

DRAFT

MARION TOWNSHIP
BOARD OF TRUSTEES
REGULAR MEETING
MAY 25, 2017

MEMBERS PRESENT: Tammy Beal, Les Andersen, Greg Durbin, Dan Lowe, Scott Lloyd, and Bob Hanvey

MEMBERS ABSENT: Duane Stokes

CALL TO ORDER

Bob Hanvey called the meeting to order at 7:30 p.m.

PLEDGE OF ALLEGIANCE

BOARD MEMBERS PRESENT

The board members introduced themselves.

CALL TO THE PUBLIC

No response.

APPROVAL OF AGENDA

Items #15—Goose Resolution, #16—MTA Dues, #17—Clifford, and #18—Landscape Operations in RR were added to the agenda. Les Andersen motioned to approve the agenda as amended. Greg Durbin seconded. **Motion carried.**

CONSENT AGENDA

Les Andersen motioned to approve the consent agenda. Tammy Beal seconded. **Motion carried 6-0.**

HOWELL PARKS AND RECREATION FOUNDATION

Paul Rogers, Executive Director of HAPRA, was present to ask for the board's support for an amendment to the Articles of Incorporation. He highlighted the requested changes, and will be back at the board's first meeting in June to ask for approval.

INTERPRETATION OF AGRI-BUSINESS USE FOR WITKOWSKI

Bob Hanvey said the board needs to decide whether the activity is incidental to the farm operation. Les Andersen said the planner feels an event barn would be questionable. Greg Durbin said the Planning Commission discussion mentioned that beef from the farm would be used for the event barn. Dan Lowe said they should only be allowed two per year with a Special Event permit. Sally Witkowski said that wineries and cider mills are not protected by GAMPS. The board members then discussed Right to Farm and what that covers.

Les Andersen motioned to only allow farm markets, u-pick operation, school visits and classes, equine therapy, and farm tours, not farm-to-table or social events, based on language in the ordinance that "final approval, approval with conditions, or denial will be made by the Board of Trustees". Scott Lloyd seconded. Roll call vote: Lowe—yes; Lloyd—yes; Beal—yes; Hanvey—no; Durbin—no; Andersen—yes. **Motion carried 4-2.**

WWTP OPERATIONS/LIFE STATION COMMUNICATIONS

No new information on this item.

OZONE STATION

Start-up is scheduled for Thursday or Friday of next week for a test run.

CHESTNUT PRIVATE ROAD CONSTRUCTION OBSERVATION

Tammy Beal motioned to accept the proposal to authorize Spicer to provide soil erosion and sedimentation control inspections for the construction of Chestnut Creek for \$2,500, to be paid from the escrow account, as presented. Les Andersen seconded. Roll call vote: Durbin, Hanvey, Lloyd, Beal, Andersen, Lowe—all yes. **Motion carried 6-0.**

CRYSTALWOOD

Bob Hanvey said that finishing the road construction needs to be consistent with the consent judgment, which states that if cost of the improvements necessary to bring the road into the condition required for its acceptance as a public road is under \$44,000, the developer pays; if the cost exceeds \$44,000, and none of the other parties to this case elect to pay the excess costs, or if excess funds are not available from the drain improvement project, the developer shall not be required to seek dedication of the described portion of Crystal Crossing Drive as a public road, but instead shall mill off the existing asphalt, grade and compact millings, and install three inches of asphalt in one or more lifts with the described portion of Crystal Crossing Drive remaining a private road. Dan Lowe said the roads must be public.

ROADS

Tammy Beal reported that Phil Westmoreland said Rurik completion will be next week, dust control was started on Monday, and Maple Farms approached the township about creating an SAD for the roads. The residents of Carter Court have decided not to create an SAD, but pay for the repairs on their own. Les Andersen said the work on Norton Road so far doesn't look good. They didn't wedge it where it was really needed.

RECYCLING

Bob Hanvey asked the board members if they would support a one-year commitment instead of multi-year. Les Andersen said he would only support it if there is a special assessment. No action at this time.

NUISANCE/NOISE ORDINANCE

The issue on Tracilee has not been resolved. According to the most recent visit from law enforcement, the owner needs to send a letter asking for them to enforce "no trespassing."

HOWELL LANDSCAPING REPORT

Dan Lowe said he drove by the site; no information to report. Les Andersen said he would like the Planning Commission to rework the zoning ordinance language for Landscape Nursery Operation. Les Andersen motioned to have the Planning Commission develop standards for Special Use Permits for landscape operations. Tammy Beal seconded. **Motion carried.**

2017-18 MEETING SCHEDULE

Les Andersen motioned to accept the 2017-18 meeting schedule as presented. Scott Lloyd seconded. **Motion carried.** Tammy Beal will have the schedule published.

ZONING ADMINISTRATOR'S PAY RATE

The zoning administrator submitted an email with information on what other township's pay zoning administrators, and would like the board to consider increasing her hourly rate to \$25 (14% increase) to bring it in line with other communities. Les Andersen said he would like the township to justify any increases that are given. Greg Durbin supports the zoning administrator's request.

Les Andersen motioned to conduct a salary study for all positions. Bob Hanvey seconded. **Motion carried.**

Dan Lowe motioned to increase the zoning administrator's hourly rate to \$25 per hour, effective June 1. Greg Durbin seconded. Roll call vote: Beal—no; Andersen—no; Durbin—yes; Lowe—yes; Hanvey—no; Lloyd—no. **Motion failed 2-4.**

GOOSE RESOLUTION

Greg Durbin motioned to adopt a resolution authorizing the DNR Canada Goose Nest Destruction Program and/or Roundup/Removal Program, as presented, for Triangle Lake. Les Andersen seconded. Roll call vote: Hanvey, Lowe, Durbin, Beal, Lloyd, Andersen—all yes. **Motion carried 6-0.**

MTA DUES

Les Andersen motioned to authorize payment of \$5,513.59 for 2017-18 MTA annual dues. Tammy Beal seconded. Roll call vote: Beal—yes; Andersen—yes; Lowe—no; Hanvey—yes; Lloyd—yes; Durbin—yes. **Motion carried 5-1.**

CLIFFORD

Tammy Beal said this needs to be installed on the playground before Heritage Days and asked for help from the trustees. Les Andersen volunteered. Dan Lowe said the bolt should be welded.

CORRESPONDENCE/UPDATES

The monthly updated from the Livingston County Commissioners is included in the packet.

Marion Oaks has been sold, and the new owner is interested in modifying the consent judgment to allow him to keep the clubhouse.

Greg Durbin said his son, who installed our security cameras, is getting information on a new sound system for the hall.

CALL TO THE PUBLIC

Bruce Powelson, 3466 Pingree Rd., asked if more asphalt is going to be added on Norton Road, and stated he feels the township has missed an opportunity by not allowing the Witkowskis to proceed.

ADJOURNMENT

Les Andersen motioned to adjourn at 9:04 pm. Greg Durbin seconded. **Motion carried.**

Submitted by: S. Longstreet

Tammy L. Beal, Township Clerk Date

Robert W. Hanvey, Township Supervisor Date