

**BIRCH RUN TOWNSHIP BOARD OF TRUSTEES
REGULAR MEETING
JULY 8, 2008**

Supervisor Earl Schlegel called the July Regular Meeting of the Birch Run Township Board to order at 7:00 P.M. Also present for the board were Amy Cook, Clerk; Debbie Trevino, Treasurer; Jeff Putnam, Ed Magnus, Joanne Strahm, and Mike Marr, Trustees. Approximately (4) four people were in the audience.

PASSED Motion by Magnus seconded by Strahm to amend the agenda and add the following items:

- Mileage Reimbursement Rate
- Rathbun road/ Interstate Highway Construction

Yeas: Cook, Trevino, Strahm, Marr, Putnam, Magnus, and Schlegel

Nays: None

June 10, 2008 Public Hearing Minutes were discussed.

PASSED Motion by Putnam seconded by Marr to approve the June 10, 2008 Public Hearing Minutes.

Yeas: Cook, Marr, Putnam, Magnus, and Schlegel

Nays: None

Abstain: Strahm and Trevino

June 10, 2008 Regular Meeting Minutes were discussed.

PASSED Motion by Magnus seconded by Putnam to approve the June 10, 2008 Regular Meeting Minutes.

Yeas: Cook, Marr, Putnam, Magnus, and Schlegel

Nays: None

Abstain: Strahm and Trevino

June 25, 2008 Special Meeting Minutes were discussed.

PASSED Motion by Marr seconded by Magnus to approve the June 25, 2008 Special Meeting Minutes.

Yeas: Cook, Marr, Putnam, Magnus, and Schlegel

Nays: None

Abstain: Cook and Putnam

PASSED Motion by Marr seconded by Magnus to approve July invoices of \$123,146.29.

Yeas: Cook, Trevino, Strahm, Marr, Putnam, Magnus, and Schlegel

Nays: None

PUBLIC COMMENT: 7:02 pm

PASSED Motion by Magnus seconded by Marr to allow Rowe Engineers to send out bids to five township picked contractors for the Busch Road project.

Yeas: Cook, Trevino, Strahm, Marr, Putnam, Magnus, and Schlegel

Nays: None

PASSED Motion by Magnus seconded by Marr to allow Earl to negotiate a contract with the Interstate Highway Construction to use Rathbun Road to Dixie as access off the expressway, with the Township replacing two cross tubes and IHC grinding and re-asphalting the road when they are finished.

Yeas: Cook, Trevino, Strahm, Marr, Putnam, Magnus, and Schlegel

Nays: None

PASSED Motion by Magnus seconded by Putnam to approve amendments to the Nuisance Ordinance 2006-04 Section B-12.

Original wording: “Occupied parcels of 2 or more acres in size which contain buildings and/or structures shall maintain an effective firebreak by removing brush, grass or weeds or a combination of weeds and grass so as not to exceed 10 inches in height within 30 feet of any buildings and/or structures.”

Amended wording: “It shall be the duty of the owner or occupant of said parcel (hereafter collectively “Owner”) to maintain the lawn area surrounding the building or other structure to destroy the noxious weeds before they reach a seed-bearing stage, and to prevent said weeds from perpetuating themselves and from becoming a detriment to public health.”

Yeas: Cook, Trevino, Strahm, Marr, Putnam, Magnus, and Schlegel

Nays: None

PASSED Motion by Marr seconded by Putnam to approve amendments to the Municipal Civil Ordinance 1998-1 Section 9 (Penalty Costs) A-C.

Section 9: MUNICIPAL CIVIL INFRACTION PENALTY

- (A) The first violation of a Birch Run Township Ordinance which ordains that the penalty is in accordance with this Ordinance, is responsible for a municipal civil infraction and is subject to a civil fine of not less than \$25.00 ~~\$50.00~~, plus costs**
- (B) The second violation of a Birch Run Township Ordinance which ordains that the penalty is in accordance with this Ordinance, is responsible for a municipal civil infraction and is subject to payment of a civil fine of not less than \$50.00 ~~\$100.00~~, plus costs.**
- (C) The third violation of a Birch Run Township Ordinance which ordains that the penalty is in accordance with this Ordinance, is responsible for a municipal civil infraction and is subject to payment of a civil fine of not less than \$100.00 ~~\$200.00~~, plus costs.**
- (D) The fourth violation of a Birch Run Township Ordinance which ordains that the penalty is in accordance with this Ordinance, is responsible for a municipal civil infraction and subject to payment of a civil fine of not less than \$500.00, plus costs.**
- (E) Each subsequent violation of a Birch Run Township Ordinance which ordains that the penalty is in accordance with this Ordinance, is responsible for municipal civil infraction and is subject to payment of a civil fine of not less than \$1,000.00, plus costs.**

Yeas: Cook, Trevino, Strahm, Marr, Putnam, Magnus, and Schlegel

Nays: None

PASSED Motion by Magnus seconded by Marr to increase the mileage reimbursement rate from .505¢ per mile to .585¢ per mile effective July 1, 2008.

Yeas: Cook, Trevino, Strahm, Marr, Putnam, Magnus, and Schlegel

Nays: None

PASSED Motion by Cook seconded by Marr to adjourn at 7:40 pm.

Yeas: Cook, Marr, Putnam, Magnus, and Schlegel

Nays: None

Amy Cook

Birch Run Township Clerk

Approved: August 12, 2008 _____