

**MARION TOWNSHIP  
BOARD OF TRUSTEES  
REGULAR MEETING  
NOVEMBER 17, 2022**

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

**MEMBERS ABSENT:** None

**OTHERS PRESENT:** Attorney John Gormley

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**CALL TO ORDER**

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

**PLEDGE OF ALLEGIANCE**

**BOARD MEMBERS PRESENT**

The board members introduced themselves.

**CALL TO THE PUBLIC**

Mary Killeen, 3488 Sesame Dr., said she supported the Livingston County Road Commission's suggestion (Alternate #3) to pave Cedar Lake Road from Coon Lake Road to Love's Creek.

Forrest Wyckoff, 3145 Cedar Lake Road, said he is in favor of paving the 3/10 mile of Cedar Lake Road.

Matt Schroeder, 50 Schroeder Park Drive, said he would like to request changing his Special Use from selling used cars to trailers. After discussion, the board members agreed that the zoning administrator can handle the request as a minor change.

**APPROVAL OF AGENDA**

Item #17—Board of Review Member, was added to the agenda. Les Andersen motioned to approve the agenda as amended. Scott Lloyd seconded. **Motion carried.**

**CONSENT AGENDA**

Les Andersen motioned to approve the consent agenda as presented. Tammy Beal seconded. **Motion carried 7-0.**

**FY 2021-22 AUDIT REVIEW**

Ken Palka, Pfeffer, Hanniford & Palka, was present to discuss the 2021-22 audit. Tammy Beal motioned to accept the auditor's report for 2021-22 and forward to the State of Michigan. Sandy Donovan seconded. **Motion carried.**

Les Andersen motioned to authorize the Supervisor, Clerk and Treasurer to sign the letter to Pfeffer, Hanniford & Palka, as presented, and send to the auditor. Scott Lloyd seconded. **Motion carried.**

## **BRENT DRIVE SNOW REMOVAL/MAINTENANCE SAD PUBLIC HEARING—APPROVE THE ROLL**

Bob Hanvey opened the public hearing for the Brent Drive SAD. No comments or objections were received. The public hearing was closed.

Tammy Beal motioned to adopt a resolution to approve the roll for the 2023-2027 Brent Drive Snow Removal/Maintenance SAD, as presented. Sandy Donovan seconded. Roll call vote: Lowe, Lloyd, Beal, Hanvey, Durbin, Andersen, Donovan—all yes. **Resolution passed 7-0.**

## **WINTERWOOD SNOW REMOVAL SAD PUBLIC HEARING—APPROVE THE ROLL**

The public hearing for the Winterwood Snow Removal SAD was opened. No comments or objections were received. The public hearing was closed.

Les Andersen motioned to adopt a resolution to approve the roll for the 2023-2027 Winterwood Snow Removal SAD, as presented. Tammy Beal seconded. Roll call vote: Donovan, Durbin, Hanvey, Lloyd, Beal, Andersen, Lowe—all yes. **Resolution passed 7-0.**

## **HIDDEN VALLEY ROAD MAINTENANCE SAD PUBLIC HEARING—CREATE THE DISTRICT**

The public hearing for the Hidden Valley Road Maintenance SAD was opened. Ramon Baca, 1997 Hidden Valley, asked for clarification on when the five-year SAD begins. The public hearing was closed.

Sandy Donovan motioned to adopt a resolution to approve creation of the Hidden Valley Road Maintenance SAD, as presented. Les Andersen seconded. Roll call vote: Beal, Andersen, Donovan, Durbin, Lowe, Hanvey, Lloyd—all yes. **Resolution passed 7-0.**

## **BENTLEY LAKE MINOR PRIVATE ROAD REQUEST**

Michael Tyler, 5029 Bentley Lake Road, was present for this item.

Scott Lloyd motioned to approve the 60' easement and to have a private road maintenance agreement that satisfies the township attorney. Les Andersen seconded. Motion carried 6-1 (Lowe—no.)

Mark Benedetti, 2859 Rubbins, said he feels this a new private road; Bob Hanvey said it's a pre-existing unapproved road. He also has surveys from Boss Engineering that depict a 66' easement. The attorney said the township is not involved in those issues and they should be dealt with privately.

## **HOMETOWN AGREEMENT**

No new information on this item.

## **SPANGLER STATUS**

Dan Lowe motioned to accept the quote from DuBois Cooper, not to exceed \$25,000. Les Andersen seconded. Roll call vote: Hanvey, Lowe, Durbin, Beal, Lloyd, Donovan, Andersen—all yes. **Resolution passed 7-0.**

## **SPARK GRANT**

Tammy Beal reported on the meeting with Phil Westmoreland, Spicer Group, regarding applying for a grant for pickleball courts, walking trail, playground equipment, and to fix the gazebo.

## **MARION TOWNSHIP ADDITION/SIGN**

Sandy Donovan said only one quote was received for a digital sign. Dan Lowe said the quote is for a \$50,000 digital display sign, and the township hall property is too rural for a digital sign.

Scott Lloyd motioned to authorize public comment on this item. Dan Lowe seconded. **Motion carried.**

Mary Killeen, 3488 Sesame Drive, said the sign is a “nice to have” item, not a need.

Nicholas Krauss, 4065 Jewell Rd., will provide the clerk with information on a digital sign that a family member purchased.

Bob Hanvey motioned to postpone action until more information is received. Les Andersen seconded. **Motion carried.**

Tammy Beal reported that Spicer was on-site doing topos. She also read a letter of support for the addition from Bonnie White.

Forrest Wyckoff said the addition is something that the property owners should vote on.

### **HOWELL SCHOOL RESOLUTION FOR TAX COLLECTION**

Sandy Donovan motioned to adopt a resolution to authorize collection of the Howell School District’s 2023 summer taxes at a fee of \$3 per parcel, as presented. Greg Durbin seconded. Roll call vote: Donovan, Beal, Andersen, Lowe, Hanvey, Lloyd, Durbin—all yes. **Resolution passed 7-0.**

### **LIVINGSTON COUNTY PARK AND OPEN SPACE GRANT REQUEST**

Tammy Beal motioned to send a letter of support to the Livingston County Parks & Open Space Advisory Committee, as presented. Bob Hanvey seconded. **Motion carried.**

### **CATHOLIC CHARITIES REQUEST**

Greg Durbin motioned to allow Catholic Charities to park a vehicle outside the township hall for the Senior Christmas Blessing project. Les Andersen seconded. **Motion carried.**

### **ROADS**

Bob Hanvey will contact the LCRC to ensure the township’s projects are added to next year’s schedule.

Dan Lowe motioned to have the hill on Cedar Lake Road cut down because it is a safety issue. Bob Hanvey seconded. Roll call vote: Lowe—yes; Durbin—yes; Lloyd—no; Donovan—no; Andersen—no; Beal—no; Hanvey—yes. **Motion failed 3-4.**

Forrest Wyckoff said if the hill can’t be cut down, then “No Passing” signs should be put up. Bob Hanvey will contact the LCRC regarding signs.

### **ZBA REPORT**

Dan Lowe reported that a variance was granted for a rear yard setback at 446 Trestle for an inground pool at the November 14, 2022 ZBA meeting.

### **BOARD OF REVIEW**

As a result of the one of the Board of Review members resigning, a new member will need to be appointed. Bob Hanvey motioned to appoint Charlie Aberasturi to complete the term of Diane Bockhausen on the Board of Review. Tammy Beal seconded. **Motion carried.**

Bob Hanvey said the Board of Review members will need to be appointed for the 2023-24 term at the December meeting.

**CORRESPONDENCE & UPDATES**

The buck pole was held on Tuesday, November 15; there was a good turnout, and 11 bucks were hanging.

The Planning Commission is meeting on November 22 with a presentation on solar farms. Dan Lowe asked about a quorum being present at Planning Commission meetings. The attorney advised that if four or more board members are present, the meeting should be posted.

Dan Lowe asked about the status of the leaky roof; Scott Lloyd said he will investigate.

A motion hearing for summary disposition of the Witkowski case was held. The judge ruled that weddings are allowed under the Right-to-Farm Act.

**CALL TO THE PUBLIC**

Theresa Hagadorn, 4033 Jewell, said she has concerns regarding solar farms. Bob Hanvey invited her to attend the upcoming Planning Commission meeting.

Nicholas Krauss, 4065 Jewell Road, said he also has concerns about solar farms.

John Martin, 446 Trestle, thanked the clerk and election workers, but that he doesn't think an addition is necessary.

**ADJOURNMENT**

Greg Durbin motioned to adjourn at 8:55 pm. Scott Lloyd seconded. **Motion carried.**

Submitted by: S. Longstreet

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Tammy L. Beal, Township Clerk      Date

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Robert W. Hanvey, Township Supervisor      Date