

**MARION TOWNSHIP
BOARD OF TRUSTEES
REGULAR MEETING
SEPTEMBER 13, 2018**

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

MEMBERS ABSENT: None

OTHERS PRESENT: Phil Westmoreland, Spicer; Dave Hamann, Zoning Administrator

CALL TO ORDER

Bob Hanvey called the meeting to order at 7:00 pm.

PLEDGE OF ALLEGIANCE

BOARD MEMBERS PRESENT

The board members introduced themselves.

CALL TO THE PUBLIC

No response.

APPROVAL OF AGENDA

Bob Hanvey requested to add item 3 a) Call to the Public. Les Andersen motioned to approve the agenda as amended. Greg Durbin seconded. **Motion carried.**

CONSENT AGENDA

Les Andersen motioned to approve the consent agenda. Duane Stokes seconded. **Motion carried.**

CLOSED SESSION FOR VOLANTE CASE #18-29732-CZ

At 7:03 pm, Les Andersen made a motion to go into a closed session to consult with our attorney regarding the settlement strategy in connection with the Volante pending litigation case #18-29732-CZ, because an open meeting would have detrimental financial effect on the litigation or settlement position of the township. Supported by Duane Stokes. Roll call vote: Lowe, Lloyd, Beal, Hanvey, Durbin, Andersen, Stokes—all yes. **Motion carried.**

Les Andersen motioned to move to open session at 8:02 pm. Duane Stokes seconded. Roll call vote: Durbin, Stokes, Hanvey, Lloyd, Beal, Andersen, Lowe—all yes. **Motion carried 7-0.**

Greg Durbin motioned to proceed with settlement discussions in the case of Volante v. Marion Township as recommended by the attorneys in closed session. Les Andersen seconded. Roll call vote: Beal, Andersen, Stokes, Durbin, Lowe, Hanvey, Lloyd—all yes. **Motion carried 7-0.**

HOWELL PUBLIC SCHOOLS

Rick Terres from Howell Public School was present to explain the ballot proposal for the sinking fund millage request on the November ballot and to answer any questions the board members may have. The funds would be used to for repair and maintenance of buildings, and improvements for school security. The fund would be limited to ten years. If approved, the fund would only satisfy approximately \$13 million of the \$25 million needed.

SCHROEDER REAPPROVAL OF FINAL SITE PLAN

Matt Schroeder was present to ask for the board's approval of the final site plan for Schroeder's Body Shop. Phil Westmoreland said there were two major changes: the building size has been decreased and the area in the SE corner was removed. The dumpster will be moved to the back, and the parking spots have been modified to meet the ordinance. He said there are minor grading and fire suppression issues, but that would be part of the construction plan. He is recommending approval. Bob Hanvey said there is an easement for the sewer pipe that needs to be straightened out.

Les Andersen motioned to approve the final site plan for Schroeder's Body Shop. Greg Durbin seconded. **Motion carried 6-0** (Dan Lowe abstained.)

LACASA DENIM & DIAMONDS SPECIAL EVENT

Bob Hanvey passed out an updated approval from the Howell Area Fire Authority and approval from the Livingston County Sheriff Department. They still need formal final approval from EMS and the Livingston County Health Department. Dan Lowe had concerns about the drain field and felt that port-a-johns should be used. Les Andersen said that activities should be held in a tent, not the private residence.

Bobbette Schrandt, President/CEO of LACASA, said they will have a 40' x 60' tent for the event.

Greg Durbin motioned to approve the LACASA Denim & Diamonds special event application contingent on approval from the Livingston County Health Department and compliance with the health department's recommendations. Duane Stokes seconded. **Motion carried 7-0.**

ORDINANCE CONFLICTS

Bob Hanvey said he would like the zoning ordinance and general ordinance to be consistent and recommends revising the general ordinance by removing the language that allows access over easements. Dan Lowe said there's no need to rush until the language on private roads is revised. Bob Hanvey motioned to remove the verbiage allowing access over an easement from the general ordinance. Les Andersen asked about the Marion Creek easement. Bob Hanvey said it was for a private road, not a driveway. Motion failed due to lack of second.

PRIVATE ROADS

Les Andersen said he feels that the Putnam ordinance is too complex. The Planning Commission needs to be involved and the engineer said they need more direction from the board. Les Andersen motioned to have the Planning Commission, zoning administrator and township engineer work on a multi-level system for classifying roads. Tammy Beal seconded. **Motion carried.**

ROADS

An email from Mike Goryl regarding the Peavy Road bridge is included in the packet.

CRYSTALWOOD ROADS

No new information on this item.

ENGINEERING STANDARDS & SECTION 18: SITE PLAN REQUIREMENTS

No new information on this item.

WATER/SEWER BILLING

An email from Mike Spittler is included in the packet. More information will be available when the reports and MHOG billing are received in October, along with the SAW grant report.

BRUSH MOWING ON SEWER EASEMENTS

Four bids were received for this project. Les Andersen motioned to accept the bid from Joe Vellardita for \$31,000, to be paid from Sewer O&M. Greg Durbin seconded. Roll call vote: Hanvey, Lowe, Durbin, Beal, Lloyd, Stokes, Andersen—all yes. **Motion carried 7-0.**

PLANNING COMMISSION APPOINTMENT

Bob Hanvey recommended appointing former Planning Commission member Jim Anderson for the remainder of Claire Stevens' term ending December 2020. Les Andersen motioned to approve that recommendation. Tammy Beal seconded. **Motion carried.**

ZBA REPORT

Dan Lowe reported that the ZBA heard one case on September 10, a request for two variances and an interpretation. Both variances were granted.

CORRESPONDENCE & UPDATES

The Livingston County update is included in the packet.

CALL TO THE PUBLIC

No response.

ADJOURNMENT

Les Andersen motioned to adjourn at 9:37 pm. Greg Durbin seconded. **Motion carried.**

Submitted by: S. Longstreet

Tammy L. Beal, Township Clerk Date

Robert W. Hanvey, Township Supervisor Date