

POLLY ANN TRAIL MANAGEMENT COUNCIL, INC.

23 E. Elmwood, PO Box 112, Leonard, MI 48367

248-981-1242 | www.pollyannrailway.org

REGULAR MEETING MINUTES OF THE PATMC FOR MAY 19, 2021

Meeting held at Rowland Hall, Leonard at 3PM

1. MEETING CALLED TO ORDER BY CHAIRMAN CURTIS WRIGHT AT 3:00 P.M.

2. PLEDGE OF ALLEGIANCE AND INVOCATION: Ed Brakefield

3. ROLL CALL: (MEMBERS PRESENT)

Curtis Wright (Chair), OXT

Mike McDonald (Vice Chair), LV

Donni Steele (Treasurer), ORT

Jonathon Nold, OXT

Bruce Pearson, AT

Ed Brakefield, AT

Aaron Whatley, ORT

Linda Moran (Trail Manager)

Keven Greene (non-voting Citizen Rep)

(MEMBERS ABSENT): Allison Kemp, OXV

Public in Attendance: Isabella Hurst, Laila Carleton, Jenna Duong, Doug Noaker, Todd Pollard, OACTV;

4. APPROVAL OF AGENDA:

Motion by: Brakefield; Second by: Pearson:

to approve the May 19, 2021 Agenda as presented.

AYES: 7 NAYS: 0 ABSENT: 1

MOTION CARRIED

5. CONSENT AGENDA:

The Consent Agenda was amended as the Chair informed the Council that the minutes from the April 21, 2021 meeting in April were not available.

- a. The minutes for the April 21, 2021 Meeting to be considered at the June 16, 2021 meeting of the Council due to their unavailability at this time.

Motion by: McDonald Second by Nold:

to approve the Consent Agenda including:

- b: 1. Approval of Bills paid to be \$2,605.56;
- 2. Treasurers Report Financial reports received and filed
- c. Trail Manager Report for May received and filed

Roll Call Vote: AYES: Pearson, Brakefield, Nold, Steele, Whatley, Wright, McDonald.
NAYS: None.
ABSENT: Kemp
Motion Approved.

- 6. There was no public comment.
- 7. There was no Citizen Representative report at this time.
- 8. There was no Unfinished Business to come before the Council.
- 9. New Business to come before the Council:

Item 9a: **DOG WASTE BAG DISPENSER BINS PROJECT BY GIRL SCOUT TROOP 70945**

They demonstrated and proposed a hinged, all weather container to be constructed and installed by them on the PAT Waste Container posts already installed on the trail in the area between Oxford and Barr Road. They gave a verbal description and explained construction and funding for the project.

Motion by: Brakefield Second by: Pearson

to approve the request from Girl Scout Troop 70945 to install 6 dog waste bag containers on the Polly Ann Trail. Trail Manager Moran shall coordinate the project for the placement of the dog waste bag dispensers.

AYES: 7 NAYS: 0 ABSENT: 1
MOTION CARRIED

(The Council expressed appreciation to the Troop members for their project and presentation.)

Item 9b: **PICNIC TABLE APPROVAL**

Motion by: Steele Second by: Brakefield

To approve a request from Maple Cove Bed and Breakfast in Addison Township to donate a Bench to be placed on the west side of Curtis Road at the Trail. The Trail Manager will order and install upon receipt of payment prior to ordering and the Trail Manager will coordinate the project.

Roll Call Vote: AYES Brakefield, Nold, Steele, Whatley, Wright, McDonald, Pearson
NAYS: None.
ABSENT: Kemp
MOTION CARRIED

Item 9c: **KOENIG REQUEST TO ACCESS POLLY ANN TRAIL**

Motion by McDonald Second by: Whatley

To grant Koenig temporary license at the PATMC discretion to perform such maintenance operations as they require only with the express prior approval and participation of the Trail Manager and that Koenig are responsible for any repairs or damage that their presence and use of the trail incurs.

AYES: 7 NAYS: 0 ABSENT: 1

MOTION CARRIED

Item 9d: **REQUEST FOR EASEMENT ACROSS POLLY ANN TRAIL IN ADDISON TOWNSHIP**

Motion by McDonald Second by Steele

The Trail Manager is to send a letter to Addison resident and property owner Todd Pollard as property owner of Parcels 05-16-226-002 and Parcel 01-15-102-001 to inform him that he will need to contact the MDNR for consideration of approval for an easement and depending on the decision of the MDNR the Polly Ann Trailway Council will address the request for an easement or the affirmation of an existing easement across the Trail at a future meeting; notwithstanding that the PATMC recommend to the MDNR that they work with the property owner and Enbridge Pipeline Co. to share the existing easement of 2014 and grant access across their property to the adjacent property owner as a preferred option so another crossing is not necessary. If that is unsuccessful, and after substantiation of the legality of any existing legal easement by title search and title insurance or other acceptable means, that such existing agreement be recognized and the property owner return to the PATMC for further authorization according to standards established by the PATMC.

Roll Call Vote: AYES: Steele, Whatley, Wright, Nold, McDonald, Pearson, Brakefield

NAYS: None

ABSENT: Kemp

MOTION CARRIED

Item 9E: **GENERAL DISCUSSION OF FACTORS FOR CONSIDERATION OF GRANTING EASEMENTS ACROSS THE POLLY ANN TRAIL**

Motion by: Pearson Second by: Brakefield:

The Chair and Vice-Chair will work with the Legal Counsel and proceed to produce an Easement Policy for review at the June Regular Meeting of the PATMC, at least 4 hours of legal assistance (as efficient as possible). Each member community representative shall forward to McDonald and/or Legal Counsel any specific factors that they feel should be included in the policy. All items brought forward during the meeting and forwarded to Recording Secretary for inclusion and consideration include: Policy should cover all Trail property regardless of ownership; include MDNR requirements as part of our policy; address traffic crossing standards; specify specific standards/metrics related to the physical crossing; safety liability and insurance of PATMC against liability; maintenance costs and responsibility; require deed restrictions on served parcel to regulate number of homes and/or uses; member community rules and regulations will apply within their jurisdiction (Zoning, Schedule of Regulations, etc.); appraisal for value of easement along with a survey and description; Language for reversion/restoration to PATMC in the event of easement abandonment; Legal Fees; Signage and maintenance for same; Duration as may be applicable in event of license; PATMC is to be additionally insured on home owners policy; any additional easements requested from adjacent parcels for access/utility must be documented before PATMC will consider an easement for any purpose; assignability defined only to property owner; easement exclusively for the use of one property owner; MDNR approval before consideration for final approval by PATMC;.

Roll Call Vote: AYES: Wright, Nold, McDonald, Pearson, Brakefield, Steele, Whatley
NAYS: None
ABSENT: Kemp
MOTION CARRIED

Item 9F. **AUTHORIZATION TO SELL RIDING MOWER**

Motion by: Steele Second by: Pearson:

Authorize the sale of the donated riding mower for a minimum amount of \$150 with the proceeds to be paid in to the PATMC account.

Roll Call Vote: AYES: Nold, McDonald, Pearson, Brakefield, Steele, Whatley, Wright
NAYS: None
ABSENT: Kemp
MOTION CARRIED

Item 9G. **PURE MICHIGAN SIGNAGE APPROVAL**

Motion by Whatley Second by Nold

Approve the quote from Printboys for the purchase of six aluminum signs in the amount of \$425.60. Price includes remaining material to be used for further signage at a later date. This amount will be expensed to Account 298-853-962.000 Miscellaneous.

Roll Call Vote: AYES: McDonald, Pearson, Brakefield, Steele, Whatley, Wright, Nold
NAYS: None
ABSENT: Kemp
MOTION CARRIED

Item 9h. **REQUEST TO REPAIR LITTLE LIBRARY IN LEONARD**

Motion by: Steele Second by: Brakefield

To authorize the Polly Ann Trail Manager to proceed with the repairs to the Little Library located at the Leonard Yard facility in Leonard at a cost not to exceed \$60 dollars and be expensed to Account 298-853-962.000 Miscellaneous.

Roll Call Vote: AYES Pearson, Brakefield, Steele, Whatley, Wright, Nold, McDonald
NAYS: None
ABSENT: Kemp
MOTION CARRIED

Item 9i. **RECORDING SECRETARY**

The PATMC is required to produce minutes of official meetings conforming to the Open Meetings Act and applicable state laws. It is increasingly difficult to meet those requirements. After some discussion, Vice Chairperson McDonald offered to be the Recording Secretary for the interim until a more suitable arrangement can be found. By consensus the Council appointed Vice-Chair Mike McDonald to temporarily act as Recording Secretary for the Council.

10. **PUBLIC COMMENT**

None

11. **COUNCIL MEMBER COMMENTS**

Treasurer Steele reminded all of the upcoming invasive vine removal in Orion Township and also announced she was going to run for election as State Representative in the next election.

Vice-Chairman McDonald expressed positive appreciation for Council actions on easements and trail related matters.

Trail Manager Moran complimented volunteers who have stepped up to work on the Trail. 200 lbs of Garlic Mustard was pulled at last invasive event.

12. **ADJOURNMENT**

Motion by: Nold Second by McDonald

To adjourn the meeting at 4:19PM.

Curtis Wright
Chairman

Michael J McDonald
Recording Secretary