

## HOWELL TOWNSHIP BOARD REGULAR MEETING

### MINUTES

EMS Building

1911 Tooley Road, Howell, MI

July 9, 2018

6:30. p.m.

#### **MEMBERS PRESENT:**

Mike Coddington	Supervisor
Jean Graham	Clerk
Jonathan Hohenstein	Treasurer
Matthew Counts	Trustee
Dar Howard	Trustee
Harold Melton	Trustee
Sally Newstead	Trustee

#### **MEMBERS ABSENT:**

Supervisor Coddington called the meeting to order at 6:30 p.m. The roll was called.

All rose for the Pledge of Allegiance.

**APPROVAL OF THE AGENDA: MOTION** by Hohenstein, seconded by Newstead, **“TO APPROVE THE JULY 9, 2018 AGENDA AS PRESENTED.”** Motion carried.

#### **APPROVAL OF MINUTES:**

**MOTION** by Hohenstein, seconded by Counts, **“TO APPROVE THE JUNE 11, 2018 REGULAR SESSION MEETING MINUTES AS CORRECTED: ON PLANNING COMMISSION REPORT, POINT 4, CHANGE THE WORD ‘APPROVED’ TO ‘GIVEN’ AND ON THE WWTP REPORT CHANGE THE WORD ‘OVERSIZE’ TO ‘OVERSIZED’.** Motion carried. (See June 11, 2018 Regular Meeting Minutes)

**MOTION** by Hohenstein, seconded by Counts, **“TO APPROVE THE JUNE 11, 2018 CLOSED SESSION MINUTES AS PRESENTED.”** Motion carried.

#### **CORRESPONDENCE:**

No additions.

#### **CALL TO THE PUBLIC:**

- Reginald VanWulfen, Building 505 Highlander Way – stated his reasons why he believes the American Legion should be grandfathered in on the Moratorium for signs/billboards.
- Mike Tipton, 552 Olde English Circle – Had questions if the Township passes an extension on the Moratorium with American Legion as an exemption from it, does it go back to the Planning Commission so people can ask questions? (Yes.)
- Judith Minton, 552 Olde English Circle – Has concerns about the distraction this type of sign will be at the intersection of Grand River and M-59.

#### **UNFINISHED BUSINESS:**

##### MORATORIUM SIGN REGULATIONS EXTENSION

- Supervisor Coddington stated there are two choices of Moratorium Extension; one is with an exemption of the American Legion and one is without the exemption.
- Township Attorney, William Fahey, addressed the recent development in law with respect to signs with reference to a United State Supreme case known as the Gilbert Case. His recommendation is to hold up the moratorium for all the signs. From a legal perspective, do not make a decision based upon who is asking for the sign or what the sign says. First figure out how you want signs to work and then go forward on regulating signs.

- Questions to the Township Attorney were taken from the Board.
- It is the consensus of the Board and stated, “no one is against the veterans or the American Legion”.
- **MOTION** by Graham, seconded by Hohenstein, “**TO ADOPT ORDINANCE 274 EXTENDING SIGN MORATORIUM, WITH OPTION #1, WITHOUT THE EXEMPTION.**” Discussion followed. A roll-call vote was taken: Newstead – yes, Hohenstein – yes, Howard – yes, Melton – yes, Coddington – yes, Graham – yes, Counts – yes. Motion carries 7 to 0.

**NEW BUSINESS:**

**METRO ACT RIGHT OF WAY PERMIT EXTENSION**

- Clerk Graham explained that the agreement with METRO Act Permit will expire on December 31, 2018. It is a five year contract. This needs Board approval.
- Discussion followed.
- **MOTION** by Hohenstein, seconded by Counts, “**TO APPROVE THE METRO ACT RIGHT OF WAY PERMIT EXTENSION AS PRESENTED.**” Motion carries.

**RPORTS:**

A. SUPERVISOR:

(Supervisor Coddington reported on the following item)

- There is a potential development at the end of Lambert Drive in the Industrial Zoning District.

B. TREASURER:

(Treasurer Hohenstein reported on the following items)

- We have a person going for their Master Gardening Certification and would like to work around the gazebo. There is money left in the Landscaping Budget that she can use. This would be used just for plants and supplies only; her fee is free as she needs the time to go towards her certification. She is recommended by Marlas who did the work around the Township Building.
- Been in contact with G 2 G, the company that will allow residents to pay with a credit card at the Township office. At previous meeting it was discussed about concerns with allowing them to have access to all accounts. Discussion followed with Township Attorney Fahey. **MOTION** by Hohenstein, seconded by Graham, “**TO HAVE PERMISSION FROM THE BOARD TO USE G 2 G.**” Further discussion followed. A roll-call vote was taken: Howard – no, Melton – no, Hohenstein – yes, Graham – yes, Newstead – yes, Counts – yes, Coddington – yes. Motion carries 5 to 2.
- We added a new position, Treasurer Assistant, Emily Hofess. She will take on some of Deputy Treasurer Carol Makushik’s duties. This will allow Carol to help Assessor Kilpela and Zoning Administrator Daus.
- This means there will be a needed budget amendment for clerical expense. Will bring this back up at the next Board Meeting.
- There have been a lot of calls on the work that is being done on Brewer Road. There also have been calls from residents on Henderson Road wanting work done. Henderson Road is not on this year’s list road repair.

C. CLERK:

(Clerk Graham reported on the following items)

- Absentee ballots are out. Testing has been done on the ballots. There were some issues with the VAT machines, “Voting Assisted Terminals” and the printing cartridges but they are being replaced.

- D. ZONING:  
(Prepared by Zoning Administrator Daus)
  - No report.
  
- E. ASSESSING:  
(Prepared by Assessor Kilpela)
  - See report.
  
- F. FIRE AUTHORITY:  
(Supervisor Coddington reported on the following items)
  - Work is progressing on the addition to the main station.
  - There is some small issues with the new ladder truck that is being taken care of.
  - Roof leak at the Marion station has been taken care of.
  - The ISO rating has went from 5 down to 3 which is good for everyone's insurance rates.
  
- G. MHOG:  
(Trustee Howard reported on the following items)
  - Had 6 month actual budget meeting. We are under budget on expenses on almost every category and over revenue because of the water use because of the dry spring.
  - There was a need for a title search on a piece of property that was thought to be MHOG's but found out it belongs to the County.
  
- H. PLANNING COMMISSION:  
(Trustee Counts reported on the following items)
  - Had the Public Hearing on the Sign Ordinance revisions.
  - LACASA was given a temporary building permit to allow for office space. They are planning on building a new building here in Howell Township on Tooley Road.
  - Angelo's Party Store is hoping to be allowed to add a gas station on their site. This is in the well-head protection area which does not allow underground storage tanks. There is a new housing development going in next door to where the tanks would be. This most likely will go to the ZBA before coming back to the Planning Commission.
  
- I. ZONING BOARD OF APPEALS (ZBA):  
(Trustee Newstead reported on the following item)
  - There was no meeting scheduled in June.
  
- J. WWTP:  
(Treasurer Hohenstein reported on the following items)
  - Mercury Minimization Plan – received legal opinion stating the report put together by Inframark is very vague. This needs to go back for more detailed information on what it is going to cost the Township and what is actually work is going to be done. **MOTION** by Graham, seconded by Melton, **"ACCEPT INFRAMARK'S MERCURY MINIMIZATION PLAN PART A, IF THEY ANSWER QUESTIONS NEEDED TO BE COMPLETED AND WITH AN IDEA OF WHAT PART B IS GOING COST."** Discussion followed. Motion carried.
  - There was a leak with a sludge valve and this has been fixed.

**K. HAPRA:**

(Clerk Graham reported on the following items)

- They are putting together a survey evaluating their current program.
- Looking volunteers for the Melon Fest.
- Starting next year Livingston County will not be paying for police protection for festivals.
- There is a Parent’s Night Out on July 19<sup>th</sup> from 6:00 p.m. until 9:00 p.m. Parents receive discounts at local restaurants and businesses when they register. If you have children you can drop them off at the Hive.

**CALL TO PUBLIC:**

- Dale Brewer consultant from DAB Properties – stated he believes the moratorium is inappropriate.
- Reginald VanWulfen, building 505 Highlander Way – thought that the Public Hearing on the Sign Ordinance was a waste of time.

**DISBURSEMENTS: REGULAR AND CHECK REGISTER:**

**MOTION** by Hohenstein, seconded by Grahams, **“TO APPROVE THE REGULAR DISBURSEMENTS THROUGH JULY 7, 2018 AND CHECK REGISTER AS PRESENTED, ALSO ANY CUSTOMARY AND NORMAL PAYMENTS FOR THE MONTH.”** Discussion followed. Motion carried.

**ADJOURNMENT: MOTION** by Melton, seconded by Howard, **“TO ADJOURN.”** Motion carried. The meeting adjourned 7:47 p.m.

**APPROVED:**

As Presented: _____ X _____	_____ Jean Graham Howell Township Clerk
As Amended: _____	_____ Mike Coddington Howell Township Supervisor
As Corrected: _____	
Dated: _____ 08/13/2018 _____	_____ Debby Johnson Recording Secretary