

MUNRO TOWNSHIP MEETING MINUTES

April 12, 2016

Meeting held at Fire Station No. 2

PRESENT: Ginop, Dotski, Tracey and Nows. ABSENT: Antkoviak
GUESTS: Keith Osborn, William Hartwig, Kyle Keller, Mary Bur, Edward Ginop and County Commissioner Chris Brown.

Trustee Donald Tracey called the meeting to order at 7:30 p.m. with the pledge to the flag.

Minutes - Nows made the motion, supported by Dotski to approve the March 9th and March 21, 2016 meeting minutes. Motion carried.

Payment of Bills – Nows made the motion, supported by Dotski to pay the monthly bills amounting to \$31,873.46. Motion carried.

New Business

1. Contract for 2015-2016 audits with Nieland & Kosanke for \$4,200.00. Nows made the motion to accept the contract with Nieland & Kosanke, supported by Ginop. Motion carried.
2. Munro Township Cost Recovery Ordinance #16-01 and Cost Recovery Resolution for fire protection and other emergency services (see attachment).
3. Appointment of election inspectors for May 3, 2016 School Elections. Ginop made the motion to appoint Judith Ardune, Cecilia Makowski, Sara Miller, Patricia Sipperley and Linda Ginop, supported by Dotski. Motion carried.
4. County Commissioner, Chris Brown updated the township board on Cheboygan County Planning and Construction boards.

Old Business

1. Munro's Annual Cleanup Day will be Saturday, May 28, 2016.
2. Roger Gaynor will not be submitting a bid for grass cutting the cemetery this year.

Nows made the motion to adjourn the meeting, supported by Tracey. Meeting was adjourned at 7:55 p.m.

Linda N. Ginop
Munro Township Clerk

MUNRO TOWNSHIP COST RECOVERY ORDINANCE # 16-01

An ordinance to establish cost-recovery charges and exemptions for fire department and other emergency services under Public Act 33 of 1951, as amended (MCL 41.801.et. seq.), and to provide methods for collecting those charges.

THE TOWNSHIP OF MUNRO, CHEBOYGAN COUNTY, MICHIGAN, ORDAINS:

Section 1: Purpose

This ordinance is adopted to enable the Township to bill and collect cost recovery charges from those receiving direct benefits from the fire protection and other emergency services provided by the Township. It is the further purpose of the ordinance to provide for full funding of the Township's fire protection and other emergency services which remain, in part, an at-large governmental expense based upon the general benefits derived by all property owners within the Township.

Section 2: Cost-Recovery Charges

The Inverness Fire Department shall bill the recipients of the following listed fire protection and emergency services to wit: response to an automobile accident or fire, response to a watercraft accident or fire, response to an aircraft accident or fire, emergency rescue services and/or jaws of life services for any type of an accident or fire; response to a grass fire, forest fire, or wildfire if caused by the property owner; response to a third or subsequent false alarm at the same location for any type of fire; response to a downed power line; other services deemed to be of a similar nature by the Fire Chief.

The charges to be billed for said fire protection and emergency services shall be set from time to time by resolution of the Munro Township Board of Trustees. Said services charges are payable to the Inverness Fire Department by a recipient of the previously listed fire protection and emergency services.

The Inverness Fire Department shall not bill recipients of fire protection response services for structure fires, unless emergency services, excluding response to the fire, is rendered at the scene or unless a fire protection response is to a third or subsequent false alarm at the same location.

Section 3: Time for Payment for Run

All of the foregoing charges are due and payable within 30 days from the date the service is rendered and, in default of payment, are collectible through proceedings in district court or in any court of competent jurisdiction as a matured debt.

Section 4: Exemptions

The following properties and services are exempt from the foregoing charges:

- A. The first two false alarms at the same location;
- B. A fire involving Township buildings, grounds and/or property;

- C. A fire service or other emergency service performed outside the jurisdiction of the Township, unless the other township has adopted an ordinance to impose fees for fire and emergency service runs within their respective territories under MCL 41.806a; and
- D. A fire service or other emergency service performed pursuant to a mutual aid agreement.

Section 5: Collection of Charges

The Township may proceed in district court by suit to collect any monies remaining unpaid from a responsible party and shall have any and all other remedies provided by and subject to law for collection of said charges.

Section 6: Non-Exclusive Charge

The foregoing rates and charges are not the only charges that may be made by the Township 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 7: Multiple Property Protection

When a particular fire protection or other emergency service rendered by the Township directly benefits more than one person of property, the owner of each property so benefitted, and each person so benefitted where property protection is not involved, is liable for the payment of the full charge for such service. The interpretation and application of this section is delegated to the Township Fire Chief; subject only to appeal, within the time limits for payment, to the Township Board and shall be administered so that charges shall only be collected from the recipients of the service.

Section 8: Appeal of Charges

A responsible party who is billed for cost recovery charges may appeal such charges by filing a written claim of appeal within 14 days of the date of the initial billing with the Munro Township Clerk who shall transmit the claim of appeal to the clerk of the Joint Administrative Fire Board of the Inverness Fire Department. The Munro Township Board hereby delegates the Joint Administrative Fire Board of the Inverness Fire Department as it's agent to hear and resolve any cost recovery charge appeals filed.

Section 9: 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 10: Effective Date

This ordinance has immediate effect upon publication. All ordinances or parts of ordinances in conflict with the ordinance are hereby repealed.

It was moved by Paul Nows, and supported by Cheryl Dotski that the above **Ordinance** be adopted.

Those voting aye: Ginop, Dotski, Tracey and Nows
Those voting nay: None
Those absent: Antkoviak

The Clerk declared the above Ordinance duly adopted.

Certificate of Township Clerk

The undersigned, **LINDA N. GINOP**, Clerk of Munro Township does certify that the foregoing Munro Township Cost Recovery Ordinance #16-01 was duly adopted and passed by resolution of the Munro Township Board at a regular meeting thereof held on the 12th day of April, 2016.

LINDA N. GINOP
Munro Township Clerk

COST RECOVERY RESOLUTION

WHEREAS, the Munro Township Board of Trustees has adopted a Cost Recovery Ordinance For the recovery of costs for fire protection and other emergency services; and

WHEREAS, said ordinance requires the township board to establish, by resolution, the cost to be charged for fire protection and other emergency services; and

WHEREAS, after due consideration the Munro Township Board of Trustees has considered the fire protection and emergency service rates suggested by the Joint Administrative Fire Board of the Inverness Fire Department; and

WHEREAS, the Munro Township Board of Trustees finds the recommended fire protection and emergency service rates to be reasonable; and

WHEREAS, the Munro Township Board of Trustees wishes to memorialize the rates to be charged for fire protection and emergency services.

NOW, THEREFORE, BE IT RESOLVED that the Munro Township Board of Trustees, hereby adopts the following rates to be charged for fire protection and emergency services within Munro Township as set forth in the Munro Township Cost Recovery Ordinance #16-01, to wit:

1. A charge of \$200 for response by the Pumper Truck; a charge of \$200 for response by the Tanker Truck; a charge of \$200 for response by the Heavy Rescue Truck; and a charge of \$150 for response by the Brush Truck provided that no equipment from said vehicles are used or deployed.
2. A charge of \$250 for response by the Pumper Truck; a charge of \$250 for response by the Tanker Truck; a charge of \$200 for response by the Brush Truck if equipment is deployed or used from said vehicles.
3. A charge for the first hour of service of \$22.00 for the Fire Chief; a charge for the first hour of service of \$20.00 for the Assistant Fire Chief; a charge for the first hour of service of \$17.00 for the fire department officers; and a charge for the first hour of service of \$16.00 for general firefighters.
4. A charge of \$10.00 per hour for the Fire Chief, Assistant Fire Chief, fire department officers and general firefighters for each and every hour after the first hour that said individuals are deployed at a fire or emergency service situation.

BE IT FURTHER RESOLVED, that this resolution is incorporated by reference into the Munro Cost Recovery Ordinance #16-01 and may, from time to time, be amended by further Resolution of the Munro Township Board of Trustees.

It was moved by Linda Ginop, and supported by Paul Nows, that the above **Resolution** be adopted.

Those voting aye: Linda Ginop, Cheryl Dotski, Donald Tracey and Paul Nows.

Those voting nay: None

Those absent: Charles Antkoviak

The Clerk declared the above resolution duly adopted.

CERTIFICATE OF TOWNSHIP CLERK

The undersigned, **LINDA N. GINOP**, being the Clerk of the Township of Munro hereby certifies that the foregoing resolution constitutes a true and complete copy of the resolution adopted at a regular meeting of the township board of Munro Township, Cheboygan County, Michigan, held on April 12, 2016, and that the foregoing is a true and accurate except of the minutes of said meeting at which meeting four members of the township board were present and voted as indicated in said minutes; and that said minutes was held in accordance with the Open Meetings Act of the State of Michigan.

April 12, 2016

Linda N. Ginop
Munro Township Clerk

