

**TALLMADGE CHARTER TOWNSHIP  
REGULAR BOARD MEETING  
HELD ON  
TUESDAY, JULY 12, 2011  
AT 7:00 P.M.  
[www.tallmadge.com](http://www.tallmadge.com)**

**I. CALL TO ORDER** James Van Ess, Supervisor, called the meeting to order at 7:00 with prayer and the Pledge of Allegiance.

**Members present:** James Van Ess, Lenore D. Cook, Brenda Martin, Gerald Walt, Clifford Bronkema, Michael Eppink, and Matthew Fenske.

**Supervisor comments:**

Air conditioner for the rental hall is being installed

Park bath building is being painted

Bath hand dryers have been installed

**II. CONSENT AGENDA** Matthew Fenske moved, Michael Eppink supported, to approve the minutes of the June 14, 2011 regular meeting, the June 21, 2011 special meeting, to approve the bills to be paid in July of 2011 as presented and to accept as information the treasurer's report, legal update and correspondence if any. Motion CARRIED.

**III. PUBLIC PARTICIPATION** Greg De Jong – County Commissioner – gave a brief report. Health Department building in Coopersville has been sold, park on 68<sup>th</sup> and bridge should be finished by late fall, settlement reached for trail by Triick Farm.

**VI. UNFINISHED BUSINESS**

Gerald Walt moved, Clifford Bronkema supported, to seal coat and stripe the park parking lot and walking trail only at this time ( we will look at township hall parking lot next year). We will contract with A-1 Asphalt at a cost not to exceed \$15,000.

Motion CARRIED.

**V. NEW BUSINESS**

- A. Public Hearing – Neubecker Farms at 13390 12<sup>th</sup> Avenue has requested a Site Plan Review in accordance with the Township Mineral Extracting, and Reclamation Ordinance for the purpose of dumping approx 78,000 cubic yards of ground on their property with an end use of farming. This request is for parcel number 70-10-11-200-011. Lenore Cook moved, Clifford Bronkema supported, to open the meeting to the public. It was noted that the notice for this public hearing said the meeting was to start at 7:30 p.m. The supervisor tabled the meeting until 7:30 p.m. At 7:30 p.m. Jerry Neubecker explained that they requested the mining permit to fill in a field so that they can use it for agricultural purposes. There were three residents in the audience who spoke in favor of the request. Gerald Walt moved, Clifford Bronkema supported, to close the meeting to the public. Motion CARRIED.

Gerald Walt moved to grant the request by Gerry Neubecker, for property owned by the Alice L. Neubecker Trust, under the Tallmadge Charter Township Mineral Extracting, Monitoring and Reclamation Ordinance. The motion to approve the application is based upon the Township Board's consideration of the recommendation by the Planning Commission at its meeting on June 13, 2011; consideration of the zoning of the property in question; consideration of the past performance by the applicant in any similar undertaking; and consideration of the financial responsibility of the applicant. The approval is conditioned on the following: compliance with the

application and all supporting material submitted by the applicant to the Township; compliance with the conditions recommended by the Planning Commission, except that the Letter of Credit for road damage shall be increased to \$55,000.00; compliance with the requirements of the Tallmadge Charter Township Mineral Extraction, Monitoring and Reclamation Ordinance; compliance with all verbal representations made by the applicant and incorporated into the Planning Commission minutes of June 13, 2011; compliance with the requirements of the Ottawa County Road Commission, as set forth in a June 30, 2011 letter, except that the requirement of a \$55,000.00 bond for the haul route need not be posted if the Ottawa County Road Commission is willing to accept the Letter of Credit posted with the Township for \$55,000.00; and compliance with all Federal, State, County and Township laws and ordinances. The motion was supported by Clifford Bronkema and it passed unanimously with a roll call vote.

- B.** Public Hearing - . Dangerous building hearing for 20 Johnson Street for July 12, 2011 pursuant to Section V5 of the Dangerous Building Ordinance which requests that the Board of Trustees take necessary action to enforce. Brenda Martin moved, Michael Eppink supported, to open the meeting to the public. Motion CARRIED. Mr. Minciotti gave the board members a "timeline of events", said that the township never gave him a list of repairs that needed to be corrected, handed out pictures of other buildings he feels is dangerous and expressed that what the township is doing is unfair and intrusive. Ron Bultje, Township Attorney, explained that our Hearing Officer followed the state law which is well defined, that the township may not spend monies on private matters. Gerald Walt moved, Clifford Bronkema supported, to close the public hearing as there were no other comments. Motion CARRIED.
- Lenore Cook moved to adopt the "Dangerous Building Decision of the Tallmadge Charter Township Board of Trustees for the Building Located at 20 Johnson Street," attached to these minutes. However, she further moved that the Township approve and execute the "Agreement to Comply With the March 7, 2011 Dangerous Building Decision for the Building Located at 20 Johnson Street," if Mr. Minciotti executes that Agreement within seven calendar days of July 12, 2011. Gerald Walt seconded the motion, which passed unanimously with a roll call vote. All buildings will be removed and property restored by November 15 of 2011.

## **VI. COMMITTEE REPORT**

- 1.) Planning Commission - no report
- 2.) ZBA – no report
- 3.) Fire Board – no report
- 4.) Hazardous Material and Technical Rescue Team – fire department will be at the Berlin Fair July 18 through July 23

## **VII. INFORMATIONAL ITEMS**

- A. Fire Department Report
- B. Sheriff Dept Report
- C. List of Building Permits
- D. Planner and Zoning Enforcer Report

## **VIII. ADJOURNMENT** – Meeting adjourned at 8:39 P.M.

Respectfully submitted,  
Lenore D. Cook, Clerk