

**BOARD OF PUBLIC WORKS**  
**REGULAR MEETING MINUTES**  
**Wednesday, August 16,2023, 8:30 a.m. WESTERN**  
**WASHTENAW COUNTY SERVICE CENTER**  
705 N. Zeeb Rd, 2<sup>nd</sup> Floor Room 2010

**Members Present:** Kathleen Root, Lauren Smith, Evan Pratt, Gary McCririe, Bryan Weinert, Molly Maciejewski

**Members Absent:** Andrew Schmidt

**Liaison Present:** Commissioner Jason Maciejewski

**Public Present:** Theresa Schmidt  
Sue Bade  
Kevin Crouch

**Staff Present:** Theo Eggermont, Public Works Director  
Lauren Koloski, Environmental Supervisor  
Michelle Katz, Water Resources Program Coordinator

**1. Call to Order**

Vice-Chair, L. Smith called meeting to order at 8:35 a.m.

**2. Approval of Agenda**

Motion by E. Pratt, supported by K. Root to approve the agenda as presented. Motion Carried.

**3. Approval of Minutes**

*Regular Meeting- June 21, 2023*

*Special Meeting-Silver Lake Lake Improvement Public Hearing #2-July 17, 2023*

Motion by K. Root, supported by E. Pratt to approve the regular meeting minutes of June 21,2023. Motion Carried.

Motion by K. Root, supported by E. Pratt to approve the Special meeting Silver Lake Lake Improvement Public Hearing #2 meeting minutes of July 17,2023. Motion Carried

**4. Public Comment-Related to Meeting Agenda Items**

Public Commentary- (3 Minutes per Speaker)\*\*

No Comments

**5. Purpose of Public Hearing-Theo Eggermont, Director of Public Works**

T. Eggermont reported the meeting in July, the Board of Public Works heard commentary and discussed the roll for the project, the roll is what parcels are included and at what rate. The board adjourned and this is a continuation of that meeting. The purpose of the hearing today is to continue the meeting from July 17<sup>th</sup>, 2023 and for the Board to consider the roll.

Since that meeting and based on the discussion at the last public hearing, the Clarke Sub #1 has been included at the backlot rate. We send out a mailer roughly 2 weeks ago to parcels that were added. The individual charges per year won't change because the reduction is something like 1.14%, however in a later year when we hope to reduce the assessment, we'll have an obligation to reduce the assessment so that we don't go over the \$302,500. What the board is considering today is who is in and who is out and at what rate. Public Commentary is open, especially encourage anyone who is part of the Clark Sub #1 to speak. I'll also note that anyone who wants to preserve their right to bring a case to the Michigan Tax Tribunal who hasn't already protested, needs to speak at during the public comment and note their protest. We will document that for our records. Please be sure to state your name and address.

After the hearing the board of public works may confirm the special assessment roll as reported to it or corrected by it, or may refer it back for revision, or may annul it and direct a new roll to be made. If the Board does not proceed with the resolution, the project won't happen next year as this meeting is the BPW meeting where the Board approves the amount of the assessments so that they can go on the winter taxes.

## **6. Open Public Hearing: Silver Lake Improvement Project**

E. Pratt motion to re-open Public Hearing, supported by G. McCririe. Motion Carried

## **7. Public Comment:** (Please state property owner "First and Last Name, Property Address, Municipality, County & State). Public comment is limited to 3 minutes per person.

- Letters received prior to the public hearing.  
Martha Strange-9421 Anne St- Letter Attached to meeting minutes.  
Robert H Barber- 9531 Anne St- Letter Attached to meeting minutes.  
The Beatty Family-8736 Dexter Townhall Rd- Letter Attached to meeting minutes.
- Digital Public Comment  
No Comments from Digital Public participants
- Vice -Chair called from public attendees by comment cards submitted.  
Theresa Schmidt-8760 Dexter Townhall Rd  
T. Schmidt commented with regards to the assessment amounts and how they are determined based on property size and frontage agreeing with the Beatty Family letter read.  
Sue Bade-8778 Dexter Townhall Rd  
S. Bade wanted to thank the members for the consideration of this project. She was thankful to determine the Clarke sub property review to include into the assessments. She asked about working with Post 426 and impacts they are having on the lake conditions.  
Kevin Crouch-9475 Anne St  
K. Crouch heard the letter from R. Barber, he agrees that the conditions of the lake are very much deteriorating and looking forward to having this corrected with the proposed project.
- Last call for public comment  
No further public comments.

## **8. Close Public Comments**

E. Pratt motion to close Public Hearing, supported by K. Root. Motion Carried

G. McCririe asked T. Eggermont to clarify the proposed assessments could be decreased over the project term. T. Eggermont mentioned that we cannot exceed the project amount of \$302,500 so he is expecting the last year of the project would not be a full assessment amount.

K. Root asked what causes the surplus. T. Eggermont responded that the lake management consulting is providing the amount expected treatments initially for the project. Depending on response to the lake conditions after treatments for a few years then the assessment amounts can lesson depending on the funds available from the assessments collected. K. Root also asked for clarification of the project time frame is 5 years. T. Eggermont confirmed. K. Root also asked about the renewal process of a project. T. Eggermont responded that the PA 185 process starts over to renew a project.

B. Weinert asked about the DNR properties and the assessment rate increase. T. Eggermont responded that they are aware of the charges and were also notified of the public hearings and assessment amounts. He also mentioned that they have not attended the public hearing to qualify going to the Tax Tribunal. E. Pratt confirmed that the DNR can be assessed for Special Assessments and historically have paid those assessments. B. Weinert also asked about the special assessment district proposed amounts established for these projects. T. Eggermont mentioned that they follow the current model and due to the high staff time required to establish lake frontage. Therefore, they go by benefit of the project and current models are lake front and lake access determine the benefit. E. Pratt also commented with regards to deed search and amount of time they go back only like 30 years, and this is what provides us with those parcels that benefit from the project and are assessed based on this information.

## 9. Action Item

Board of Public Works to Approve/Deny Resolution to Proceed with the Silver Lake Improvement Project- Approving the Special Assessment District and Assessment Roll.

Motion by E. Pratt, supported by M. Maciejewski to Approve Resolution to Proceed with Silver Lake Lake Improvement Project, Roll Call Vote- Motion approved.

## 10. Reports/Program Update

### A) Lake Improvement Projects Update

L. Koloski reported treatments for the 2023 season continues, they are currently conducting harvesting on Lower Huron River Chain, pending weather conditions.

E. Pratt mentioned that he talked with the POWBA Board with information with regards to the dam, T. Eggermont mentioned that a Baseline Lake resident, is looking to pursue a fertilizer ordinance, has experienced some setbacks as this would be a township ordinance. Has some challenges, but T. Eggermont is looking forward to seeing how the process goes.

### B) WRRMA Update

- Approved Meeting Minutes from 4/17/23 & 6/26/2023

T. Eggermont reported they continue working on collaborative contracting process for single haulers. There are 4 municipalities that will be participants. He mentioned that Dexter Township is still determining.

T. Eggermont provided DOS Station update that there are funding questions for continuation of the program and discussing models that they could follow to keep the DOS station operating.

### C) Directors Report

T. Eggermont reported the County Clean Up Days they have received positive feedback from residents, staff, and volunteers about the registration process. We had an issue with our saline event- contractor turned away ~5 people at the end of the event and I'm following up with them to provide options for how to make it right. We've also taken corrective action with contractor in effort to prevent it from happening again.

T. Eggermont reported the HHW facility- GFL facility- targeting October 1; are meeting with the team this afternoon to plan. Anticipate moving to appointments.

T. Eggermont report the Materials Management Planning is presenting to BOC on September 20<sup>th</sup> working session about Materials Management planning, At the end of September is when EGLE will call for plans and the Board of commissioners. This board has been the Designated Planning Agency. If the planning committee isn't getting things done, the DPA has a statutory role there and they also move things from the Planning committee to the BOC. The first steps are the BOC needs to appoint members.

We'll try to move whatever members are a good fit from the PIAC into the prescriptive slots for the MMP, and PIAC will either suspend dissolve. We'll have to create a new process for the sponsorships, and I've been thinking about a few ways to update that program already.

Municipal contract assistance- Lyndon and Dexter Township are participating in the Contracting and we're in the process of setting up meetings for that process.

M. Maciejewski asked about timeline for the Materials Management Plan. T. Eggermont mentioned that he would have more information with how that may look at the September board meeting.

L. Smith asked about the upcoming Eastern CCD event and if there were any volunteers needed. L.

Koloski responded that she is all set with volunteers.

## 11. Action Items

### A) Claims \$50,000.00 and Under (July/August 2023) Attachment A

Motion by E. Pratt, supported by G. McCririe to receive and file Claims for July/August 2023. Motion carried.

### B) 2023 Special Assessments Resolutions

- *WWRA – Operations and Maintenance*

Motion by E. Pratt, supported by G. McCririe to Approve 2023 Special Assessments WWRA Operations and Maintenance. Roll call vote Motion carried.

- *WWRA – Debt Retirement*

Motion by E. Pratt, supported by G. McCririe to Approve 2023 Special Assessments WWRA Debt Retirement. Roll call vote Motion carried.

- *North Lake Improvement Project*

Motion by E. Pratt, supported by G. McCririe to Approve 2023 Special Assessments North Lake Lake Improvement. Roll call vote Motion carried.

- *Joslin Lake Improvement Project*

Motion by E. Pratt, supported by G. McCririe to Approve 2023 Special Assessments Joslin Lake Lake Improvement. Roll call vote Motion carried.

- *Pleasant Lake Improvement Project*

Motion by E. Pratt, supported by G. McCririe to Approve 2023 Special Assessments Pleasant Lake Lake Improvement. Roll call vote Motion carried.

- *Lower Huron River Chain of Lakes Improvement Project*

Motion by E. Pratt, supported by G. McCririe to Approve 2023 Special Assessments Lower Huron River Chain of Lake Lake Improvement. Roll call vote Motion carried.

- *Silver Lake Improvement Project-Pending Approval of the SAD*

Motion by E. Pratt, supported by G. McCririe to Approve 2023 Special Assessments Silver Lake Lake Improvement. Roll call vote. Motion carried.

## **12. Financial Reports**

Receive and File

## **13. Other Business**

None

## **14. Public Comment- General/Un-related to Current Meeting Agenda Items**

Public Commentary- (3 Minutes per Speaker)\*\*

Sue Bade wanted to bring awareness of the gas contamination from an old gas station located in the Silver Lake area on Dexter Townhall Rd and Cedar Drive, north, east side of the lake. She mentioned that tanks were removed and there was a plume discovered when the pipeline was being installed. EGLE has a project to shut down Dexter Townhall Rd for a month to dig out and find out where the plume is. She was inquiring about the lack of information to the residents with regards to the plume and how resident well could be affected because of this plume, or the watershed effect to the lake. She has been in touch with EGLE, DNR, township officials with regards to helping the residents. She did mention that EGLE said they will hold a public meeting at some point and wanted to bring the awareness to the county. E. Pratt responded that we could contact EGLE, may get the same response, but he will reach out to the County Public Health to provide guidance to help with what residents can do to test those wells.

## **15. Adjournment**

Meeting Adjourned at 9:33 a.m.



Evan Pratt, Secretary

BPW Chair

## Michelle Katz

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**From:** MARTHA Stange <beestange@comcast.net>  
**Sent:** Tuesday, August 15, 2023 2:21 PM  
**To:** Theo A. Eggermont  
**Subject:** Silver Lake SAD

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Theo,

As stated in my last email to you, I am in support of the SAD for the long term health of the lake and for the betterment of the lake quality for homeowners.

I'm very hopeful the vote will be in favor of proceeding as 2/3rds of the homeowners have signed the petition as such.

Thanks for your time,  
Martha Stange  
9421 Anne St

## Michelle Katz

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**From:** Lauren Smith <Imariesmith30@gmail.com>  
**Sent:** Tuesday, August 15, 2023 5:22 PM  
**To:** Theo A. Eggermont  
**Subject:** Re: Silver Lake SAD

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Theo,

I'm not sure what the protocol is here but I am forwarding the below email that I (and the rest of the Board Members) received today about the Silver Lake SAD. I know this will need to be read into the record tomorrow but I'm not sure if you should be the one to read it or one of us Board Members who received it.

Please let me know if there is anything else I should do.

Thank you and see you in the morning!

Best,

Lauren

On Tue, Aug 15, 2023 at 3:23 PM robert barber <[bbarber82262@yahoo.com](mailto:bbarber82262@yahoo.com)> wrote:  
Good afternoon Board of Public Works.

I will not be able to attend the monthly board meeting tomorrow due to work commitments.

I am writing to you today to express my FULL SUPPORT IN FAVOR of the Silver Lake SAD initiative and respectfully request your support too, when the Board of Public Works votes on it tomorrow.

Our family has owned on Silver Lake since 1968, and now my family and I live there fulltime.

The overall quality of the lake has declined and will continue to decline until the invasive weed species are controlled/eliminated. Specifically, areas of access/use are now restricted do to weed growth, fish habitat has been negatively impacted, and the overall enjoyment of the lake has been negatively impacted.

I invite you to call me to set up a tour of the lake if you're interested in seeing it firsthand.

Thank you very much for your consideration.

Regards,

Robert H. Barber  
9531 Anne Street  
Pinckney, MI 48169  
313/268-1131

## Michelle Katz

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**From:** Beatty Family <ziebeas@gmail.com>  
**Sent:** Tuesday, August 15, 2023 4:12 PM  
**To:** Theo A. Eggermont; Lauren Koloski  
**Subject:** Public Comment on Silver Lake SAD

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good afternoon Theo and Lauren,

Public Act 185 allows for appropriate tiering of payments and there is precedent in other special assessment districts that would allow pricing to be more equitable for the SAD at Silver Lake. As supporters of the initiative in general, the Beatty family remains against the SAD proposal not in concept, but specifically because of the County's hesitancy to sufficiently tier the hierarchy of payment.

1. The residences on the East side do not have the same privileged access unhindered by a county road, nor the ability to indiscriminately allow yard fertilizer runoff into the lake that others do. One property on the southeast side of the lake with unfettered (no road) access that includes a large 2 acre yard sloping into the lake with more than 200 feet of access pays the same assessment of \$410 (about \$2/foot), the same \$410 other East shore residents with no slope and in some cases less than 8 feet of frontage pay (as much as \$50/foot).

2. Another example of disparity exists with Comm 2 parcel D -04-03-400-015, Post 46, which regularly hosts up to and sometimes in excess of 20 moored boats (with unmonitored in-out launch access).

While the payment for residents is currently \$410 per parcel, the payment for Comm2 properties with more than 10 slips is \$1420.

Lakefront access for parcel D -04-03-400-015 exceeds 500 feet, yet is charged less than \$3 per linear foot, however, some East Shore lakefront owners are being charged \$410 for total frontage of less than 8 feet, or more than \$50 per linear foot.

These two examples clearly demonstrate a grossly disproportionate burden for lake quality upkeep on property owners who do not proportionately contribute to the problem nor proportionately benefit from the solution. Please reconsider adding another tier to rectify this inequity. Please also mark the record that although the Beatty family supports lake management we do not support the current assessment until the SAD funding key for East shore residents confined by the road is rectified.

Regards,  
The Beatty Family  
8736 Dexter Townhall Road  
Pinckney Michigan 48169