

**BOARD OF TRUSTEES  
AGENDA and MINUTES  
January 14, 2016**

**Call to Order**

**Pledge of Allegiance**

**Members Present/Members Absent**

**Call to the Public**

- 1.) **Approval of Agenda**
- 2.) **Consent Agenda**
  - a.) **Approval of December 10, 2015 Regular Meeting Minutes**
  - b.) **December 15, 2015 HAPRA Minutes**
  - c.) **December 16, 2015 HAFA Agenda/Minutes**
  - d.) **December 16, 2015 MHOG Agenda/Minutes**
  - e.) **Complaint Report**
  - f.) **DPW Report**
  - g.) **December 2015 Expense Report**
  - h.) **Financial Report**
  - i.) **Zoning Report**
  - j.) **Sheriff Report**
  - k.) **Frohm & Widmer, Inc. Invoice \$5000**
- 3.) **Coon Lake Goose Control Resolution**
- 4.) **Coon Lake Aquatic Weed Control SAD**
- 5.) **Rurik Road Maintenance SAD**
- 6.) **MERS Presentation**
- 7.) **Final Review of TXT #02-15 Sec. 17.10 Communication Towers**
- 8.) **Final Review of TXT #03-15 Section 6.20 Private Roads**
- 9.) **Final Review TXT#04-15 Article XX Conditional Rezoning**
- 10.) **Peavy Road Generator**
- 11.) **Forsythe Show Cause Hearing**
- 12.) **Burnham & Flower Insurance**
- 13.) **Sewer Bonds**
- 14.) **Darakjian Property**
- 15.) **Roads**
- 16.) **Park Stipend**
- 17.) **Crown Castle**

**Correspondence/Updates**

**Call to the Public**

**Adjournment**

**MINUTES – January 14, 2016**

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

**MEMBERS ABSENT:** None

**OTHERS PRESENT:** Phil Westmoreland, Spicer Group

### **CALL TO ORDER**

Bob Hanvey called the meeting to order at 7:30 p.m.

### **PLEDGE OF ALLEGIANCE**

### **CALL TO THE PUBLIC**

No response.

### **APPROVAL OF AGENDA**

Les Andersen motioned to approve the agenda as presented. Greg Durbin seconded. **Motion carried.**

### **CONSENT AGENDA**

Jim Murray motioned to approve the consent agenda. Les Andersen seconded. Roll call vote: Lowe, Lloyd, Beal, Hanvey, Durbin, Andersen, Murray—all yes. **Motion carried 7-0.**

### **COON LAKE GOOSE CONTROL RESOLUTION**

Les Andersen motioned to adopt a resolution to approve submitting the permit for Coon Lake Canadian Geese management and nest destruction for five (5) years, as presented. Scott Lloyd seconded. Roll call vote: Durbin, Murray, Hanvey, Lloyd, Beal, Andersen, Lowe—all yes.

**Resolution passed 7-0.**

### **COON LAKE AQUATIC WEED CONTROL SAD**

Bob Hanvey reviewed the process for creation of the special assessment district. If more than 20% of the property owners object, the process stops; so far, 14.2% has been received.

Bob Hanvey opened the public hearing at 7:41 pm.

Gary Vianueva, 4330 Rurik, said he never received the notice for the “pre-meeting.”

Bob Keough, 4204 Rurik, asked if the SAD encompasses chemicals and/or harvester.

Carol Holman, 1870 Olympia, said oxygen controls should be removed from the language.

Patrick McIsaac, 4010 Southwoods, said that \$40,000 is the maximum amount that could be collected; the amount could be less.

The public hearing was closed at 8:15 pm.

Bob Hanvey said that all objections will be recorded in resolution creating the district.

Les Andersen motioned to adopt a resolution to create the Coon Lake Aquatic Weed Management Special Assessment District, as presented. Jim Murray seconded. Roll call vote: Beal, Andersen, Murray, Durbin, Lowe, Hanvey, Lloyd—all yes. **Resolution passed 7-0.**

Laura Deierlein, 4180 Rurik, said that some of the extra money could be used to hire specialists to determine exactly what type of treatment is required; it would be nice to have the funds available. The public hearing on the roll will be scheduled for the February 11, 2016 meeting.

### **RURIK ROAD MAINTENANCE SAD**

Bob Hanvey explained how the creation of this district is different than the weed control; the amount is set and is spread out over five years, and this assessment can be paid off at any time. If a property owner files a written objection to the amount assigned to their parcel at or before the public hearing, they can file a written appeal for the amount assessed with the State Tax Tribunal within 35 days after confirmation of the special assessment roll.

Mr. Hanvey opened the public hearing at 8:27 pm.

Mary Lemons, 4240 Rurik, asked if drainage issues would be addressed. Phil Westmoreland said some will be; others could be identified and included if that's what the property owners want. One objection was received on the creation of the special assessment district and will be included in the resolution. The public hearing was closed at 8:45 pm.

Jim Murray motioned to adopt a resolution to create the Rurik/Irene/Olympia/Adria Drives Road Maintenance Special Assessment District, as presented. Les Andersen seconded. Roll call vote: Hanvey, Lowe, Durbin, Beal, Lloyd, Murray, Andersen—all yes. **Resolution passed 7-0.**

### **MERS PRESENTATION**

Tara Tyler, Benefit Plan Advisor for Municipal Employees' Retirement System of Michigan (MERS), was present to provide the board members with additional information.

Tammy Beal motioned to adopt a resolution to change the 401(a) Defined Contribution Plan provider from John Hancock to MERS. Jim Murray seconded. Roll call vote: Murray, Beal, Andersen, Lowe, Hanvey, Lloyd, Durbin—all yes. **Resolution passed 7-0.**

Jim Murray motioned to adopt a resolution to transfer the 457 plan from Voya to MERS. Les Andersen. Roll call vote: Lowe, Durbin, Lloyd, Murray, Andersen, Beal, Hanvey—all yes.

**Resolution passed 7-0.**

**FINAL REVIEW OF TXT #02-15—COMMUNICATION TOWERS, TXT #03-15—PRIVATE ROADS, AND #04-15—CONDITIONAL REZONING**

Jim Murray motioned to approve TXT #02-15, Section 17.10—Communication Towers, as presented. Greg Durbin seconded. **Motion carried.**

Greg Durbin motioned to approve TXT #03-15, Section 6.20—Private Roads, as presented. Jim Murray seconded. **Motion carried.**

Les Andersen motioned to approve TXT #04-15, Article XX—Conditional Rezoning, as presented. Jim Murray seconded. **Motion carried.**

**PEAVY ROAD GENERATOR**

Phil Westmoreland said that three bids were received, and Spicer is recommending the bid from TriStar Electrical. Dan Lowe motioned to have the engineer verify the cost of the gas installation before moving forward with this project. Greg Durbin seconded. **Motion carried.**

**FORSYTHE SHOW CAUSE HEARING**

The board members reviewed the summary of this situation from the zoning administrator. There are various options; Bob Hanvey feels that conditional rezoning would be the best option. The township needs to discuss with the planner to see if a site plan is required.

Jim Murray motioned to postpone further enforcement information until the property owner can submit a request for conditional rezoning. Greg Durbin seconded. **Motion carried.**

**BURNHAM & FLOWER INSURANCE**

The board members reviewed four additional insurance options available through Burnham & Flower. Les Andersen motioned to approve option #1—add seven (7) employees to AD&D policy (\$150,000 death benefit), option #2—cyber liability coverage of \$1,000,000, and option #4—increase sewer backup liability coverage to \$500,000. Jim Murray seconded. Roll call vote: Durbin, Murray, Hanvey, Lloyd, Beal, Andersen, Lowe—all yes. **Motion carried 7-0.**

**SEWER BONDS**

Bob Hanvey said this can't be done until June, and the township could save approximately \$200,000 if they are paid off early. He will get more information from the bond attorney, who will provide the resolution. This will require review by the Livingston County Board of Commissioners and the Livingston County DPW.

Scott Lloyd motioned to extend the meeting beyond 9:30 pm. Les Andersen seconded. **Motion carried.**

**DARAKJIAN PROPERTY**

Bob Hanvey updated the board members on this item and potential buyers. Mr. Hanvey will start discussions with Mr. Miechiels.

**ROADS**

The board members discussed Norton Road, County Farm Road and Jewell Road. Les Andersen motioned to have the supervisor contact Mike Craine regarding the deadline for bids and the representative from Spicer Group will identify sections that need repair on Norton Road west of Burkhart with a representative from the LCRC. Greg Durbin seconded. **Motion carried.**

No action was taken on the invoices for Norton Road (between Burkhart & M-155) and County Farm/Bonnie Circle until clarification is received.

**PARK STIPEND**

Tammy Beal presented a request for an increase to the stipend to attend and take minutes for the HAPRA board meetings. Jim Murray motioned to increase the stipend to \$175. Les Andersen seconded. Discussion: Dan Lowe said mileage shouldn't be covered. Roll call vote: Hanvey—yes; Lowe—no; Durbin—yes; Beal—yes; Lloyd—no; Murray—yes; Andersen—yes. **Motion carried 5-2.**

**CROWN CASTLE**

Bob Hanvey summarized the latest offer from Crown Castle for lease modification. Essentially, Crown Castle wants to extend the lease for an additional 15 years and will pay the township a one-time fee of \$20,000 to do so. Jim Murray motioned to tentatively accept the offer and have Crown Castle prepare the document for review by the township's attorney. Greg Durbin seconded. **Motion carried 5-2** (Lowe/Lloyd—no.)

**CORRESPONDENCE & UPDATES**

Bob Hanvey asked Dan Lowe about his availability for a meeting on February 3 regarding easements. Mr. Hanvey will try to schedule the meeting for 9 am.

**CALL TO THE PUBLIC**

No response.

**ADJOURNMENT**

Les Andersen motioned to adjourn at 10:17 pm. Tammy Beal seconded. **Motion carried.**