

BEAR LAKE TOWNSHIP MINUTES
7771 Lake St., Bear Lake, MI
REGULAR MEETING
May 16, 2023

Regular meeting called to order at 7:00p.m.

Present: Wood-Smith, May, Pattison, and Harthun.

Absent: Ringel.

Others present: James R. Anderson, Katie Mehl, Jodie Lynch, Mike Szokola, Mardelle Johnson, Janice McCraner, and Sean Adams.

The Pledge of Allegiance to the American flag was said.

Board members received copies of the Agenda, April regular meeting minutes, Treasurer's Report and List of Bills for the month and Budget.

Changes/Additions to Agenda: May made motion to approve the Agenda. Pattison seconded. Motion carried.

Heard Public Comment.

Minutes: May made motion to accept the April 18, 2023 meeting minutes. Wood-Smith seconded. Motion carried.

Treasurer's Report: Pattison made motion to accept the Treasurers reports for March 2023 and April 2023. May seconded. Motion carried.

- ♦ Pattison made motion to move \$90,000.00 from the General Fund to Road. May seconded. Motion carried.

Fire Report: Report on file.

- ♦ Wood-Smith made motion to move Matthew Erts from Probationary Firefighter to Firefighter. Harthun seconded. Motion carried.
- ♦ Wood-Smith made motion to purchase a BlitzForce Portable Monitor not to exceed \$2,350.00. May seconded. Motion carried.

Planning Commission: Katie Mehl, Mike Szokola, and Jodie Lynch spoke regarding various land uses, fee schedule, enforcement, and zoning issues. Planning Commission will begin zoning updates.

2LK Sewer: Village of Bear Lake has opted out of the 2Lake Sewer Authority. The 2LK Sewer Committee working now to dissolve the Authority until all bills paid.

Bills: Wood-Smith made the motion to pay all bills listed including \$1,168.02 Manistee County Treasurer, and any other routine bills. May seconded. Motion carried.

New Business:

- ♦ Pattison made motion to accept the agreement to use the meeting room for Bear Lake Days during July 3rd to July 10th. Wood-Smith seconded. Motion carried.
- ♦ Harthun made motion to raise Steven Myers rate from \$13.00 to \$14.00 per hour effective immediately. Wood-Smith seconded. Motion carried.
- ♦ Pattison made motion to accept Consumers Energy Company Electric Franchise Ordinance No 1 of 2023. May seconded. Roll call vote, Wood-Smith aye, May aye, Pattison aye, Harthun aye. Ringel Absent. Ordinance passed.

Heard public comments.

The next regular Township Board meeting is, June 20, 2023, at 8:00 a.m.

No other business...Meeting adjourned at 8:50 p.m. Respectfully submitted,

Deanna Pattison Bear Lake Township Clerk

ORDINANCE NO 1 of 2023
CONSUMERS ENERGY COMPANY ELECTRIC FRANCHISE ORDINANCE

AN ORDINANCE, granting to CONSUMERS ENERGY COMPANY, its successors and assigns, the right and authority to construct, maintain and commercially use electric lines and related facilities including but not limited to towers, masts, poles, crossarms, guys, wires and transformers on, under, along, and across public places including but not limited to highways, streets, alleys, bridges, and waterways, and to conduct a local electric business in the TOWNSHIP OF BEAR LAKE, MANISTEE COUNTY, MICHIGAN, for a period of thirty years.

THE TOWNSHIP OF BEAR LAKE ORDAINS:

SECTION 1. GRANT and TERM. The TOWNSHIP OF BEAR LAKE, MANISTEE COUNTY, MICHIGAN, hereby grants to Consumers Energy Company, its successors and assigns, hereinafter called "Consumers" the right and authority to construct, maintain and commercially use electric lines consisting of towers, masts, poles, crossarms, guys, wires and transformers on, under, along, and across public places including but not limited to highways, streets, alleys, bridges, and waterways, and to conduct a local electric business in the TOWNSHIP OF BEAR LAKE, MANISTEE COUNTY, MICHIGAN, for a period of thirty years.

SECTION 2. CONDITIONS. No public place used by Consumers shall be obstructed longer than necessary during construction or repair, and shall be restored to the same order and condition as when work was commenced. All of Consumers' electric lines and related facilities shall be placed as not to unnecessarily interfere with the public's use of public places. Consumers shall have the right to trim or remove trees if necessary in the conducting of such business.

SECTION 3. HOLD HARMLESS. Consumers shall save the Township free and harmless from all loss, costs and expense to which it may be subject by reason of the negligent construction and maintenance of the lines and related facilities hereby authorized. In case any action is commenced against the Township on account of the permission herein given, Consumers shall, upon notice, defend the Township and its representatives and hold them harmless from all loss, costs and damage arising out of such negligent construction and maintenance.

SECTION 4. EXTENSIONS. Consumers shall construct and extend its electric distribution system within said Township, and shall furnish electric service to applicants residing therein in accordance with applicable laws, rules and regulations.

SECTION 5. FRANCHISE NOT EXCLUSIVE. The rights, power and authority herein granted, are not exclusive.

SECTION 6. RATES and CONDITIONS. Consumers shall be entitled to provide electric service to the inhabitants of the Township at the rates and pursuant to the conditions as approved by the Michigan Public Service Commission. Such rates and conditions shall be subject to review and change upon petition to the Michigan Public Service Commission.

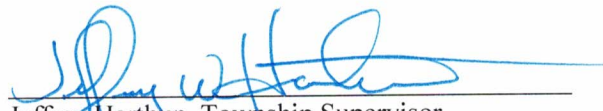
SECTION 7. REVOCATION. The franchise granted by this ordinance is subject to revocation upon sixty (60) days written notice by either party. Upon revocation this ordinance shall be considered repealed and of no effect past, present or future.

SECTION 8. MICHIGAN PUBLIC SERVICE COMMISSION JURISDICTION. Consumers remains subject to the reasonable rules and regulations of the Michigan Public Service Commission applicable to electric service in the Township and those rules and regulations preempt any term of any ordinance of the Township to the contrary.

SECTION 9. REPEALER. This ordinance, when enacted, shall repeal and supersede the provisions of any previous Consumers' electric franchise ordinance adopted by the Township including any amendments.

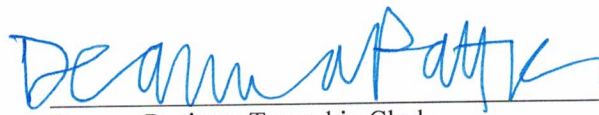
SECTION 10. EFFECTIVE DATE. This ordinance shall take effect thirty day from publication in the Manistee News Advocate.

We certify that the foregoing Franchise Ordinance was duly enacted by the Township Board of the TOWNSHIP OF BEAR LAKE, MANISTEE COUNTY, MICHIGAN, on the 16th day of May, 2023.


Jeffrey Harthun, Township Supervisor

Attest:

I, Deanna Pattison, Clerk of the TOWNSHIP OF BEAR LAKE, MANISTEE COUNTY, MICHIGAN, DO HEREBY CERTIFY that the ordinance granting Consumers Energy Company, an electric franchise, was properly adopted by the Township Board of the TOWNSHIP OF BEAR LAKE, MANISTEE COUNTY, MICHIGAN, and that all proceedings were regular and in accordance with all legal requirements.


Deanna Pattison, Township Clerk

Dated: May 16, 2023