

Agenda for the
Allendale Charter Township Board Meeting
Monday, May 24, 2021, 7:00pm

Members Present:

Members Absent:

Guests Present:

Meeting called to order

- Invocation given by Bruce Zeinstra
- Pledge of Allegiance
- Approve Agenda
- Consent Agenda
 - Approval of the May 10, 2021 Regular Board Meeting Minutes
 - Bills
 - Interim Bills
- For information
 - Financial Report
 - Minutes of the May 3, 2021 Planning Commission Meeting
 - Sheriff's Department April Monthly Report
- Public Hearings
- Garden of Honor Memorial Committee
- Public Comments
- Guest Speakers
 - Department Head Update
 - Human Resources
 - Safety
- Action Items
 - Ordinance 2021-01 Allendale Baptist Church
 - Resolution 2021-10 Allendale Baptist Church
 - Letter of Recommendation for Substitute Library Page and Circulation Assistant
 - Letter of Recommendation for Administrative Assistant
 - Letter of Recommendation for Public Utilities Seasonal Operator
 - Concerts in the Park
- Discussion Items
 - Fire Cost Recovery Ordinance and Resolution Updates
- Public Comments
- Board Comments

- Future Agenda Items
- Adjournment

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**PROPOSED
PROCEEDINGS OF THE ALLENDALE
TOWNSHIP BOARD OF TRUSTEES
MAY SESSION- 1st DAY**

The Allendale Township Board of Trustees met virtually, to comply with Michigan Department of Health and Human Services directives due to COVID-19, on Monday, May 10, 2021, at 7:00 p.m. and was called to order at 7:02 by Mr. Elenbaas.

Present: Ms. Vander Veen; Mr. Murillo; Ms. Hansen; Mr. Vander Wall; Ms. Kraker; Mr. Zeinstra and Mr. Elenbaas. (7)

Absent: None (0)

Staff and Guest Present: Bob Sullivan, Legal Counsel; Elizabeth Szymanski, Deputy Clerk/Community Coordinator; Connor Galligan, Assistant Assessor; Tyler Wolfe, Head Assessor; Colton Hyble, Allendale Township Intern; Summer Rietsma, Allendale Area Chamber of Commerce Director; Tim VanBennekomp, Finance Director; Mark Green, Pastor Allendale Baptist Church; Cathy Schmidt; Bill Amstutz; Cindy Buekema; Greg Yaklin; Jeff Brinks, John Hays, and Brian Sinnott.

Ms. Kraker pronounced the invocation.

Mr. Elenbaas led in the Pledge of Allegiance to the Flag of the United States of America.

BOT 21-070 Mr. Zeinstra moved to approve the agenda of today as presented. The motion passed.

BOT 21-071 Mr. Vander Wall moved to approve the following Consent Resolutions:

1. To approve the Minutes of the April 26, 2021 Board of Trustees meeting.
2. To approve the general claims in the amount of \$395,786.87 as presented by the summary report for April 28, 2021 – May 11, 2021. There were no interim payments. The motion passed.

Items Received for Information

1. Financial Report
2. Minutes of the April 19, 2021 Planning Commission Meeting
3. April Fire Department Monthly Report
4. Facility Rental Form Update

Public Hearings

1. Allendale Baptist Church

Mr. Elenbaas opened the public hearing at 7:14 p.m.

No comments were received.

BOT 21-072 Mr. Elenbaas moved to close the public hearing at 7:16 p.m. The motion passed.

Public Comments and Communications

None

BOT 21-073 Mr. Elenbaas moved to close public comment. The motion passed.

Guest Speakers

Summer Rietsma, Allendale Area Chamber of Commerce Director, introduced the All-In, a new campaign initiative headed by AACC. All-In is intended to help revive the community and uplift spirits after this challenging past year. The pandemic has been impactful, and this initiative is a great opportunity to showcase the positives in this community.

Tim VanBennekom, Finance Director, provided a Finance Department update to the board. Mr. VanBennekom gave a brief overview on the Coronavirus State and Local Fiscal Recovery Funds. Dates and specific have not been determined by the state at this time. Mr. VanBennekom will monitor this closely. He also indicated the audit has been conducted and it went very well. He gave a special thank you to everyone for helping, especially Tammy Walker and Denise Wiersma for all of their hard work assisting with this process.

Tyler Wolfe gave an overview of the Assessing Department. He thanked Assistant Assessor, Connor Galligan, who has developed a more efficient process of

obtaining internal information of properties. After much research, Mr. Galligan established a short form to send out to property owners in lieu of postcards and in person visits. Utilizing this new process will likely increase return rates of up to 70%. This streamlined process will also save on mileage and fuel costs. In addition, the Assessing Department has embraced the GRIFAAc green initiative, which allows for increased technology use when doing reviews and minimizes the need of hard copy record cards.

Colton Hyble, Allendale Township Intern introduced himself to the board. Mr. Hyble will be spending time in various departments and learning numerous aspects of township government while assisting the team. His main project will be working on the Library Reestablishment project.

Action Items

- BOT 21-074 Mr. Vander Wall moved to approve the proposal for Construction Simplified as Fire Station Owners Representative, and to authorize the supervisor to sign the contract and to make necessary budget adjustments. The motion passed as shown by the following votes:
YEAS: Ms. Vander Veen, Mr. Murillo, Ms. Hansen, Ms. Kraker, Mr. Vander Wall, Mr. Zeinstra and Mr. Elenbaas. (7)
NAYS: None (0)
- BOT 21-075 Ms. Vander Veen moved to approve the IT Managed Services Request for Proposal form and to authorize Kevin Yeomans, Project Manager to seek proposals. The motion passed.
- BOT 21-076 Mr. Zeinstra requested approval to abstain from voting on Resolution 2021-08; 5 de Mayo Liquor License due to a potential conflict of interest. The motion passed as shown by the following votes:
YEAS: Ms. Vander Veen, Mr. Murillo, Ms. Hansen, Ms. Kraker, Mr. Vander Wall, and Mr. Elenbaas. (6)
NAYS: None (0)
ABSTAINED: Mr. Zeinstra (1)
- BOT 21-077 Ms. Vander Veen moved to approve and authorize the Clerk and Supervisor to sign Resolution 2021-08; recommendation of the Township Board that the liquor license application of 5 de Mayo, Inc. #1 be considered for approval by the Michigan Liquor Control Commission, subject to passing the final building inspection conducted by the Allendale Fire Department upon completion of construction and authorize the Clerk to prepare and submit the Local

Government Approval form to the Liquor Control Commission. The motion passed as shown by the following votes:

YEAS: Ms. Vander Veen, Mr. Murillo, Ms. Hansen, Ms. Kraker, Mr. Vander Wall, and Mr. Elenbaas. (6)

NAYS: None (0)

ABSTAINED: Mr. Zeinstra (1)

BOT 21-078 Mr. Zeinstra moved to amend the budget as appropriate and to approve and authorize Public Utilities to accept the bid proposal with A1 Asphalt for resurfacing services at the M45 Public Utility Booster Station at a cost of \$7,892.00. The motion passed as shown by the following votes:

YEAS: Ms. Vander Veen, Mr. Murillo, Ms. Hansen, Ms. Kraker, Mr. Vander Wall, Mr. Zeinstra and Mr. Elenbaas. (7)

NAYS: None (0)

BOT 21-079 Ordinance 2021-01: Allendale Baptist Church was introduced for 1st Reading.

BOT 21-080 Ms. Kraker moved to approve and authorize the Clerk and Supervisor to sign Resolution 2021-09, revising rental reservation fees for Allendale facilities including: The Township Auditorium, East Pavilion and Bandshell.

Discussion Items

Mr. Elenbaas introduced draft language of Automated Clearing House and Credit Card Policies. He indicated these policies will be brought to a future board meeting for approval.

Public Comments and Communications

None

BOT 21-081 Mr. Elenbaas moved to close public comment. The motion passed.

Board Comments:

1. Ms. Vander Veen informed Mr. Elenbaas that she was tentative RSVP'ing for the June 11th Ottawa County Road Commission Open House. She also thanked him for incorporating the department head updates into the board meetings.
2. Ms. Kraker inquired as to the outcome of the Census numbers. She also

requested clarification on the Maintenance Building Open House event being held next week.

3. Mr. Elenbaas provided clarification to Ms. Kraker's inquiries. He provided an update on the status of the statue committee indicating the last of their five meetings would be completed this week. The statue committee is slated to present to the board on May 24, 2021 with their recommendations. Mr. Elenbaas informed the Board that FOIA request 2021-046F had been processed. The FOIA requestor sent an email to the Clerk to appeal the Township's response. Mr. Elenbaas explained the appeal to the Board. The Board specified the following action item:

BOT 21-082 Mr. Vander Wall moved to confirm the appeal for FOIA 2021-046F has been considered and denied. The motion passed.

4. Ms. Hansen informed the board that Human Resources was considering various avenues in streamlining hiring processes. One consideration was to eliminate the 90-day probationary wage period. She will bring this to a future board meeting for approval.

BOT 21-083 Ms. Vander Veen moved to adjourn at 8:32 p.m. The motion passed.

Jody L. Hansen, Clerk
Of the Township of Allendale

Adam Elenbaas, Supervisor
Of the Township of Allendale

05/20/2021 03:18 PM
User: DENISE
DB: ALLENDALE

INVOICE APPROVAL BY DEPT FOR ALLENDALE CHARTER TOWNSHIP
EXP CHECK RUN DATES 05/12/2021 - 05/25/2021
BOTH JOURNALIZED AND UNJOURNALIZED
OPEN

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Department: 000.000

FLEIS & VANDENBRINK ENG'G INC	MINI STORAGE DEPOT-64TH ST LLC	54.00	MINI STORAGE DEPOT-6
FLEIS & VANDENBRINK ENG'G INC	DEWPOINTE WEST 4	76.50	DEWPOINTE WEST 4
FLEIS & VANDENBRINK ENG'G INC	6138 LMD-PUD-SIGNATURE LAND DE	27.00	6138 LMD-PUD-SIGNATU
FLEIS & VANDENBRINK ENG'G INC	MR. BURGER-WALGREENS PUD	745.00	MR. BURGER-WALGREENS
FLEIS & VANDENBRINK ENG'G INC	ESCROW-PLACID WATERS 3	54.00	ESCROW-PLACID WATERS
FLEIS & VANDENBRINK ENG'G INC	MAPLE POND/ALLENDALE PLACE PUD	400.00	MAPLE POND/ALLENDALE
FLEIS & VANDENBRINK ENG'G INC	M45 LLC GAS STATION	63.54	M45 LLC GAS STATION
FLEIS & VANDENBRINK ENG'G INC	HIGHPOINT REAL ESTATE-METRO HE	719.97	HIGHPOINT REAL ESTAT
ILLINOIS STATE DISBURSEMENT UNIT	GARNISHMENTS	341.54	GARNISHMENTS
OTTAWA COUNTY TREASURER	Due To County	253.50	Due To County
OTTAWA COUNTY TREASURER	Due To Schools	1,014.00	Due To Schools
SCHOLTEN FANT	M45 LLC GAS STATION	690.00	M45 LLC GAS STATION
SCHOLTEN FANT	MR. BURGER-WALGREENS PUD	180.00	MR. BURGER-WALGREENS
Total: 000.000		4,619.05	

Department: 100.000 Water

ALLDOR LLC	Utility Charges	203.38	Water
ALLENDALE TRUE VALUE HDWE INC	SUPPLIES-MISC	45.87	SUPPLIES-MISC
AMERICAN SPECIALTY PRODUCTS	SUPPLIES-MISC	79.90	SUPPLIES-MISC
BILL PAYMENT CENTER	Electricity	108.50	Electricity
CARDMEMBER SERVICE	SUPPLIES-MISC	3.60	SUPPLIES-MISC
CINTAS CORPORATION #301	Contracted Services	256.59	Contracted Services
DTE ENERGY	Heat - Metering Station	35.85	Heat - Metering Stat
ETNA SUPPLY COMPANY	Meter Cost	34,955.20	Meter Cost
FLEIS & VANDENBRINK ENG'G INC	Professional Services	3,051.95	Professional Service
FLEIS & VANDENBRINK ENG'G INC	Maintenance	2,076.25	Maintenance
NAPA - GENUINE PARTS COMPANY	SUPPLIES-MISC	2.99	SUPPLIES-MISC
NAPA - GENUINE PARTS COMPANY	Maintenance	70.69	Maintenance
NOAH'S ARK LAWN CARE	Maintenance	553.70	Maintenance
OTTAWA COUNTY PUBLIC UTILITIES	Water Cost	83,976.18	Water Cost
PRIORITY HEALTH	Employers Health Insurance	4,908.16	Employers Health Ins
SMART BUSINESS SOURCE LLC	OFFICE SUPPLIES	30.02	OFFICE SUPPLIES
SNYDER, TROY-TRACY	Utility Charges	119.12	Water
WOLVERINE POWER SYSTEMS	Maintenance	884.36	Maintenance
Total: 100.000 Water		131,362.31	

Department: 101.000 Township Board

CARDMEMBER SERVICE	Printing & Publishing	58.29	Printing & Publishin
Total: 101.000 Township Board		58.29	

Department: 120.000 KNOWLTON HOUSE

DTE ENERGY	Heating Fuel	46.02	Heating Fuel
Total: 120.000 KNOWLTON HOUSE		46.02	

Department: 171.000 Supervisor

CARDMEMBER SERVICE	PROCESS/PROGRAM IMP	162.00	PROCESS/PROGRAM IMP
Total: 171.000 Supervisor		162.00	

Department: 200.000 Sewer

AAA LAWN CARE INC	GENERAL MAINTENANCE	1,143.00	GENERAL MAINTENANCE
ALLENDALE TRUE VALUE HDWE INC	SUPPLIES-MISC	54.83	SUPPLIES-MISC
AMERICAN SPECIALTY PRODUCTS	SUPPLIES-MISC	79.90	SUPPLIES-MISC
CARDMEMBER SERVICE	GENERAL MAINTENANCE	16.29	GENERAL MAINTENANCE
CARDMEMBER SERVICE	WRRF MAINTENANCE	82.00	WRRF MAINTENANCE
CINTAS CORPORATION #301	Contracted Services	256.59	CONTRACTED SERVICES
CONSUMERS ENERGY	Electricity	6,797.11	Electricity

DTE ENERGY	Heating Fuel	757.85	Heating Fuel
FLEIS & VANDENBRINK ENG'G INC	Professional Services	4,825.31	Professional Service
HACH COMPANY	WRRF MAINTENANCE	1,754.91	WRRF MAINTENANCE
HAMLETT ENVIRONMENTAL TECHNOLOGI	WRRF MAINTENANCE	416.00	WRRF MAINTENANCE
KENDALL ELECTRIC INC	WRRF MAINTENANCE	17.54	WRRF MAINTENANCE
MODERN OFFICE INTERIORS	WWTP EXPANSION PHASE 1	61,580.20	WWTP EXPANSION PHASE
NOAH'S ARK LAWN CARE	COLLECTION SYSTEM MAINTENANCE	553.70	COLLECTION SYSTEM MA
NORTH CENTRAL LABORATORIES	LAB SUPPLIES	118.24	LAB SUPPLIES
PRIORITY HEALTH	Employers Health Insurance	4,908.16	Employers Health Ins
SCHOLTEN FANT	Contracted Services	990.00	Contracted Services
SHORELINE POWER SERVICES INC	GENERAL MAINTENANCE	477.11	GENERAL MAINTENANCE
SMART BUSINESS SOURCE LLC	WWTP EXPANSION PHASE 1	1,557.00	WWTP EXPANSION PHASE
THOMAS SCIENTIFIC LLC	LAB SUPPLIES	16.22	LAB SUPPLIES
WEST SHORE SERVICES INC	WRRF MAINTENANCE	300.00	WRRF MAINTENANCE
WINDEMULLER ELECTRIC INC	COLLECTION SYSTEM MAINTENANCE	4,366.14	COLLECTION SYSTEM MA
Total: 200.000 Sewer		91,068.10	

Department: 201.000 Finance

TIM VANBENNEKOM	Mileage	38.64	Mileage
Total: 201.000 Finance		38.64	

Department: 202.000 Audit

KIEKOVER SCHOLMA & SHUMAKER PC	Audit	4,800.00	Audit
KIEKOVER SCHOLMA & SHUMAKER PC	Audit	300.00	Audit
KIEKOVER SCHOLMA & SHUMAKER PC	Audit	150.00	Audit
KIEKOVER SCHOLMA & SHUMAKER PC	Audit	2,400.00	Audit
KIEKOVER SCHOLMA & SHUMAKER PC	Audit	600.00	Audit
Total: 202.000 Audit		8,250.00	

Department: 210.000 Attorney

SCHOLTEN FANT	Contracted Services	1,930.00	Contracted Services
SCHOLTEN FANT	Contracted Services P.C.	465.00	Contracted Services
SCHOLTEN FANT	CONTRACTED SERVICES-TAX TRIBUN	936.25	CONTRACTED SERVICES-
Total: 210.000 Attorney		3,331.25	

Department: 215.000 Clerk

GENERAL CODE	Miscellaneous	1,528.40	Miscellaneous
SMART BUSINESS SOURCE LLC	Supplies	7.24	Supplies
Total: 215.000 Clerk		1,535.64	

Department: 248.000 General Office

CARDMEMBER SERVICE	Supplies	29.70	Supplies
CARDMEMBER SERVICE	Contracted Services	(349.99)	Contracted Services
CARDMEMBER SERVICE	Computer Maintenance	686.49	Computer Maintenance
CENTRON DATA SERVICES INC	Miscellaneous	990.90	Miscellaneous
FLEIS & VANDENBRINK ENG'G INC	Sidewalks	2,000.00	Sidewalks
MUNICIPAL ADVISORY COUNCIL OF MI	Miscellaneous	100.00	Miscellaneous
SMART BUSINESS SOURCE LLC	Supplies	92.04	Supplies
Total: 248.000 General Office		3,549.14	

Department: 265.000 Building & Grounds

CARDMEMBER SERVICE	Supplies	60.78	Supplies
CARDMEMBER SERVICE	Tractor Maintenance	623.88	Tractor Maintenance
CINTAS CORPORATION #301	Contracted Services	422.25	CONTRACTED SERVICES
DTE ENERGY	Heating Fuel	715.93	Heating Fuel
EXXONMOBIL PROCESSING CENTER	Gas & Oil	264.01	Gas & Oil

MINER SUPPLY COMPANY INC	Supplies	524.23	Supplies
Total: 265.000 Building & Grounds		2,611.08	
Department: 276.000 Cemetery			
EXXONMOBIL PROCESSING CENTER	Gas & Oil	205.25	Gas & Oil
SPECTRUM HEALTH HOSPITALS	Miscellaneous	51.00	Miscellaneous
Total: 276.000 Cemetery		256.25	
Department: 300.000 Administration			
CARDMEMBER SERVICE	Computer Maintenance	284.33	Computer Maintenance
KIEKOVER SCHOLMA & SHUMAKER PC	Audit	6,750.00	Audit
OTTAWA CTY REGISTER OF DEEDS	COUNTY CONN. REGIS. FEE	60.00	COUNTY CONN. REGIS.
PACK ROOM LLC	Postage	167.43	Postage
Total: 300.000 Administration		7,261.76	
Department: 301.000 Police Officer			
OTTAWA COUNTY FISCAL SERVICES	Contracted Services	36,647.57	Contracted Services
Total: 301.000 Police Officer		36,647.57	
Department: 336.000 Fire Dept.			
BIO-CARE INC	Fire Fighter Medical	15,185.00	Fire Fighter Medical
CARDMEMBER SERVICE	COMMUNICATIONS-NEW FIRE STATIO	1,248.58	COMMUNICATIONS-NEW F
CINTAS CORPORATION #301	UNIFORMS	75.90	UNIFORMS
J&B MEDICAL SUPPLY INC	Medical Supplies	494.67	Medical Supplies
MICHAEL KEEFE	Maintenance For 190	21.95	Maintenance For 190
NAPA - GENUINE PARTS COMPANY	MAINTENANCE FOR 122	44.51	MAINTENANCE FOR 122
NAPA - GENUINE PARTS COMPANY	Maintenance For 181	44.51	Maintenance For 181
OTTAWA COUNTY FISCAL SERVICES	HAZ-MAT RESPONSE	513.93	HAZ-MAT RESPONSE
WEST SHORE FIRE INC	Truck Maintenance	539.93	Truck Maintenance
Total: 336.000 Fire Dept.		18,168.98	
Department: 371.000 Inspection Department			
PRIORITY HEALTH	Employers Health Insurance	1,569.46	Employers Health Ins
Total: 371.000 Inspection Department		1,569.46	
Department: 408.000 Planning & Zoning Department			
FLEIS & VANDENBRINK ENG'G INC	Contracted Services	2,108.95	Contracted Services
Total: 408.000 Planning & Zoning Department		2,108.95	
Department: 446.000 Roads			
SWB ENTERPRISES LLC	Dust Control	7,680.00	Dust Control
Total: 446.000 Roads		7,680.00	
Department: 447.000 Highway M-45			
BILL PAYMENT CENTER	Electricity	42.99	Electricity
CONSUMERS ENERGY	Electricity	885.55	Electricity
EXXONMOBIL PROCESSING CENTER	Gas & Oil	136.31	Gas & Oil
Total: 447.000 Highway M-45		1,064.85	
Department: 448.000 Street Lights			
BILL PAYMENT CENTER	Electricity	19.04	Electricity

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DB: ALLENDALE

INVOICE APPROVAL BY DEPT FOR ALLENDALE CHARTER TOWNSHIP
EXP CHECK RUN DATES 05/12/2021 - 05/25/2021
BOTH JOURNALIZED AND UNJOURNALIZED
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CONSUMERS ENERGY	Electricity	15,211.18	Electricity
Total: 448.000 Street Lights		15,230.22	

Department: 751.000 Recreation And Parks

EXXONMOBIL PROCESSING CENTER	Gas & Oil	282.50	Gas & Oil
WEST SHORE SERVICES INC	Maintenance	250.00	Maintenance
Total: 751.000 Recreation And Parks		532.50	

Department: 790.000 Library

4 IMPRINT INC	Summer Reading Program	689.77	Summer Reading Progr
AMAZON	Supplies	190.64	SUPPLIES
AMAZON	PROGRAMMING	346.39	PROGRAMMING
AMAZON	BOOKS PURCHASED	326.77	BOOKS PURCHASED
AMAZON	Childrens Books Purchased	109.59	CHILDRENS BOOKS PURC
BAKER & TAYLOR BOOKS LLC	BOOKS PURCHASED	482.01	BOOKS PURCHASED
BAKER & TAYLOR BOOKS LLC	Childrens Books Purchased	740.64	CHILDRENS BOOKS PURC
CARDMEMBER SERVICE	Computer Maintenance	40.00	Computer Maintenance
CENTER POINT LARGE PRINT	BOOKS PURCHASED	180.96	BOOKS PURCHASED
CONSUMERS ENERGY	Electricity	519.48	Electricity
GALE/CENGAGE LEARNING INC	BOOKS PURCHASED	60.78	BOOKS PURCHASED
GALE/CENGAGE LEARNING INC	Childrens Books Purchased	37.48	Childrens Books Purc
SMART BUSINESS SOURCE LLC	Supplies	126.42	Supplies
UBREAKIFIX	BOOKS PURCHASED	129.99	BOOKS PURCHASED
UNIQUE MANAGEMENT SERVICES INC	Contracted Svcs - Collections	17.90	Contracted Svcs - Co
Total: 790.000 Library		3,998.82	

Department: 852.000 Hospital Reimbursement

PRIORITY HEALTH	Employers Health Insurance	16,522.28	Employers Health Ins
Total: 852.000 Hospital Reimbursement		16,522.28	

*** GRAND TOTAL ***	357,673.16
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Treasurer's report for Board Meeting dated Monday, May 24, 2021

Interim Payments:

Date	Check #	Amount	Vendor	Description
5/18/2021	100008	\$492.29	Allendale True Value Hdwe Inc	Supplies - Fire Dept

\$492.29 TOTAL

General Fund Cash Balance at board meeting dated 5/24/2021

Checking Account	\$	4,556,994.00
Liquid Investment	\$	259,355.00
CD	\$	18.00
Total	\$	4,816,367.00

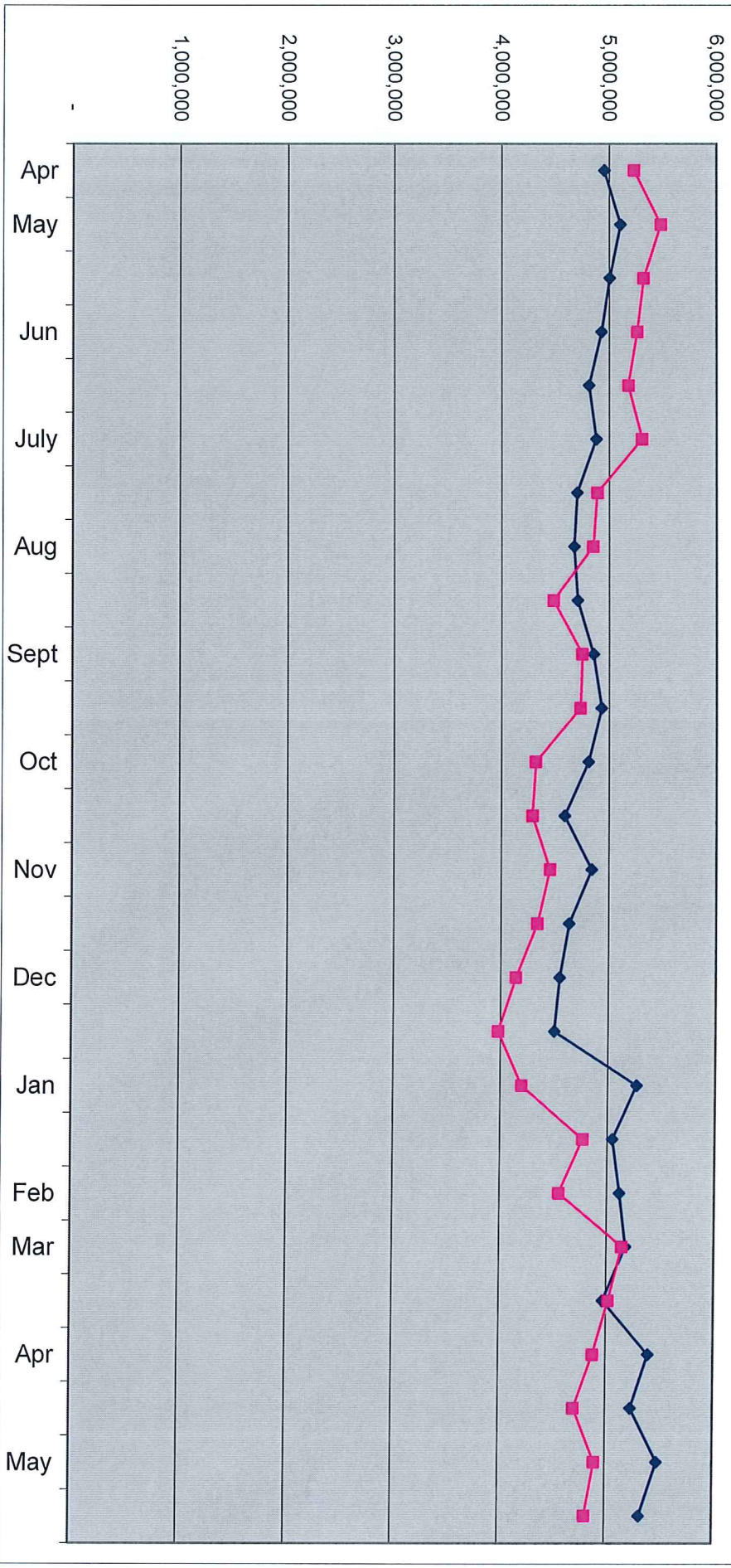
Note: Does not include today's Accounts Payable run

Last board meeting balances

Checking Account	\$	4,646,882.00
Liquid Investment	\$	259,355.00
CD	\$	18.00
Total	\$	4,906,255.00

Last year at this time the balance was	\$	5,320,756.00
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2019 - 2021 GENERAL FUND BALANCES



**ALLENDALE CHARTER TOWNSHIP
PLANNING COMMISSION MEETING**

May 3, 2021

7:00 p.m.

Via Zoom Software

- 1) Meeting called to order
- 2) Roll Call
Present: Adams, Zuniga, Schut, Kelley, Zeinstra, Longcore
Absent: Westerling
Staff Present: Greg Ransford
Other Guests Present: Leonard Beck, Megan Beltman, Brett Butler, Jimmy Christopoulos, Greg DeYoung, Steve Holub, Jay Knoper, Patrick Marks, Curtis Moran, Patrick Morrow, Lora Richmond, Matt Sikma, Mike Tiesma, Katelyn Wallace, Steve Witte, Kevin Yeomans
- 3) Received for information: Received emails of concern regarding the Warner site mining application and Mr. Burger, as well as Commissioners receiving an updated version of the text amendments approved last month.
- 4) Motion by Schut to approve the April 19, 2021 meeting minutes. Seconded by Adams.
Approved: 6-0
- 5) Motion by Longcore to approve the May 3, 2021 Planning Commission Agenda. Seconded by Zeinstra. **Approved: 6-0**
- 6) Public Comments for *non-public hearing items*:
Chairperson Longcore opened the public comment section for non-public hearing items. Kevin Yeomans facilitated the public comments beginning with callers, proceeding to participants using the web or app. Callers and participants were recognized and comments made were regarding the public hearings. Chairperson Longcore closed the public comment section.
 1. Jay Knoper - Expressed concerns regarding Warner site mining application with access and easements and requested a hydrogeological study.
 2. Megan Beltman - Expressed concerns regarding road conditions at Warner site mining and requested a hydrogeological study.
 3. Patrick Marks - Questions regarding Mr. Burger application, including landscaping, hours of operation, and drive through.
- 7) Public Hearings:
 - A. Walgreens Planned Unit Development Major Amendment – Mr. Burger
Planner Ransford summarized that Mr. Burger was proposing to amend the Walgreens PUD for similar reasons the prior applicant at the same address proposed. The current PUD does not permit for drive-through use, so an amendment was required. Mr. Burger has their site plan prepared which proposes a future building at the south end with an unknown occupant, subject to site plan review in the future. Commissioners reviewed and provided feedback on elimination of some parking spaces near the menu order board allowing for a clear designated access or path for pedestrians possibly coming to the property from 68th Avenue. The applicant proposed to construct a concrete sidewalk in front of the future building on the south end and to connect on the west side of the building at the sidewalk around the building. They also provided two alternative paths to get to the building. The drive through peninsula was also lengthened since last review.

Additionally, the Township Attorney had been consulted and the Planning Commission would need to address the drive through re-design because the Planning Commission cannot condition the drive-thru design specific to Mr. Burger.

Mr. Steve Witte, with Nederveld and representing Mr. Burger, explained the application proposed a 5,514 square foot restaurant and a future office building (at a later unknown date, understanding site approval would be needed). Other inclusions were proposing a total of 97 parking spaces and providing a 30' greenbelt and a berm to shield adjacent property on the west. On the south they would maintain existing landscape to meet ordinance requirements. The building would be the same Mr. Burger structure as the current one in Hudsonville. Since the last meeting, modifications had also been made to the sign. In addition, the sidewalk would go south of the parking area, then north to the building for optimal access and then set up for a future building. Elevations were modified and parapet walls were added to the south.

Kevin Yeomans opened the public hearing for comments and provided instructions for how to be recognized to make a comment. Callers and participants were recognized, and comments were made during the hearing. Chairman Longcore closed the public comment section and moved to Commissioner and Staff comments.

1. Patrick Marks – Expressed concern regarding the berm height and trash control, as well as the extended hours of business.

Mr. Schut asked Mr. Witte about the berm, with Mr. Witte clarified the proposal was more robust than the ordinance required, by providing larger trees and shrubs. He further explained Mr. Burger wanted the ability to have a drive through and did not want to eliminate that option. Mr. Longcore asked if drive through hours were limited, would it impact any potential future users, to which Planner Ransford confirmed was the case.

The Commissioners discussed whether hours should be limited or moved to 10:00 pm. Mr. Schut and Mr. Zeinstra did not want to reduce the business hours from the hours approved for the prior applicant, but also suggested adding fencing if the hours were kept to midnight. Mr. Zuniga and Mr. Adams both voiced concern that midnight was too late. Mr. Christopoulos agreed to the fence if that would allow the hours to remain at midnight. Ultimately, the compromise of 11:00 p.m. was decided upon.

The Commissioners discussed the sidewalk plans and agreed the new modifications tying it to the future office building were satisfactory.

After discussion, the Commission agreed that the proposed screening on the rooftop of the Mr. Burger should remain in the plan rather than addressing it when the later south building site plan is reviewed.

There were no comments to the proposed resolution presented by Planner Ransford.

Motion was made by Schut to recommend to the Board of Trustees the approval of the Walgreens PUD resolution with a modification to the hours of operation to be limited to 6:00 a.m. to 11:00 p.m. Seconded by Zuniga. Opposed by Mr. Adams. **Approved: 5-1**

B. University Park Planned Unit Development Major Amendment – Metro Health Signage

Planner Ransford summarized his memo indicating that Metro Health was recently approved for a medical facility building on the property, a use that is permitted by the PUD which went through the ordinary site plan review with the Planning Commission. The applicant inquired about the signage limitations of the zoning ordinances regarding the property being a corner lot and a through lot having three sides along right of way: 48th Avenue, Becker Drive and Lake Michigan Drive. The applicant had provided various

types of elevations for signage that comply along with non-compliant signage they were seeking through a request to amend the PUD regarding this specific site but would not affect the rest of the PUD.

Steve Witte with Nederveld addressed the additional signage request for Metro Health and MHP Allandale LLC, 1st request was more than one freestanding sign by including a second sign along Lake Michigan Drive in addition to the one along Becker Drive. The second request is to allow a larger than required ground mounted sign along Lake Michigan Drive. The third request was that the wall sign be increased to 234 square feet.

Kevin Yeomans opened the public hearing for comments and provided instructions for how to be recognized to make a comment. Participants and callers were recognized, and comments were made. Chairman Longcore closed the public comment section and moved to Commissioner and Staff comments.

1. Brett Butler – Reiterated the reasoning for the expanded signage and wayfinding, particularly due to the higher speed of traffic on Lake Michigan Drive.

The Commissioners commented on their appreciation seeing a side-by-side comparison, but the majority felt the ordinance size was appropriate rather than the expanded signage. Mr. Zeinstra voiced concern about Lake Michigan Drive Sign, and that it would be misleading about where to turn. The other Commissioners agreed.

Mr. Witte explained the sign on Becker Drive was a more directional sign and that the Lake Michigan was to help serve as a warning to slow down.

Mr. Schut wondered what recommendations might be for entrances and directional commercial signage mentioning he would not be opposed to amending the PUD but preferred not to go that route.

The Commissioners and applicant ultimately agreed to removing the free-standing sign on Lake Michigan Drive to allow for a larger sign on the south facing wall that exceeded the ordinance requirements as depicted in the plan. All other signs will remain compliant. The exception for the south facing wall sign was made due to the great distance from the roadway and in exchange for eliminating a free-standing sign on Lake Michigan Drive.

Motion made by Schut to recommend to the Board the approval of the University Park PUD Resolution prohibiting the ground mounted sign along Lake Michigan Drive and to allow for the larger sign on the south facing wall. Seconded by Zeinstra. **Approved: 6-0.**

8) Site Plan Review

9) Old Business

A. 5015 Warner – Mining Application – 70-09-13-200-006

Planner Ransford summarized changes to the proposal, now including two separate entrances on each side of the previously discussed 33' easement leading to the north two properties. The Township Attorney was apprised of the concerns of the easement and the idea of improving it as a road. He responded that the access to the rear lot, as presented, meets the end use for the district because the Zoning Administrator and Assessor would authorize those lots if they existed today. His opinion was that the applicant had satisfied that provision of the ordinance. The applicant modified the plan since the last meeting with two entrances, two gates, two crushed concrete mattes.

Mr. Curtis Moran addressed the Commission about the amended plan to provide access to the rear properties, while still looking at taking their use by rights splits. For the road frontage, they preferred to provide a maintenance easement around each of the proposed ponds to provide foot and vehicle access to the back of the property. Mr. Moran also

addressed comments about the condition of Warner Street, explaining they had not been hauling from the site yet, so the current condition of the road would improve going forward and they would be responsible to maintain it going forward; also, they had greater resources available than the county to maintain that road.

Mr. Longcore asked about the well issue in the Bliss Street area, water quality, and whether the pond water would be stagnant. Mr. Moran was not aware of the Bliss Street area well specifically but expounded on the Lakeshore Environmental hydrogeological study on the 20-acre expansion on JMM and how the draw down was very minimal. He also explained the Health Department required shallow wells be greater than 30 feet deep and all borings that JMM and Mr. Moran have conducted showing that the clay layer is less than 25 feet from surface. Anything in that glacial aquifer would be hard to point toward the work affecting any of those wells that historically had issues which the County and Michigan State had both spoken about. Regarding the stagnant ponds, Mr. Moran referred to the engineer specifications showing a 10' minimum height, preventing sunlight to reach the bottom to create algae bloom and overgrowth. Additionally, with the fields not being farmed, it would reduce the fertilizer possibly causing some of it.

Mr. Schut and Mr. Zuniga raised the idea of having a bigger body of water that looked more natural, rather than the two proposed ponds. Mr. Longcore asked for clarification on how close the water comes to the easement between the two ponds and expressed concern about the driveway that has been in place for many years. Mr. Moran explained that they would place stakes to prevent over-excavation and agreed to have a plan to repair the driveway if it was damaged. Mr. Zeinstra and Mr. Adams concurred that the slope was quite flat at 1:10.

A motion was made by Zeinstra to approve the resolution for the 5015 Warner Street Sand Pit with the additional language to Item #20: "The developer shall make sure the construction does not interfere with the existing driveway; all damage that occurs to the existing driveway will be repaired immediately." Seconded by Kelley. Opposed by Mr. Schut. **Approved: 5-1**

10) New Business

11) Public Comments

Chairperson Longcore opened the public comment section for non-public hearing items. Kevin Yeomans facilitated the public comments beginning with callers, proceeding to participants using the web or app. Callers and participants were recognized and comments made. Chairperson Longcore closed the public comment section.

1. Megan Beltman – Thanked the Commission for adding easements.
2. Leonard Beck – Expressed concern about damage to Warner Street and asked the Commission to address equipment storage. Thanked the Commission for adding easements.
3. Kevin Yeomans – Reminded the public to contact the Township with any concerns.

12) Township Board Reports

Staff Department Reports and discussed the IT Assessments.

13) Commissioner and Staff Comments

The Commissioners discussed the likelihood of meeting in person after May.

14) Adjourn – Chairperson Longcore adjourned the meeting at 9:39 p.m.

Next meeting Monday, May 17, 2021 at 7:00 p.m.

Planning Commission Minutes respectfully submitted by Lora Richmond



County of Ottawa

Sheriff's Office

Steve A. Kempker
Sheriff

Valerie L. Weiss
Undersheriff



Headquarters/Administration
12220 Fillmore Street
West Olive, Michigan 49460
(616) 738-4000 or (888) 731-1001
Fax: (616) 738-4062

Correctional Facility
12130 Fillmore Street
West Olive, Michigan 49460
(616) 786-4140 or (888) 731-1001
Fax: (616) 738-4099

Date: 05-07-2021

To: Allendale Township Supervisor Adam Elenbaas

From: Sgt. Cal Keuning

RE: Monthly Report (April 2021)

The Sheriff's Office during the month of April responded to 416 calls for service. Looking back at April 2020, the Sheriff's Office responded to 290 calls for service.

Basic EMT and MFR units with assistance of general road patrol responded to 41 medicals and 2 personal injury accidents in Allendale Township last month. Looking back at April 2020, the Sheriff's Office responded to 44 medicals.

Deputies made a total of 104 traffic contacts and 79 total violations.

High Crash Intersection Report:

Traffic Services Sergeant Michael Vanden Bosch sent out the top 20 high crash intersections in Ottawa County between 1-1-21 to 3-31-21. Allendale Townships 52nd Ave @ Lake Michigan Dr. came in at number 6 with 6 crashes. The top intersection was Baldwin St. @ Cottonwood Dr. with 13 crashes. Allendale area deputies will continue to monitor that intersection and all intersections and roadways in Allendale Township enforcing traffic laws.

Allendale Township Board Meeting:

Deputy Ortman spoke to the board members updating them on school news and his different job assignments within Allendale Township.

School News:

12 TEAM classes at Allendale Christian School in the 5th and 6th grade levels were taught. Lessons on Gateway drugs, consequences, making good choices and how to say No were taught to the students.

“Coach” Deputy Ortman finished up with the Allendale wrestling team championship down in Kalamazoo. At the beginning of April, four kids qualified for individual state championships for wrestling. Two were able to attend and compete with one taking 5th in the State of Michigan.

Silent Observer Information / Logo:

During the GVSU off-campus owners and managers meeting, the new Silent Observer logo and information was discussed. It was requested to pass on the Silent Observer information to residents who live in the off-campus housing. I explained the new App that can be used to submit a Silent Observer tip. The picture included was distributed to the apartments to add to their social media websites for the residents.



SILENT OBSERVER

Ottawa County, Michigan

See Something. Say Something.

**Anonymously Report Information
About Serious Crime - 24/7**



Call: 1-877-88-SILENT (74536)



Online: www.MOSOTIPS.com



Mobile App:



Search P3 Tips



Call 911 in case of emergency

Thank you.

Sgt. Cal Keuning



Allendale Township Community Policing

Sergeant Cal Keuning
ckeuning@miOttawa.org

Deputy John Ortman
jortman@miOttawa.org

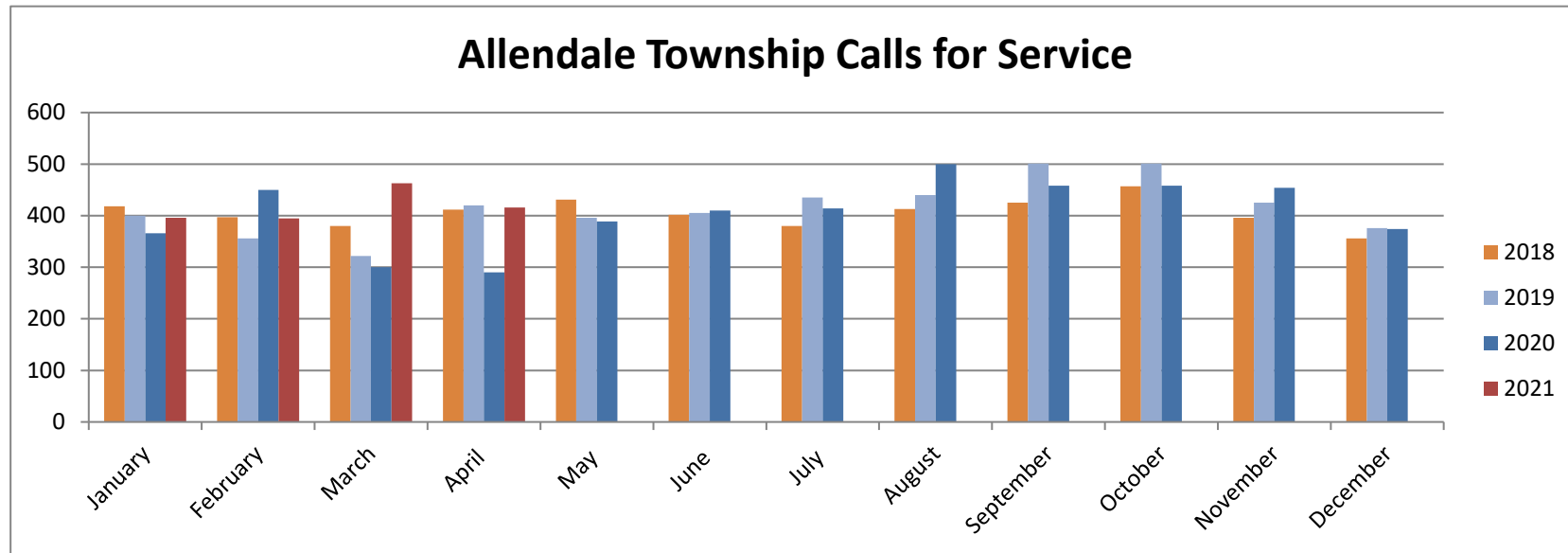
Deputy Cameron Malkewitz
cmalkewitz@miOttawa.org

Deputy Jon Smoes
jsmoes@miOttawa.org

For emergencies, dial 911. For non-emergencies, dial 1-800-249-0911.

Total Number of Calls

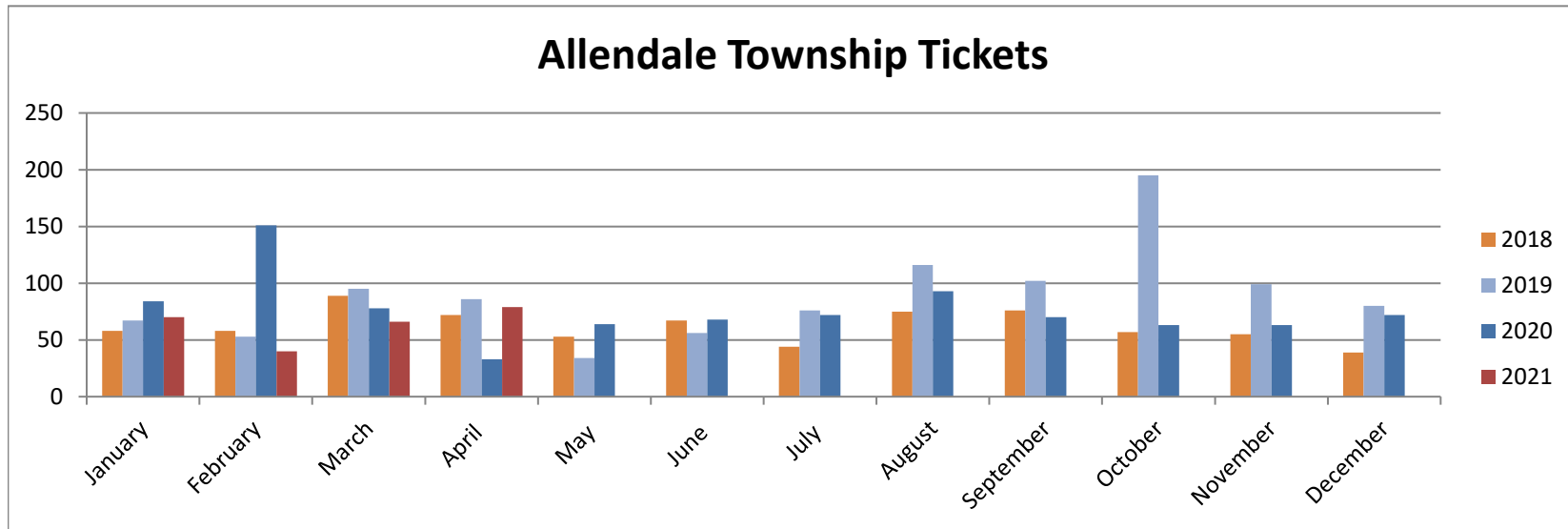
	January	February	March	April	May	June	July	August	September	October	November	December
2018	418	397	380	412	431	402	380	413	425	457	396	356
2019	400	356	322	420	396	405	435	440	501	501	425	376
2020	366	450	300	290	389	410	414	500	458	458	454	374
2021	396	395	463	416								



Total Tickets by Month

	January	February	March	April	May	June	July	August	September	October	November	December
2018	58	58	89	72	53	67	44	75	76	57	55	39

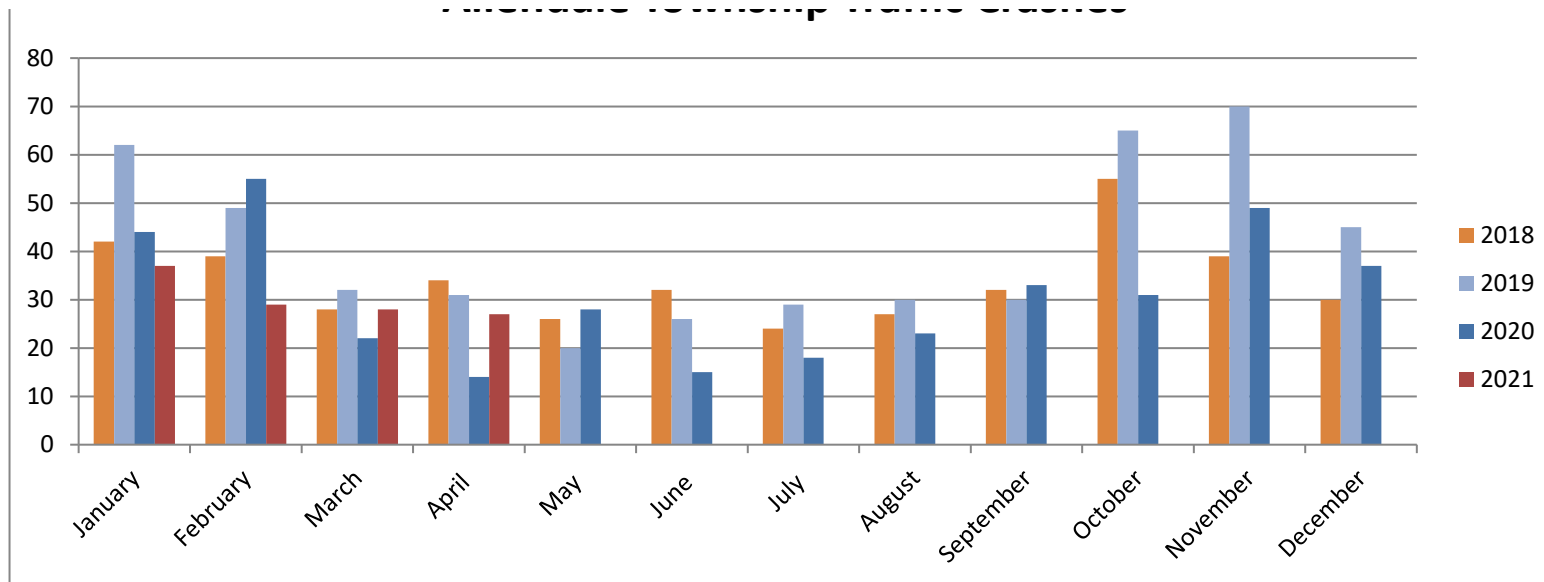
2019	67	53	95	86	34	56	76	116	102	195	99	80
2020	84	151	78	33	64	68	72	93	70	63	63	72
2021	70	40	66	79								



Traffic Crashes

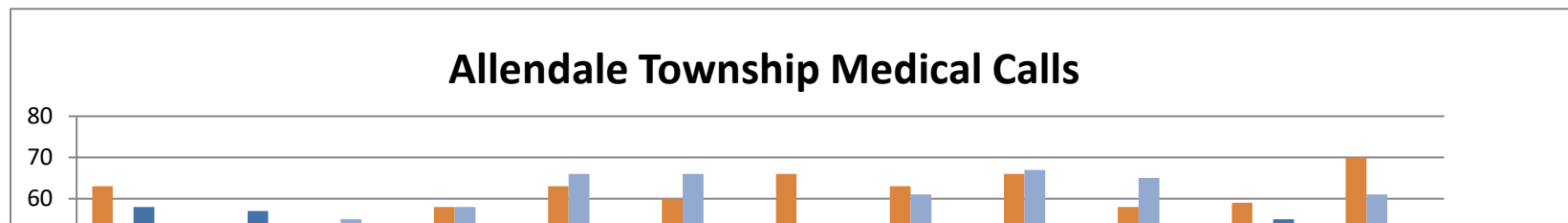
	January	February	March	April	May	June	July	August	September	October	November	December
2018	42	39	28	34	26	32	24	27	32	55	39	30
2019	62	49	32	31	20	26	29	30	30	65	70	45
2020	44	55	22	14	28	15	18	23	33	31	49	37
2021	37	29	28	27								

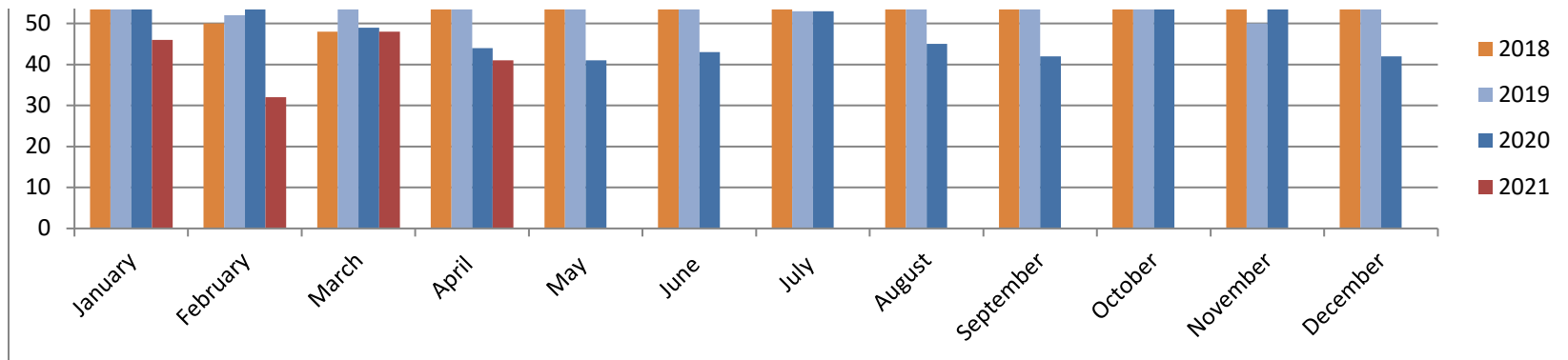
Allendale Township Traffic Crashes



Medical Calls

	January	February	March	April	May	June	July	August	September	October	November	December
2018	63	50	48	58	63	60	66	63	66	58	59	70
2019	54	52	55	58	66	66	53	61	67	65	50	61
2020	58	57	49	44	41	43	53	45	42	54	55	42
2021	46	32	48	41								





Calls of Interest 2021

	January	February	March	April	May	June	July	August	September	October	November	December
B & E's	7	4	1	9								
Larcenies	8	6	6	9								
Shoplifting	0	1	1	1								
Mental	6	2	11	5								
Civil	6	11	8	8								
Assaults	4	6	3	1								
Domestic	28	22	26	15								
Animal	18	18	15	14								
Alarms	4	7	9	8								
Traffic	26	34	38	41								
Narcotics	3	2	3	1								

Calls of Interest 2020

	January	February	March	April	May	June	July	August	September	October	November	December
B & E's	2	1	2	1	5	3	2	10	3	3	2	6
Larcenies	6	6	2	7	9	8	12	14	18	19	15	8
Shoplifting	1	0	1	0	1	1	0	0	1	1	0	0
Mental	8	10	7	8	2	5	6	10	5	7	10	7
Civil	9	8	9	7	12	12	6	12	12	6	6	6
Assaults	4	3	2	4	2	4	4	3	1	7	0	0
Domestic	15	14	11	9	19	24	30	20	24	19	23	17
Animal	10	18	8	8	20	11	22	15	15	10	1	12
Alarms	6	8	7	12	6	7	8	6	6	14	8	6
Traffic	40	35	30	23	30	39	38	34	35	30	43	22
Narcotics	2	4	4	2	2	0	0	6	2	5	4	2

ORDINANCE NO. 2021-01

ZONING MAP AMENDMENT ORDINANCE

AN ORDINANCE TO AMEND THE ALLENDALE CHARTER TOWNSHIP
ZONING ORDINANCE BY REZONING CERTAIN LAND TO THE PUD
PLANNED UNIT DEVELOPMENT ZONING DISTRICT.

THE CHARTER TOWNSHIP OF ALLENDALE, COUNTY OF OTTAWA, AND STATE OF
MICHIGAN, ORDAINS:

Section 1. Amendment. The Zoning Ordinance and Map of the Charter Township of Allendale, Ottawa County, Michigan, the map being incorporated by reference in the Zoning Ordinance for the Charter Township of Allendale pursuant to Article 4, shall be amended so the following land shall be rezoned to the PUD – Planned Unit Development District. The land is in the Charter Township of Allendale, Ottawa County, Michigan, and are described as follows:

PART OF NW 1/4 COM S 87D 49M 03S E 1058.17 FT, S 0D 07M 27S W 96.55 FT TO S LI OF M-45 R/W & N 87D 51M 11S W 53.02 FT FROM NW SEC COR, TH S 43D 51M 52S E 28.78 FT, S 0D 07M 27S W 434.26 FT, E'LY 33.01 FT ALG A 467 FT RAD CURVE TO RT (CHD BEARS N 89D 02M 34S E 33.01 FT), S 0D 07M 27S W 112.06 FT, N 87D 58M 41S W 396.21 FT, N 0D 04M 57S E 382.15 FT, S 87D 49M 03S E 130 FT, N 0D 04M 57S E TO S LI OF M-45 R/W, TH E ALG SD S LI TO BEG. SEC 26 T7N R14W. 70-09-26-100-083

Section 2. Effective Date. This amendment to the Allendale Charter Township Zoning Ordinance was approved and adopted by the Township Board of Allendale Charter Township, Ottawa County, Michigan on May 24, 2021, after a public hearing as required pursuant to Michigan Act 110 of 2006, as amended; after introduction and a first reading on May 10, 2021, and after posting and publication following such first reading as required by Michigan Act 359 of 1947, as amended. This Ordinance shall be effective on June 7, 2021, which date is the eighth day after publication of a Notice of Adoption and Posting of the Zoning Map Amendment Ordinance in the Grand Rapids Press as required by Section 401 of Act 110, as amended. However, this effective date shall be extended as necessary to comply with the requirements of Section 402 of Act 110, as amended.

Adam Elenbaas
Township Supervisor

Jody Hansen
Township Clerk

CHARTER TOWNSHIP OF ALLENDALE
COUNTY OF OTTAWA
STATE OF MICHIGAN

RESOLUTION #2021-10

ALLENDALE BAPTIST CHURCH

At a regular meeting of the Board of Trustees of the Charter Township of Allendale, Ottawa County, Michigan, held at the Allendale Charter Township Hall located at 6676 Lake Michigan Drive, Allendale Charter Township, Ottawa County, Michigan, on the 24th day of May, 2021 at 7:00 p.m. local time.

PRESENT: _____

ABSENT: _____

It was moved by member _____ and supported by member _____ that the following Resolution be adopted.

WHEREAS, Allendale Baptist Church (the "Applicant"), a 501c3, whose address is P.O. Box 157, Allendale, Michigan, 49401, applied to Allendale Charter Township (the "Township") for Planned Unit Development approval pursuant to Article 12 of the Allendale Charter Township Zoning Ordinance (the "Zoning Ordinance"), to construct a 13,446 square foot Church use, as shown in the site plan submission titled Allendale Baptist Church – 6262 Lake Michigan Dr., prepared by Venture Engineering, LLC, dated 01/18/21 (the "Development"), which includes;

1. A two (2) page PUD Rezoning Application, dated received on 1-4-19;
2. An undated Allendale Baptist Church PUD Application Narrative (2 pages);
3. Site Plan Sheets:

a. Allendale Baptist Church – 6262 Lake Michigan Dr., Cover Sheet/Existing 1

Conditions, Sheet No. C0, Project No. 20144, dated 01/18/21, revised 04/14/21, prepared by Venture Engineering, PLLC;

- b. Allendale Baptist Church – 6262 Lake Michigan Dr., Site Layout Plan, Sheet No. C1, Project No. 20144, dated 01/18/21, revised 04/14/21, prepared by Venture Engineering, PLLC;
- c. Allendale Baptist Church – 6262 Lake Michigan Dr., Site Grading and SESC Plan, Sheet No. C2, Project No. 20144, dated 01/18/21, revised 04/14/21, prepared by Venture Engineering, PLLC;
- d. Allendale Baptist Church – 6262 Lake Michigan Dr., Site Utility Plan, Sheet No. C3, Project No. 20144, dated 01/18/21, revised 04/14/21, prepared by Venture Engineering, PLLC;
- e. Allendale Baptist Church – 6262 Lake Michigan Drive, Allendale Twp., Michigan, Proposed Landscape Plan, Sheet No. L-1, Drawing Number 20144, dated 021521, prepared by Design Scapes;
- f. Allendale Baptist photometrics, Dated 2/9/2021, 1 of 1;
- g. Allendale Baptist Church – 6262 Lake Michigan Drive, Allendale, Michigan, 49401, New Building For: First Floor Plan, Drawing A-3, Job# 201885, dated 12/29/2020;
- h. Allendale Baptist Church – 6262 Lake Michigan Drive, Allendale, Michigan, 49401, New Building For: Building Elevations, Drawing A-9, Job# 201885, dated 12-12-2019;
- i. Allendale Baptist Church – 6262 Lake Michigan Drive, Allendale, Michigan,

49401, New Building For: Dumpster Details, Drawing A-20, Job# 201885,
dated 3/29/2021;

4. A one (1) page ground sign sheet, Drawing: Allendale BC main id, Project: Allendale Baptist Church, dated 3/5/2020;
5. A four (4) page exterior product brochure, Wall Panel Systems, PAC-CLAD Petersen;
6. A one (1) page Flush Panel cross section;
7. A two (2) page email from Jeff Brinks titled FW: Traffic Numbers, dated Monday, March 8, 2021 8:26 AM and;

WHEREAS, before taking any action to approve or deny a request for approval of the Development, it is necessary that the Planning Commission hold a public hearing on the proposed Final Planned Unit Development Site Plan and give notice as required by Michigan Act 110 of 2006, as amended; and

WHEREAS, proper notice of the public hearing on the Final Planned Unit Development Site Plan having been given as is required by Michigan Act 110 of 2006, as amended, as is evidenced by the Affidavits of Publication and Mailing on file in the office of the Township Clerk and the public hearing having been held on April 19, 2021; and

WHEREAS, the Township Planning Commission found that the Development complies with the objectives of Section 12.01 of the Zoning Ordinance, the standards of Section 12.08 of the Zoning Ordinance, and the standards of Section 24.06 of the Zoning Ordinance and;

WHEREAS, before taking any action to approve or deny a request for approval of the Development, it is necessary that the Board of Trustees hold a public hearing on the proposed Final Planned Unit Development Site Plan and give notice as required by Michigan Act 110 of 2006, as amended; and

WHEREAS, proper notice of the public hearing on the Final Planned Unit Development Site Plan having been given as is required by Michigan Act 110 of 2006, as amended, as is evidenced by the Affidavits of Publication and Mailing on file in the office of the Township Clerk and the public hearing having been held on May 10, 2021, 2021; and

WHEREAS, pursuant to Article 12 of the Zoning Ordinance, the Township Planning Commission desires to approve the Development.

NOW, THEREFORE, BE IT RESOLVED THAT THE DEVELOPMENT IS APPROVED WITH THE FOLLOWING CONDITIONS:

1. All utilities shall be buried underground.
2. The “Future Building Addition 4079 SF” identified within the Development Site Plan Sheets is authorized to be constructed at any time, as long as it complies with the Development Site Plan Sheets.
3. The “Cross Structure” and the “Future Building” identified within the Development Site Plan Sheets shall not be constructed without site plan review and approval by the Planning Commission in accordance with Article 24 of the Zoning Ordinance. An amendment to the Planned Unit Development is not necessary, regardless of the area of the proposed building or building addition at the time of application.
4. The “Future Building” shall only be occupied by uses allowed within the General Commercial Zoning District.
5. A Maintenance Agreement shall be executed between the Applicant and the Township for Presley Parkway, prior to the issuance of a building permit.
6. The Township Engineer, Township Fire Department, and Township Department

of Water and Sewer shall be satisfied with the Development, prior to the issuance of a building permit.

7. The Applicant shall obtain any required permit from the Michigan Department of Environment, Great Lakes, and Energy; the Ottawa County Road Commission; the Ottawa County Water Resources Commissioner; and any other regulatory agency having authority to require a permit.
8. These conditions shall be binding on the Applicant and all successor owners or parties in interest in the Development, or any portion of the Development.
9. Any violation of these conditions shall constitute a violation of the Zoning Ordinance and, in addition to the remedies provided therein, shall be cause for the Township Board to suspend or revoke any zoning or building permit applicable to the Development.

YEAS: _____

NAYS: _____

RESOLUTION DECLARED _____ ON MAY 24, 2021.

Jody L. Hansen
Allendale Charter Township Clerk

Adam Elenbaas
Allendale Charter Township Supervisor

Allendale

CHARTER TOWNSHIP

"Where community is more than just a concept!"

Substitute Library Page and Circulation Assistant Recommendation-Betsy Ludema

Prepared by Lydale Weaver

On 5/24/2021

Board of Trustees:

We have reviewed internal applications for the Substitute Library Page and Circulation Assistant position posted within the Township. The Interim Library Director, Ashley Johnson, and HR Specialist were part of the process and we recommend Betsy Ludema for the position.

Betsy has worked in the Township since 2020 as a Library Page. Betsy is a hard worker and pays attention to detail. She is kind and provides good customer service to all who come to the library. We are confident Betsy will transition well to her new position at the library.

We recommend an increase for Betsy to \$12.06 per hour. We look forward to continued success of Betsy as part of Allendale Charter Township.

Respectfully,
Lydale Weaver
HR Specialist

Allendale

CHARTER TOWNSHIP

"Where community is more than just a concept!"

Administrative Assistant Recommendation-Natasha Shepard

Prepared by Lydale Weaver

On 5/24/2021

Board of Trustees:

We have reviewed applications for the Administrative Assistant posted within the Township. Our Township Supervisor Adam Elenbaas, Township Clerk Jody Hansen, Finance Director Tim Van Bennekom, and HR specialist Lydale Weaver. We are recommending Natasha Shepard for the Administrative Assistant position.

Natasha's previous work experience as an Administrative Assistant and Deputy Clerk we feel align with our open position. Natasha's energy and enthusiasm are a few of the qualities that separated her from other candidates. Her attention to detail during the interview process was another attribute that will be an asset to the Township.

We recommend a pay rate of \$14.82 per hour. We are excited to bring Natasha to the Allendale Charter Township team.

Respectfully,
Lydale Weaver
HR Specialist



"Where community is more than just a concept!"

Public Utilities Assistant Operator Seasonal Recommendation-Charles Thompson

Prepared by Lydale Weaver

On 5/24/2021

Board of Trustees:

We have reviewed applications for Public Utilities Assistant Operator Seasonal. Garry Scholten Public Utilities Water Supervisor, Gary Nestle Public Utilities Wastewater Supervisor, and HR Specialist were part of the process and we recommend Charles Thompson for the position.

Charles demonstrated an eagerness to learn the behind the scenes working of Public Utilities. Charles's skills working at the dairy farm we believe will be transferable to the Public Utilities Assistant Operator position. Charles will be with us for six months from his start date.

We recommend bringing Charles on at our seasonal rate for the position at \$15.49 per hour. I look forward to having Charles for the season with Allendale Charter Township team.

Respectfully,
Lydale Weaver
HR Specialist

Allendale Township Summer Concerts 2021

JUNE 15 no concert scheduled.

JUNE 22 “Wyatt and Shari” -(\$200) (Mix of old, new, and a variety).

JUNE 29 “Country Current” (\$250) (Excellent country band-up to date music)

JULY 6 “Dalmatian Stone” (\$500)(A professional Funk band of seasoned pros. Includes Allendale’s own sax man Steve Boersma. Should be awesome!).

JULY 13 “Retrovibe” (\$250)(classic rock but some other variety too).

July 20 “The Others” (\$200)(A great duo with many years of experience playing old favorites. Sure to please!)

July 27 “David Gerald Band” (\$600)(This band could be the highlight of the summer series this year. A professional seasoned blues band kickin’ it out!)

August 3 National Night Out. (\$450)“The 6-Pak” (All-girl band playing our favorite oldies from the 1950s and 60s. Great following. Perfect band for NNO).

August 10 (\$200)“The Andrews String Band” (3-pc band makes some great music including Beatles and other great bands of the past.)

August 17 “Uneven Ground” (\$300)(This should be a very special night. This authentic Irish band will bring St Patrick’s Day back because we missed it in March. They are ready to make it memorable!)



ORDINANCE NO. 2021 - xx**EMERGENCY SERVICES COST RECOVERY ORDINANCE**

An ordinance to protect the public health, safety, and general welfare of persons and property within Allendale Charter Township, Ottawa County, through the assessment and recovery of the expenses incurred in providing emergency assistance for fire services, to repeal any conflicting ordinances or parts of ordinances, and to provide an effective date of this ordinance.

THE CHARTER TOWNSHIP OF ALLENDALE , COUNTY OF OTTAWA, AND STATE OF MICHIGAN, ORDAINS AS FOLLOWS.

Section 1. Name. This Ordinance shall be known as the Allendale Charter Township Emergency Services Cost Recovery Ordinance.

Section 2. Purpose. This Ordinance is adopted to enable the Fire Department to bill for and collect cost recovery charges from Responsible Parties. It is the further purpose of the Ordinance to provide for funding of the Fire Department's fire protection and other emergency services which remain, in part, an at-large governmental expense based upon the general benefits derived by all those who live within or visit the Township.

Section 3. Definitions. The following words, terms, and phrases, when used in this Ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning.

- (a) *Township* means Allendale Charter Township, Ottawa County, Michigan.
- (b) *Assessable Costs* means the costs incurred by the Township including, but not limited to, the actual labor and material costs to the Township (including, without limitation, employee wages, workers' compensation benefits, overtime, cost of equipment operation, materials, excavation, transportation, disposal, costs of any contracted labor or materials, and any and all other costs, whether or not such services are provided by the Township or by a third party independent contractor on behalf of the Township, service charges or interest, attorneys' fees, litigation cost, and any cost, charges, fines, or penalties to the Township imposed by any local, state, or federal governmental entities.
- (c) *Call* means any request for service requiring the dispatch of the Fire Department's fire apparatus and/or personnel.
- (d) *Excessive Request for Emergency Assistance* means any request for emergency assistance (e.g. emergency medical assistance, public safety, police or sheriff services, or fire department services made for a particular location or commercial entity if that location or commercial entity has requested emergency assistance, of any type, more than five times in the preceding twelve (12) months.

- (e) *False Alarm* means any device, automated or manual, that is designed to request or summon emergency assistance or emergency service personnel, including, but not limited to, fire, emergency medical, and public safety personnel, which device is activated, intentionally or otherwise, in the absence of an actual need for emergency assistance. The determination that there was no actual need for emergency assistance shall be made by the most senior emergency service person responding to a False Alarm.
- (f) *Fire Department* means the Allendale Charter Township Fire Department.
- (g) *Fire Department Response* means coming to the scene of a fire, spill, traffic, vehicular accident, hazardous condition, investigation in connection with a fire, spill, accident or hazardous condition.
- (h) *Hazardous Materials* means those elements, substances, wastes, or by products thereof, including, but not limited to, petroleum products, automotive anti-freeze, polychlorinated biphenyl's, and asbestos, which are contained in the list of hazardous substances adopted by the United States Environment Protection Agency (the EPA) or the list of toxic pollutants designated by Congress or the EPA or which are defined as hazardous, toxic, pollutant, infectious, flammable, combustible, explosive, or radioactive by any other federal, state, or local statute, law, ordinance, code, rule, regulation, order, or decree regulating, relating to, or imposing liability or standards of conduct concerning any hazardous, toxic, or dangerous waste, substance or material, as now or at any time hereinafter in effect including without limitation: Michigan Act 307, as amended, MCLA 299.601 et seq.; The Federal Comprehensive Environmental Response, Compensation and Liability Act, as amended, 42 U.S.C. Ss9601 et seq.; The Federal Toxic Substance Control Act, as amended, 15 U.S.C. ss2601 et seq.; The Federal Resource Conservation and Recovery Act, as amended, 42 U.S.C. ss6901 et seq.; The Federal Hazardous Material Transportation Act, as amended; The Federal Clean Air Act, as amended; The Federal Water Pollution Control Act, as amended; any other similar or successor statute, law, or rules and regulations of the EPA, or any other state or federal department, board, or agency, or any other agency or governmental board or entity having jurisdiction (collectively, the "Environmental Laws").
- (i) *Motor Vehicle* means any self-propelled or towed vehicle designed or used on the public highways to transport passengers or property as defined in section 79 of Public Act No. 300 of 1949 (MCL 257.79), which is required to be registered for use upon the public streets and highways of this state under Public Act No. 300 of 1949 (MCL 257.1 et seq.). For the purposes of this Ordinance, the term "Motor Vehicle" includes those vehicles owned by the government of the United States and any and all trailers or appurtenances to any Motor Vehicle.
- (j) *Motor Vehicle Accident* means any collision or contact involving one or more Motor Vehicles within the public right-of-way or on private property which results in any damage to the Motor Vehicles involved or other real property.

- (k) *Motor Vehicle Fire* means any instance in which a Motor Vehicle is destroyed by or suffers any damage as a result of a fire.
- (l) *Release* means any actual or threatened spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, leaching, dumping, or disposing into the environment, including, but not limited to, the air, soil, groundwater, and surface water.
- (m) *Responsible Party*:
 - (1) In connection with a Release of hazardous materials means any individual, firm, corporation, association, partnership, commercial entity, consortium, joint venture, government entity, or any other legal entity responsible, in whole or in part, for a Release of hazardous materials, either actual or threatened, or any owner, tenant, occupant, or party in control of property, real or personal, onto which or from which hazardous materials Release, and the heirs, estates, assigns, or successors thereto.
 - (2) In connection with a failure of a Utility Line means any individual, firm, corporation, association, partnership, commercial entity, consortium, joint venture, government entity, or any other legal entity responsible, in whole or in part, for the maintenance or failure of the Utility Line, and the heirs, estates, assigns, or successors thereto.
 - (3) In connection with a Motor Vehicle Accident or Motor Vehicle Fire means the registered owner, the operator of the Motor Vehicle at the time of the Motor Vehicle Accident or Motor Vehicle Fire if different from the registered owner of the Motor Vehicle, and any individual, firm, corporation, association, partnership, commercial entity, consortium, joint venture, government entity, or any other legal entity responsible, in whole or in part, for the Motor Vehicle Accident or the Motor Vehicle Fire, and the heirs, estates, assigns or successors thereto.
 - (4) In connection with a fire means any individual, firm, corporation, association, partnership, commercial entity, consortium, joint venture, government entity, or any other legal entity responsible, in whole or in part, for the fire, the real property on which the fire occurred, or the object which was damaged or destroyed by the fire, and the heirs, estates, assigns, or successors thereto.
 - (5) In connection with a Water Rescue Attempt means any individual, firm, corporation, association, partnership, commercial entity, consortium, joint venture, government entity, or any other legal entity responsible, in whole or in part, for the situation which necessitated the Water Rescue Attempt, and the heirs, estates, assigns, or successors thereto.
 - (6) In connection with excessive request for emergency assistance means any individual, firm, corporation, association, partnership, commercial entity, consortium, joint venture, government entity or any other legal entity that is

responsible, in whole or in part, for the excessive requests for emergency assistance or for the real property, location, or commercial entity to which emergency service personnel are summoned pursuant to the excessive request for emergency assistance, and the heirs, estates, assigns or successors thereto.

- (7) In connection with a False Alarm means the individual, firm, corporation, association, partnership, commercial entity, consortium, joint venture, government entity, or any other legal entity that is responsible, in whole or in part, for the False Alarm or for the real property, location, or commercial entity to which emergency service personnel are summoned pursuant to the False Alarm, and the heirs, estates, assigns, or successors thereto.
- (n) *Structure* means anything constructed or erected which has a permanent location on the ground or is attached to something having such location.
- (o) *Utility Lines* means any transmission or service line, cable, conduit, pipeline, wire, main, or the like used in any way to provide, collect, or transport electricity, natural gas, water, sewage, or communication or electronic signals (including, but not limited to, telephone, computer and cable television and stereo signals or electronic impulses).
- (p) *Water Rescue Attempt* means any emergency response in connection with any emergency, or perceived emergency, on, near or caused by a body of water naturally open to the atmosphere, including, without limitation, rivers, lakes, streams, impoundments, estuaries, springs, wells, or other collectors of water (including a wetland, as that term is defined by Part 303 of Public Act No. 451 of 1994 (MCL 324.30301 et seq.), and including an inland lake or stream, as those terms are defined in Act No. 451).

Section 4. Assessment of Cost.

- (a) All Assessable Costs associated with any of the actions or services described in subsections 1 through 9 below which Assessable Costs are incurred by the Township may be jointly and severally assessed to any or all Responsible Parties:
 - (1) Costs incurred to halt, abate, remediate or remedy any release of any hazardous materials and liabilities resulting therefrom;
 - (2) Extraordinary costs (fire extinguishers, foam, etc.) incurred to extinguish or fight any fire in or at a structure, any demolition cost if the structure must be demolished to protect the public safety following the fire, and any liabilities resulting therefrom;
 - (3) Any Fire Department response to a fire started by a property owner or person, such as a controlled burn, fire or open burning, which becomes uncontrolled;
 - (4) Any Fire Department response to any open burning for which the Fire Department has been called to assist by the person or property owner starting or attending to

it, whether or not the fire becomes uncontrolled after two (2) warnings with no permit issued;

- (5) Costs incurred in connection with a utility line failure and any liabilities resulting therefrom;
 - (6) Costs incurred in connection with any water rescue attempt and any liabilities resulting therefrom;
 - (7) Extraordinary costs (foam, fire extinguishers, extrication, etc.) associated with motor vehicle accident or motor vehicle fire and any liabilities resulting therefrom;
 - (8) Costs associated with the excessive requests for emergency assistance and any liabilities resulting therefrom; and
 - (9) Costs associated with false alarm and any liabilities resulting therefrom after.
- (b) Any Assessable Costs, including litigation expenses, which become known to the Township following the transmittal of a statement to the Responsible Party pursuant to this ordinance, shall be billed in the same manner on a subsequent statement to the Responsible Party.
- (c) The Township Treasurer or the treasurer's designee shall certify to the Township Supervisor and Fire Chief the total Assessable Costs incurred by the Township. The Township Supervisor and Fire Chief shall then decide whether to assess any, all, or part of the costs against any of the Responsible Parties, the Township Supervisor and Fire Chief shall consider the following factors:
- (1) The total cost incurred by the Township, including, but not limited to, materials, equipment, manpower, administration, assistance from other sources, etc.;
 - (2) The risks to the Township, its residents, their property, or any other people or property which results from the situation which caused the Township to incur Assessable Costs;
 - (3) Any injuries or damage to people or property which resulted from the situation which caused the Township to incur Assessable Costs;
 - (4) Whether the situation which caused the Township to incur Assessable Costs necessitated an evacuation;
 - (5) Whether the situation which caused the Township to incur Assessable Costs resulted in damage to the environment;
 - (6) Any other factors deemed relevant by the Township Board.

- (d) The Township Supervisor and Fire Chief may, after consideration of the factors listed in subsection 3(c) above, allocate the cost among and between the Responsible Parties. Any cost not allocated among or between parties shall be a joint and several liability of each Responsible Party assessed costs pursuant to section 3(c) regardless of whether that Responsible Party has any other legal liability therefor apart from this ordinance, and regardless of whether such person is at fault.
- (e) The Township Supervisor and Fire Chief shall direct the Township Clerk to send a statement of cost assessed pursuant to this ordinance to all Responsible Parties so assessed. Such statement shall be dated and sent first class U.S. Mail, postage prepaid, to the last known address of each Responsible Party.
- (f) The Township may charge any cost assessed pursuant to the ordinance to the insurer of any Responsible Party. The submission of an invoice for the assessed cost to an insurer, does not in any limit or extinguish the liability of a Responsible Party for the cost assessed pursuant to this ordinance until such time as the assessed cost or damages are paid in full.
- (g) If the Township Board decides not to assess all or part of its costs against a Responsible Party, such decision shall not, in any way extinguish or limit a reasonable persons liability to other parties for any cost or damages, of any kind, arising from the release.

Section 5. Cost Recovery Charges. The Township Board may establish, from time to time, by Resolution charges due and payable to the Township from the recipient of specified fire protection or other emergency services.

Section 6. Failure to Pay; Procedure to Recover.

The Fire Department may waive or pursue in civil court any unpaid Cost Recovery Charges, subject to the approval of the Township.

Section 7. Non-Exclusive Charge. The rates and charges that may be established by Resolution are not the only charges that may be made for the costs and expenses of providing fire protection and other emergency services. Charges may additionally be collected by the Township through general taxation after a vote of the electorate approving the same or by a special assessment established under the applicable Michigan statutes. General fund appropriations may also be made to cover such additional costs and expenses of providing fire protection and other emergency services.

Section 8. Exemption. No charges shall be made against the Township in connection with any responses or investigations. If the incidents requiring charges occur on property owned, maintained or used by the Township, charges may be made against persons who may be determined responsible for the incident, except Township officers, employees or volunteers.

Section 9. Notice and Right to Appear Provisions.

- (a) Any Responsible Party who receives a statement of costs assessed pursuant to this ordinance shall be given the opportunity to appear before the Township Board to request a modification of the assessed costs. Any Responsible Party who desires to appear before the Township Board shall file a written request to appear with the Township Clerk within fourteen (14) calendar days of the date of the statement of Assessable Costs. The Responsible Party will be placed on the agenda of the next regularly scheduled or special Township Board meeting, which meeting is at least fourteen (14) calendar days after the date on which the Responsible Party files with the Township Clerk its request to appear. Any filed request to appear shall specifically identify and explain all reasons why the Responsible Party believes the costs assessed pursuant to this ordinance should be modified. Any reason, basis or argument for the modification of the Assessable Costs not set forth in the written request to appear shall be deemed waived by the Responsible Party. Failure to file a written request to appear within fourteen (14) days of the date of the statement of Assessable Costs shall constitute a waiver of the Responsible Party's right to appear before the Township Board and the Responsible Party's agreement to pay the Assessable Costs.
- (b) At the Township Board meeting, the Responsible Party shall have the opportunity to address the Township Board regarding its written request that the Township Board modify the Assessable Costs. The Responsible Party shall be limited, in its address to the Township Board, to those reasons and bases set forth in the Responsible Party's written request to appear. The Township Supervisor shall have the opportunity to address the Township Board to explain the process by which the Assessable Costs were determined and allocated. The Township Board, after hearing the Responsible Party and the Township Supervisor, shall review the Assessable Costs and make the final determination regarding the costs assessed to the Responsible Party. The Township Board shall pass a resolution detailing its final determination regarding the Assessable Costs. Upon passage of the resolution of the Township Board, there shall be no further modification of the Assessable Costs by the Township. The Assessable Costs, as set forth in the Township Board's resolution, shall be due and payable thirty (30) days of the date of the resolution the Township shall have available to it all remedies available under Section 10 below.

Section 10. Failure to Pay: Procedure to Recover. The Township may pursue any Responsible Party under either subparagraph (a) or subparagraph (b) below, or both, without limitation as allowed by law.

- (a) All costs assessed pursuant to this ordinance shall be paid in full thirty (30) calendar days of the date of the statement therefore, unless otherwise approved in writing by the Township Supervisor or an authorized representative of the Township Supervisor. Any Responsible Party who fails to pay the cost assessed pursuant to this ordinance within thirty (30) calendar days of the date of the statement therefore shall be considered in default. In the case of default, the Township Board may authorize the Township Attorney to commence a civil action to recover the cost, plus a late payment penalty of

one percent (1%) per month or part of a month during which costs remain unpaid, together with its attorneys' fees and any other cost allowed by law.

- (b) In cases where services have been rendered to a property or property owner, the charges shall constitute a lien on the said property, including both real and personal property. If not paid within thirty (30) days after the same is due, the Township Treasurer shall, prior to September 1 of each year certify to the tax assessing officer of the Township the facts of such delinquency, whereupon the assessor shall enter the delinquent amount on the next general tax roll as a charge against the property, and the liens thereupon shall be enforced in the same manner as provided by and allowed by law for delinquent and unpaid taxes.

Section 11. Severability. If any provision or part of this ordinance is declared invalid or unenforceable by a court of competent jurisdiction, the validity or enforceability of the balance of the ordinance is not affected and remains in full force and effect.

Section 12. Administrative Liability. No officer, agent, or employee of the Township or a member of the Township Board shall be rendered liable for any damage that may occur to any person as a result of any act, decision or other consequence or occurrence arising out of the discharge of duties and responsibilities pursuant to this ordinance.

Section 13. Effective Date. This ordinance was approved and adopted by the Township Board of the Charter Township of Allendale, Ottawa County, Michigan, on _____, after introduction and a first reading on _____, and publication after first reading as required by Act 359 of the Michigan Public Acts of 1947, as amended. This Ordinance shall be effective on _____.

Adam Elenbaas, Township Supervisor

Jody Hansen, Township Clerk

CERTIFICATE

I, Jody Hansen, the Clerk for the Charter Township of Allendale, Ottawa County, Michigan, certify that the foregoing Emergency Services Cost Recovery Ordinance was adopted at a regular meeting of the Township Board held on _____, 2021. The following members of the Township Board were present at that meeting:

_____.

The following members of the Township Board were absent: _____

_____. The Ordinance was adopted by the Township Board with members of the Board _____

_____ voting in favor and members of the Board

_____ voting in opposition. The Ordinance

or a summary of the Ordinance was published in the _____ on

_____, 2021. A certified copy of the Ordinance was sent to the Ottawa County Clerk,

by first-class mail with postage pre-paid on _____, 2021.

Jody Hansen, Clerk
Allendale Charter Township

**A RESOLUTION ESTABLISHING THE CHARGES PURSUANT
TO ORDINANCE NO. 2021-xx:
EMERGENCY SERVICES COST RECOVERY**

At a regular meeting of the Township Board of the Charter Township of Allendale, Ottawa County, Michigan, held at the Township Hall at 6676 Lake Michigan Drive, Allendale Charter Township, Ottawa County, Michigan, on _____, 2021, at 6:30 p.m., local time.

PRESENT: _____

ABSENT: _____

The Township Supervisor advised the Township Board that the next order of business was a consideration of a resolution to establish the charges pursuant to Ordinance No. 2021-____. After discussion the following resolution was offered by _____ and supported by _____:

RESOLUTION

WHEREAS, the Allendale Charter Township Board of Trustees has determined that it is in the best interests of the citizens and residents of Allendale Charter Township to have charges for Fire Department services assessed against those parties receiving specific benefits from said services; and

WHEREAS, tax dollars currently collected by the Township support the costs of certain emergency services of the Township provided to the residents and also provided to non-residents who receive benefits and services herein; and

WHEREAS, Ordinance No. 2021-____ of Allendale Charter Township establishes that charges for Fire Department services may be set forth by resolution of the Township Board.

NOW, THEREFORE BE IT RESOLVED, by the Board of the Charter Township of Allendale, Ottawa County, Michigan as follows:

1. Charges for Services:

The following charges shall be due and owing to the Township for any services provided by the Township as set forth in Ordinance No. 2021-_____.

- (A) The charges for services provided under Allendale Charter Township Ordinance No. 2021-_____ shall be the actual cost incurred, which shall include and not be limited to actual wages for personnel and hourly fees for equipment based on the current Allendale Fire Department Equipment Rate fee as set forth in section two (2) of this Resolution.

- (B) Charges for services provided under Allendale Charter Township Ordinance shall be the actual cost and wages incurred by the Township or a supporting agency.
- (C) The charges for administrative report copies shall be \$1.00 per page.
- (D) Rates for false alarms will be as follows:
 - 1. False fire alarm caused by onsite alarm contractor employee, false fire alarm caused by an alarm contractor employee testing or repairing the system where no notification was made to the dispatch center informing they were working on the system: \$100 fee.
 - 2. 1st calendar year false fire alarm. Documented 1st false fire alarm for the calendar year: No fee.
 - 3. 2nd calendar year false fire alarm. Documented 2nd false fire alarm for the calendar year: No fee.
 - 4. 3rd calendar year false fire alarm. Documented 3rd false fire alarm for the calendar year: \$250 fee.
 - 5. 4th calendar year false fire alarm. Documented 4th false fire alarm for the calendar year: \$300 fee.
 - 6. 5th calendar year false fire alarm. Documented 5th false fire alarm for the calendar year: \$350 fee.
- (E) Any request for emergency assistance (e.g. emergency medical assistance, public safety, police or sheriff services, or Fire Department services) made for a particular location or commercial entity if that location or commercial entity has requested emergency assistance, of any type, more than five times in the preceding twelve (12) months will be \$250.00 per incident after the 5th response.

2. Equipment Rate Fee:

The rate for any single piece of equipment, apparatus or apparatus with equipment shall be determined by taking the total cost of the equipment, apparatus or combination of both, when new and multiplying .75 cents per \$1,000.00 in value.

3. Severability:

If any part of this Resolution is declared by any court to be invalid, the same shall not affect the validity of this Resolution as a whole, or any party thereof other than the part

declared by the court to be invalid, and the balance of this Resolution shall remain in full force and effect.

4. Appeals:

Any person, agency, firm, entity, or party which disagrees with the billings or charges received for the response or condition involved shall have the right to appeal to the Township Board within fourteen (14) days following the date of billing, whose decision regarding said billing or charge shall be final. After an appeal and decision by the Township Board, payment will be required with thirty (30) days following the final decision by the Board.

5. Effective Date:

This Resolution shall take immediate effect, the following date following its passage and approval by the Township Board.

YES: _____

NO: _____

RESOLUTION DECLARED ADOPTED.

Dated: _____

Jody Hansen, Township Clerk