

DRAFT

**Waverly Township
Regular Board Meeting
42114 M-43, Paw Paw, MI 49079
January 2, 2025**

1. Call to order – 7:04pm with the Pledge of Allegiance
 - a. Intro of the board: Present are Tom Fleetwood – Trustee, Tony Millek – Supervisor, Ernest Brown – Trustee, Starr Houston – Clerk, Mandy Johnson – Treasurer; Chris Moraitis – Attorney - Absent
2. Sheriff's Report – No report as of yet due to the holiday. Will email over to Starr at Clerk@WaverlyTownship.com and Tony asked he would send to him as well – Supervisor@WaverlyTownship.com. Starr also thanked them for letting us test the alarm last week.
3. Agenda – Additions, Corrections, Approval – Motion by Houston, to accept, 2nd by Fleetwood – All five approved
4. Minutes from December 5, 2024 Meeting for Approval – Millek stated he would like to make a motion to approve the minutes after the removal of the middle of 13a, and all of 13b. Approved once they are amended. Fleetwood motioned to approve the amended minutes, followed by a second from Millek. Millek asked all in favor – All approved with aye.
5. Supervisor: Comments/Reports:
 - a. Noise Ordinance: Porter of the planning commission spoke about what the planning commission has come up with for a draft with regards to R-1, R-2 and R-3 with respects to heavy machinery, music until midnight etc. this would be residential only. Does not affect agricultural areas. This would be from 10pm-7am (50 decibels), and 7am-10pm (70 decibels). As of right now with no noise ordinance the police will not do anything. Supervisor Millek reiterated that if we do nothing, the police can't act on any noise complaints. However, the board is not going to be contacting your neighbors first either. Millek stated that if people have concerns - the next planning commission meeting is Monday at 7pm. A lot of discussion was thrown around about this. If approved, and the police come out to deal with the issue the following can happen with the following civil issues:
 - i. 1st offense – Warning
 - ii. 2nd offense - \$250.
 - iii. 3rd offense - \$500.
 - iv. 4th offense - \$1000. If it continues to happen, the resident could end up in a misdemeanor.
 1. Brown thinks that the fines are too high, but Fleetwood stated if they are too cheap, they are just going to keep doing it
 2. Houston made a motion to remove R-3 from the draft of the Ordinance in which we also add Ordinance 2025-1. Millek 2nd motion. Millek called for a roll call in which Fleetwood abstained, Millek – Yes, Brown – No, Houston – Yes, Johnson – Yes. Fleetwood at that time pulled back

his abstained vote and voted yes ending the roll call in 4 yes votes, 1 no vote.

- b. P&Z Appointments: Wilcox and Porter: Millek stated to nominate Wilcox & Porter. Houston states that they need to be done for 2025. Millek made a motion to approve both of them, Fleetwood 2nd it. Millek asked for a rollcall Millek made a roll call – Fleetwood – Yes, Millek – Yes, Brown – Yes, Houston – Yes, Johnson – Yes. Motion carried by all
 - c. Appoint BOR in March: Houston stated that we appoint now. Millek stated that Kathleen Crook is interested in being on the BOR. So, Ray Tattersall, Jenna Bowers & Mark Smith. Houston motioned, Fleetwood 2nd – Millek made a roll call – Fleetwood – Yes, Millek – Yes, Brown – Yes, Houston – Yes, Johnson – Yes. Motion carried.
6. Clerk Starr Houston: Comments/Report:
- a. Financial Report for December 2024: Advised that the township paid out \$192,185.50 in total. Said that the last of the ARPA funds had been paid out and that it should be hopefully the last time we have to worry about that account. Houston stated that the KCI bill for just under \$2,000 was for the printing of the tax bills. Gave a quick rundown of the Fire, Roads, VBC clerk etc. Houston motioned we approve the bills, Johnson 2nd. Millek made a roll call – Fleetwood – Yes, Millek – Yes, Brown – Yes, Houston – Yes, Johnson – Yes.
7. Treasurer Mandy Johnson Comments/Report:
- a. Tax Update: Stated that taxes have been coming in steadily and spent time on 12/31 at the office from 7:30am to 6:30pm. That day collected a total of just under \$360,000., and after received another package totaling \$511K that needs to be put in the system.
 - b. Immediate deposit with bank scanner proposal – Discussed what Johnson had found out from Huntington Bank originally, and that I have reached out to other banks to see where they would fall into place. Stated that she heard from First National Bank, and Sturgis Bank & Trust so far given they only had today to get a proposal together. Johnson is waiting for 4-5 other responses to come in. Millek asked we should hear in order to make a decision, and stated hopefully by end of next week. Fleetwood stated that Stephanie from Sturgis Bank said those numbers are not set in stone, and would really like our business, so bring something back to them. Millek stated that he thinks we need to give permission to for Mandy, Tom to proceed moving all accounts with full authority for bank change. Millek motioned to go ahead to do the deal, and to move everything over except for the Arbor account. Start making the move and have everything moved over by March 31, 2025. Fleetwood stated that before we do anything to contact Stephanie at Sturgis as she has a lot of leeway. Millek stated that he needs to redo the motion to include Starr on assisting with the bank. Millek the makes a motion for Mandy, Starr and Tom to have full authority to start the bank moving process. Houston made a 2nd motion to approve. Millek asked for a roll call – Fleetwood – Yes, Millek – Yes, Brown – Yes, Houston – Yes, Johnson – Yes. Motion carried.
8. Trustee Tom Fleetwood: Comments/Report
- a. Planning commission on Monday if anyone would like to come and voice questions or concerns.

- b. Spoke about grower who is not in compliance that was discussed at the last Planning commission meeting. Stated that 80% of that meeting was public comment. It came down to that the grower at the upcoming meeting needs to either state they are going to comply with what site plan is currently in place or they can update the site plan to what they have on the property at this time. Fleetwood stated that bottom line the site plan needs to match the current site prior to the upcoming inspection, or the township will have no choice but to advise the State of Michigan that they are not in compliance on the next inspection come April 1, 2025.
9. Supervisor Tony Millek: Comments/Report
 - a. Fire Report – nothing to report as of today, but Tom is going to be attending the next Fire meeting.
 - b. Roads Report – Millek is going to be attending the meeting on Friday 1/3/2025, with the hopes of getting some information about the deal with the bridge. States we will be doing 7 miles of road with utilizing trap rock as it seems to work the best and has come way down in price. Going to try to inquire about doing the fog seal twice as it seems to have worked really well down in Decatur on the road, that they completed this on.
10. Attorney Report: Not available
11. Unfinished Business:
 - a. **35 ½ Street Blight** – Trustee Brown has photos but has questions as to who is actually committing the blight, but how did we find out about it since it is down a private road. Do we have permission to go down there. Supervisor Millek states since he owns property across from them, he is giving him permission to go down there. However, that Private Road is an easement and technically anyone can go down there.
12. New Business:
 - a. Clerk Houston apologized for the wrong board meeting minutes being printed incorrectly. With the meeting falling on the day after the holiday had to come in on the holiday to get them done. Was going to see if we could move the meetings to a different day, but the way our meeting falls, it is within 5 days of all the other meetings. So, it just will not work. Houston asked to just please bear with her in that case if this should happen again.
13. Board Comments: Nothing to Report
14. Public Comments:
 - a. Superintendent from Bloomingdale Schools introduced himself as Rick Reo and that he is in his first 90 days. Would like to let us know that the senior class all have to do community service, so if we need anything to let them know. Also, suggested that they have some kids who are interested in the public sector and might be a good idea for some type of internship.
 - b. A resident started in on the growing property and the smell being so bad and it going down to his business. Supervisor Millek states this has been discussed and not going to be spoken about again
15. Adjourned: Milled ended the meeting at 8:47pm.

Respectfully Submitted,

Mandy Johnson