried 5/0.**

2. Public Health Act – Proposed Resolution 2018-16.

- **Clerk Winchester moved to approve the Public Health Act – Proposed Resolution 2018-16. Treasurer Freeman supported the motion. A roll call vote was taken; motion carried 5/0.**

3. Approval of Special Meeting Minutes-June 10, 2018.

Trustee Feeney had requested that the approval of the Special Meeting Minutes be moved to New Business because he wanted to address the timing and communication about the Special Meeting. Trustee Feeney stated that he had not been informed of the Special Meeting and that he did not receive an agenda for the Special Meeting; due to his work schedule he most likely would not have attended anyhow. Clerk Winchester stated that there had been an attempt to communicate with Trustee Feeney regarding the meeting just as there had been with Trustee Ruth; Trustee Feeney did not receive the message or return the phone call.

Clerk Winchester explained that the sale of the Grange hall property, that had been approved during the meeting in June 2018 was closing and per the Township Attorney, the Board of Trustees needed to approve the sale via resolution. The Special Meeting was held only to approve the sale by resolution, instead of motion as had been done the month prior.

Clerk Winchester stated that the minutes would need to be amended to show Resolution 2018-15.

- **Supervisor Kullis moved to approve the Special Meeting Minutes of June 10, 2018 as amended. Clerk Winchester supported the motion. A voice vote was taken; motion passed 5/0.**

Treasurer Freeman stated that Public comment should be moved before the #4 item of New Business being that the Board would be going into closed session.

Public Comment – Non-agenda:

Kurt Bottorff, 112 Hartz Dr. addressed the Board regarding Holly Hills.

Reuben Cantu, 15600 Falk Rd. addressed the Board regarding Holly Hills.

Mark Taylor, 15566 Falk Rd. addressed the Board regarding Holly Hills.

Denise Cantu, 15600 Falk Rd. addressed the Board regarding Holly Hills.

Lynn St.Pierre, 5378 Rood Rd. addressed the Board regarding Holly Hills.

John Yuhn, 15460 Falk Rd. addressed the Board regarding Holly Hills.

Matthew Michaels, 15423 Falk Rd. addressed the Board regarding Holly Hills.

Harry Adams, 15548 Falk Rd. addressed the Board regarding Holly Hills.

Dave Goodrich, 15500 Falk Rd. addressed the Board regarding Holly Hills.

Tony Engelberg, 115 Cogshall St, addressed the Board regarding the Township Parks.

Richard Kinnamon, Chamber of Commerce, addressed the Board regarding Blues, Brews and BBQ.

4. Consider Closed Session to Discuss Attorney /Client Privileged Information.

- **Supervisor Kullis moved to approve going to Closed Session. Clerk Winchester supported the motion. A roll call vote was taken; motion passed 5/0.**
- **Clerk Winchester moved to end Closed Session. Treasurer Freeman supported the motion. A voice vote was taken; motion passed 5/0.**

5. Proposed Settlement Agreement.

- **Trustee Ruth moved to not proceed with the settlement as read and to drop the issue entirely. Trustee Feeney supported the motion. A roll call vote was taken; motion failed 2/3.**

Treasurer Freeman stated that not approving the agreement would leave the issue open and unresolved. The Township Attorney present did confirm that not approving the agreement would leave the issue unresolved.

- **Treasurer Freeman moved to approve the Proposed Settlement Agreement. Clerk Winchester supported the motion. A roll call vote was taken; motion passed 3/2.**

Adjournment

Supervisor Kullis, hearing no other business, adjourned the meeting at 9:33 pm.

Amy N. Fowlkes
Recording Secretary

Karin S. Winchester, Clerk