

**MARION TOWNSHIP
BOARD OF TRUSTEES
REGULAR MEETING
DECEMBER 12, 2019**

MEMBERS PRESENT: Les Andersen, Tammy Beal, Dan Lowe, Duane Stokes, Scott Lloyd, Greg Durbin, 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 7:30 pm.

PLEDGE OF ALLEGIANCE

BOARD MEMBERS PRESENT

The board members introduced themselves.

CALL TO THE PUBLIC

No response.

APPROVAL OF AGENDA

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

CONSENT AGENDA

Greg Durbin motioned to approve the consent agenda. Duane Stokes seconded. **Motion carried.**

RURIK ROAD MAINTENANCE SAD PUBLIC HEARING TO CREATE THE ROLL

Bob Hanvey opened the public hearing. None of the property owners were present; public hearing closed.

RURIK ROAD MAINTENANCE SAD RESOLUTION

Les Andersen motioned to adopt a resolution to approve the roll for Rurik, Irene, Olympia, Adria Drives Snow Removal Special Assessment District, as presented. Greg Durbin seconded. Roll call vote: Lowe, Lloyd, Beal, Hanvey, Durbin, Andersen, Stokes—all yes. **Resolution passed 7-0.**

PARKER DRIVE MAINTENANCE SAD PUBLIC HEARING TO CREATE DISTRICT

Bob Hanvey opened the public hearing. Terrance O'Brien, 3731 Pine, asked for more specific information on snow removal, maintenance, etc. Mike Dobbs, 4655 Parker Drive, said the plan is to grade the roads six times per year, add some additional gravel, and snow plowing for more than 4". Bob Hanvey said one written objection was received from Elaine K. Vaughn regarding 4585 Parker Drive, Parcel #4710-28-302-090. The public hearing was closed.

PARKER DRIVE MAINTENANCE SAD RESOLUTION TO CREATE DISTRICT

Les Andersen motioned to adopt a resolution to approve the creation of the Parker Drive Road Maintenance Special Assessment District, as presented. Scott Lloyd seconded. Roll call vote: Stokes, Durbin, Hanvey, Lloyd, Beal, Andersen, Lowe—all yes. **Resolution passed 7-0.**

PARKER DRIVE MAINTENANCE SAD PUBLIC HEARING TO APPROVE THE ROLL

Bob Hanvey opened the public hearing. No objections were heard from those present, one written objection was received from Elaine K. Vaughn regarding 4585 Parker Drive, Parcel #4710-28-302-090, and the public hearing was closed. Mr. Hanvey said he made a minor change to the roll, and there are now 31 shares.

PARKER DRIVE MAINTENANCE SAD RESOLUTION

Les Andersen motioned to adopt a resolution to approve the roll for the Parker Drive Special Assessment District, as presented. Greg Durbin seconded. Roll call vote: Beal, Andersen, Stokes, Durbin, Lowe, Hanvey, Lloyd—all yes. **Resolution passed 7-0.**

SCHMAUS SHOW CAUSE HEARING

Shannon Schmaus, 3000 Sesame Drive, was present. Dave Hamann said he had received a complaint about vehicles on the Schmaus' property. Bob Hanvey said he visited the site and feels there is no violation. Les Andersen motioned that the Board of Trustees finds there is no violation at 3000 Sesame. Duane Stokes seconded. **Motion carried.**

2019 AUDIT PRESENTATION/AUDIT CONTRACT

Ken Palka was present to thank the board and to present the audit for year ending 6/30/19. Pfeffer, Hanniford & Palka reported an unqualified opinion. He reviewed the financial statements for the General Fund, Assessment Revolving Project Fund, and Water New User Fund. He informed the board members about new accounting requirements for handling escrow funds. The State of Michigan is also adjusting the chart of accounts and wants all entities to have the same by September 2022. Pfeffer, Hanniford & Palka will submit a proposal for work on this project. Mr. Palka also mentioned that the Assessment Revolving Project Fund should be paying interest to the Water New User Fund.

Tammy Beal motioned to accept the audit report as presented and have it sent to the state. Les Andersen seconded. **Motion carried.**

Tammy Beal motioned to accept the contract from Pfeffer, Hanniford & Palka for audit services for years ending 6/30/2020, 6/30/2021, and 6/30/2022 at \$17,900 per year, as presented. Les Andersen seconded. Roll call vote: Hanvey, Lowe, Durbin, Beal, Lloyd, Stokes, Andersen—all yes. **Motion carried 7-0.**

Les Andersen motioned to approve payment of the 2019 audit invoice for \$17,500 as presented. Duane Stokes seconded. Roll call vote: Stokes, Beal, Andersen, Lowe, Hanvey, Lloyd, Durbin—all yes. **Motion carried 7-0.**

EVERGREEN LANDSCAPE SITE PLAN #02-19

Dan Brockway, 386 Lucy Road, was present on behalf of this project. This is a pole barn for his landscape company's equipment storage and a bay for maintenance; it is not a retail operation. The existing building on the property will stay. The ZBA granted the necessary variances. He will provide a notarized letter to the township that if residential property is developed adjacent to this property, he will install a privacy fence.

Les Andersen motioned to grant final approval for SPR #02-19—Evergreen Landscape, as presented, and provided all revisions requested are made. Duane Stokes seconded. **Motion carried.**

LOREA SITE PLAN #03-19

David LeClair from Livingston Engineering was present on behalf of this project. This is a landscape supply yard with a retail operation. Tammy Beal motioned to accept the final site plan for SPR #03-19—LoRea Topsoil & Aggregate, as presented, provided all revisions are on the final site plan and that the intergovernmental agreement is approved. Les Andersen seconded. **Motion carried.**

PAUL MARIE INTERGOVERNMENTAL AGREEMENT

Greg Durbin motioned to approve the intergovernmental agreement for sewer service on Lucy Road, Parcel #4710-01-200-024, between Marion Township, Genoa Charter Township, Genoa-Oceola Sewer and Water Authority, and Paul Marie Properties LLC, as presented, and authorize the clerk to supervisor to sign. Les Andersen seconded. **Motion carried.**

HOWELL SCHOOLS 2020 SUMMER TAX COLLECTION RESOLUTION

Tammy Beal motioned to adopt a resolution for collection of Howell Public Schools summer school property taxes, as presented. Scott Lloyd seconded. Roll call vote: Lowe, Durbin, Lloyd, Stokes, Andersen, Beal, Hanvey—all yes. **Resolution passed 7-0.**

DARAKJIAN PROPERTY

Duane Stokes motioned to postpone action on this item. Les Andersen seconded. **Motion carried.**

FINAL REVIEW OF TXT #03-18—SECTION 17.32 HOME-BASED BUSINESS SPECIAL USE

Greg Durbin said he would like to see language included for parcels less than two acres. Bob Hanvey suggested changing the language to “up to 6 acres” instead of “2 or more acres and less than 6 acres.” The board members discussed the number of employees, number of daily trips, number of visitors. Les Andersen said the Planning Commission should be a recommending body, and the Township Board would grant or deny approval.

Greg Durbin motioned to send these items back to the Planning Commission. Les Andersen seconded. **Motion carried.**

NUISANCE ORDINANCE

Bob Hanvey passed out comments from the attorney regarding enforcement.

Les Andersen motioned to adopt the Marion Township Nuisance Ordinance 19-01, as presented. Greg Durbin seconded. **Motion carried.**

PLANNING COMMISSION APPOINTMENT

Bob Hanvey recommended reappointing Larry Grunn to the Planning Commission. Greg Durbin motioned to approve that recommendation. Les Andersen seconded. **Motion carried.**

CORRESPONDENCE & UPDATES

The township has received a \$50,000 letter of credit for the Meadows West project.

Development standards comments are welcome; this will be on an agenda in January.

An Active Shooter seminar from Livingston County MTA is scheduled for Wednesday, January 29, 6 pm at Genoa Township Hall; let the clerk's office know if you'd like to attend.

Erv Suida is still the interim City Manager for the City of Howell.

Les Andersen said that South Lyon approved an ordinance for PDR, and there are state grants available. Something needs to be in the master plan in order to apply for grants.

An email from the State of Michigan regarding CVTRS/CIP submission was received.

The Livingston County monthly update is included in the packet.

HAPRA sent a thank you letter for hosting the buck pole.

CALL TO THE PUBLIC

No response.

ADJOURNMENT

Tammy Beal motioned to adjourn at 9:26 pm. Duane Stokes seconded. **Motion carried.**

Submitted by: S. Longstreet

Tammy L. Beal, Township Clerk Date

Robert W. Hanvey, Township Supervisor Date