

MARION TOWNSHIP
BOARD OF TRUSTEES
REGULAR MEETING
Thursday, August 24, 2023
7:30 p.m.

**THIS MEETING WILL BE HELD IN PERSON WITH
ONLINE PARTICIPATION OPTIONS**

Call to Order
Pledge of Allegiance
Members Present/Members Absent
Call to the Public

- 1) Approval of Agenda
- 2) Consent Agenda
 - a. August 10, 2023 Regular Meeting Minutes
 - b. August 16, 2023 HAFDA Agenda/Minutes
 - c. August 16, 2023 MHOG Agenda/Minutes
- 3) Eagle's Special Event
- 4) Resolution for REU's
- 5) Marion Township Maintenance
 - a.) Firehall Door (\$32,283)
 - b.) Surplus Material
 - c.) Temporary Moving Help

Correspondence and Updates

Call to the Public
Adjournment

Reminder: Next Board Packet will be ready after 3pm on Thursday, September 7, 2023.

**MARION TOWNSHIP
BOARD OF TRUSTEES
REGULAR MEETING
AUGUST 10, 2023**

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

MEMBERS ABSENT: None

CALL TO ORDER

Bob Hanvey called the meeting to order at 7:30 pm. The meeting is also available to attend online.

PLEDGE OF ALLEGIANCE

BOARD MEMBERS PRESENT

The board members introduced themselves.

CALL TO THE PUBLIC

No response.

APPROVAL OF AGENDA

Tammy Beal motioned to approve the agenda as presented. Les Andersen seconded. **Motion carried.**

CONSENT AGENDA

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

Les Andersen motioned to approve the July 27, 2023 closed session minutes as presented. Scott Lloyd seconded. **Motion carried.**

FINAL REVIEW OF TXT #02-19: SECTION 15--SIGNAGE

Les Andersen said Section 15.06, items A & B, should include Suburban Residential (SR) zoning districts, in addition to Rural Residential (RR).

Tammy Beal motioned to adopt a resolution to approve TXT #02-19, as modified. Les Andersen seconded. Roll call vote: Lowe, Lloyd, Beal, Hanvey, Durbin, Andersen, Donovan—all yes. **Resolution passed 7-0.**

FINAL REVIEW PROPOSED PURCHASE OF DEVELOPMENT RIGHTS

Les Andersen said individual contracts would have to include rules regarding inspections, trees/vegetation, drain tile replacement, use of the land for recreational purposes, etc.

Article X should be removed with the exception of the first sentence. Include more specific definition of agriculture; limit use to crops and livestock.

Sandy Donovan asked about historical structures. There are none in the township that are registered with the state. Bob Hanvey said historical structures can also be determined by the township.

Sandy Donovan doesn't think general fund money should be used; Dan Lowe and Scott Lloyd agreed and said it should be limited to grants or donations, not a millage or general funds. Tammy Beal also agreed and asked about Christmas tree farms being allowed to cut down trees. Sandy Donovan and Dan Lowe said this process should be initiated by a property owner, not the township.

Bob Hanvey motioned to send the proposed Purchase of Development Rights general ordinance to the attorney for review, with suggestions as discussed. Les Andersen seconded. **Motion carried.**

PFEFFER, HANNIFORD & PALKA ENGAGEMENT LETTER

Sandy Donovan motioned to accept the engagement letter from Pfeffer, Hanniford & Palka and authorize the supervisor to sign. Scott Lloyd seconded. Roll call vote: Beal, Andersen, Donovan, Durbin, Lowe, Hanvey, Lloyd—all yes. **Motion carried 7-0.**

PUBLIC WORKS DIRECTOR RESOLUTION

Les Andersen motioned to adopt a resolution to appoint the Township Supervisor as the Sewer and Water System Director as part of his general duties and without additional compensation, as presented. Tammy Beal seconded. Roll call vote: Lowe, Durbin, Beal, Hanvey, Lloyd, Donovan, Andersen—all yes. **Resolution passed 7-0.**

SEWER & MHOG WATER COMPARISON

Bob Hanvey provided the board members with a comparison report through June 2023. The board members discussed having the manholes worked on. Bob Hanvey will ask Phil Westmoreland for a description of work and specs for inspecting/repair.

MARION TOWNSHIP MAINTENANCE

Les Andersen motioned to approve the site plan for the maintenance, bump out and reverse gable on the township hall. Scott Lloyd seconded. **Motion carried.**

Roof: Tammy Beal said the insurance is paying an additional \$4,800 for the gazebo roof hail damage. Jim Andersen, Planning Commission, provided the board members with information on Kynar metal roofs. Greg Durbin said that after additional research, he would support a metal roof rather than asphalt shingles.

Greg Durbin motioned to choose a metal roof on the building after the warranty has been inspected. Tammy Beal seconded. Roll call vote: Durbin—yes; Lloyd—no; Hanvey—yes; Lowe—no; Andersen—yes; Beal—yes; Donovan—yes. **Motion carried 5-2.**

Scott Lloyd motioned to have the gazebo roof repaired with shingles. Les Andersen seconded. Roll call vote: Lowe, Durbin, Lloyd, Donovan, Andersen, Beal, Hanvey—all yes. **Motion carried 7-0.**

Fire Hall Door: Tammy Beal said the framing is in place for the door; she doesn't have a price yet from Schafer.

CORRESPONDENCE & UPDATES

The Livingston County Planning Department's Brown Bag Lunch is scheduled for August 15 from 12 noon-1 pm; the topic is SEMCOG 2050 Regional and County Forecast.

CALL TO THE PUBLIC

Comments were heard from Sherry Highland-Belling, and Theresa Hagadorn, 4023 Jewell Road.

ADJOURNMENT

Tammy Beal motioned to adjourn at 8:40 pm. Sandy Donovan seconded. **Motion carried.**

Submitted by: S. Longstreet

Tammy L. Beal, Township Clerk Date

Robert W. Hanvey, Township Supervisor Date

DRAFT

HOWELL AREA FIRE AUTHORITY AGENDA

Date: August 16, 2023

Time: 6:00 PM

Board members

Mike Coddington, Howell Twp, Chairman
Sean Dunleavy, Oceola Twp, Vice Chairman
Mark Fosdick, Cohoctah Twp., Secretary
Robert Hanvey, Marion Twp., Treasurer

Bob Ellis, City of Howell, Member
Ron Hicks, Fire Chief
Laura Walker, Asst. Sec/Treasurer

WELCOME!

Visitors are invited to attend all meetings of the Howell Area Fire Authority Board. If you wish to address the Board, you will be recognized by the Chairman.

Agenda Items

Meeting called to order at 6:00pm

Pledge of Allegiance

Approve the minutes of the regular meeting of July 19, 2023

Call to public (Items not on the agenda)

Discussion/Approval Annual Livingston County Form L-4029

Discussion/Approval to purchase 10 sets of new turnout gear

Discussion/Approval to purchase 2 new skid units for Brush 22 and Brush 20

Discussion/Approval to remove Laura Walker as check signer and add Jamil Czubenko as check signer

Discussion/Approval to renew Chief's Contract

Chief's Comments

- Fire Marshal's vehicle sold in the amount of \$12,200
- Chief 2's 2013 Tahoe listed on auction site for sale
- Plow truck relisted for sale
- Rescue 20
- Bay doors and renovations at station 23

Approve payment of bills and payroll in the amount of \$311,387.60

New Business

Old Business

Agenda Items

Adjournment

HOWELL AREA FIRE AUTHORITY

July 19, 2023 – 6:00 pm

Oceola Township Community Center – 1661 N. Latson Rd. Howell, MI 48843

Board Members Present:

Chairman Mike Coddington, Kieth Huff in place of Vice Chairman Sean Dunleavy, Treasurer Bob Hanvey, Secretary Mark Fosdick, Member Bob Ellis, Fire Chief Ron Hicks, Asst. Sec/Treas. Laura Walker

Absent: Vice Chairman Sean Dunleavy,

Chairman Coddington called the meeting to order at 6:00 pm

Approve the minutes of the regular meeting of June 21, 2023: Referencing the minutes, Mr. Hanvey asked what the "2013" reference was to Chief's Vehicle. Chief Hicks responded that 2013 was the year of the vehicle being replaced. MOTION by Mr. Ellis, SUPPORT by Mr. Huff to approve the minutes of the regular meeting of June 21, 2023. MOTION CARRIED UNANIMOUSLY.

Call to Public: No Response

Discussion/Approval Hose Testing Contract: MOTION by Mr. Hanvey, SUPPORT by Mr. Fosdick to award National Hose Testing the contract for this year's hose testing in the amount of up to \$9,000. MOTION CARRIED UNANIMOUSLY.

Discussion/Approval MERS Healthcare Savings Program. DC Czubenko reported that the Health Savings Account is intended to provide an employer funded bank of funds to be used after retirement to offset the cost of medical expenses. This will only be available to full-time employees. Mr. Fosdick asked if we pay anything into a person's account after they retire, and DC Czubenko responded that we do not. There is a 10 year vesting requirement that must be met before an employee can use it. HAFA provides the plan, without contributions from the employee, and we are requesting to fund each employee's account with \$1,000 for the first year. Each year the Board may elect a new amount to contribute based on financial conditions. Mr. Hanvey asked if the employee pays taxes when they take the funds out and DC Czubenko responded they do not. MOTION by Mr. Ellis, SUPPORT by Mr. Hanvey to enter into the MERS Healthcare Savings Program for all full-time employees. MOTION CARRIED UNANIMOUSLY.

Chief's Comments:

The new Brush 22 and Chief 2 command vehicle have arrived.

DC Czubenko applied for funds to be used toward the purchase of new turnout gear through the State of Michigan.

Ladder 20 repairs: No quote was given until after the truck was in for repair. It ended up costing over \$5,000 so Chief Hicks brought that information to the board to share due to the cost.

Chief 2's contract is expiring, so he is requesting that the Board allow him to renew.

Approve payment of Bills and Payroll: MOTION by Mr. Ellis, SUPPORT by Mr. Fosdick to authorize payment of Bills and Payroll in the amount of \$203,699.07. MOTION CARRIED UNANIMOUSLY.

New Business: Mr. Ellis reported that Erin Britten is the alternate for him if he is ever absent from a Board meeting.

HAFa Mtg. Minutes
July 19, 2023
Page 2

Adjourn: MOTION by Mr. Ellis, SUPPORT by Mr. Fosdick to adjourn the meeting at 6:13pm. MOTION CARRIED UNANIMOUSLY.

Respectfully Submitted: _____
Laura Walker, Asst. Secretary/Treasurer

Approved By: _____
Mark Fosdick, Secretary



Howell Area Fire Department Fire Marshal Division

1211 W Grand River Ave, Howell, MI 48843
office: 517-546-0560 fax: 517-546-6011
firemarshal@howellfire.net

DATE: August 9, 2023
TO: Chief Ron Hicks
Fire Authority Board
FROM: Jamil Czubenko, Deputy Chief/Fire Marshal
REF: July 2023 Month End

The month of July 2023 was busy in the Fire Marshal Division (FMD).

The FMD participated in emergency responses and department training throughout the month.

Planning and meetings continue for the 63rd Annual Howell Melon Festival, scheduled for August 18-20. Grand River will be shut down for the weekend and the Melon Run sounds like it's going to be another well attended event. Live music has been brought back to a center stage this year as well. The HAFD will be active throughout the event for many of the activities going on.

The FD continues to share our safety messages and keep our customers informed. Our Facebook page has 5,229 current followers. Our Instagram currently has 904 followers where similar messages and images are shared to promote our department.

Food truck Tuesday's and the Rock the Block events continue to bring Food Trucks to the area monthly in addition to the other public events.

Our Smoke Detector Program visited 5 homes, where we evaluated and/or installed new equipment. There were also 7 child safety seat inspections completed by our technicians.

The FMD has been involved with buyers and sellers of property for vacant property and existing buildings throughout our jurisdiction. A few proposals for projects have been submitted for review and comment. New and renovation construction, along with change of occupancy inspections have continued where we can continue to utilize safe practices for us and our customers.

August 2023 brings us more planning for future projects and various fire prevention events.

MONTHLY UPDATE TO THE BOARD

TO: HOWELL AREA FIRE AUTHORITY BOARD OF DIRECTORS
FROM: RON HICKS, FIRE CHIEF
SUBJECT: MONTHLY HAFD REPORT FOR JULY 2023
DATE: AUGUST 16, 2023

During the month of July, the HAFD responded to a total of 179 calls for service. There were 149 calls in July of 2022. The total year-to-date runs for 2023 are 1087. Last year's total at the end of July was 1124.

Some of the more significant events for the month included:

On July 9th, Howell Firefighters were dispatched to a reported vehicle fire on I96 at the 133mm in Howell Township. Upon arrival crews reported a working fire in the engine compartment.

On July 10th, Howell Firefighters were dispatched to a reported animal rescue in the 10000 block of Byron Rd. in Cohoctah Township. Upon arrival crews reported a wood chuck had fallen into a basement window well and the homeowner was requesting help in removing the animal. Firefighters used a snare to safely remove the animal and return it to the wild.

On July 18th, Howell Firefighters were dispatched for a reported field fire in the 3000 block of Crandall Rd. in Howell Township. Upon arrival crews reported a two-acre working fire in a wheat field and spreading fast, a request was made for additional units to respond. The fire was started by the exhaust of an ATV riding in the 4ft tall wheat.

On July 20th, Howell Firefighters were dispatched for a reported vehicle crash involving multiple vehicles in the 5000 block of E. Grand River. in Howell Township. Upon arrival units reported a three-vehicle crash with one driver requiring extrication. Howell Firefighters were assisted by Fowlerville Firefighters on scene as both departments were dispatched due to the border location.

On July 24th, Howell Firefighters were dispatched for a reported structure fire in the 1000 block of Willow Ln. in Howell Township. Upon arrival crews reported smoke showing from the eaves of a two-story home. Crews entered the home and determined the smoke was coming from the basement where they located a fire in the wall. The fire is believed to be electrical in nature.

Training for the month of July consisted of our annual drivers training course that was held on Saturday the 14th and 21st at Parker middle school.

Next meeting of the Howell Area Fire Authority Board is scheduled for Wednesday August 16th, 2023, at 6:00 pm.

INCIDENT NUMBER	INCIDENT TYPE	DATE	LOCATION	APPARATUS
ZONE: MARION - MARION Twp				
2023-0925	461 - Building or structure weakened or collapsed	07/01/2023	4800 SIERRA DR	CH20,EN23,R20,STA20
2023-0929	322 - Motor vehicle accident with injuries	07/02/2023	1367 E I96	C-202,EN20
2023-0939	324 - Motor vehicle accident with no injuries.	07/04/2023	999 E SCHAFFER RD	BR23,CPT20,CPT23,EN20,EN23,FM2,STA20
2023-0940	154 - Dumpster or other outside trash receptacle fire	07/05/2023	400 WRIGHT RD	EN23,LT23
2023-0967	324 - Motor vehicle accident with no injuries.	07/10/2023	1811 PINCKNEY RD	C-202,CH20,EN20,STA20
2023-0975	551 - Assist police or other governmental agency	07/11/2023	95 SEDUM	BR20,STA20
2023-0983	652 - Steam, vapor, fog or dust thought to be smoke	07/11/2023	24 NEWBERRY LN	CH22,EN20,EN21,EN23,STA20,STA22,STA23,STA24
2023-0984	551 - Assist police or other governmental agency	07/11/2023	4884 HINCHEY RD	BR20,BR23,CPT23,LT23,STA20,STA23
2023-0993	700 - False alarm or false call, other	07/12/2023	1190 PORTSMOUTH DR	EN20,STA20
2023-1002	113 - Cooking fire, confined to container	07/13/2023	1228 HUDSON DR	C-202,EN20,STA20
2023-1004	551 - Assist police or other governmental agency	07/14/2023	794 WRIGHT RD	BR20,BR23,LT23,STA20
2023-1025	311 - Medical assist, assist EMS crew	07/19/2023	3488 SESAME DR	BR23,STA20
2023-1054	311 - Medical assist, assist EMS crew	07/22/2023	2877 HARVEST DR	C-202,CH23,STA20,STA23
2023-1057	746 - Carbon monoxide detector activation, no CO	07/22/2023	5675 PINCKNEY RD	CH23,EN23,STA20
2023-1062	551 - Assist police or other governmental agency	07/23/2023	1218 PORTSMOUTH DR	EN20,STA20
2023-1071	745 - Alarm system activation, no fire - unintentional	07/25/2023	2579 CLIVEDON RD	EN20
2023-1079	551 - Assist police or other governmental agency	07/26/2023	4125 WESTHILL DR	BR23
2023-1085	551 - Assist police or other governmental agency	07/27/2023	308 TULLAMORE ST	BR20,C-202,R20
2023-1098	745 - Alarm system activation, no fire - unintentional	07/29/2023	1472 WEATHERSTONE LN	EN20,STA20
2023-1099	311 - Medical assist, assist EMS crew	07/29/2023	534 SZECHUAN LN	BR20,BR23,CH23,STA20,STA23
2023-1101	311 - Medical assist, assist EMS crew	07/29/2023	693 FRANCIS RD	BR20,STA20

Total # Incidents for MARION:

21

ZONE: OCEOLA - OCEOLA Twp

2023-0923	311 - Medical assist, assist EMS crew	07/01/2023	2496 HICKORY CIRCLE DR	BR20,BR22,C-202
2023-0932	743 - Smoke detector activation, no fire - unintentional	07/03/2023	2951 ARGENTINE RD	EN22,FM2,STA22
2023-0936	600 - Good intent call, other	07/04/2023	3999 CLYDE RD	C-202,CH22,EN20,STA22
2023-0943	311 - Medical assist, assist EMS crew	07/05/2023	124 WATERWAY DR	BR20,FM2,STA20
2023-0947	551 - Assist police or other governmental agency	07/06/2023	493 CHICAGO DR	BR20,STA20
2023-0954	600 - Good intent call, other	07/08/2023	3123 HIGHLAND RD	EN20,STA22

Only REVIEWED incidents included. Archived Zones cannot be unarchived.





AGENDA

MHOG Sewer and Water Authority Regular Meeting August 16, 2023

1. Call to Order*
2. Approval of Minutes of July 19, 2023 Meeting
3. Approval of Agenda
4. Call to the Public*
5. System Director Operation and Engineering Report
 - a. 5a. Chestnut Crossing Drainage Outlet & Easement
 - Attachment 5a.i – Photograph of Drainage Structure Installation on Mason Road MHOG Property
 - b. 5b. New Development
 - Attachment 5b.i – New Development Summary for August 2023
 - c. 5c. Distribution Material Inventory
 - Attachment 5c.i – Entry form from 4093 Sonata Drive and Summary of Survey's Completed
 - d. 5d. Tower Cleaning
 - Attachment 5d.i – Pictures from NTEC Inspection Reports of Cleaning and Repairs
 - e. 5e. Backflow and Cross Connection Control Inspection Services
 - Attachment 5e.i – Proposal from Hydrocorp for Cross Connection Control Program Maintenance for August of 2023 – August of 2025
 - *Request for Approval of Hydro-Corp Proposal dated July 17, 2023 for two Years of Cross Connection Control Services with MHOG Portion for Services of \$20,349 Annually*
 - f. 5f. Wellhead Protection
 - Attachment 5f.i – Map of Existing and Potential Sources of Contamination within MHOG Wellhead Protection Area from August 2023 Updated Wellhead Protection Plan
 - g. 5g. Financial Expenditures
 - Attachment 5g.i – Summary of Large Financial Expenditure Budget Line Items from 2018 - 2023



AGENDA

MHOOG Sewer and Water Authority Regular Meeting August 16, 2023

6. Deputy Director Report

- a. Attachment 6a–MHOOG Water Treatment Plant Monthly Production
- b. Attachment 6b – MHOOG Production Data for July 2023
- c. Attachment 6c – MHOOG WTP Production by Pressure District
- d. Attachment 6d.i – SCADA Print Out No. 1 for Loss of Communication
- e. Attachment 6d.ii – SCADA Print Out No. 2 for Loss of Communication
- f. Attachment 6d.iii – UIS Quote for Back Up Cell Phone System for SCADA
 - o *Request for Approval of UIS Proposal 231426 for Back-Up Cellular Communication at 4 Sites for \$15,285 to be Paid from Capital Improvement Reserve Fund*
- g. Attachment 6e– MISS DIG Monthly Utility Locating Report
- h. Attachment 6f – Non-Metered Water Loss Report for June 2023

7. CPA Report

- a. Attachment 7a – DPW Fund FY 2023 Audited Final Budget Report for Fiscal Ending March 2023
- b. Attachment 7b - Calculated MHOOG DPW Refund for FY 2023
- c. Attachment 7c– Draft MHOOG Capital Improvement and Replacement Fund Budget (*To Be Distributed at Meeting*) *
- d. Attachment 7d – Draft MHOOG FY 2023 Amended Budget and Proposed FY 2024 Proposed Budget (*To Be Distributed at Meeting*) *

8. Treasurer's Report

- a. Attachment 8a – MHOOG Monthly Invoice Journal Listing Invoices for Approval
 - o *Request for Approval of Payment of Invoices Listed in MHOOG Invoice Journal for August 2023*

9. Correspondence *

10. New Business*

11. Board Member Updates*

12. Adjournment

*= Nothing Included in Board Packet

Marion Howell Oceola Genoa

WATER AUTHORITY

MHOG Water Authority

Minutes of the July 19, 2023 Meeting

The Marion, Howell, Oceola, Genoa Water Authority met on July 19, 2023 at 5 P.M. Members present were Hanvey, Lowe, Coddington, Counts, Henshaw, Rogers, Hunt, Kieth Huff, alternate for Dunleavy (absent).

Rogers moved to approve the minutes of June 21, 2023 as submitted. Second by Counts, motion carries.

Hunt moved to approve the agenda for July 19, 2023 as presented. Second by Coddington, motion carries.

A call to the public was held, no response.

Ken Recker from the Livingston County Drain Commission discussed the drain funded by Chestnut Development on the MHOG parcel on Mason Road.

Henshaw moved to accept UIS proposal 231317 for the purchase of 3 Hydroranger Unit transmitters to replace failed units for \$12,034.00 to be paid from the Capital Reserve Replacement Fund. Second by Hunt, motion carries.

Counts moved to approve O&M checks PR 852 through 9644 totaling \$229,803.78. Second by Coddington, motion carries.

Henshaw moved to adjourn. Second by Hunt, motion carries.

Robert J. Henshaw
Secretary

MARION TOWNSHIP SPECIAL EVENT PERMIT/APPLICATION

Application shall be made 90 days prior to the event

Date of application: 8-17-2023 SEP # 05.23

Name of Event: State Horseshoes Tour. Tax ID# 38-2191312

Date(s) of Event: September 8, 9, 10

Description of Event: Eagles Horse shoe Tournament for State

Event address: 141 Shroeder Park Dr. Howell, ME 48843

Number of Participants: 200 +/- Estimated Attendance: 300 +/-

Hours of Event: Starting 6pm Friday - 8 pm Sunday

APPLICANT

Name: Howell Eagles Club #3607 Phone #: 517.548.1630

Address: 141 Shroeder Park Dr.

ORGANIZATION/BUSINESS SPONSORING EVENT (if different from applicant)

Name: Howell Eagles Club #3607 Phone #: 517.548.1630

Address: 141 Shroeder Park Dr

Non-profit status if applicable 501c non-profit

CONTACT PERSON(S) ON DAY OF EVENT

Name: Dan Clatcher Phone #: # 517.404.4599

Address: 7617 Sherwood Rd Fowkerville, ME 48836

Cell Phone, Pager or Direct Connect#: Mark Stephens # 248.640.4922

Using the checklist below, please provide us with the plan for your event on a separate sheet of paper. Include information on organizations/individuals providing services & contact numbers. If your event is large and includes multiple tents, vendors & participants, please provide a sketch of your event layout.

Security/crowd control on grounds at all times

Vendors _____

Sanitation/restroom Facilities 5 porta potties plus 1 sanitizing station, building facilities

Will music be provided? Yes No
If yes give beginning and end times Saturday night 7-11pm

Will Alcoholic beverages be permitted on premises Yes No

If yes, what measures will be taken to prohibit the sale of alcohol to minors or visibly impaired individuals?


alcohol only to be served within the confines of our
liquor license. Monitered by our bartenders and security.

PLEASE INCLUDE

- \$200.00 Application fee (nonrefundable)
- Certificate of Liability Insurance event specific policy naming Marion Township as additional insured Indemnification Agreement
- Event plot plan
- Permits/Approvals from applicable agencies

Applicant acknowledges that he/she is responsible for contacting the Michigan Liquor Control commission and/or the Livingston County Health Department to secure any and all permits required from the State of Michigan and/or Livingston County for this event.

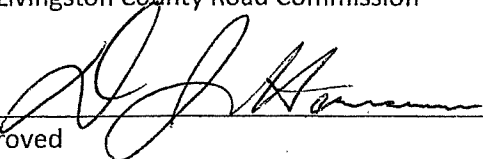
I hereby certify that all information and data attached and made part of this application are true and accurate to the best of my knowledge and belief. I agree to conform to all applicable laws and ordinances of this jurisdiction.


Applicant

8-17-2023
Date

Copy of application (if applicable) sent to:

- Howell Area Fire Authority
- Livingston County Sheriff's Department
- Livingston County Emergency Medical Services
- Livingston County Department of Public Health
- Livingston County Road Commission


Approved

8-21-2023
Date

TEST



THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

PROPERTY ADDITIONAL COVERAGES AND COVERAGE EXTENSIONS ENDORSEMENT

This endorsement modifies insurance provided under the following:

BUILDING AND PERSONAL PROPERTY COVERAGE FORM
 CONDOMINIUM ASSOCIATION COVERAGE FORM
 CONDOMINIUM COMMERCIAL UNIT OWNERS COVERAGE FORM

SCHEDULE

ESSENTIAL **ELITE**

COVERAGE EXTENSIONS	LIMITS OF INSURANCE OR TERMS AND CONDITIONS CHANGE	
COVERAGE		
Accounts Receivable	\$ 250,000	At Each Premises
	\$ 5,000	At Premises Not Described
Appurtenant Structures	\$ 5,000	Policy Limit
Building Material Theft – Non-owned Premises	\$ 5,000	Policy Limit
Ordinance Or Law – Building Or Tenant's Improvements And Betterments	Replacement Cost Valuation Required	
	The Lesser of \$ 100,000 or 20% of the Limit of Insurance	Combined Demolition Cost & Increased Cost Of Construction
Electronic Data Processing Equipment and Software	\$ 25,000	At Each Premises
Fine Arts	\$ 25,000	At Each Premises
Increase In Rebuilding Expenses Following Disaster	15%	Additional Expense Coverage/At Each Premises
Lock And Key Replacement	\$ 2,500	Any One Occurrence
Newly Acquired Or Constructed Property		
Building	\$ 1,000,000	At Each Building
Business Personal Property	\$ 500,000	At Each Building
Period Of Coverage	30	Days
Outdoor Fences	Included	
Outdoor Property		
Maximum In Any One Occurrence	\$ 10,000	Any One Occurrence
Maximum Per Tree, Shrub Or Plant	\$ 1,000	Any One Occurrence
Outdoor Signs		
Attached	Included	
Detached	\$ 20,000	At Each Premises

Personal Property		
Off-premises	\$ 100,000	Up To 90 Days
In Transit	Refer to this Endorsement	Policy Occurrence
Personal Effects	\$ 50,000	At Each Premises
	\$ 2,500	Employee Tools Maximum / At Each Premises
Personal Property Of Others	\$ 25,000	At Each Premises
	\$ 2,500	Employee Tools Maximum / At Each Premises
Portable Tools	Actual Cash Value Coverage	
Maximum In Any One Occurrence	\$ 25,000	Any One Occurrence
Maximum To You Or Any Employee	\$ 5,000	Any One Occurrence
Premises Boundary		Distance Limitation Increased To 1,000 Feet
Property At Fairs Or On Exhibition	\$ 50,000	Any One Occurrence
Property In Custody Of Sales Representatives	\$ 25,000	Any One Occurrence
Rewards	\$ 50,000	Any One Occurrence
Spoilage	\$ 10,000	At Each Premises
Valuable Papers And Records (Other Than Electronic Data)	\$ 250,000	At Each Premises
	\$ 5,000	At Premises Not Described
Water Back Up; Sump Pump Overflow	\$ 5,000	Per Policy / Annual Aggregate
ADDITIONAL COVERAGES		
Business Crime		
Computer Fraud And Funds Transfer Fraud	\$ 5,000	Any One Occurrence
Employee Theft	\$ 10,000	Any One Occurrence
Forgery Or Alteration	\$ 10,000	Any One Occurrence
Identity Theft Expense	\$ 50,000	Policy Period
Kidnap Expense	\$ 50,000	Policy Period
Money And Securities	\$ 5,000	Inside The Premises – Any One Occurrence
	\$ 5,000	Outside The Premises – Any One Occurrence
Money Orders And Counterfeit Money	\$ 5,000	Any One Occurrence
Business Income & Extra Expense	\$ 25,000	At Each Premises
Business Income & Extra Expense		
Civil Authority	None	Waiting Period
Lost Lease Protection	\$ 5,000	Policy Period
Business Income From Dependent Properties	\$ 25,000	Any One Occurrence
Business Travel Accidental Death Benefit	\$ 50,000	Policy Period
Conference Cancellation	\$ 25,000	Policy Period
Debris Removal Additional Limit	\$ 50,000	At Each Location
Donation Assurance	\$ 50,000	Policy Period
Emergency Real Estate Consulting Fee	\$ 50,000	Policy Period
Fire Department Service Charge	\$ 250,000	At Each Premises

West Bend Mutual Insurance Company
West Bend, Wisconsin 53095

Fire Extinguisher System Recharge Expense	Included	
Fundraising Event Blackout	\$ 25,000	Policy Period
Image Restoration Counseling	\$ 50,000	Policy Period
Officers Or Directors Replacement Expenses	\$ 50,000	Policy Period
Peak Season	100%	Not Applicable To Value Reporting or Blanket
Political Unrest Coverage	\$ 50,000	Policy Period
Pollutant Cleanup And Removal	\$ 25,000	At Each Premises / Annual Aggregate
Temporary Meeting Space Rental	\$ 25,000	Policy Period
Terrorism Travel Reimbursement	\$ 50,000	Policy Period
Travel Delay Reimbursement	\$ 1,500	Per Policy Period / 72 Hour Waiting Period
Underground Pipes, Flues And Drains	Covered Property	
Utility Services Failure – Off Premises	Excluding Overhead Lines	
Workplace Violence Counseling	\$ 50,000	Policy Period

This Limit Of Insurance or Term And Condition is in addition to any other insurance provided by this endorsement and is the most we will apply for loss or damage for the indicated Coverage.

STATE OF MICHIGAN
MARION TOWNSHIP
(Enacted August ___, 2023)

**RESOLUTION TO AUTHORIZE THE TRANSFER
OF SEWER CONNECTIONS TO THE TOWNSHIP
FOR AN ESTABLISHED FEE AND TO REQUEST 400 SEWER
CONNECTIONS FROM THE CITY OF HOWELL FOR THE
DARAKJIAN PROPERTY**

WHEREAS, the Township of Marion (“Township”) has adopted a Sewer and Water Ordinance No. 4-13-2000 (“Ordinance”).

WHEREAS, the Ordinance in Chapter 4, Section 3 authorizes the sale of sewer connections to the Township as follows:

3. SALE OF CONNECTIONS. If permitted by Township Resolution, any person owning a Connection, with the permission of the Director, re-sell the Connection to the sewer system or the water system or both, as the case may be to the Township for an amount to be established by the resolution of the Township Board. In any situation where the Township purchases Connections any future unpaid installments of special assessments relating thereto shall be paid by the Township from the Sewer and Water Fund with interest.

WHEREAS, the Ordinance in Chapter 4, Section 4 authorizes the Township to apply any terms and conditions it deems appropriate to any re-purchase of sewer connections as follows:

4. TERMS AND CONDITION APPLYING TO SALE OF RIGHT TO CONNECTIONS The Township Board may attach any terms and conditions which it deems in the interest of the Township to Connections purchased by the Township.

WHEREAS, the Township Board supervises and manages the Sewer and Water System, per Chapter 1, Section 3 (3.2).

WHEREAS, after the Township paid off, with interest, the 576 sewer connections that were connected to the Highland Howell property (City tax codes 4717-01-100-131 and 4717-01-100-126), they were transferred by Agreement dated May 2, 2022 between the City and the Township to the Darakjian property.

WHEREAS, the Township declares it has no short-term use for these 576 sewer connections and requests the Director permit the Township to re-sell the 576 sewer connections to the sewer system at whatever amount and on whatever terms the Director deems just.

WHEREAS, the Township, as the property owner of the Hometown 3 parcel (Township tax code 4710-11-200-018), owns 94 sewer connections that are connected to the Hometown 3 property.

WHEREAS, any prior special assessment on the Hometown 3 property’s sewer connections has previously been paid off with interest.

WHEREAS, the Township declares it has no short-term use for these 94 sewer connections and request the Director permit the Township to re-sell the 94 sewer connections to the sewer system at whatever amount and on whatever terms the Director deems just.

WHEREAS, the Director has reviewed the request of the Township, as the above property owners, and the sewer system's authority to re-purchase sewer connections set forth above and recommends that:

- a. The Sewer System offer to repurchase the sewer connections set forth above for \$1.00 per connection payable from the Sewer fund to the Township's general fund.
- b. That as a condition of this re-purchase, the Director recommends the Sewer System retire the 670 sewer connections from the system.

WHEREAS, the Darakjian property is two separate parcels 1) the northern parcel (Howell City tax code 4717-01-200-004) was transferred to Marion Meadows and 2) the southern parcel (Howell City tax code 4717-01-200-005) was transferred to Howell Industrial. The Township eventually purchased both of these separate parcels in two unrelated transactions 1) the northern parcel was a private sale and 2) the southern parcel was a tax sale.

WHEREAS, as a result of those two purchases, the Township is now the property owner of all of the Darakjian property and controls the 400 sewer connections that were purchased and assigned to this property.

WHEREAS, Darakjian property's jurisdiction was previously transferred to the City from the Township per a 425 Agreement dated in 2005 between the City and the Darakjian property owners.

WHEREAS, the 400 Darakjian sewer connections are addressed in paragraph 3.6 of that agreement as follows:

3.6 The parties acknowledge that the Property is currently subject to a special assessment for sanitary sewer that was levied by Marion Township. The Owner acknowledges that the special assessment is based upon four hundred (400) residential equivalent units (REU's). In consideration of the foregoing, the City agrees to waive its sanitary sewer capital charge with respect to the development and the construction of dwellings within the Property up to the foregoing number of REU's.

Note: the prior Owners never challenged the sewer special assessment, therefore the remainder of 3.6 does not apply.

Notwithstanding the foregoing, if Owner successfully challenges the Township's special assessment and as a result, the total amount that shall be paid by Owner to Marion Township with respect to the sanitary sewer special assessment (inclusive of interest and penalties) less any refund actually received by Owner, is less than Three Thousand and 00/100 (\$3,000.00) Dollars per approved dwelling unit or the then prevailing rate at the time of the application for a building permit by Owner, whichever is greater, Owner shall pay to the City a modified sanitary sewer capital charge equal to the difference between Three Thousand and 00/100 (\$3,000.00)

Dollars or the prevailing rate at the time a building permit is issued by the City to Owner, whichever is greater, and the per unit amount paid by Owner pursuant to the sanitary sewer special assessment. Such amount shall be payable on a per unit basis at the time Owner or its successor in title obtains a building permit for a dwelling unit. Owner shall be obligated to purchase meters at the City's standard rate. In addition, if the Owner's development exceeds the number of REU's upon which Marion Township's special assessment was based, then, the Owner shall pay the full sanitary sewer capital charges prevailing at the time for such excess units.

WHEREAS, the Director finds that the benefits of paragraph 3.6 ran with the land to the subsequent purchaser, the Township, per paragraph 4.1:

4.1 The terms, provisions and conditions of this Agreement are and shall be deemed to be of benefit to the Property and shall run with and bind the Property, and shall bind and inure to the benefit of the successors and assigns of the parties to this Agreement.

WHEREAS, the Director therefore recommends that:

- 1) The Township request that 400 City sewer connections be granted per the rights under paragraph 3.6 of the 425 Agreement,
- 2) After the 400 City sewer connections are granted for the property, the Director recommends that the Township consider purchasing the 400 Township Sewer Connections from the Township's Darakjian property leaving the 400 City REUs granted by the 425 agreement on the property.

IT IS THEREFORE RESOLVED that the Sewer System at the recommendation of the Director takes the following actions:

1. The Township Board declares the Sewer System will repurchase any unused sewer connections from any owner whose special assessment is fully paid with interest for \$1.00 per connection on the condition that the connection is retired from the system, except the original 400 Darakjian sewer connections for the reason set forth above.
2. The Township Board authorizes the Sewer system to repurchase the 670 sewer connections set forth above from the Township for the reasons set forth above and retire them from the system.
3. The Township Board authorizes the Sewer System to transfer \$670.00 to the Township General Fund in completion of this transaction.
4. The Township Board declares the Sewer System will not re-purchase the original 400 Marion Township Darakjian sewer connections at this time. Instead, it authorizes the Township Supervisor to request the parcel's right to 400 City Sewer Connections at no charge related to the Darakjian property from the City of Howell, which will increase the value of the Darakjian property as a developable parcel in the City. Upon confirmation of receipt of the 400 free City of Howell Sewer Connections for the Darakjian property and agreement with the City that said right is not affected by the re-purchase of the 400 Township Sewer Connections by the Township Sewer System

and their retirement, the Township will reconsider the request to re-purchase these 400 sewer connections.

RESOLUTION DECLARED ADOPTED

Adopted at the Regular Meeting of the Township of Marion Board on August __, 2023.

Moved by: _____

Seconded by: _____

YEAS: _____

NAYS: _____

ABSENT: _____

ABSTAIN: _____

Township of Marion

By: Robert W. Hanvey
Its: Township Supervisor

CERTIFICATION

I certify that the above is a true and complete copy of Resolution No. _____ adopted by the Township Board at a Regular Meeting held on August __, 2023.

Tammy L. Beal, Township Clerk

Drafted by: John L. Gormley (P-53539)
Attorney for the Township of Marion
Gormley Law Offices, PLC
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