

Island House

THE VILLAGE OF ELK RAPIDS

A Growing Community

PHONE: CITY HALL 834-0824
PUBLIC WORKS 834-0577
ELK RAPIDS, MICHIGAN 49629

September 20, 1978

Stanley Burke, Attorney
Professional Building
Elk Rapids, Michigan 49629

Dear Stan:

By next Council Meeting, I need some information regarding the Island House.

A chronological calendar of events is as follows:

1. Katherine Dexter McCormick deeded this property to the Village of Elk Rapids - April 29, 1948 with restrictions.
2. At Village Council Regular Meeting, January 17, 1949, an Ordinance setting up a Board of Island Commissioners Elk Rapids was done.
3. In May of 1959 a referendum vote was held by Village of Elk Rapids and Elk Rapids Township to convey 1/2 interest in property to Township and deed was uttered to that effect.
4. Due to 1/2 ownership by Elk Rapids Township, an amendment to the original Ordinance was needed and preliminary work was started in 1959 on same.
5. As a result of the preliminary work..... at Regular Council Meeting of June 6, 1960 a combined Village and Township Board was appointed to work on a new Island House Ordinance. In the same meeting the original Island Ordinance was repealed leaving same in limbo.
6. On March 27, 1961 a Joint Committee Meeting was held moving adoption of amendments 1 thru 12 to Island House Ordinance.
7. The Committee report was never officially brought before the Village Council for adoption and I suspect the same holds true of the Township - thus leaving the Village sans on Island House Ordinance as amended.

Regarding #6, I personally checked minutes for one (1) year from date of meeting plus I was on the Council.

NOW, STAN, WHAT IS NEEDED?

1. Whether the referendum vote in May 1959 compromised the restricted deed issued 4-29-48 and the 1/2 each (Village and Township) ownership is legal?
2. Whether the repealing of the Island House Ordinance and subsequent Committee action leaves a legal contract in force with the Village and Township?

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ELK RAPIDS, MICHIGAN 49629

September 20, 1978 (continued - page 2)

Stanley Burke, Attorney

Re: Island House Property

Excerpts from Council Minutes:

Regular Meeting of Village Council 3-16-59

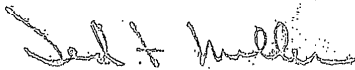
Mr. Butler brought up subject of ^{Elk Rapids} support and repair of Island House.

Regular Meeting of Village Council 5-4-59

Motion by Trenerry supported by Sobry that a request be made for the Township to take joint ownership of the Island House along with the Village. Carried.

REGULAR MEETING OF VILLAGE COUNCIL 3-2-59

There will be an Open Meeting at the City Hall on 3-20-59 for the purpose of discussing the Island House, the various organizations to have a representative present.



Ted F. Miller
Village President