

September 9, 2024

The Regular Meeting of the Chocolay Township Board was held on Monday, September 9, 2024, in the Chocolay Township Fire Hall. Supervisor Bohjanen called the meeting to order at 5:30 p.m.

PLEDGE OF ALLEGIANCE.

TOWNSHIP BOARD.

PRESENT: Richard Bohjanen, Max Engle, David Lynch, Judy White, Don Rhein

ABSENT: Ben Zyburt, Kendra Symbal

STAFF PRESENT: William De Groot, Suzanne Sundell

APPROVAL OF AGENDA.

Rhein moved, Engle supported to approve the agenda as presented.

MOTION CARRIED

PUBLIC COMMENT - NONE

CONSENT AGENDA

- A. Approve Minutes of Previous Meeting – Joint Meeting, August 19, 2024.
- B. Approve Revenue and Expenditure Reports – August 2024.
- C. Approve Bills Payable, Check Register Reports – August 6, 2024 (Check #'s 27011 – 27039, in the amount of \$50,547.15), August 14, 2024 (Check #'s 27040 – 27065, in the amount of \$24,661.02), and August 27, 2024 (Check #'s 27066 – 27090, in the amount of \$24,111.60).
- D. Approve Bills Payable, Tax Check Register Reports – July 24, 2024 (Check #'s 5081 – 5083, in the amount of \$329,298.82), and August 14, 2024 (Check #'s 5084 – 5089, in the amount of \$656,385.56).
- E. Approve Bills Payable – Regular Payroll of August 1, 2024 (Check #'s DD4390 – DD4423 and Check #'s 11564 – 11571, Federal, State, and MERS in the amount of \$45,616.64), Regular Payroll of August 15, 2024 (Check #'s DD4424 – DD4478 and Check #'s 11572 – 11579, Federal, State, and MERS in the amount of \$61,286.41), and Regular Payroll of August 29, 2024 (Check #'s DD4479 – DD4509 and Check #'s 11580 – 11587, Federal, State, and MERS in the amount of \$50,183.69).

Lynch moved, White supported to approve the consent agenda as presented.

MOTION CARRIED

SUPERVISOR'S REPORT

Supervisor Bohjanen stated that items he is reporting on will be included within the agenda material.

CLERK'S REPORT

Approximately 600+ Absentee voter applications have been sent. Ballots will start going out mid to late September.

TREASURER'S REPORT - NONE

PUBLIC HEARING - NONE

PRESENTATIONS – TUNNEL PUBLIC ART PROJECT

DPW Superintendent Brad Johnson presented a power point presentation on the tunnel art project. Johnson went over the history of the tunnel and removal of the overpass. Once the tunnel was constructed, MDOT turned over the maintenance to Chocolay Township. Chocolay Township applied for grant through AARP but was not successful.

Other options were explored for the murals, including NMU, Cherry Creek Schools, surveys to get public input. There are lots of different options, with the cost of approximately \$1,700 for each panel. Johnson is looking for direction from the Board – incorporate with Nature Walk, Art on the Rocks, etc. The tunnel is used by a multitude of people. After discussion, the Board felt that if we are not able to get a grant, it was best just to paint and maintain and continue to look for grants for this type of project.

CONSIDER CONTRACT CHANGE ORDER FOR SEWER PIPE REPLACEMENT PROJECT

Manager De Groot went over the background on the current contract and the Change Order that would more than double the current contract amount for replacement of a sixty-foot section of pipe located on Baker Street near Lift Station #3. Bohjanen asked if there was significant infiltration – De Groot indicated there is not.

Rhein moved, Lynch supported that the Chocolay Township Board not accept Change Order #1 and cancel the existing contract with Smith Construction based on the new scope of work;

And

Require staff to create a new scope of work to include potential de-watering of the site and release a new RFP for future considerations.

MOTION CARRIED

PROPOSED BUDGET AMENDMENTS

**Capital Improvement Fund Budget Amendment #1
Allocation of KBIC 2% Funds**

Meeting: September Board Meeting

Date: September 9, 2024

Lynch moved, White supported that:

Whereas, a budget was adopted by the Chocolay Township Board to govern the anticipated Capital Improvement Fund expenditures of the Township on December 11, 2023 for fiscal year 2024; and

Whereas, as a result of unanticipated changes in revenues and / or expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures,

Now Therefore, Be It Hereby Resolved, that the FY2024 budget be modified as follows:

	PREVIOUS	CHANGE (+ / -)	AMENDED
EXPENDITURE			
Capital Outlay - Misc.			
401.958.957	\$ 768,280.00	\$ 45,000.00	\$ 813,280.00

ROLL CALL VOTE

AYES: Rhein, White, Lynch, Engle, Bohjanen

NAYS: None

ABSENT: Zyburt, Symbal

Capital Improvement Fund Budget Amendment #2 Allocation of State Budget Monies - Radios

Meeting: September Board Meeting

Date: September 9, 2024

White moved, Rhein supported that:

Whereas, a budget was adopted by the Chocolay Township Board to govern the anticipated Capital Improvement Fund expenditures of the Township on December 11, 2023 for fiscal year 2024; and

Whereas, as a result of unanticipated changes in revenues and / or expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures,

Now Therefore, Be It Hereby Resolved, that the FY2024 budget be modified as follows:

	PREVIOUS		CHANGE (+ / -)		AMENDED
REVENUE					
State of Michigan					
401.543	\$ -		\$ 142,079.60		\$ 142,079.60
	\$ 142,079.60		\$ 3,636.88		\$ 145,716.48
EXPENDITURE					
Fire Department					
Equipment					
401.340.977	\$ -		\$ 109,292.00		\$ 109,292.00
	\$ 109,292.00		\$ 2,797.60		\$ 112,089.60
Police Department					
Equipment					
401.305.977	\$ -		\$ 32,787.60		\$ 32,787.60
	\$ 32,787.60		\$ 839.28		\$ 33,626.88

ROLL CALL VOTE

AYES: Rhein, White, Lynch, Engle, Bohjanen

NAYS: None

ABSENT: Zyburt, Symbal

**Capital Improvement Fund Budget Amendment
#3 Semco Grant – Rescue Task Force
#4 Firefighter/Police, Community Impact – FD Tablet**

Meeting: September Board Meeting

Date: September 9, 2024

Lynch moved, Rhein supported that:

Whereas, a budget was adopted by the Chocolay Township Board to govern the anticipated Capital Improvement Fund expenditures of the Township on December 11, 2023 for fiscal year 2024; and

Whereas, as a result of unanticipated changes in revenues and / or expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures,

Now Therefore, Be It Hereby Resolved, that the FY2024 budget be modified as follows:

CAPITAL FUND - RESCUE TASK FORCE				CF #3
	PREVIOUS		CHANGE (+ / -)	AMENDED
EXPENDITURE				
Fire Department				
Equipment				
401.340.977	\$ 112,089.60	\$	2,000.00	\$ 114,089.60
CAPITAL FUND - POLICE / FIREFIGHTERS FUND AND COMMUNITY IMPACT GRANT - FD TABLET				CF #4
	PREVIOUS		CHANGE (+ / -)	AMENDED
EXPENDITURES				
Fire Department				
Capital Outlay				
401.341.957	-	\$	2,000.00	\$ 2,000.00
401.341.957	2,000.00	\$	750.00	\$ 2,750.00

ROLL CALL VOTE

AYES: Rhein, White, Lynch, Engle, Bohjanen

NAYS: None

ABSENT: Zyburt, Symbal

Capital Improvement Fund Budget Amendment
CIF #5 – Glass Cutters / EV Emergency Plugs
CIF #6 – CPE Training Funds
CIF #9 - Police Donation – Hero Trading Cards

Meeting: September Board Meeting

Date: September 9, 2024

White moved, Rhein supported that:

Whereas, a budget was adopted by the Chocolay Township Board to govern the anticipated Capital Improvement Fund expenditures of the Township on December 11, 2023 for fiscal year 2024; and Whereas, as a result of unanticipated changes in revenues and / or expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures,

Now Therefore, Be It Hereby Resolved, that the FY2024 budget be modified as follows:

CAPITAL FUND - FIREFIGHTERS / POLICE FUND DONATION - GLASS CUTTERS/EV EMERGENCY PLUGS - PD				CF #5
	PREVIOUS		CHANGE (+ / -)	AMENDED
EXPENDITURE				
Police Department				
Equipment				
401.305.977	\$ 33,626.88	\$	1,820.00	\$ 35,446.88
CAPITAL FUND - CAREER PROFESSIONAL ENHANCEMENT (CPE) TRAINING FUNDS - POLICE				CF #6
	PREVIOUS		CHANGE (+ / -)	AMENDED
REVENUE				
State of Michigan				
401.543	\$ 145,716.48	\$	2,500.00	\$ 148,216.48
EXPENDITURE				
Police Department				
Police Training				
401.306.957	-	\$	2,500.00	\$ 2,500.00
POLICE DONATION - HERO TRADING CARDS				CF #9
	PREVIOUS		CHANGE (+ / -)	AMENDED
EXPENDITURE				
Police Community Awareness				
Donations				
401.308.957	\$ 2,520.00	\$	662.00	\$ 3,182.00

ROLL CALL VOTE

AYES: Rhein, White, Lynch, Engle, Bohjanen

NAYS: None

ABSENT: Zyburt, Symbal

**Capital Improvement Fund Budget Amendment #8
Surplus Sale – DPW**

Meeting: September Board Meeting

Date: September 9, 2024

Lynch moved, White supported that:

Whereas, a budget was adopted by the Chocolay Township Board to govern the anticipated Capital Improvement Fund expenditures of the Township on December 11, 2023 for fiscal year 2024; and

Whereas, as a result of unanticipated changes in revenues and / or expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures,

Now Therefore, Be It Hereby Resolved, that the FY2024 budget be modified as follows:

	PREVIOUS	CHANGE (+ / -)	AMENDED
EXPENDITURE			
Recreation and Properties			
Equipment			
401.756.977		\$ 380.00	\$ 380.00

ROLL CALL VOTE

AYES: Rhein, White, Lynch, Engle, Bohjanen

NAYS: None

ABSENT: Zyburt, Symbal

General Fund Budget Amendments
GF #1 Fire Department – Turn Out Gear
GF #2 – MI Fire Equipment Grant – Turn Out Gear
GF #3 – Sale of Election Supplies

Meeting: September Board Meeting

Date: September 9, 2024

White moved, Rhein supported that:

Whereas, a budget was adopted by the Chocolay Township Board to govern the anticipated General Fund expenditures of the Township on December 11, 2023 for fiscal year 2024; and

Whereas, as a result of unanticipated changes in revenues and / or expenditures, it is necessary to modify the aforesaid budget between revenues and expenditures,

Now Therefore, Be It Hereby Resolved, that the FY2024 budget be modified as follows:

MIOSHA - TURN OUT GEAR		GF #1		
	PREVIOUS	CHANGE (+ / -)	AMENDED	
REVENUE				
State of Michigan Grants				
101.543	\$ -	\$ 4,935.67	\$	4,935.67
EXPENDITURE				
Fire Department				
Uniforms and Accessories				
101.340.745	\$ 19,800.00	\$ 4,935.67	\$	24,735.67
MI FIRE EQUIPMENT GRANT - NFIRS - 05214		GF #2		
	PREVIOUS	CHANGE (+ / -)	AMENDED	
EXPENDITURE				
Fire Department				
Equipment				
101.340.745	\$ 24,735.67	\$ 10,000.00	\$	34,735.67
SALE OF ELECTION SUPPLIES		GF #3		
	PREVIOUS	CHANGE (+ / -)	AMENDED	
EXPENDITURE				
Elections				
Office Supplies				
101.190.752	\$ 7,000.00	\$ 35.00	\$	7,035.00

ROLL CALL VOTE

AYES: Rhein, White, Lynch, Engle, Bohjanen

NAYS: None

ABSENT: Zyburt, Symbal

CONSIDER FIRST READ OF DRAFT ORDINANCE AMENDMENT – AGRICULTURAL / FORESTRY

Supervisor Bohjanen stated that the ordinance does not specifically address the ability to grow things (row crops, tree crops) and wondered if language needed to be added. Lynch questioned where do you stop then?

Lynch moved, Rhein supported that the language and proposed zoning map for the zoning ordinance revision 34 24-01 be accepted for a second read and public review as presented.

MOTION CARRIED

Supervisor Bohjanen indicated that possibly assembly operations should be changed to define them as being small scale to prevent larger types of assembly operations.

Lynch moved, Rhein supported that the previous motion be revised to define the permitted use of assembly operations as “small scale”.

MOTION CARRIED

DISCUSSION FOR ZONING INSPECTION OF INDUSTRIAL DISTRICT

Supervisor Bohjanen stated that there had been a concern about zoning inspections on Industrial districts. The Zoning Ordinance addresses the health, safety, and welfare of the residents. After looking into the property of concern with the Zoning Administrator, no issues were identified and there was no need to bring about enforcement. It does not appear that the Ordinance needs to be modified at this time.

MANAGER UPDATE OF WORK PLAN AND CORPORATE STATUS.

Budget – as there will not be a lot of Board changeover this election, the public hearing can be scheduled for either October or November, with approval being done at the December meeting. The current Board will still be seated at November’s meeting. It was also noted that there is an increase in pay being requested by a current executive Board member.

Officer Jon LeGalley has accepted the position of Corporal in the Police Department. Interviews were conducted in the month of August, with LeGalley being the selected candidate and will be filling the role of 2nd shift supervisor. He has given notice in Munising and will be starting in Chocloy Township mid-September. LeGalley is also on the ballot for the position of Trustee, and if elected, will be stepping down from the Board position.

BOARD MEMBER COMMENTS

Don Rhein – None

Kendra Symbal – absent

Judy White – None

Dave Lynch – None

Ben Zyburt – absent
Max Engle - None
Richard Bohjanen - None

PUBLIC COMMENT

John Smith, 2170 M-28 East – encouraged the Board to give a grace period on the rezoning for residents to be able to modify their particular property. He supports the rezoning.

Supervisor Bohjanen indicated that the Planning Commission put into the ordinance the option of being able to apply for a zoning change based on the adjacent zoning.

Rhein moved, Lynch supported that the meeting be adjourned.

MOTION CARRIED

The meeting was adjourned at 6:19 p.m.

INFORMATIONAL REPORTS AND COMMUNICATIONS.

- A. Minutes - Marquette County Solid Waste Management Authority – Regular Meeting, August 21, 2024.
- B. Minutes – US-41 Corridor Advisory Group – Regular Meeting of August 13, 2024.
- C. Information – Chocolay Township Newsletter – August 2024

Max Engle, Clerk

Richard Bohjanen, Supervisor