

**MARION TOWNSHIP  
BOARD OF TRUSTEES  
REGULAR MEETING  
FEBRUARY 28, 2019**

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

**MEMBERS ABSENT:** Dave Hamann, Zoning Administrator; Phil Westmoreland, Spicer

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**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**

Greg Durbin motioned to approve the agenda as presented. Tammy Beal seconded. **Motion carried.**

**CONSENT AGENDA**

Greg Durbin motioned to approve the consent agenda. Bob Hanvey seconded. **Motion carried.**

**LIVINGSTON COUNTY PRIMARY ROAD PAVEMENT PRESERVATION**

Bob Hanvey mentioned a few of the primary roads such as Pingree, Coon Lake and D19. Les Andersen said that he believes there are not very many primary blacktop roads left that have not been taken care of. Maybe we should considered doing some chip and seal on a few of the primary roads to keep them in good condition. Les also mentioned that he thought County Farm Road was a primary road.

Bob said that we could check with the Road Commission to confirm.

**SEWER TAP PROCEDURES**

Bob Hanvey discussed the field trip that was taken earlier today for a sewer hookup inspection.

Dave Hamann, Zoning Administrator, also talked about the sewer hookup inspection and stated that the excavator was impressed with how quickly Marion Township showed up once they received the call. The Marion Township office received a new red stamp that will be used when a land use permit requires a sewer inspection. There is also a form that explains that the applicant is liable for our policy regarding sewer and water connections. This will help the office stay on top of new projects in the future.

Les Andersen asked Phil to confirm whether or not County Farm Road was one of our primary roads. Phil determined that it is not one of the primary roads.

Bob Harvey said that the excavator and his crew are being very cooperative with our policy and we should treat all existing and future sewer tap procedures the same.

### **LIGHTING BIDS**

Tammy Beal talked about the new lights that were installed in the parking lot by DTE. They have made a major improvement on visibility throughout the parking lot. This could minimize the amount of additional lighting we need surrounding the building. Les Andersen agreed that the new lights have made a drastic difference and it is a major improvement from what we had before.

Duane Stokes would like to get an estimate for some lighting on the side of the fire hall. He would like for it to be a separate bid from the lighting being quoted for the remainder of the building. Duane also explained that DTE is willing to rotate the new lights in the parking lot to provide more lighting towards the building. They can do this at no additional cost to the township.

### **COMPUTER EQUIPMENT**

Bob Harvey asked Amber Felkins if she could provide some data along with some pricing for new computer equipment in our office. Mrs. Felkins said that would not be a problem.

### **SPECIAL ASSESSMENT PAYMENT STATUS UPDATE**

Bob Harvey stated that we have been collecting Special Assessments for Marion Township for the past twenty years now. In fact, our office just received the final payment for the Premier Farms Special Assessment.

### **GREEN SHEET COMPLAINT UPDATE**

Bob Harvey said that the new Green Sheet letter about littering has been sent out, but we have not received a response.

### **PINGREE ROAD LIGHTING COMPLAINT**

Amber Felkins, 3043 Pingree, said that there is still an issue going on with her neighbor's lighting.

Kay Johnson, 2335 Pingree, said that she is also one of the surrounding neighbors and the lights reach all the way to her property as well.

Casey Felkins, 3043 Pingree, said that he can't even sleep at night because the neighbors lighting is bright.

Greg Durbin said he would be willing to speak with Janet Godfrey if the township's attorney and the other board members were ok with that.

Les Andersen mentioned that Cheryl Range from the Planning Commission is currently working on a piece of language regarding lighting and nuisance issues. If this becomes a general ordinance, then it could possibly affect her existing lights and any future lighting.

Cathy Szabelski, 3158 Pingree, asked what happens if the ordinance created is not followed, what if Ms. Godfrey doesn't listen and continues to do what she wants.

Les Andersen made a motion for Greg to speak with Janet Godfrey about this issue. Duane Stokes seconded.

**Motion carried 6-1 (Lowe-NO)**

### **HAWTHORNE COMPLAINT REPORT**

Dave Hamann said that currently the Mason residence has four business vehicles and five personal vehicles in his driveway. A Class 1 home occupation allows a resident to run a business inside their home. In 2017, Mr. Mason was approved for a class 1. This was before we were aware that he was working in an accessory building.

Bob Hanvey said that as of right now, Mr. Mason either has to conform to a class 1 or apply for a special use permit. Is that correct Dave? Dave Hamann responded yes.

Wendy Busick, 4746 Hawthorne Drive, read the language regarding used vehicle storage. She said that talking to a lady from the Secretary of State office, she was told that you cannot have an auto sales in a residential area.

Bob Hanvey said that state law may supersede local law, but is unsure what this lady is saying. There is a difference between "residence" and "residential."

Les Andersen motioned to have Mike Kehoe speak to a representative at the Secretary of State to get some clarification on the state law involving Mr. Mason. Duane Stokes seconded. **Motion carried.**

**CORRESPONDENCE & UPDATES**

**ADDITION MEETING:** Tammy Beal said that there was a meeting held at the office with Phil Westmorland from Spicer, along with one of their electrical engineers and their architect. They discussed some of the things we are looking for with the expansion and asked a lot of questions. We looked at some of the existing floor plans for the building and they took lots of notes.

**FEBRUARY 27, 2019 MEADOWS EXECUTIVE SESSION WAS HELD AT 10 AM:** A letter has been sent to the plaintiff.

**MARCH 5, 2019 CIRAB MEETING IS AT 5 PM:** This meeting will be held at Howell City Hall.

Bob Hanvey said that there will be a mediation involving the Witkowski case on April 9, 2019 at 8:30 am. Board members should let him know if they are able to attend or not.

Bob Hanvey said that the township received \$350 for the damage that was done at the Fred Brown Memorial Park.

There is a class coming up that some of our Planning Commissioners are attending on Ag Tourism and if any of the Board members are interested in going, please let Tammy Beal know so she can get you signed up. There are a few different dates and locations available.

Frost Laws will be in effect starting tomorrow, March 1, 2019 at 6am.

Les Andersen asked if we could have Phil Westmoreland look at our primary roads and determine what roads may need some maintenance. Phil Westmoreland said that he would be able to do that for us.

**CALL TO THE PUBLIC**

No response.

**ADJOURNMENT**

Tammy Beal motioned to adjourn at 8:55 pm. Greg Durbin seconded. **Motion carried.**

Submitted by: J. Timberlake

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Tammy L. Beal, Township Clerk      Date

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Robert W. Hanvey, Township Supervisor      Date