

MARION TOWNSHIP
BOARD OF TRUSTEES
REGULAR MEETING
Thursday, December 9, 2021
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. Approval of November 18, 2021 Regular Meeting Minutes
 - b. October 19, 2021 HAPRA Meeting Minutes
 - c. November 16, 2021 HAPRA Meeting Minutes
 - d. November 17, 2021 HAFA Agenda/ Minutes
 - e. November 17, 2021 MHOG Agenda/ Minutes
 - f. October 2021 Sheriff's Report
 - g. November 2021 Sheriff's Report
 - h. DPW Report
 - i. Financial Report
 - j. Zoning Report
- 3) Lantern Village SAD
- 4) 2020-2021 Audit Report
- 5) Motorsports Gateway
- 6) Holiday Benefit Review
- 7) Marion Township Sign
- 8) Park Walking Path
- 9) Lawyer Workshop on October 28, 2021
- 10) Tamarack Place PUD Agreement
- 11) Crystal Wood Trees
- 12) ZBA Report

Correspondence and Updates
AJR Witkowski Update
CVTRS/CIP Report
Livingston County Update

Call to the Public
Adjournment

Reminder: Next Board Packet will be ready after 3pm on Thursday, January 6, 2021.

MARION TOWNSHIP
BOARD OF TRUSTEES
REGULAR MEETING
NOVEMBER 18, 2021

DRAFT

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

MEMBERS ABSENT: None

OTHERS PRESENT: None

CALL TO ORDER

Bob Hanvey called the meeting to order at 7:30 pm. The meeting was 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

Item #4-Howell Storage Preliminary Site Plan was postponed until the January 13, 2022, board meeting. Les Andersen motioned to approve the agenda as amended. Greg Durbin seconded. **Motion carried.**

CONSENT AGENDA

Les Andersen motioned to approve the consent agenda. Scott Lloyd seconded. **Motion carried.**

LANTERN VILLAGE SAD PUBLIC HEARING

Supervisor Hanvey asked if there were any questions on the SAD. He explained that for Bonnie Circle the Board voted to contribute 10% and not charge them interest. Our accountant, however, says that we should charge 1% interest to be returned to the Water Fund, and it is up to the Board if they want to contribute to the project.

Supervisor opened the public hearing at 7:35 pm. Two residents asked questions. The Supervisor explained that the SAD would be for 10 years, put on the winter tax bill, but could be paid off early. The Livingston County Road Commission will pay for the design and engineering. The public hearing was closed at 7:40 pm.

Scott Lloyd made a motion to adopt the Resolution to create the Lantern Village Road Paving Special Assessment District, seconded by Les Andersen. Roll call vote-Lowe, Lloyd, Beal, Hanvey, Durbin, Andersen, Donovan-all yes. **Resolution passed 7-0.**

MARION OAKS CONSENT JUDGEMENT UPDATE

Rick Elkow is not going to move forward with the single-family homes in the Links at Marion Oaks, Capitol Construction will continue with the original plan of attached condos.

LESA SUMMER TAX COLLECTION AGREEMENT

Greg Durbin motioned to adopt a Resolution to accept the LESA Summer Tax Collection Agreement, seconded by Sandy Donovan. Roll call vote-Donovan, Durbin, Hanvey, Lloyd, Beal, Andersen, Lowe-all yes. **Resolution passed 7-0**

TOWNSHIP PARKING LOT

The parking lot was finished today except for striping and restoration.

PARK WALKING PATH

Supervisor explained that the handout in the packet depicted a one-kilometer track but said it could be reconfigured. Les Andersen requested that the board members drive over to Losco Township and look at their walking path.

CEMETERY EXPANSION

Greg Durbin talked with a representative from Inch Memorial about a columbarium. Depending on size they can run between \$35K and \$50K. He will contact the representative about attending a board meeting.

TAMARACK PLACE PUD AGREEMENT

The attorney has made minor changes and is almost finished. The applicant is not in a hurry for this.

CRYSTAL WOOD TREES

Dan Lowe has prices from two different places for 6 trees. Supervisor Hanvey reminded him that estimates need to be brought to the board before the work is done.

CORRESPONDENCE & UPDATES

Les Andersen contacted the owner of the property next to the Lakeside Cemetery and told him that the Township was interested in purchasing the property.

Supervisor Hanvey explained that the Witkowski Motion for Summary Disposition was changed to December 2, 2021.

Supervisor Hanvey would like the Board members to consider giving the staff some extra days off during the holidays, he would like the Board Members to come up with suggestions at the next board meeting.

CALL TO THE PUBLIC

No response.

ADJOURNMENT

Les Andersen motioned to adjourn at 8:01 pm. Scott Lloyd seconded. **Motion carried.**

Submitted by: T. Beal

Tammy L. Beal, Township Clerk Date

Robert W. Hanvey, Township Supervisor Date

HOWELL recreation

Howell Area Parks & Recreation Authority
Oceola Community Center

Regular Board Meeting Minutes

October 19, 2021

Call to Order

Chairman Sean Dunleavy called the meeting to order at 7:00 pm.

Pledge of Allegiance

Attendance

Chairman Sean Dunleavy, Vice Chair Diana Lowe, Secretary Tammy Beal, Treasurer Jean Graham, and Trustee Jeannette Ambrose

Absent

None

Staff

Director Tim Church, Kyle Tokan, Kevin Troshak, Jordan Jones, Jen Savage

Agenda

Diana Lowe made a motion to approve the agenda as presented, Jeannette Ambrose supported. **Motion carried 5-0.**

Regular Board Minutes from September 21, 2021

Motion by Jeannette Ambrose to approve the September 21, 2021 Board minutes as presented, supported by Diana Lowe. **Motion carried 5-0.**

Call to the Public-None Heard.

Staff Comments-None Heard.

2022 Proposed Budget-Department 208

- We are going for more sponsorships.
- Not renting out the Bennett Center, just keeping it for the Hive and Preschool.
- Losing the beach so we will be down about 16K.
- Don't know what the cost of snow plowing for the new center will be this year.
- Festival budgets will look different we have asked the DDA, Chamber, Police and Fire Departments to help bring back a better Melon Festival, with a parade and sidewalk sales.

Motion by Jeannette Ambrose to approve the 2022 HAPRA Budget, supported by Diana Lowe. **Motion carried 5-0.**

3rd Quarter Budget Amendments

- Showing a 94K loss this year.
- Festivals and Special Events were down this year; no Daddy Daughter Dances; Only ½ year of Preschool classes.
- Professional services were up 20K but these were one time expenses like office furniture and wiring for the new building.
- Rentals at Bennett didn't happen so that was a loss of 14K.
- Didn't get into the new building until June.
- Sports and Senior Fitness budgets are both up.
- Will be doing smaller events with sponsorships.

Diana Lowe made a motion to approve the 3rd Quarter Budget Amendments as presented, supported by Jeannette Ambrose. **Motion carried 5-0.**

Temporary Membership Suspension Policy

A policy was presented to the board explaining how the members could "freeze" their membership for up to 4 months per year. Motion by Tammy Beal to approve of the Temporary Membership Suspension Policy as presented, supported by Jean Graham. **Motion carried 5-0.**

Buck Pole Raffle License

Motion by Diana Lowe to approve Resolution #21-3 Buck Pole Raffle as presented, supported by Tammy Beal. **Motion carried 5-0.**

Bad Santa Trivia Raffle

Motion by Diana Lowe to approve Resolution #21-4 Bad Santa Trivia Raffle as presented, supported by Jeannette Ambrose. **Motion carried 5-0.**

Check Register, Bank Statements and Financial Report ending September 30, 2021

Jen Savage included a cash flow graph in the packet.

Director Report

- On November 1, in the afternoon there will be a program planning session to plan out the 2022 calendar of events.
- Jordan Jones is the new Special Event Manager she will be working on Melon Festival, Buck Pole, Legend and Headless Horseman.
- We are still in need of some staff, everyone is helping each other out with their departments while we are short staffed.

Old Business

Jeannette Ambrose asked if there are still electrical issues in the new building? Director Church answered "Yes, we are still having unexplained power outages, we are having it monitored and are working on it".

New Business

Thank you to Jeannette Ambrose for representing the City of Howell on the HAPRA Board since August of 2020.

Next Meeting

Tuesday, November 16, 2021 at 7pm at the Oceola Community Center.

Adjournment

Motion to adjourn at 7:45 pm by Jeannette Ambrose supported by Diana Lowe. **Motion carried 5-0.**

Approved

Date

Submitted by: Tammy L. Beal, Secretary

HOWELL recreation

Howell Area Parks & Recreation Authority
Oceola Community Center

Regular Board Meeting Minutes

November 16, 2021

Call to Order

Chairman Sean Dunleavy called the meeting to order at 7:00 pm.

Pledge of Allegiance

Attendance

Chairman Sean Dunleavy, Vice Chair Diana Lowe, Secretary Tammy Beal, and Trustee Nikolas Hertrich

Absent

Treasurer Jean Graham

Staff

Director Tim Church, Kyle Tokan, Kevin Troshak, Jordan Jones, Jen Savage

Agenda

Diana Lowe made a motion to approve the agenda as presented, Tammy Beal supported. **Motion carried 4-0.**

Introduction to New HAPRA Board Member

Welcome Nikolas Hertrich, Howell City Board Representative.

Regular Board Minutes from October 19, 2021

Motion by Diana Lowe to approve the September 21, 2021 Board minutes as presented, supported by Tammy Beal. **Motion carried 4-0.**

Call to the Public-None Heard.

Staff Comments-Jordan Jones reported that the Buck Pole was a success last night. There were 12 bucks and \$500 was made on the raffle baskets.

2022 Board Meeting Calendar

- The regular Board meeting for June 21, 2022 was moved up a week to June 14, 2022.
- The regular Board meeting for November 15, 2022 was moved back a day to Wednesday, November 16, 2022.

Motion by Diana Lowe to accept the 2022 HAPRA Calendar, seconded by Nikolas Hertrich. **Motion carried 4-0.**

- Jen Savage will send out an amended calendar.

Check Register, Bank Statements and Financial Reportending October 31, 2021

Jen Savage included a cash flow graph in the packet. We will probably have a loss this year, registrations slow up this time of year and revenues drop. Jen said that there is \$10K of defered revenue.

Director Report

- Director Church had handouts of HAPRA facility usage.
- Director Church's annual review will be done at the January 2022 meeting.
- On November 1 there was a meeting to develop the 2022 program calendar, Director Church will have it available at the December meeting.
- All holiday events are now being advertised.

Old Business

None

New Business

None

Next Meeting

Tuesday, November 16, 2021 at 7pm at the Oceola Community Center.

Adjournment

Motion to adjourn at 7:27 pm by Tammy Beal supported by Diana Lowe. **Motion carried 4-0.**

Approved

Date

Submitted by: Tammy L. Beal, Secretary

HOWELL AREA FIRE AUTHORITY

AGENDA

Date: November 17, 2021

Time: 6:00 PM

Board members

Bill Bamber, Oceola Twp, Chairman

Mike Coddington, Howell Twp., Vice Chairman

Mark Fosdick, Cohoctah Twp., Secretary

Robert Hanvey, Marion Twp., Member

Nick Proctor, City of Howell, Treasurer

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 October 20, 2021

Call to public (Items not on the agenda)

Discussion/Approval Purchase of new rescue

Discussion/Approval Contract Renewal for HAFA Attorney Kevin Gentry

Discussion/Approval 2022 HAFA Board Meeting Schedule

Discussion/Approval disbursement of PSPHPR funds

Chief's Comments

- Benefit Dinner for FF Moor

Approve Payment of Bills and Payroll in the amount of \$205,147.97

New Business

Old Business

Approve the minutes of the closed session meeting of October 20, 2021

Closed Session

Adjournment

HOWELL AREA FIRE AUTHORITY

October 20, 2021 – 6:00 pm

Oceola Township Hall – 1577 N. Latson Rd. Howell, MI 48843

Present:

Chairman Bill Bamber, Vice Chairman Mike Coddington, Treasurer Nick Proctor, Member Bob Hanvey, Secretary Mark Fosdick, Attorney Kevin Gentry, Fire Chief Ron Hicks, Asst. Sec/Treas. Laura Walker

Chairman Bill Bamber called the meeting to order at 6:01 pm

Approve the minutes of the regular meeting of September 22, 2021: MOTION by Mr. Hanvey, SUPPORT by Mr. Proctor to approve the minutes of the regular meeting of September 22, 2021. MOTION CARRIED UNANIMOUSLY.

Call to Public: No Response

Discussion/Approval Selection of vendor to perform hose testing: MOTION by Mr. Proctor, SUPPORT by Mr. Coddington to approve contract by Waterways of Michigan to perform hose testing. MOTION CARRIED UNANIMOUSLY.

Approve payment of September Bills and Payroll: MOTION by Mr. Proctor, SUPPORT by Mr. Fosdick to authorize payment of Bills and Payroll in the amount of \$162,738.16. MOTION CARRIED UNANIMOUSLY.

Enter Closed Session: MOTION by Mr. Fosdick, SUPPORT by Mr. Proctor to enter closed session at 6:27pm. Roll call vote taken: 5 yea's and 0 nay's.

End Closed Session: MOTION by Mr. Proctor, SUPPORT by Mr. Hanvey to end closed session at 6:39pm. Roll call vote taken: 5 yea's and 0 nay's.

Adjourn: MOTION by Mr. Proctor, SUPPORT by Mr. Fosdick to adjourn the meeting at 6:40pm. MOTION CARRIED UNANIMOUSLY.

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

Approved By: _____
Mark Fosdick, Secretary

HOWELL AREA FIRE AUTHORITY

2022 BOARD MEETING SCHEDULE

All meetings of the Howell area Fire Authority Board are held at the
Oceola Township Hall – 1577 N. Latson Rd., Howell, MI 48843 at 6:00 pm

JANUARY 19, 2022

JULY 20, 2022

FEBRUARY 16, 2022

AUGUST 17, 2022

MARCH 16, 2022

SEPTEMBER 21, 2022

APRIL 20, 2022

OCTOBER 19, 2022

MAY 18, 2022

NOVEMBER 16, 2022

JUNE 15, 2022

DECEMBER 21, 2022

MONTHLY UPDATE TO THE BOARD

TO: HOWELL AREA FIRE AUTHORITY BOARD OF DIRECTORS
FROM: RON HICKS, FIRE CHIEF
SUBJECT: MONTHLY HAFD REPORT FOR OCTOBER 2021
DATE: NOVEMBER 17, 2021

During the month of October, the HAFD responded to a total of 193 calls for service. There were 146 calls in October of 2020. The total year-to-date runs for 2021 is 1678. Last year's total at the end of October was 1433.

Some of the more significant events for the month included:

On October 4th Howell Firefighters were dispatched to a reported vehicle crash in the 2000 block of E. Grand River in Ocoola Township. Upon arrival units advised extrication was required for one driver.

On October 6th, Howell Firefighters were dispatched AMA to a reported structure fire in the 6000 block of Pingree Rd. in Putnam Township. Upon arrival crews assisted with water supply and fire ground operations. A large barn and vehicles were destroyed by fire in what appeared to be a grow operation.

On October 17th Howell Firefighters/members of the Tech rescue team were dispatched to a reported man down in a trench located in Brighton Township. While enroute crews were advised the worker was deceased and it was now a recovery operation. Crews remained on scene until the recovery could be completed.

On October 24th Howell Firefighters were dispatched to a vehicle crash with extrication in the 1900 block of W. Cohoctah Rd. While enroute crews came across a second crash at Oak Grove and Cohoctah Rd. upon arrival at the original crash the driver told crews she was headed to Oak Grove Rd. where her daughter was involved in an accident.

Training for the month of October consisted of AMA training with other county fire departments, Tour of Wastewater treatment plant, presentation by Panhandle Eastern pipeline Co and SDS refresher.

Next meeting of the Howell Area Fire Authority Board is scheduled for Wednesday November 17th, 2021, at 6:00 pm.

HOWELL AREA FIRE DEPARTMENT FIRE MARSHAL DIVISION

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

DATE: November 2, 2021
TO: Chief Hicks
Fire Authority Board
FROM: Jamil Czubenko, Deputy Chief/Fire Marshal
REF: October 2021 Month End

The month of October 2021 was busy in the Fire Marshal Division. Fire Prevention Presentations, the Legend of Sleepy Howell and planning for the 2021 Fantasy of Lights Parade are a few of the projects that the FMD were involved with. The HAFD will continue to carry Santa through the parade and his sleigh is scheduled for a tune up early in November.

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

The FMD has been involved with new and proposed projects for vacant property and existing buildings throughout our jurisdiction. Proposals and plans for projects continue to be submitted for review and comment.

Fire Prevention Week was October 4-10, 2021. "Learn the Sounds of Fire Safety!" was this year's NFPA message. The HAFD 2021 Open House was on Sunday, October 10, 2021, from 1:00pm to 4:00pm. The weather cooperated this year and we were visited by approximately 225 children and adults. Along with all of our personnel, apparatus and equipment, several community and business supporters were able to join us and share fire and safety messages. The Livingston County Sheriff's Department Explorer's provided children fingerprinting and ID's. Corrigan's Towing, Livingston County 911, DART and Howell PD were also additional participants in this year's event. Along with our equipment displays, there were several interactive events and demonstrations by firefighters. This event was successful and went without any incident.

Fire prevention activities have occurred throughout the month of October and are scheduled into November. The Fire Dept visited children in their schools.

The Legend of Sleepy Howell and Headless Horseman 5k had several planning meetings leading up to the October 22-23 event. The FMD is involved with planning, setup and safety. The Fire Dept provided traffic assistance for the Headless Horseman.

Our Smoke Detector Program visited 8 homes, where we either evaluated or installed new equipment. Captain Appleyard had done 4 Child Safety Seat inspections for the month as well.

November 2021 brings us more planning for future building projects, the Fantasy of Lights, and various fire prevention events.

INCIDENT NUMBER	INCIDENT TYPE	DATE	LOCATION	APPARATUS
2021-1601	551 - Assist police or other governmental agency	10/15/2021	603 OLDE ENGLISH CIR	BR20,FM2,STA20
2021-1602	622 - No incident found on arrival at dispatch address	10/16/2021	1333 E I96	C-202,EN20,STA20
2021-1606	442 - Overheated motor	10/16/2021	4450 MASON RD	C-202,CH24,EN20,EN21,EN24,FM2,R20,STA22,STA23,TA22
2021-1610	311 - Medical assist, assist EMS crew	10/16/2021	4459 WYNNWOOD DR	EN20,STA20
2021-1611	551 - Assist police or other governmental agency	10/16/2021	4435 WYNNWOOD DR	BR20,STA20
2021-1617	551 - Assist police or other governmental agency	10/19/2021	56 S BURKHART RD	BR20,STA20
2021-1618	551 - Assist police or other governmental agency	10/19/2021	999 STONEHEDGE DR	BR20,C-202,STA20
2021-1627	324 - Motor vehicle accident with no injuries.	10/20/2021	4999 W MARR RD	C-2,EN20,STA20
2021-1630	551 - Assist police or other governmental agency	10/20/2021	3259 KNEELAND CIR	EN20,STA20
2021-1632	551 - Assist police or other governmental agency	10/20/2021	2211 GRAND COMMERCE DR	EN21,STA20
2021-1635	745 - Alarm system activation, no fire - unintentional	10/21/2021	2970 OAK GROVE RD	CH20,EN20,FM2,STA20
2021-1639	321 - EMS call, excluding vehicle accident with injury	10/22/2021	3995 N BURKHART RD	BR20,CH24,STA20,STA24
2021-1643	320 - Emergency medical service, other	10/23/2021	3299 HILL HOLLOW LN	BR20,STA20
2021-1645	600 - Good intent call, other	10/23/2021	729 E HIGHLAND RD	STA20
2021-1658	900 - Special type of incident, other	10/25/2021	1333 E I96	STA20
2021-1659	324 - Motor vehicle accident with no injuries.	10/25/2021	1333 E I96	C-202,EN20,R20,STA20
2021-1663	320 - Emergency medical service, other	10/25/2021	2051 BYRON RD	BR20,BR24,CH20,FM2,STA20,STA24
2021-1665	611 - Dispatched & cancelled en route	10/25/2021	5430 ARBORETUM TRL	BR20,STA20
2021-1667	600 - Good intent call, other	10/26/2021	3705 W GRAND RIVER	BR21,CH20,STA20
2021-1668	611 - Dispatched & cancelled en route	10/26/2021	1335 W I96	STA20
2021-1674	745 - Alarm system activation, no fire - unintentional	10/27/2021	3401 W GRAND RIVER	C-202,EN20,STA20
2021-1677	611 - Dispatched & cancelled en route	10/27/2021	3030 W GRAND RIVER	BR20,C-202,STA20
2021-1678	551 - Assist police or other governmental agency	10/28/2021	3420 KNEELAND CIR	BR20,STA20
2021-1679	622 - No incident found on arrival at dispatch address	10/28/2021	3401 W GRAND RIVER	STA20
2021-1690	311 - Medical assist, assist EMS crew	10/31/2021	3420 KNEELAND CIR	BR20,STA20

Total # Incidents for HOWELL TWP:

50

ZONE: MARION - MARION Twp				
2021-1509	322 - Motor vehicle accident with injuries	10/01/2021	1699 PINCKNEY RD	CH20,CPT20,EN20,STA20
2021-1531	611 - Dispatched & cancelled en route	10/05/2021	1209 HUDSON DR	BR20,STA20
2021-1536	311 - Medical assist, assist EMS crew	10/06/2021	5187 CLEARVIEW DR	BR23,CPT23,STA20
2021-1548	551 - Assist police or other governmental agency	10/06/2021	350 DINKEL DR	BR23,CH23,CPT23,STA20,STA23

Only REVIEWED incidents included. Archived Zones cannot be unarchived.



INCIDENT NUMBER	INCIDENT TYPE	DATE	LOCATION	APPARATUS
2021-1552	311 - Medical assist, assist EMS crew	10/07/2021	3586 PINGREE RD	BR20,BR23,CH23,STA20
2021-1558	445 - Arcing, shorted electrical equipment	10/07/2021	5550 HINCHEY RD	BR23,CPT23,LT23,STA20,STA23
2021-1567	311 - Medical assist, assist EMS crew	10/09/2021	3040 W COON LAKE RD	BR20,BR23,CH23,STA20,STA23
2021-1575	551 - Assist police or other governmental agency	10/11/2021	4200 BENTLEY LAKE RD	BR20,BR23,CH23
2021-1577	745 - Alarm system activation, no fire - unintentional	10/11/2021	400 WRIGHT RD	CH20,EN23,STA20,STA23
2021-1580	311 - Medical assist, assist EMS crew	10/11/2021	1437 WEATHERSTONE LN	BR20,STA20
2021-1582	551 - Assist police or other governmental agency	10/12/2021	350 DINKEL DR	BR23,STA23
2021-1592	311 - Medical assist, assist EMS crew	10/13/2021	2552 SEXTON RD	BR21,BR23,C-202,CH23,STA20,STA23
2021-1600	746 - Carbon monoxide detector activation, no CO	10/15/2021	1084 GRAY FOX CT	EN23
2021-1613	551 - Assist police or other governmental agency	10/17/2021	350 DINKEL DR	BR23,CH23,CPT23,STA20,STA23
2021-1616	551 - Assist police or other governmental agency	10/18/2021	350 DINKEL DR	BR23,CH23,STA20,STA23
2021-1619	551 - Assist police or other governmental agency	10/19/2021	5760 MASON RD	BR20,STA20
2021-1625	311 - Medical assist, assist EMS crew	10/20/2021	2175 NORTON RD	BR20,BR21,C-202,FM2
2021-1628	700 - False alarm or false call, other	10/20/2021	2820 N BURKHART RD	CPT20
2021-1636	542 - Animal rescue	10/21/2021	2870 CEDAR LAKE RD	CPT23,EN23,LT23,STA20,STA23
2021-1651	622 - No incident found on arrival at dispatch address	10/24/2021	299 S BURKHART RD	BR20,LT202,STA20
2021-1655	611 - Dispatched & cancelled en route	10/25/2021	2599 DUTCHER RD	BR20,CH23,STA20,STA23
2021-1671	551 - Assist police or other governmental agency	10/26/2021	711 COUNTY FARM RD	BR21,FM2,STA20
2021-1686	551 - Assist police or other governmental agency	10/30/2021	350 DINKEL DR	BR23,CH23,STA20
2021-1688	324 - Motor vehicle accident with no injuries.	10/31/2021	1 E COON LAKE RD	C-202,CH23,CPT23,EN20,EN23,STA20
2021-1689	611 - Dispatched & cancelled en route	10/31/2021	1 E COON LAKE RD	CH20
2021-1693	551 - Assist police or other governmental agency	10/31/2021	350 DINKEL DR	BR23,STA23
2021-1695	322 - Motor vehicle accident with injuries	10/31/2021	2199 PINCKNEY RD	C-202,EN20,FM2,STA20,STA23

Total # Incidents for MARION:

27

ZONE: OCEOLA - OCEOLA Twp

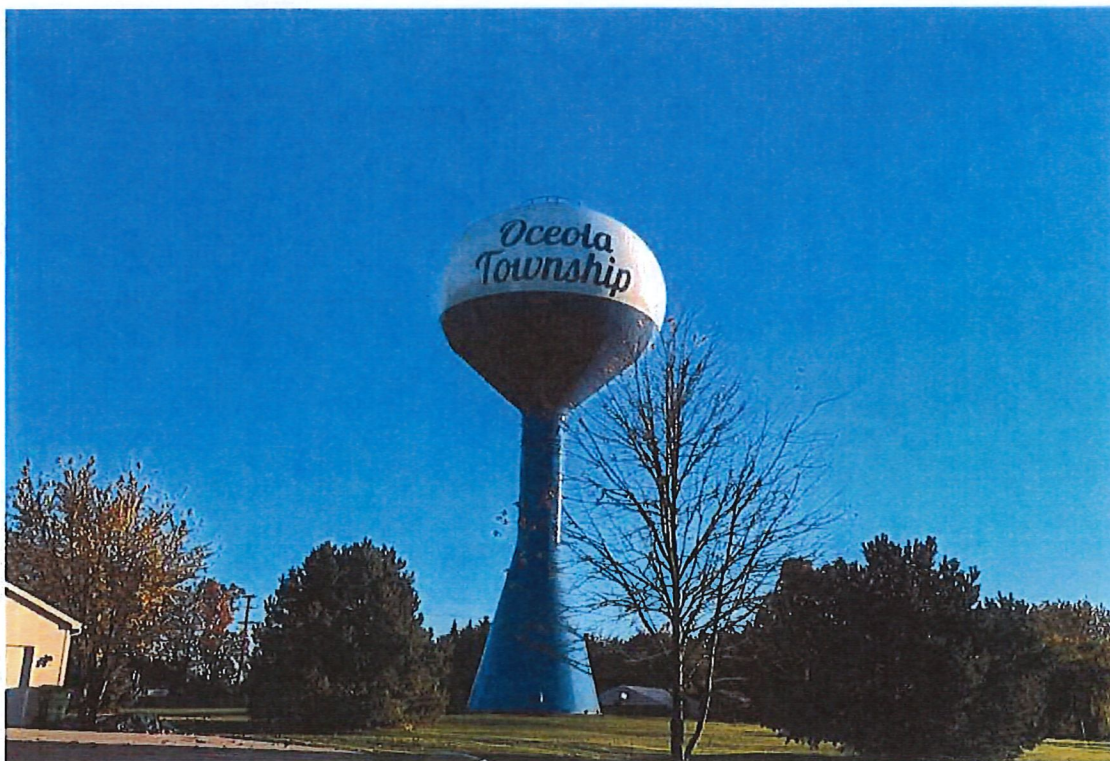
2021-1503	542 - Animal rescue	10/01/2021	1487 BUTLER BLVD	EN20,EN22
2021-1511	551 - Assist police or other governmental agency	10/02/2021	2606 CASTLE ROCK CT	BR20,BR22,STA22
2021-1516	551 - Assist police or other governmental agency	10/03/2021	1023 CALLAWAY CT	BR20,BR22

Only REVIEWED incidents included. Archived Zones cannot be unarchived.



Marion, Howell, Oceola, and Genoa Sewer and Water Authority

System Operational Report



For

November 17th, 2021

MHOG Water Authority Meeting
November 17, 2021 at 5:00 PM

AGENDA

1. Approval of the Minutes of October 20, 2021
2. Call to Public
3. Reports
 - Staff Reports: (Greg Tatara)
 - Treasurer (Robin Hunt)
 - Engineer (Gary Markstrom)
 - CPA (Ken Palka)
4. New Business
 - Correspondence
 - 2022 Meeting Schedule
5. Old Business
6. Adjournment

Marion Howell Oceola Genoa

WATER AUTHORITY

MHOG Water Authority Meeting MINUTES

The Marion, Howell, Oceola, Genoa Water Authority met on October 20, 2021 at 5:00 PM. Members present were Bamber, Coddington, Rogers, Hanvey, Hunt, Lowe, Counts and Schuhmacher.

The meeting was called to order by Chairman Hanvey.

A motion was made by Rogers to approve the minutes of the September 22, 2021 meeting. The motion was seconded by Schuhmacher and carried.

A call to the public was held.

A motion was made by Rogers to conduct the regularly scheduled maintenance of well # 6, not to exceed \$3,5000.00. The motion was seconded by Counts and carried.

A motion was made by Schuhmacher to approve General Fund checks # 8942 through 8967 and PR 688-695, totaling \$164,535.72. The motion was seconded by Counts and carried.

A motion was made by Schuhmacher to approve checks # 1078-1079 for \$5,000.00, from Capital Reserve Replacement Fund. The motion was seconded by Coddington and carried.

A motion was made by Coddington to approve check # 1022 from Connection Fees for \$6,960.00. The motion was seconded by Bamber and carried.

A motion was made by Hunt to adjourn. The motion was seconded by Counts and carried.

William J. Bamber, Secretary



MHOG Utility Department

2911 Dorr Road
Brighton, MI 48116
810-227-5225
www.mhog.org

November 12, 2021

Marion, Howell, Oceola, and Genoa Sewer and Water Authority
1577 North Latson Road
Howell, MI 48843

Subject: M.H.O.G. – November 2021 Board Report

Dear Board Members;

The MHOG System operated well over the past month. The front cover photograph is of the completed Oceola Tower Painting Project. The tower was placed back in service on November 9th. Following is a summary of the major activity since the October 20, 2021 meeting.

- Presented in the report is one of the final inspection reports from Nelson Tank for the Oceola Tower. This report shows the completed work on the roof vent, overflow and pit piping. The new vent and screen on the overflow are part of a new 10 State Standard requirements for water towers. Seven Brothers still has other vents to install as well as to insulate the base bells for Oceola and Genoa Towers
- Following receipt of another FOIA request from Padnos on November 2nd, Padnos filed suit against MHOG on November 10, 2021. They are asking the court to reverse the Board's decision and to compel connection. At the meeting, I have asked Mr. Jim Kiefer and Mr. Ted Seitz, our counsel on this case, to attend the meeting and go into closed session to discuss this litigation.
- New development has been very busy. Following is a summary of the activities:
 1. A preconstruction meeting was held for the old Ten Penny Furniture, which is now called Partland Development.
 2. Walk through inspections occurred for additional water main in Marion Oaks.
 3. Marion Oaks has requested installation of additional water main; this next phase will complete the loop to Warner Road.
- We held a zoom meeting with Vlahakis Cole, Howell Township, and the Livingston County Drain office regarding the continued pumping from Chestnut Crossing. Included in the report is e-mail correspondence from our attorney regarding our next step with regard to this development.

- The Deputy report highlights the September production data as well other maintenance activities performed over the past month. In addition, there is a copy of the lead and copper sampling report for this past year. MHOG remains in compliance for Lead and Copper.
- In Section 4, presented is the FY2021 budget to actual report through 12 months. Overall, we finished under budget for expenditures, so we expect a surplus this year. The audit is scheduled for right after the 1st of the year. In addition, a 6-month budget to actual for the DPW fund is provided. So far, we are looking good for the year, with most budget categories tracking near normal. As expected, fuel is tracking high for the year due to the cost increases with that. In addition, overtime is high, given we just came off the summer production and this past year, with storms and high rainfall, we had quite a bit of overtime. Hopefully, that goes down over the winter months

We look forward to discussing the contents of the report in detail with the Board at the regular meeting on November 17th, 2021.

Sincerely,



Greg Tatara
Utility Director

**LIVINGSTON COUNTY SHERIFF'S OFFICE
MARION TOWNSHIP OCTOBER 2021**

911 HANG UP	3
ABANDONED VEHICLE	1
ALARM	6
ANIMAL COMPLAINT	7
ASSAULT REPORT ONLY	1
ASSIST EMS	4
ASSIST OTHER AGENCY	1
BURGLARY REPORT ONLY	1
CITIZEN ASSIST	2
CIVIL COMPLAINT	1
CONSERVATION LAWS	1
DISTURBANCE/TROUBLE	1
DOMESTIC PHYSICAL IN PROGRESS	2
DOMESTIC VERBAL	4
DRUGS/VCSA	1
FOLLOW UP	1
GENERAL NON CRIMINAL	1
HAZARD	5
INTIMIDATION THREATS HARASSMEN	1
LITTERING, DUMPING	1
LOUD PARTY	1
MDOP	1
MISSING PERSON/RUN-A-WAY	1
MOTORIST ASSIST	2
OVERDOSE/INGESTION	1
PARK/TRAF COMP	2
PDA	16
PERSONAL INJURY ACCIDENT	2
PPO VIOLATION	1
PUBLIC SERVICE	1
SHOTS FIRED	2
STALKING	1
SUSPICIOUS PERSON	1
SUSPICIOUS VEHICLE	2
TRESSPASSING, LOITERING	3
UNKNOWN ACCIDENT	1
VIN INSPECTION	1
WELFARE CHECK	3

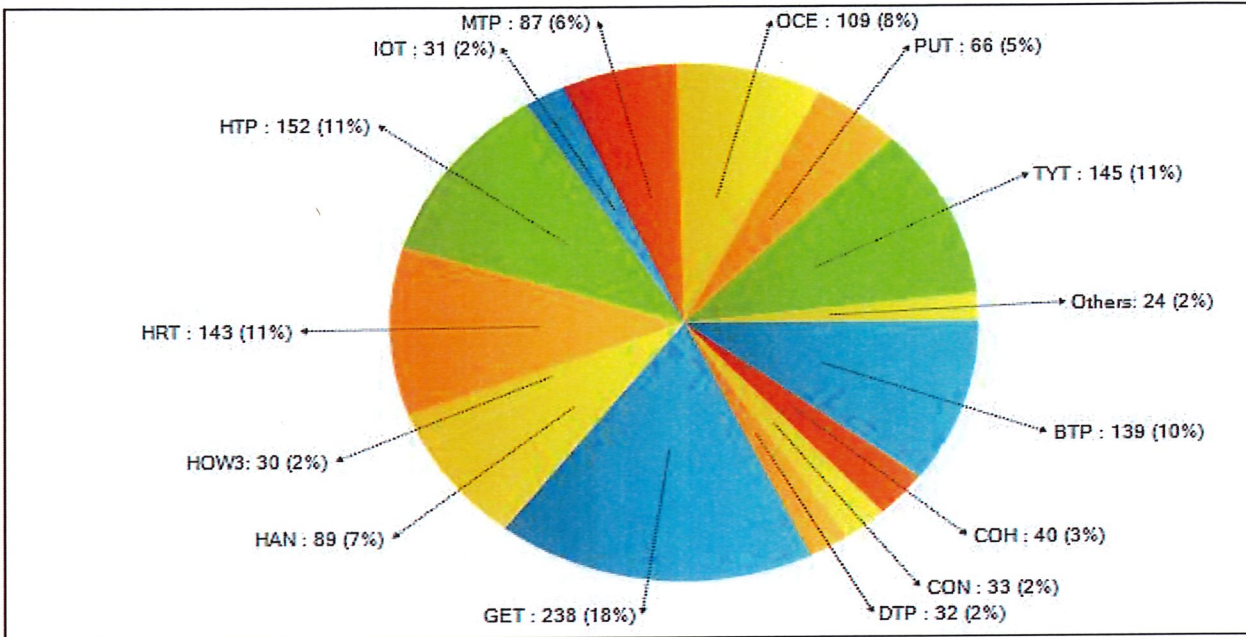
TOTAL: 87

MARION TOWNSHIP

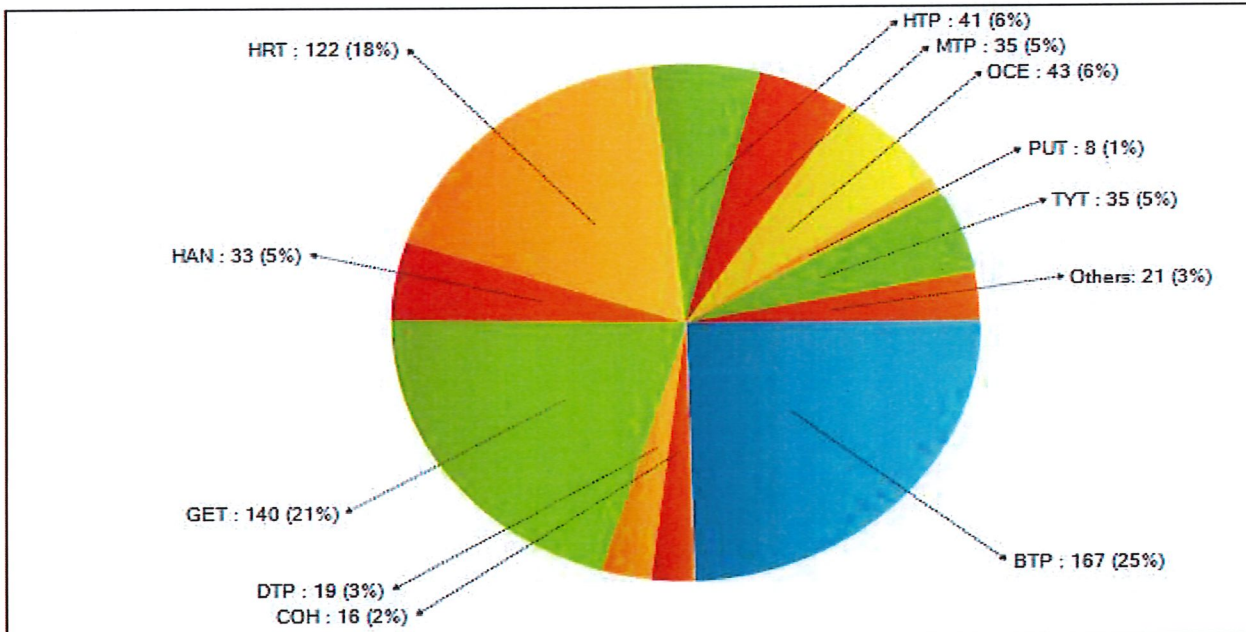
<u>MONTH</u>	<u>CALLS FOR SERVICE</u>	<u>TICKETS WRITTEN</u>	<u>ARRESTS</u>
JANUARY	71	10	1
FEBRUARY	72	9	6
MARCH	78	18	2
APRIL	57	7	1
MAY	75	16	1
JUNE	110	12	3
JULY	91	13	2
AUGUST	85	11	3
SEPTEMBER	71	8	1
OCTOBER	87	19	2
NOVEMBER			
DECEMBER			
YTD TOTALS:	797	123	22

<u>TOWNSHIP</u>	NUMBER OF CALLS		RESPONSE TIME		NUMBER OF CALLS		RESPONSE TIME		<u>TOTAL</u>
	<u>3:00PM - 11:00PM</u>		<u>3:00PM - 11:00PM</u>		<u>11:00PM - 3:00PM</u>		<u>11:00PM - 3:00PM</u>		
BRIGHTON	46		26:27		93		22:14	139	
COHOCTAH	16		34:22		24		32:54	40	
CONWAY	9		35:17		24		35:17	33	
DEERFIELD	7		1:18:43		25		29:40	32	
GENOA	98		24:25		140		24:44	238	
HANDY	41		35:02		48		32:27	89	
HARTLAND	62		28:41		81		27:27	143	
HOWELL	48		21:30		104		22:13	152	
IOSCO	15		1:20:29		16		42:36	31	
MARION	31		29:40		56		29:01	87	
OCEOLA	40		24:37		69		31:14	109	
PUTNAM	33		22:31		33		30:07	66	
TYRONE	82		15:34		63		36:57	145	

LIVINGSTON COUNTY SHERIFF'S OFFICE
OCTOBER 2021 CALLS FOR SERVICE



MICHIGAN STATE POLICE
OCTOBER 2021 CALLS FOR SERVICE



**LIVINGSTON COUNTY SHERIFF'S OFFICE
MARION TOWNSHIP NOVEMBER 2021**

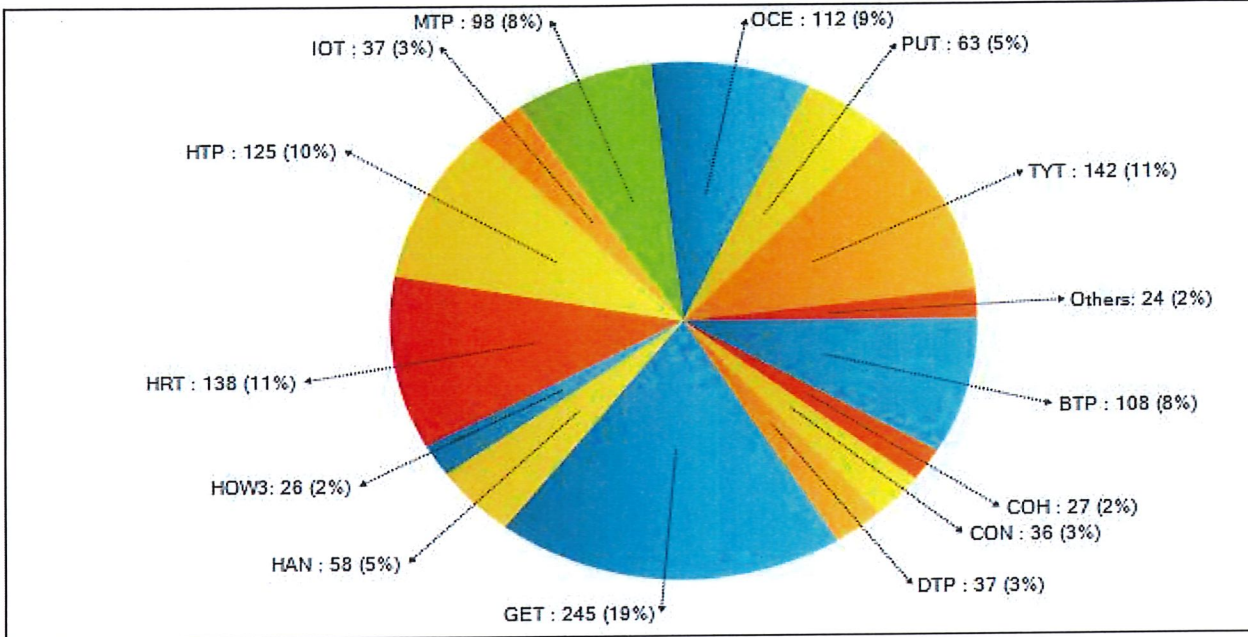
Nature	# Events
911 HANG UP	1
ABANDONED VEHICLE	1
ALARM	6
ANIMAL COMPLAINT	7
AREA CHECK	1
ASSAULT REPORT ONLY	1
ASSIST EMS	2
ASSIST OTHER AGENCY	3
CARDIAC/RESPIRATORY ARREST	2
CITIZEN ASSIST	7
CIVIL COMPLAINT	2
CONSERVATION LAWS	2
DOMESTIC PHYSICAL IN PROGRESS	1
DOMESTIC VERBAL	4
FRAUD	4
HAZARD	3
HIT AND RUN ACCIDENT	2
INDECENT EXPOSURE	1
INTIMIDATION THREATS HARASSMEN	1
LARCENY	1
MDOP	1
MENTAL/CMH/PSYCH	1
MOTORIST ASSIST	2
PDA	19
PERSONAL INJURY ACCIDENT	4
PIREF (REFUSE EMS)	2
ROAD RUNOFF	1
STALKING	1
SUICIDAL SUBJECT	1
SUSPICIOUS PERSON	1
SUSPICIOUS SITUATION	2
SUSPICIOUS VEHICLE	1
TRAFFIC STOP	1
TRESSPASSING, LOITERING	1
UNKNOWN ACCIDENT	1
VIN INSPECTION	1
WAR ATT/SEARCH	1
WELFARE CHECK	5
TOTAL:	98

MARION TOWNSHIP

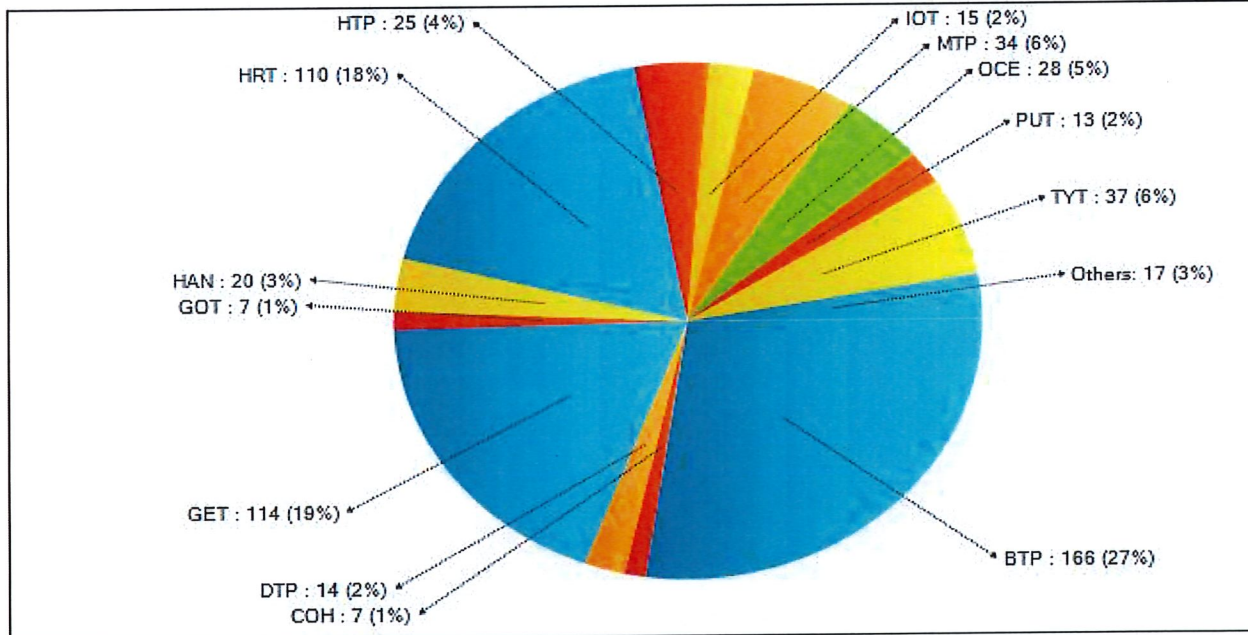
<u>MONTH</u>	<u>CALLS FOR SERVICE</u>	<u>TICKETS WRITTEN</u>	<u>ARRESTS</u>
JANUARY	71	10	1
FEBRUARY	72	9	6
MARCH	78	18	2
APRIL	57	7	1
MAY	75	16	1
JUNE	110	12	3
JULY	91	13	2
AUGUST	85	11	3
SEPTEMBER	71	8	1
OCTOBER	87	19	2
NOVEMBER	98	12	4
DECEMBER			
YTD TOTALS:	895	135	26

<u>TOWNSHIP</u>	<u>NUMBER OF CALLS</u>		<u>RESPONSE TIME</u>		<u>NUMBER OF CALLS</u>		<u>RESPONSE TIME</u>	
	<u>3:00PM - 11:00PM</u>	<u>11:00PM - 3:00PM</u>	<u>3:00PM - 11:00PM</u>	<u>11:00PM - 3:00PM</u>	<u>11:00PM - 3:00PM</u>	<u>11:00PM - 3:00PM</u>	<u>11:00PM - 3:00PM</u>	<u>TOTAL</u>
BRIGHTON	27	81	22:31	34:50	108			
COHOCTAH	9	18	29:26	38:48	27			
CONWAY	7	29	32:43	1:11:04	36			
DEERFIELD	12	25	34:50	44:20	37			
GENOA	90	155	25:52	27:47	245			
HANDY	29	29	24:42	36:35	58			
HARTLAND	37	101	23:36	30:20	138			
HOWELL	52	73	18:04	19:58	125			
IOSCO	11	26	37:28	30:01	37			
MARION	36	62	25:07	37:35	98			
OCEOLA	38	74	19:26	37:57	112			
PUTNAM	35	28	16:06	32:51	63			
TYRONE	82	60	21:46	39:29	142			

LIVINGSTON COUNTY SHERIFF'S OFFICE
NOVEMBER 2021 CALLS FOR SERVICE



MICHIGAN STATE POLICE
NOVEMBER 2021 CALLS FOR SERVICE



DPW Reports 2021

	JAN	FEB	MAR	APRIL	MAY	JUNE	JULY	AUG	SEPT	OCT	NOV	DEC	TOTAL
WATER													
NEW	7	11	9	14	4	6	2	1	5	20	6		85
EXISTING													
REPLACEMENT									1				1
IRRIGATION													
NEW	2	8	9	15	2	5	5	1	8	7	1		63
EXISTING													
SEWER													
NEW	7	11	8	13	5	6	4	1	5	21	6		87
EXISTING													
TOTAL	16	30	26	42	11	17	11	3	19	48	13		236

#101 General Fund
Transactions by Account

As of November 30, 2021

	<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Amount</u>
001 - CASH - GENERAL - FNB				
	11/01/2021	11647	PNC Bank	-850.57
	11/01/2021	11657	STATE OF MICHIGAN	-400.00
	11/01/2021	11658	Renee Hocking	-385.00
	11/01/2021	11659	Spicer Group Inc	-10,609.75
	11/01/2021	11660	STATE OF MICHIGAN	-142.40
	11/01/2021	11661	BS & A SOFTWARE, INC	-3,590.00
	11/01/2021	11662	VOID	0.00
	11/04/2021	11663	MTA	-33.00
	11/04/2021	11664	Culligan of Ann Arbor	-31.80
	11/04/2021	11666	MICHIGAN MUNICIPAL TREASUI	0.00
	11/08/2021	11665	CRYSTAL LABETS	0.00
	11/08/2021	11667	MICHIGAN MUNICIPAL TREASUI	-75.00
	11/08/2021	11668	CRYSTAL LABEDZ	-200.00
	11/10/2021	11669	ALERUS PAYMENT SOLUTIONS	-3,786.63
	11/10/2021	11670	Marion Township Flex Fund	-1,593.33
	11/10/2021	11671	VOYA Institutional Trust	-300.00
	11/10/2021	11672	LIV CO CLERKS ASSOC	-40.00
	11/10/2021	11673	LIV CO TREASURER'S ASSOCIA	0.00
	11/10/2021	11674	PROFESSIONAL REGISTERED F	0.00
	11/10/2021	11675	DTE ENERGY	-76.63
	11/10/2021	11676	VERIZON WIRELESS	-57.16
	11/10/2021	11677	QUADIENT FINANCE USA, INC.-	-300.00
	11/10/2021	11678	FOWLerville NEWS & VIEWS	-90.00
	11/10/2021	11679	LIV CO TREASURER'S ASSOCIA	-75.00
	11/10/2021	0011628	JAMES L. ANDERSON JR.	-176.20
	11/10/2021	0011630	SCOTT R. LLOYD	-168.31
	11/10/2021	0011627	LESLIE D. ANDERSEN	-339.42
	11/10/2021	NO - CK#	LINDA M. MANSON-DEMPSEY	0.00
	11/10/2021	e84602	TAMMY L. BEAL	-2,642.39
	11/10/2021	E84603	DIANE D. BOCKHAUSEN	-92.35
	11/10/2021	E84604	GAIL A. BURLINGAME	-2,665.95
	11/10/2021	E84605	SANDY DONOVAN	-3,270.13
	11/10/2021	E84606	GREGORY L. DURBIN	-1,093.09
	11/10/2021	E84607	LAWRENCE W. GRUNN	-220.25
	11/10/2021	E84608	DAVE HAMANN	-2,525.05
	11/10/2021	E84609	ROBERT W. HANVEY	-3,768.06
	11/10/2021	E84610	ROBERT JABER	-2,542.79
	11/10/2021	E84612	LOREEN B. JUDSON	-3,084.18
	11/10/2021	E84613	THOMAS A. LLOYD	-516.36
	11/10/2021	E84614	SANDRA J. LONGSTREET	-2,103.45
	11/10/2021	E84615	DANIEL F. LOWE	-539.39
	11/10/2021	E84617	KITSEY A. RENNELLS	-2,423.50

#101 General Fund
Transactions by Account

As of November 30, 2021

<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Amount</u>
11/10/2021	E84618	JESSICA S. TIMBERLAKE	-2,065.98
11/10/2021	0011629	LARRY J. FILLINGER	-138.52
11/10/2021	0011631	BRUCE V. POWELSON	-92.35
11/10/2021	0011632	CHERYL A. RANGE	-92.35
11/10/2021	11681	DC OILS LLC	-200.00
11/10/2021	11680	VOID	0.00
11/15/2021	11682	Michelle Huey	-100.00
11/15/2021	11683	Charter Communications	-431.21
11/15/2021	11684	ECONO-PRINT INC.	-4,972.14
11/15/2021	11685	GORMLEY AND JOHNSON LAW	-449.40
11/15/2021	11686	WATER TECH	-50.00
11/15/2021	11687	CARTRIDGE WORLD	-119.98
11/16/2021	11688	RECYCLE LIVINGSTON	-130.00
11/17/2021	11689	Eleanor A Siewert	-361.56
11/18/2021	11690	Colonial Life	-452.74
11/22/2021	11691	Brighton Cleaning Supplies	-216.87
11/22/2021	11692	VOID	0.00
11/22/2021	11693	DTE ENERGY	-483.25
11/22/2021	11694	CHEYANNE PISTOLE	-100.00
11/22/2021	11695	WEST SHORE SERVICES, INC	-850.00
11/24/2021	11696	CONSUMERS ENERGY	-201.41
11/24/2021	11697	KEARNS MECHANICAL LLC	-1,788.00
11/29/2021	11698	Kandi McPherson	-100.00
11/29/2021	11699	Renee Hocking	-340.00
11/29/2021	11701	Blue Cross Blue Shield of Michigan	-15,603.58
11/29/2021	11702	STAPLES	-27.87

GENERAL FUND CHECKING

Previous Balance	\$	1,854,191.12
Receipts	\$	196,870.99
Interest	\$	162.69
	\$	<u>2,051,224.80</u>
Expenditures	\$	88,499.56
Balance	\$	<u>1,962,725.24</u>

CEMETERY FUND

Previous Balance	\$	51,907.50
Receipts	\$	1,500.00
Interest		
	\$	<u>53,407.50</u>
Expenditures	\$	1,830.00
Balance	\$	<u>51,577.50</u>

PARKS & RECREATION FUND

Previous Balance	\$	27,906.56
Receipts	\$	43.00
Interest		
	\$	<u>27,949.56</u>
Expenditures	\$	300.00
Balance	\$	<u>27,649.56</u>

WATER - NEW USER

Previous Balance	\$	521,194.64
Receipts	\$	7,734.00
Interest	\$	40.43
	\$	<u>528,969.07</u>
Expenditures	\$	38,500.00
Balance	\$	<u>490,469.07</u>

SEWER OPERATING & MANAGEMT

Previous Balance	\$	157,547.07
Receipts	\$	26,680.27
Interest		
	\$	<u>184,227.34</u>
Expenditures	\$	29,506.47
Balance	\$	<u>154,720.87</u>

SEWER - NEW USER

Previous Balance	\$	830,810.89
Receipts	\$	19,500.00
Interest		
	\$	<u>850,310.89</u>
Expenditures	\$	-
Balance	\$	<u>850,310.89</u>

SPEC ASSESS. FUND

Previous Balance	\$	59,139.44
Receipts	\$	3,773.64
	\$	<u>62,913.08</u>
Expenditures	\$	375.00
Balance	\$	<u>62,538.08</u>

ESCROW FUND

Previous Balance	\$	101,134.63
Receipts	\$	-
	\$	<u>101,134.63</u>
Expenditures	\$	5,566.75
Balance	\$	<u>95,567.88</u>

SUMMARY TOTALS

General Fund	\$	1,962,725.24
Cemetery Fund	\$	51,577.50

FISCAL YEAR 2021-22 MARION TOWNSHIP FINANCIAL REPORT

Nov-21

GENERAL FUND CHECKING

Previous Balance	\$	1,854,191.12
Receipts	\$	196,870.99
Interest	\$	162.69
	\$	<u>2,051,224.80</u>
Expenditures	\$	88,499.56
Balance	\$	<u>1,962,725.24</u>

CEMETERY FUND

Previous Balance	\$	51,907.50
Receipts	\$	1,500.00
Interest		
	\$	<u>53,407.50</u>
Expenditures	\$	1,830.00
Balance	\$	<u>51,577.50</u>

PARKS & RECREATION FUND

Previous Balance	\$	27,906.56
Receipts	\$	43.00
Interest		
	\$	<u>27,949.56</u>
Expenditures	\$	300.00
Balance	\$	<u>27,649.56</u>

WATER - NEW USER

Previous Balance	\$	521,194.64
Receipts	\$	7,734.00
Interest	\$	40.43
	\$	<u>528,969.07</u>
Expenditures	\$	38,500.00
Balance	\$	<u>490,469.07</u>

SEWER OPERATING & MANAGEMT

Previous Balance	\$	157,547.07
Receipts	\$	26,680.27
Interest		
	\$	<u>184,227.34</u>
Expenditures	\$	29,506.47
Balance	\$	<u>154,720.87</u>

SEWER - NEW USER

Previous Balance	\$	830,810.89
Receipts	\$	19,500.00
Interest		
	\$	<u>850,310.89</u>
Expenditures	\$	-
Balance	\$	<u>850,310.89</u>

SPEC ASSESS. FUND

Previous Balance	\$	59,139.44
Receipts	\$	3,773.64
	\$	<u>62,913.08</u>
Expenditures	\$	375.00
Balance	\$	<u>62,538.08</u>

ESCROW FUND

Previous Balance	\$	101,134.63
Receipts	\$	-
	\$	<u>101,134.63</u>
Expenditures	\$	5,566.75
Balance	\$	<u>95,567.88</u>

SUMMARY TOTALS

General Fund	\$	1,962,725.24
Cemetery Fund	\$	51,577.50

Parks & Rec Capital Chk	\$	27,649.56
Water - New User	\$	490,469.07
Sewer Operating & Mana	\$	154,720.87
Sewer - New User	\$	850,310.89
Special Assess. Fund	\$	62,538.08
Escrow Fund	\$	95,567.88
TOTAL	\$	3,695,559.09

2021 ZONING REPORT

	JAN	FEB	MARCH	APRIL	MAY	JUNE	JULY	AUG	SEPT	OCT	NOV	DEC	TOTAL
Homes	8	15	15	12	5	7	2	3	9	7	8		91
Condo Units				3		2				15			20
Accessory Bldgs.			3	2	1	2		2			1		11
Decks		1	5	9	6	5	4	8	4	4	1		47
Pools	1	1	4	1	2	1	2				1		13
Additions	1	1	3	3	1	2	1	1			1		14
Land Balancing													0
Other			2	2		2	1	1	3	1	1		13
TOTAL LAND USES	10	18	32	32	15	21	10	15	16	27	13	0	209
Waivers	1	3	5	10	11	14	1	3	3	7	5		63
Finals	7	5	6	11	8	29	12	23	17	15	12		145
Site Plans						1							1
Pre-Planning Meetings					1								1
Sewer Inspections	2	4	12	7	11	12	0	4	2	2	5		61

MARION TOWNSHIP

**RESOLUTION TO APPROVE
THE LANTERN VILLAGE ROAD PAVING
SPECIAL ASSESSMENT ROLL**

WHEREAS, the Township Board of Marion Township, Livingston County, Michigan, after due and legal notice, has conducted a public hearing on December 9, 2021 at 7:30pm at the Marion Township Hall, upon a proposed assessment roll prepared by the Supervisor for the purpose of defraying the costs of providing road paving for Hardman, Mandry, and Lantern View.

AND WHEREAS, such public hearing was preceded by proper notice in the Fowlerville News and Views, a newspaper of general circulation in the township, and by first-class mail notice to each property owner of record within said district and upon said Assessment Roll in accordance with the law and statute provided as shown by affidavits pertaining thereto on file with the Township Clerk.

AND WHEREAS, comments were received from those present at such public hearing concerning said assessment roll and opportunity to all present to be heard in the matter.

AND WHEREAS, no written objections were received to said roll and levy.

Or

AND WHEREAS, a record of those present to protest, and of written protests submitted at or before the public hearing was made a part of the minutes of the hearing.

AND WHEREAS, it is the opinion of the Township Board that no further time should be granted for consideration of the matter.

AND WHEREAS, the Township Board has duly inspected the proposed assessment roll and considered all comments and proposed amendments thereto and has found the proposed assessment roll to be correct, just and reasonable.

NOW THEREFORE IT BE RESOLVED AS FOLLOWS:

1. The assessment roll submitted by the Supervisor shall hereafter be designated as the Lantern Village Road Paving Special Assessment

District and shall hereby be confirmed as the assessment roll for the Lantern Village Road Paving Special Assessment District.

2. The assessments in said Lantern Village Road Paving Special Assessment District shall be determined based on actual cost, not to exceed \$250,000.00 total for the project. LCRC will contribute the engineering, inspection, testing and project administration and the Township will pay ten percent of the paving cost. The cost will be payable in ten equal installments beginning on December 1, 2022 and the following installments to be payable on the first day of the same month of each and every year thereafter for nine additional years. All unpaid installments prior to their transfer to the tax roll as provided by Michigan Public Act 188 of 1954, as amended, shall bear interest payable annually on each installment due date at the rate of one percent on the remaining balance.
3. If any installment of a special assessment is not paid when due, then the installment shall be considered to be delinquent and there shall be collected, in addition to the interest as provided by this section, a penalty at the rate of one percent for each month, or fraction of a month, that the installment remains unpaid before being reported to the Township Board for reassessment upon the township tax roll, also in accordance with said PA 188.
4. The assessments made in said special assessment roll are hereby ordered and directed to be collected by the Township Treasurer, and the Township Clerk shall deliver said special assessment roll to said Treasurer with her warrant attached, commanding the Treasurer to collect such assessments in accordance with the direction of the Township Board and said PA 188.
5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.

Upon roll call vote on the adoption of the resolution, the following voted "Aye":

The following voted "Nay":

The supervisor declared the resolution duly adopted.

Tammy Beal, Marion Township Clerk

Date

PROPOSED at Regular Board Meeting
December 9, 2021

Lantern Village Road Paving
Special Assessment District

Address	Parcel Number	Owner Name	Assessment
334 HARDMAN DR	4710-04-100-020	MILLER LIVING TRUST	\$8,928.57
341 HARDMAN DR	4710-04-100-021	KNAFFLE CRAIG & KRISTEN	\$8,928.57
3481 MANDRY DR	4710-04-100-023	HIVELY RICHARD W & IRIS E	\$8,928.57
3454 MANDRY DR	4710-04-100-047	STOCK DOUGLAS & JUDITH E	\$8,928.57
3599 MANDRY DR	4710-04-102-005	ALDRICH DAVID & STEPHANIE	\$8,928.57
378 HARDMAN DR	4710-04-102-007	BROWN KELLY & TRENT	\$8,928.57
356 HARDMAN DR	4710-04-102-008	GONZALO GARRETT D & JOANNA R	\$8,928.57
353 HARDMAN DR	4710-04-102-009	MOEN DAVID S	\$8,928.57
3598 LANTERN VIEW CT	4710-04-102-010	HOWARD WILLIAM B & CATHERINE M	\$8,928.57
3596 MANDRY DR	4710-04-102-011	HARRINGTON JEFFREY & STEPHANIE	\$8,928.57
3579 MANDRY DR	4710-04-102-012	KLINGSTEN JAMES A & BARBARA R	\$8,928.57
3565 MANDRY DR	4710-04-102-013	IGIELSKI THOMAS E	\$8,928.57
3549 MANDRY DR	4710-04-102-014	MCGOWAN PATRICK	\$8,928.57
3533 MANDRY DR	4710-04-102-015	PHINNEY GEORGE S & CHARLENE M	\$8,928.57
3515 MANDRY DR	4710-04-102-016	SANTURE DAVID D & SINDY L	\$8,928.57
3501 MANDRY DR	4710-04-102-017	ELLIOTT BARBARA K	\$8,928.57
3500 MANDRY DR	4710-04-102-018	LUSK LARRY W & BETTY L LIVING TRUST	\$8,928.57
3516 MANDRY DR	4710-04-102-019	MILLER BARBARA	\$8,928.57
3550 MANDRY DR	4710-04-102-020	SVATORA LAWRENCE G	\$8,928.57
3575 LANTERN VIEW CT	4710-04-102-021	MCBAIN KYLE & POPPE AMANDA	\$8,928.57
3547 LANTERN VIEW CT	4710-04-102-022	BREHMER DANIELLE	\$8,928.57
3564 LANTERN VIEW CT	4710-04-102-023	NASH JENNIFER & GEOFFREY	\$8,928.57
3546 LANTERN VIEW CT	4710-04-102-024	SIMET DAVID M & LAURA L	\$8,928.57
3528 LANTERN VIEW CT	4710-04-102-025	FOX DENNIS & CAROL L	\$8,928.57
3510 LANTERN VIEW CT	4710-04-102-026	MUELLER GARY & KATHRYN	\$8,928.57
3495 MANDRY DR	4710-04-102-027	STUROS REID & SHANNON	\$8,928.57
379 HARDMAN DR	4710-04-102-028	SCANLAN SEAN & MAUREEN	\$8,928.57
3633 LANTERN VIEW CT	4710-04-102-029	VINCE JEFFERY S & KAREN E	\$8,928.57

Total Proposed Assessment

\$250,000.00

Total Parcels

28

Public Act 188 of 1954 Proceedings

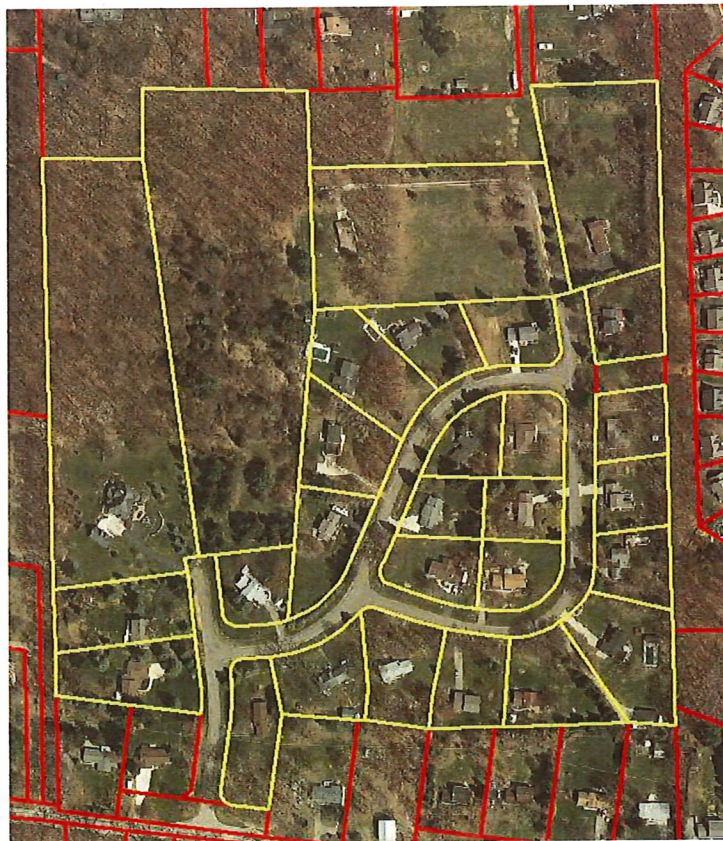
NOTICE OF LANTERN VILLAGE ROAD PAVING SPECIAL ASSESSMENT PUBLIC HEARING

Township of Marion
Livingston County, Michigan

TO: THE RESIDENTS AND PROPERTY OWNERS OF THE TOWNSHIP OF MARION,
LIVINGSTON COUNTY, MICHIGAN, AND ANY OTHER INTERESTED PERSONS

PLEASE TAKE NOTICE that the Township Supervisor has prepared and filed in the office of the Township Clerk for public examination a special assessment roll covering all properties within the Lantern Village Road Paving Special Assessment District benefited by the proposed road paving service. Road paving is defined as removing existing pavement and replacing with four inches of Hot Mix Asphalt. The roll has been prepared for the purpose of assessing the costs as shown. The estimated roll is in the total amount not to exceed \$250,000, with a proposed special assessment not to exceed \$8,930 per property owner. The amount assessed will be based on the actual cost of the project. LCRC will contribute the engineering, inspection, testing and project administration and the Township will pay ten percent of the paving cost. For further information, you are invited to examine the roll or call the Township.

PLEASE TAKE FURTHER NOTICE that the district within which the service will be provided and within which the cost thereof is proposed to be assessed is more particularly described as follows:



PARCEL NUMBERS

	Address	Parcel Number	Owner Name	Assessment
334	HARDMAN DR	4710-04-100-020	MILLER LIVING TRUST	\$8,928.57
341	HARDMAN DR	4710-04-100-021	KNAFFLE CRAIG & KRISTEN	\$8,928.57
3481	MANDRY DR	4710-04-100-023	HIVELY RICHARD W & IRIS E	\$8,928.57
3454	MANDRY DR	4710-04-100-047	STOCK DOUGLAS & JUDITH E	\$8,928.57
3599	MANDRY DR	4710-04-102-005	ALDRICH DAVID & STEPHANIE	\$8,928.57
378	HARDMAN DR	4710-04-102-007	BROWN KELLY & TRENT	\$8,928.57
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3633	LANTERN VIEW CT	4710-04-102-029	VINCE JEFFERY S & KAREN E	\$8,928.57

The township board will meet at the Marion Township Hall at 2877 W. Coon Lake Road, Howell, MI 48843, on December 9, 2021 at 7:30 p.m. to review the special assessment roll, to consider any objections thereto, and to confirm the roll as submitted or revised or amended. The roll may be examined at the office of the Township Clerk at the township hall during regular business hours of regular business days until the time of the hearing and may be examined at the hearing.

An owner or party in interest, or his or her agent, may appear in person at the hearing to protest the special assessment in writing, or may file his or her appearance and protest by letter before the hearing, and in that event, personal appearance shall not be required. The owner or any person having an interest in the real property who protests in writing at or before the hearing may file a written appeal of the special assessment with the State Tax Tribunal within 35 days after the special assessment roll is confirmed.

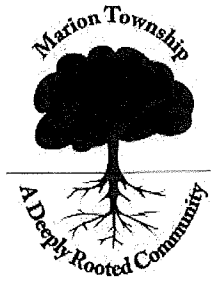
After the public hearing, the township board may confirm the roll as submitted or as revised or amended; may provide for payment of special assessments with interest; and may provide by resolution for such other matters as are permitted by law with regard to specials assessments for road maintenance service.

All interested persons are invited to be present at the hearing and to submit any comments they may have.

Individuals with disabilities requiring auxiliary aids or services should contact the township at the address, telephone number, or e-mail listed below seven days in advance of the meeting.

Tammy L. Beal
Marion Township Clerk
2877 West Coon Lake Road
Howell MI 48843
517-546-1588
tammybeal@mariontownship.com

November 22, 2021



www.mariontownship.com

Marion Township

PROTEST OF SPECIAL ASSESSMENT AMOUNT

Special Assessment Roll for

Lantern Village Road Paving Special Assessment District

Parcel Number: 4710-____-____-____

Property Address: _____

Owner Name: _____

Amount of Levy: \$_____

Property Owner's contention of Levy: \$_____

Property Owner Signature: _____

Date: _____

MEMO

To: Marion Township Board
From: Bob Hanvey
Subject: Motorsports Gateway Howell. L.L.C.
Date: December 9, 2021

Attached to this memo are the following documents:

Letter from Howell (3-19-2013) summary of situation with Highland and some suggested options.

Letter from Howell (3-5-2014) with a pay-off proposal.

Letter from Motorsports Gateway Howell, L.L.C. with a pay-off proposal.

Email chain with my comments on the proposal and responses from Jordan Dick (in blue).

I expect that representatives from Motorsports will attend our Board meeting to discuss the proposal.



**HOWELL
MICHIGAN**

SHEA CHARLES
City Manager

CITY OFFICES: 611 E. Grand River • Howell, MI 48843

(517) 546-3502 • FAX (517) 546-6030

March 19, 2013

Robert Hanvey
Supervisor
Marion Township
2877 West Coon Lake Road
Howell, MI 48843

RE: Highland Howell Property

Dear Mr. Hanvey,

Thank you for meeting with me in November to discuss potential options for settling the outstanding Special Assessment balances on the Highland Howell Property.

As you are aware the City is proceeding with a settlement to the Highland Howell vs. City of Howell litigation, which will result in the City purchasing the property for \$2 Million. The Highland Howell property had an outstanding Special Assessment balance of \$884,866.84 as of September 30, 2012. The remaining assessments break down as follows:

			BAL 09/30/2012		
SAD #	TITLE		PRINCIPAL	INTEREST	Total
1997 2391	Marion Sewer		418,750.00	34,126.86	452,876.86
1999 2395	Sewer Supplemental		100,423.75	7,309.32	107,733.07
1995 2511	Marion Water		318,680.00	5,576.91	324,256.91
Totals			837,853.75	47,013.09	884,866.84

The property has 575 sewer REUs as well as 514 water REUs, and the current owners have paid a significant portion of the assessments:

	SAD #	TITLE	PAYMENTS		Totals
			PRINCIPAL	INTEREST	
1997	2391	Marion Sewer	2,193,750.00	1,767,845.69	3,961,595.69
1999	2395	Sewer Supplemental	186,501.25	140,740.73	327,241.98
1995	2511	Marion Water	1,274,720.00	1,013,136.83	2,287,856.83
Total All			3,654,971.25	2,921,723.25	6,576,694.50

** The 1997 Marion Sewer Principal was further reduced by \$300,000 as settlement to on-going litigation.*

Ownership of the REUs is tied to the property, so the City will take ownership of them when we purchase the land in the settlement. Based on the 2005 Transfer Agreement between Highland Howell and the City of Howell the property is within the City's boundaries and Marion Township receives 1.28 mills annually. Because the property is within the City, it will be required to use City water & sewer services, negating the need for the REUs. As we have discussed, the City is willing to seek resolution on this matter.

There are a number of opportunities for the City and Marion Township to work together to resolve the outstanding Special Assessment Districts and REUs. Some potential options include the following:

1. The City resells the REUs back to the Township at a discounted rate.
2. Marion Township acquires the property from the City for \$2 Million and assumes all rights and obligations for the water & sewer REUs.
3. The Township takes some sort of equity position in the property, though the REU issue remains outstanding and would require further negotiations.

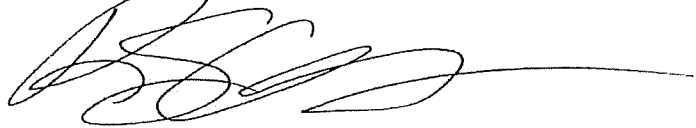
The City originally discussed the concept of having the remaining assessment balance forgiven by the Township in exchange for releasing our interest in the REUs. As we further explore this issue we feel the alternatives listed above are in the best interest of the City.

As we discussed I have enclosed a draft purchase agreement for your consideration. The terms of the agreement generally mirrors the economic terms of the agreement between the City of Howell and Highland Howell.

Robert Hanvey
March 19, 2013
Page 3 of 3

Our goal is to find an equitable solution for Marion Township and the City of Howell.
We look forward to working with the Township on a potential solution.

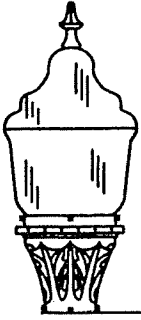
Very Truly Yours,

A handwritten signature in black ink, appearing to be "Reid S. Charles II", with a long horizontal line extending to the right.

Reid S. Charles II
City Manager

Attachment

cc: Mayor & City Council
Dennis Perkins, Howell City Attorney
Joseph Fazio, Miller Canfield



**HOWELL
MICHIGAN**

SHEA CHARLES
City Manager

CITY OFFICES: 611 E. Grand River • Howell, MI 48843

(517) 546-3502 • FAX (517) 546-6030

March 5, 2014

Robert Hanvey, Supervisor
Marion Township Trustees
Marion Township
2877 West Coon Lake Road
Howell, MI 48843

RE: Water & Sewer Assessments

Dear Mr. Hanvey & Board of Trustees,

As you are aware, the City of Howell acquired the Highland Howell Property in July 2013 that included outstanding water and sewer assessments. As we understand, the payoff amount for the water and sewer assessments is \$610,396.67 as of January 2014. In an effort to continue our strong relationship, we propose swapping back a portion of these REUs in exchange for forgiveness of the remaining special assessment balances.

We understand Marion Township charges \$9,000 per sewer REU and \$7,718 per water REU. We propose offering forty (40) water REUs and forty (40) sewer REUs that have a combined value of \$668,720 in exchange for forgiveness of the remaining balance. We believe the exchange is a fair resolution to the matter.

We believe this to be an equitable solution for Marion Township and the City of Howell. We look forward to hearing your thoughts on this proposal.

Very Truly Yours,

Reid S. Charles II
City Manager

cc: Mayor & City Council
Dennis Perkins, Howell City Attorney

Motorsports Gateway Howell, LLC

REU Proposal

To: Marion Township
From: Motorsports Gateway Howell, LLC
Date: November 29,2021
RE: REU Outstanding Assessment

Thank you for taking the time to review our proposal.

As new developers of the Highland Howell property, we have an opportunity to settle the special assessment balance of \$610,396.67 and take a big step towards resolving the overall REU situation with the Highland Howell property.

To settle the REU special assessment balance of \$610,396.67, we propose returning (40) Water REUs and (40) Sewer REUs to Marion Township. The total value of the returned REU's is \$668,720.

We will continue to explore all options to decide our action for the remaining REU's (475 Water and 535 Sewer).

Notes:

1. In July 2013, the City of Howell acquired the Highland Howell property.
2. Included in the acquisition are 515 Water and 575 Sewer Residential Equivalent Users (REU's) assigned to the property.
3. Marion Township received a total of \$7,000,815.67 for the unused REU's leaving a balance of \$610,396.67.
4. At the time of the sale, we believe the rates were \$7,718 per Water REU and \$9,000 per Sewer REU.

We are thrilled to bring our exclusive Automotive County Club to Livingston County. We believe a rising tide raises all ships and look forward to a better understanding of how our project can support the surrounding communities.

Emails between Bob Hanvey and Jordan Dick about REU Proposal

Happy Friday, Bob.

Thank you for taking the time to share your comments and questions.

We obtained documents that we used as references for our proposal through a FOIA request.

Below in **BLUE** is our response.

JD

#DrivenByPassion

On 12/01/2021 3:00 PM Bob Hanvey <supervisor@mariontownship.com> wrote:

Hi Jordan:

In response to your proposal:

Minor issues

I don't agree with some of the numbers, there are 514 water REUs.

The price for water REU was \$3,867.

I'm not totally convinced that \$610,396.67 is the right number to start with.

You might be right. A review and reconcile of the Financial and Legal documents will define the accurate numbers.

Intermediate issues

Your calculations ignore interest charges. I don't know of any statute that authorizes the township to forgive interest. It seems that any property owner in the township that paid interest would be offended by this agreement.

Would you be able to show us documentation that outlines interest charges other than what was defined by the bond issued in 2005 (approximately 3.8% annually)?

We can't seem to find language in the documents that states Howell would be charged interest if they didn't continue payments.

I don't who has the authority to move the REUs from Howell City jurisdiction to Marion Township jurisdiction.

We've received guidance from an attorney that the REU's can be moved by a documented agreement between parties, and no authority is required.

Major issue

What's in it for Marion Township? What do we gain by this agreement?

You and the other officials of Marion Township don't have to think about the Highland Howell REU situation any longer. Also, the added value of additional REU's to use at your discretion.

Thanks

Bob Hanvey

MEMO

To: Marion Township Board
From: Bob Hanvey
Subject: Township Holiday Benefit
Date: December 9, 2021

The paragraph below is from the Marion Township Employee Handbook

Holidays

The township hall will be closed on the holidays listed below. **They will be paid holidays unless they fall on a Friday or Saturday.** If a holiday falls on a Sunday, the following Monday will be the paid holiday and the township hall will be closed for business.

New Year's Day	Veteran's Day
Martin Luther King Day	Thanksgiving
Memorial Day	Christmas Eve
Independence Day	Christmas Day
Labor Day	New Year's Eve

Eligible employees requested to work on a holiday will be paid for time worked plus holiday pay. This will be compensated at their regular hourly rate.

There are four holidays that always fall on a day of the week that insures employees get the day off.

Always on Monday Martin Luther King Day, Memorial Day, Labor Day

Always on Thursday Thanksgiving

There are six holidays that fall on a variable day of the week.

Independence Day, Veteran's Day,
Christmas Eve, Christmas Day, New Year's Eve, New Year's Day

For this year Christmas and New Year's fall on days that result in employees getting no days off. Although that is defined in the Employee Handbook, I think there should be an adjustment so the benefits are not tied to the nature of the calendar.

I propose that when holidays fall on a day of the week that result in no benefit to the employee, we add the lost benefit days to the employees leave time accrual.

Attached are holiday schedules from Genoa Township and Livingston County that indicate no loss of holidays due to the calendar. They will both be closed on Thursday. I not sure that residents would expect that so I recommend the increase in leave time accrual.

Any other suggestions?

The sled hill has a vertical drop of approximately 40-feet and a run length of over 200 feet and is fun for all ages.

Benches have been installed at the top for parents and those waiting to sled. There are heated bathrooms and a warming area at the Township Park Pavilion. There is a parking lot across the Township driveway from the sled hill where parents can sit and watch their sledders in the comfort of their vehicles. Please do not park on the driveway.

Last but not least, a light pole has been installed at the hill allows night time sledding.

All are welcome to enjoy the winter fun for free at the Township sledding hill.

Township Calendar

Trash and Recycling

Thursday, Dec. 23 and Friday, Dec. 24: The Township Hall is closed for the Christmas holidays. Merry Christmas!

Garbage and recycling collection is running on a normal schedule.

Thursday, Dec. 30 and Friday, Dec. 31: The Township Hall is closed for New Years. Happy New Year!

Garbage and recycling collection is running on a normal schedule.

Township Board and Commission Meeting Dates

- Monday, Dec. 6: Township Board of Trustees meeting at 6:30 p.m.
- Monday, Dec. 13.: Planning Commission meeting at 6:30 p.m.
- Tuesday, Dec. 14: Zoning Board of Appeals meeting is cancelled due to lack of agenda items.
- Monday, Dec. 20: Due to the holidays, there is no Township Board of Trustees scheduled. The next Board meeting will be Jan. 3, 2022.

All public meetings take place in the Boardroom at the Township Hall, 2911 Dorr Road, Brighton, 48116, unless otherwise noted. Agendas, packets and minutes are posted to genoa.org.

You can also follow us on Facebook at [Genoa Charter Township](https://www.facebook.com/genoachartertownship) or on Twitter [@genoatownship](https://twitter.com/genoatownship)

Questions? Contact info@genoa.org

Genoa Township | 2911 Dorr Road, Brighton, MI 48116

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Please see the related policy for more information:

<https://www.livgov.com/hr/Pages/policies.aspx>

I. Short Term Disability: Eligible employees will receive a benefit of 66 2/3% of pre-disability earnings after five (5) business days (seven (7) calendar days) of disability for up to ninety (90) days.

Please see the related link for more information:

<https://www.livgov.com/hr/Pages/default.aspx>

J. Long Term Disability: Eligible employees will receive a benefit of 60% of pre-disability earnings after ninety (90) days of disability to age 65 or to the social security normal retirement age.

Please see the related link for more information:

<https://www.livgov.com/hr/Pages/default.aspx>

**SECTION III
ALLOWABLE PAID DAYS**

A. Holidays: Livingston County observes the holidays listed below. All offices will close except those required by law to remain open. Eligible employees shall only receive holiday pay if they work the day before and the day after the holiday, unless excused by their Department Head.

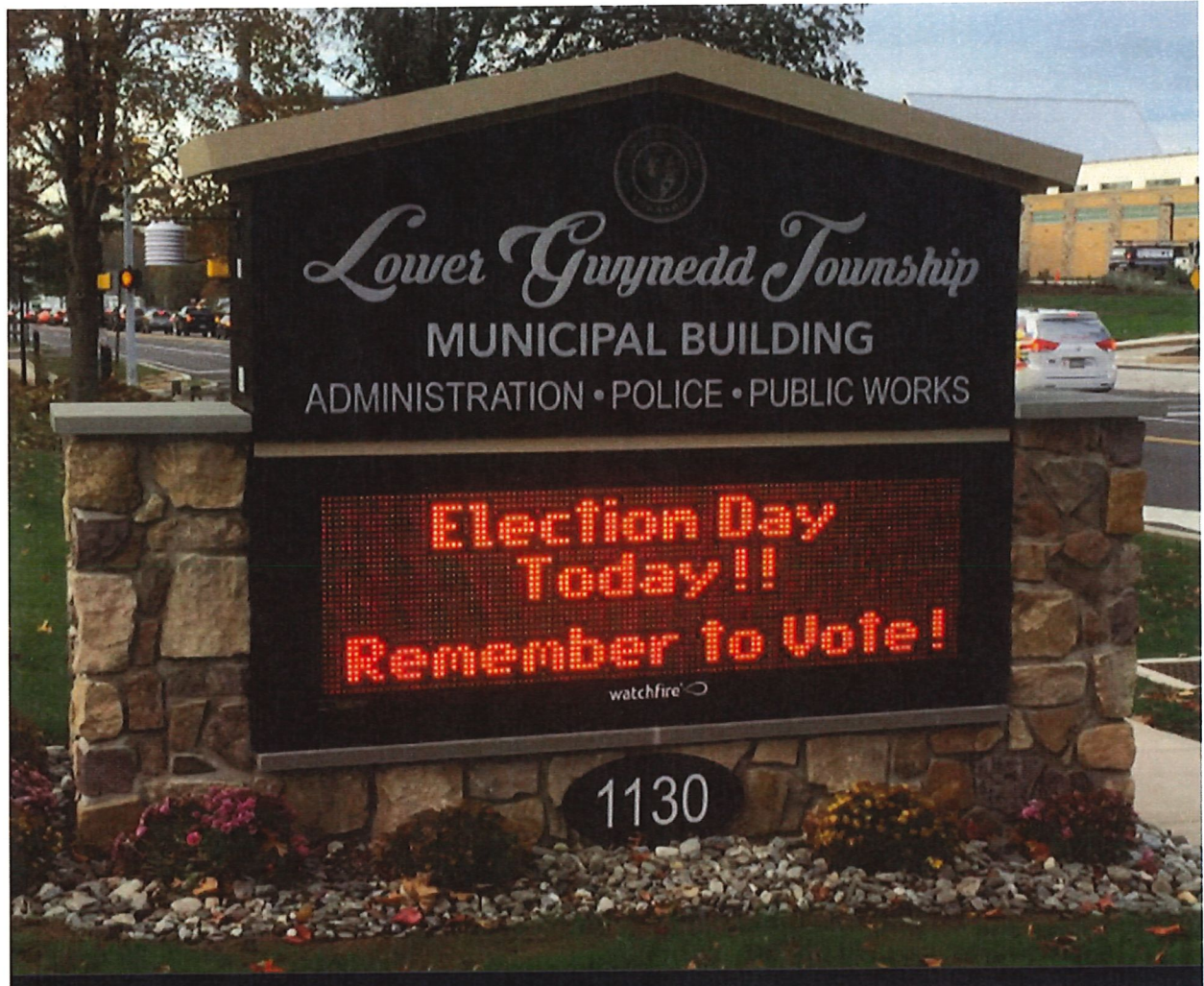
NEW YEAR'S DAY	VETERANS' DAY
MARTIN LUTHER KING JR. DAY	THANKSGIVING DAY
PRESIDENTS' DAY	FRIDAY AFTER THANKSGIVING DAY
MEMORIAL DAY	CHRISTMAS EVE DAY
INDEPENDENCE DAY	CHRISTMAS DAY
LABOR DAY	NEW YEAR'S EVE DAY
COLUMBUS DAY	

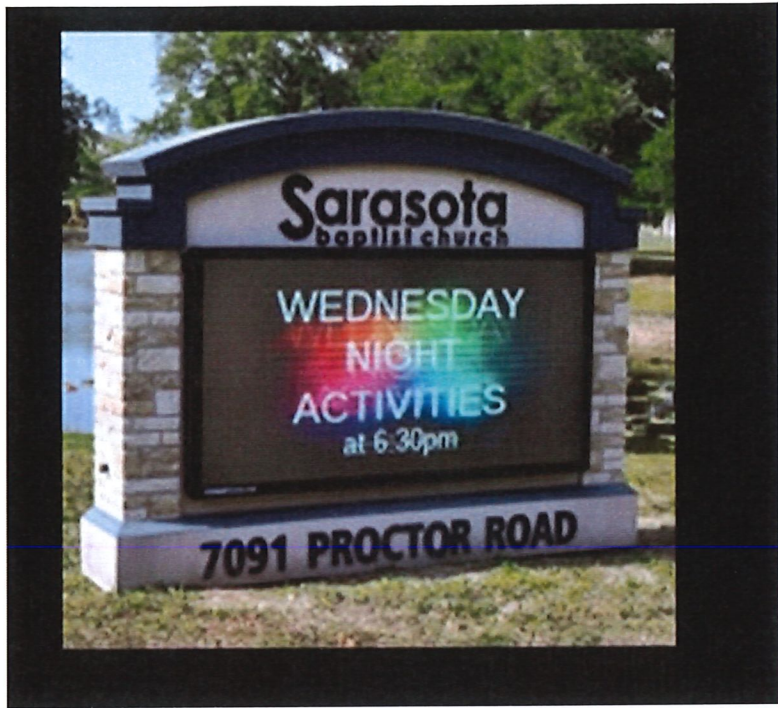
When New Year's Day, Independence Day, Veteran's Day, or Christmas Day fall on Saturday, the preceding Friday shall be a holiday. When New Year's Day, Independence Day, Veterans' Day or Christmas Day fall on Sunday, the following Monday shall be a holiday. When Christmas Eve or New Year's Eve fall on Friday, the preceding Thursday shall be a holiday. When Christmas Eve or New Year's Eve fall on Saturday or Sunday, the preceding Friday shall be a holiday.

An employee who is scheduled to work on a holiday recognized under this manual, or who otherwise agrees to work on such a holiday, but fails to report for work unless otherwise excused for a reason satisfactory to the Employer, shall not be entitled to holiday pay. Non-exempt employees scheduled to work on a holiday shall be paid at time and a half for approved hours.





















Article XIX: Nonconforming Uses of Land and Structures

Section 19.09 Hardship Cases

Nonconforming buildings or structures may be structurally changed, altered or enlarged with the approval of the Zoning Board of Appeals when the Zoning Board of Appeals finds that the request is a case of exceptional hardship in which failure to grant the relief requested would unreasonably restrict continued use of the property or would restrict valuable benefits that the public currently derives from the property as used in its nonconforming status, EXCEPT that any approval for structural changes, alteration or enlargement may be granted only with a finding by the Zoning Board of Appeals that approval will not have an adverse affect on surrounding property and that it will be the minimum necessary to relieve the hardship.

Section 19.10 Illegal Nonconforming Uses

Nonconforming uses of structures or land existing at the effective date of this Ordinance that were established without approval of zoning compliance or without a valid building permit or those nonconforming uses which cannot be proved conclusively as existing prior to the effective date of this Ordinance, or the prior Ordinance enacted January 11, 1977, shall be declared illegal nonconforming uses and are not entitled to the status and rights accorded legally established nonconforming uses.

Section 19.11 Permits

Permits for construction on, expansion of, or substitution of nonconforming lots, uses or structures require a zoning permit pursuant to Section 4.03 C 6. Other permits and approvals may also be required.



Illegal nonconforming building or use definition

[SHARE](#) [CITE](#)

Illegal nonconforming building or use means any use of land (/clause/use-of-land) or building (/clause/building) that does not have the currently (/dictionary/currently) required permits (/clause/required-permits) and was originally constructed (/dictionary/constructed) and/or (/dictionary/andor) established (/clause/established) without permits required (/clause/permits-required) for the use at the time (/dictionary/at-the-time) it was brought into existence (/clause/existence).

SAMPLE 1 ([HTTPS://WWW.MARICOPA-AZ.GOV/HOME/SHOWPUBLISHEDDOCUMENT?ID=4927](https://www.maricopa-az.gov/home/showpublisheddocument?id=4927))

1

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Related to *Illegal nonconforming building or use*

Nonconforming use means a use of land that:

Nonconforming or "Nonconformity" means a failure of a good, service, property or the Work to conform to this Contract, and includes a defect in a good, service, property or the Work.

Nonconforming structure means a structure or part of a structure that does not conform to the present bylaws but was in conformance with all applicable laws, ordinances, and regulations prior to the enactment of the present bylaws, including a structure improperly authorized as a result of error by the administrative officer.

Understanding nonconformity: Are you 'granfathered' in?

Ryan Coffey, Michigan State University Extension - April 4, 2013

Properties that qualify as nonconforming often have particular regulations that affect how an owner can make changes to the property. Understanding these regulations is important in order to avoid potential conflict with local government.

A nonconforming use, building or parcel is a use of land, a structure, or a parcel that was lawfully in existence prior to the adoption or amendment of the zoning ordinance that made it nonconforming. These are often referred to as *grandfathered in* or *grandparented in*.

In communities across Michigan, there are many homes, businesses, and parcels that have been grandfathered in under nonconforming status, since they were built or established prior to zoning taking effect. If you own a nonconforming use, structure or parcel, there are a few things you should know and consider before planning or making any changes.

Nonconformities are allowed to continue into the future in the same manner and same extent as they existed at the time they became nonconforming. A nonconforming property can be sold and the new owner is permitted to continue its use in the same fashion as the previous owner without any new zoning approvals. However, if a change in a nonconforming use, building, or parcel is proposed, it must conform to ordinance

requirements. The ordinance should have established standards and procedures for treatment of nonconformities (the basic objective is gradual elimination of nonconformities). The three most basic types of regulation address enlargement, reconstruction and substitution.

Enlargement, expansion or extension of nonconforming uses is generally restricted because each is usually contrary to the intent of the ordinance. Many communities prohibit any enlargement or expansion of nonconforming uses because that usually entrenches the use, when the ordinance objective is for nonconforming uses to either go away, or even better, changed to conform to the ordinance.



Reconstruction of a nonconforming building is usually prohibited if it is damaged greater than 50 percent. There are various ways of measuring damage and the method selected should be clearly spelled out in the zoning ordinance. This method provides a great opportunity for reconstruction in a manner that conforms to the ordinance and therefore replaces a nonconforming building with a conforming one.

Substitution of one nonconforming use for another is usually allowed if the change is *more conforming* or *no less conforming*, allowing for the property to move closer to conformity over time with district requirements.

Most nonconforming provisions are administered by your local zoning administrator. Ordinances, however, vary dramatically with regard to nonconforming requirements. Consequently, it is important to become familiar with the unique requirements in your zoning ordinance by reading the ordinance and speaking with your zoning administrator about the particulars of your nonconforming status. Michigan State University Extension's nationally recognized Michigan Citizen Planner program addresses nonconformity in greater detail.

This article was published by **Michigan State University Extension**. For more information, visit <https://extension.msu.edu>. To have a digest of information delivered straight to your email inbox, visit <https://extension.msu.edu/newsletters>. To contact an expert in your area, visit <https://extension.msu.edu/experts>, or call 888-MSUE4MI (888-678-3464).




MICHIGAN ZONING ENABLING ACT (EXCERPT)

Act 110 of 2006

125.3208 Nonconforming uses or structures.

Sec. 208. (1) If the use of a dwelling, building, or structure or of the land is lawful at the time of enactment of a zoning ordinance or an amendment to a zoning ordinance, then that use may be continued although the use does not conform to the zoning ordinance or amendment. This subsection is intended to codify the law as it existed before July 1, 2006 in section 16(1) of the former county zoning act, 1943 PA 183, section 16(1) of the former township zoning act, 1943 PA 184, and section 3a(1) of the former city and village zoning act, 1921 PA 207, as they applied to counties, townships, and cities and villages, respectively, and shall be construed as a continuation of those laws and not as a new enactment.

(2) The legislative body may provide in a zoning ordinance for the completion, resumption, restoration, reconstruction, extension, or substitution of nonconforming uses or structures upon terms and conditions provided in the zoning ordinance. In establishing terms for the completion, resumption, restoration, reconstruction, extension, or substitution of nonconforming uses or structures, different classes of nonconforming uses may be established in the zoning ordinance with different requirements applicable to each class.

 (3) The legislative body may acquire, by purchase, condemnation, or otherwise, private property or an interest in private property for the removal of nonconforming uses and structures. The legislative body may provide that the cost and expense of acquiring private property may be paid from general funds or assessed to a special district in accordance with the applicable statutory provisions relating to the creation and operation of special assessment districts for public improvements in local units of government. Property acquired under this subsection by a city or village shall not be used for public housing.

(4) The elimination of the nonconforming uses and structures in a zoning district is declared to be for a public purpose and for a public use. The legislative body may institute proceedings for condemnation of nonconforming uses and structures under 1911 PA 149, MCL 213.21 to 213.25.

History: 2006, Act 110, Eff. July 1, 2006;—Am. 2008, Act 12;—Imd. Eff. Feb. 29, 2008;—Am. 2010, Act 330, Imd. Eff. Dec. 21, 2010.

Hi Treasury:

As Requested, please see attachments.

These reports are also posted on our website: www.mariontownship.com.

Click on the \$\$\$ link.

Thanks.

Happy Thanksgiving!

Bob Hanvey

Supervisor

Marion Township, Livingston County

517-546-1588

Mon 11/29/2021 9:48 AM

TreasRevenueSharing TreasRevenueSharing@michigan.gov

RE: CVTRS from Marion Township, Livingston County

Your CVTRS/CIP submission has been received. We will contact you if additional information is needed.

Thank you.

Revenue Sharing and Grants Division

Michigan Department of Treasury

517-335-7484

CL


City, Village, and Township Revenue Sharing and County Incentive Program Certification

Issued under authority of 2021 Public Act 87. Filing is mandatory to qualify for payments.

Each city/village/township/county applying for City, Village, and Township Revenue Sharing or County Incentive Program payments must:

1. Certify to the Michigan Department of Treasury (Treasury) that the local unit listed below has produced and made available to the public a Citizen's Guide, a Performance Dashboard, a Debt Service Report, and a Projected Budget Report as required by 2021 Public Act 87. The local unit must include in any mailing of general information to its citizens, the Internet website address or the physical location where all the documents are available for public viewing in the clerk's office.
2. Submit to Treasury a Citizen's Guide, a Performance Dashboard, a Debt Service Report, and a Projected Budget Report.

This certification, along with a Citizen's Guide, a Performance Dashboard, a Debt Service Report, and a Projected Budget Report, **must be received by December 1, 2021**, (or the first day of a payment month) in order to qualify for that month's payment. Postmark dates will not be considered. For questions, call 517-335-7484.

PART 1: LOCAL UNIT INFORMATION			
Local Unit Name Marion Township		Local Unit County Name Livingston	
Local Unit Code 47-1120		Contact E-Mail Address supervisor@mariontownship.com	
Contact Name Robert W Hanvey	Contact Title Supervisor	Contact Telephone Number (517) 546-1588	Extension
Website Address, if reports are available online www.mariontownship.com		Current Fiscal Year End Date June 30, 2022	
PART 2: CITIZEN'S GUIDE			
Check any of the following that apply:			
<input checked="" type="checkbox"/> The local unit has elected to use Treasury's online Citizen's Guide to comply with the legislative requirements. Therefore, a copy of the Citizen's Guide will not be submitted to Treasury.			
<input checked="" type="checkbox"/> The local unit does not have any unfunded liabilities (pensions or other postemployment benefits (OPEB)).			
PART 3: CERTIFICATION			
<i>In accordance with 2021 Public Act 87, the undersigned hereby certifies to Treasury that the above mentioned local unit 1) has produced a Citizen's Guide, a Performance Dashboard, a Debt Service Report, and a Projected Budget Report and 2) will include in any mailing of general information to our citizens, the Internet website address or the physical location where all the documents are available for public viewing in the clerk's office. The Citizen's Guide, Performance Dashboard, Debt Service Report, and Projected Budget Report are attached to this signed certification, unless otherwise noted in Part 2.</i>			
Chief Administrative Officer Signature (as defined in MCL 141.422b) 		Printed Name of Chief Administrative Officer (as defined in MCL 141.422b) Robert W Hanvey	
Title Supervisor		Date 11/24/2021	

Completed and signed form (including required attachments) should be e-mailed to: TreasRevenueSharing@michigan.gov. If you are unable to submit via e-mail, fax to 517-335-3298 or mail the completed form and required attachments to:

Michigan Department of Treasury
Revenue Sharing and Grants Division
PO Box 30722
Lansing MI 48909

TREASURY USE ONLY		
CVTRS/CIP Eligible Y N	Certification Received	Citizen's Guide Received
Performance Dashboard Received	Debt Service Report Received	Projected Budget Report Received
Final Certification	CVTRS/CIP Notes	

Performance Dashboard

Local Unit Name: Marion Township, Livingston County

Local Unit Code: 47-1120

	2021	2022	Trend	Performance
Fiscal Stability				
Annual General Fund expenditures per capita	\$132	\$146	↑10.5%	Negative
Fund Balance as % of annual General Fund expenditures	195.6%	210.2%	↑7.5%	Positive
Unfunded pension & OPEB liability, as a % of annual General Fund revenue	N/A	N/A	N/A	N/A
Debt burden per capita	\$329	\$328	⇒-0.2%	Neutral
Percentage of road funding provided by the General Fund	100.0%	100.0%	⇒0.0%	Neutral
Ratio of pensioners to employees	-	-	N/A	N/A
Number of services delivered via cooperative venture	7	7	⇒0.0%	Neutral
Economic Strength				
% of community with access to high speed broadband	86%	90%	↑5.1%	Positive
% of community age 25+ with Bachelor's degree or higher	32%	32%	⇒0.0%	Neutral
Average age of critical infrastructure (years)	15.0	14.0	↓-6.7%	Positive
Quality of Life				
Percent of General Fund expenditures committed to arts, culture and recreation	7.2%	7.0%	↓-2.0%	Neutral
Acres of parks per thousand residents	3.7	3.5	↓-6.5%	Negative
Percent of community with access to curbside recycling	100%	100%	⇒0.0%	Neutral

Projected Budget Report

Local Unit Name:
 Local Unit Code:
 Current Fiscal Year End Date:
 Fund Name:

Marion Township
 47-1120
 6/30/2022
 General

REVENUES	Current Year Budget	Percentage Change	Year 2 Budget	Assumptions
Property Taxes	\$ 412,700	5 %	\$ 433,335	New Construction + Inflation multiplier Uncertain
Other Taxes	\$ -		\$ -	
State Revenue Sharing	\$ 910,000		\$ 910,000	
Income Tax	\$ -		\$ -	
Fines & Fees	\$ 264,500		\$ 264,500	
Licenses & Permits	\$ 30,000		\$ 30,000	
Interest Income	\$ 5,000		\$ 5,000	
Grant Revenues	\$ -		\$ -	
Other Revenues	\$ 52,600		\$ 52,600	
Interfund Transfers (In)	\$ -		\$ -	
Total Revenues	\$ 1,674,800		\$ 1,695,435	

EXPENDITURES	Current Year Budget	Percentage Change	Year 2 Budget	Assumptions
General Government	\$ 1,159,835		\$ 1,159,835	
Police and Fire	\$ -		\$ -	
Other Public Safety	\$ 175,000		\$ 175,000	
Roads	\$ 10,000		\$ 10,000	Township At-Large Drains
Other Public Works	\$ -		\$ -	
Health and Welfare	\$ -		\$ -	
Community & Economic Development	\$ 124,500		\$ 124,500	Contract Parking Lot completed in fy2022
Recreation & Culture	\$ 250,000		\$ -	
Capital Outlay	\$ -		\$ -	
Debt Service	\$ -		\$ -	
Other Expenditures	\$ 25,000		\$ 25,000	Land Acquisition Fund
Interfund Transfers (Out)	\$ -		\$ -	
Total Expenditures	\$ 1,744,335		\$ 1,494,335	
Net Revenues (Expenditures)	\$ (69,535)		\$ 201,100	
Beginning Fund Balance	\$ 3,442,632		\$ 3,373,097	
Ending Fund Balance	\$ 3,373,097		\$ 3,574,197	

We expect to have continued new housing to be strong for the next year

Debt Service Report

Local Unit Name: Marion Township
Local Unit Code: 47-1120
Current Fiscal Year End Date: 6/30/2022

Debt Name: 2020 Sewage Disposal System
Issuance Date: 4/15/2020
Issuance Amount: \$3,687,975
Debt Instrument (or Type): Agreement
Repayment Source(s): Current Funds, New Connections

Years Ending	Principal	Interest	Total
2022	\$	\$ 43,641	\$ 43,641
2023	\$	\$ 73,780	\$ 73,760
2024	\$	\$	\$ 233,344
2025	\$	\$	\$ 232,819
2026	\$	\$	\$ 232,754
2027	\$	\$	\$ 232,625
2028	\$	\$	\$ 234,037
2029			233,744
2030			233,387
2031			232,965
2032			234,085
2033			233,501
2034			232,852
2035			233,744
2036			234,540
2037			233,631
2038			232,657
2039			233,225
2040			232,089
2041			232,495
2042			234,410
Totals	\$ -	\$ 117,421	\$ 4,550,305

Agreement is based on actual construction costs that will not be known until completion around the end of 2021.



Liv.Co UPDATE

Monthly News from the
Livingston County Commissioners



November 2021

Livingston County Board of Commissioners

- District 1 - Martin Smith
- District 2 - Carol Sue Reader
- District 3 - Wes Nakagiri
(Board Chairman)
- District 4 - Douglas G. Helzerman
- District 5 - Jay R. Drick
- District 6 - Mitchell Zajac
- District 7 - Carol S. Griffith
(Board Vice-Chairwoman)
- District 8 - Jerome Gross
- District 9 - Brenda Plank

Monthly Meetings

All meetings are in-person, but have a Zoom participation option.

- Via Zoom (on-line meetings):
<https://zoom.us/j/3997000062?pwd=SUdLYVFFcmozWnFxbm0vcHRjWkVIZz09>
- Via the Zoom app - **join a meeting**,
meeting number: **399 700 0062**
Enter the password: **LCBOC**
(ensure there are no spaces before or after the password)
- Dial by your location: +1 929 205 6099
Meeting ID: **399 700 0062**
Password: **886752**

- 12/6/2021 - General Government &
Health & Human Services
Meeting at 5:30 PM
- 12/8/2021 - Finance Committee
Meeting at 7:30 AM
- 12/13/2021 - Full Board Meeting at
5:30 PM
- 12/15/2021 - Personnel Committee
Meeting at 8 AM
- 12/20/2021 - Infrastructure &
Development & Public Safety
Meeting at 5:30 PM

"The mission of Livingston County is to be an effective and efficient steward in delivering quality services within the constraints of sound fiscal policy. Our priority is to provide mandated services which may be enhanced and supplemented to improve the quality of life for all who work, reside, and recreate in Livingston County."

Additional \$2.3 Million Contribution To MERS Approved

The Board remains focused on reducing and eventually eliminating long term liabilities. At the October 25th Board Meeting, an additional payment of \$2.3 million to MERS was authorized. The additional payment will be made of \$1.3 million from the County's General Fund and \$1 million from the General Fund Balance. Making additional payments to MERS comes with several advantages. The first is reducing the total unfunded pension liability. Next is the potential to reduce future annual required contributions. Finally, the additional assets allow the County to invest with the potential of a greater return that one would expect to earn in a traditional municipal operating investment. MERS allows employers to make additional voluntary contributions to their Defined Benefit Plan to accelerate its funding. The additional contributions are allocated to a surplus division, instead of being associated with any particular employee group. This kind of allocation allows the additional payments to be used to determine the employers' overall funded status.

Broadband Survey Coming To An End - Respond Now!

The County's Resident Broadband Survey is in its homestretch and we need your help to improve our number of resident responses. The more responses we receive, the better information we'll have of the County's current Internet coverage and how we may be able to improve it. The survey is open until December 28th at <https://www.merit.edu/livgov/>. If anyone would prefer a paper survey to complete, please have them call 517-294-2776 to request one.

To help spread the word about the survey, Livingston County has created a website with more in-depth information about the survey, along with key messages, graphics, and flyers you may share with those you serve. All of these resources are available for download at the bottom of the page at <https://www.livgov.com/communications/Pages/Resident-Broadband-Survey.aspx>. Thank you for your help! Each resident who completes the survey helps us plan for a more connected future.

Resolutions Passed by the Board of Commissioners

- Facility Services amended a contract with Allied Construction for the asphalt replacement at the County's West Complex. The amendment was the result of discovering poor soil underneath the asphalt that was removed at the Law Center Parking Lot and the need to replace it. Additional funds totaling \$121,577 were added to the project.
- The local match for the County's SEMCOG Planning Assistance Program Grant has been approved. The County received a grant award of \$38,000 that has been earmarked for broadband planning. A local match of \$9,260 from the County will be supplied.
- The following individuals have been appointed to the Livingston County Human Services Collaborative Body:
 - Terms Expiring 9/30/2024
 - Angela Parth John Furey
 - Brooke Rains Greg Kellogg
 - Permanent Terms
 - Dawn Awrey, MI Works! Director
 - Danielle Brunk, Substance Abuse
 - David Reader, Prosecutor
 - Stephanie Hall, AAA 1-B Director
- A third-quarter budget amendment has been made to the 2021 Budget. The amendment recognizes actual expenditure activity for the County's third quarter and includes increases or decreases in departmental expenditures to correspond with actual activity.
- An amendment to the County's Administrative Services Contract regarding stop loss insurance fees was amended for 2022 to increase the deductible from \$150,000 to \$175,000, with an expected savings of over \$175,000 for the County.
- The Board approved the 2022 State Grant Agreement, appointed Brandon Denby as Grant Administrator, appointed Jack Smith as County Representative, and entered into an agreement with the State of Michigan in the amount of \$67,460 for the purpose of Monumentation or Remonumentation of all public land survey corners in the county.
- Juvenile Court will be applying for \$30,000 in funding through the Michigan Supreme Courts' Court Improvement Program COVID-19 Supplemental Grant for four projects: providing Internet access to families, compensating attorneys for out of court client meetings and providing ancillary legal service; providing additional Bailiff/Court Security hours to support the mobile courtroom and expanding the Court Appointed Special Advocates program.
- The County has approved an agreement with D'n'A for substance abuse testing services for the Treatment Courts. The agreement was authorized for one year, with an option for two one-year renewals.
- Information Technology will assume Hamburg Township's Address Assignments. This will result in greater consistency in assigned addresses.
- Car Pool will purchase a new van for Veterans Services. The van will be used for non-medical transportation needs for Veterans outreach, seminars, and appointments at the Veterans Services Office.
- LETS will apply for capital grant funding totaling \$10 million in the hopes of purchasing land to construct a new facility in the Brighton area.