

DAVISON TOWNSHIP
REGULAR BOARD MEETING
January 9, 2017

MEMBERS PRESENT: Supervisor Karen Miller, Clerk Cindy Shields, Treasurer Pat Miller, Trustees Matthew Karr and Tim Elkins

Attorney David Lattie

Building/Planning Administrator Randy Stewart

Chief of Police Rick Freeman

D. T. Parks Director Casey Reed

OTHERS PRESENT: David Martin, John Krueger, Matthew Smith, Jim Morey, Alex Pettue, Connie Elkins

CALL TO ORDER

The regular meeting of the Davison Township Board of Trustees was called to order at 7 p.m. at the Davison Township Municipal Building, 1280 N. Irish Road, Davison, MI 48423 and the pledge of allegiance was recited.

PREVIOUS MINUTES

MOTION BY KARR, SUPPORT BY SHIELDS to approve the December 5, 2016 special meeting minutes with corrections. Motion carried unanimously.

MOTION BY KARR, SUPPORT BY ELKINS to approve the December 12, 2016 regular meeting minutes as presented. Motion carried unanimously.

MOTION BY KARR, SUPPORT BY SHIELDS to approve the December 21, 2016 special meeting minutes with corrections. Motion carried unanimously.

TREASURER'S REPORT

Mr. Miller read the December, 2016 Treasurer's Report as follows:

General Fund	\$ 888,150.95
Construction Fund	953,171.01
Tax Fund	<u>2,639,390.26</u>
Total	\$4,480,712.22

MOTION BY SHIELDS, SUPPORT BY KARR to accept the Treasurer's Report as presented. Motion carried unanimously.

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APPROVAL OF BILLS

Ms. Miller read the December, 2016 Board Bills as follows:

General Fund	\$ 625,224.58
Construction Fund	638,670.27
Tax Fund	<u>1,229,230.51</u>
Total	\$2,493,125.36

MOTION BY KARR, SUPPORT BY ELKINS to approve the payment of Board Bills as presented. Roll call: Yes- P. Miller, Shields, K. Miller, Karr, Elkins. Motion carried.

UNFINISHED BUSINESS

None

NEW BUSINESS

Set Public Hearing for DDA Boundaries

Karen stated that there were several parcels that were not included in the creation of the DDA. They are within the boundaries of the DDA and after discussion with Mr. Lattie decided that we need to have a public hearing to add them to the district. We will be notifying the taxing agencies and property owners that they are within the district and will be included. You have in your packet the Resolution to Amend the Downtown Development Authority District for approval and the Public Hearing will be set for February 13, 2017 at 7 p.m.

MOTION BY SHIELDS, SUPPORT BY KARR to Set the Public Hearing for the Amendment of the Downtown Development Authority Property District on February 13, 2017 at 7:05 p.m. Roll call: Yes – Shields, K. Miller, Karr, Elkins, P. Miller. Motion carried.

Set Public Needs & Cost Hearing for Crystalwood Drive Road Special Assessment

Karen stated that the deterioration of Crystalwood Drive is beyond crack sealing and the Genesee County Road Commission gave an estimate for mill & fill. In your packet there are samples of the process of establishing a road special assessment. Tonight we will be setting a needs and cost hearing for February 13, 2017 at 7 p.m. There is a resolution for setting the hearings and one for the establishment of an improvement revolving fund. The Revolving Fund is just setting the funds aside for the project. We will be sending out letters and notices to all affected properties. The letter informs the property owners to attend the hearing and voice whether they are in favor or not. They can also use email or mail. Also our purchasing policy states that we need three (3) bids for anything done over \$25,000. We have two (2) but Randy will get one (1) more.

Mr. Lattie stated that these funds will be set aside for the project of the Boards choice and adopting these resolutions will allow you to dedicate the funds and have the people pay you back instead of a financial institution.

Tim asked if this resolution will create a specific project fund or can the monies be use for any project that we choose? David said no, it can be used for any project.

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MOTION BY KARR, SUPPORT BY ELKINS to approve the Resolution to Create a Township Improvement Fund in the amount of \$61, 000 with the Supervisor and Clerk's signatures. Roll call: Yes – K. Miller, Karr, Elkins, P. Miller, Shields. Motion carried.

MOTION BY K. MILLER, SUPPORT BY SHIELDS to approve the Resolution to Set Public Hearing for Crystalwood Condominiums on February 13, 2017 at 7 p.m. Roll call: Yes- Karr, Elkins, P. Miller, Shields, K. Miller. Motion carried.

Set Public Needs Hearing for Atherton Country Club Estates

Karen stated that several residents have requested the roads be resurfaced within Atherton Country Club Estates. Randy has done soil boring and this project has been estimated at \$400,000. Randy will also be getting three (3) more estimates for this project. We need to set a public hearing for the need of this project.

Matt asked if the board will be contributing a certain percentage toward the cost of the project.

Karen said not likely and Randy said that the board will need to discuss that at the Needs Hearing. There was discussion about the project being canceled after the hearings and the process of notifications to the residents and their ability to voice their opinions at these hearings.

MOTION BY KARR, SUPPORT BY ELKINS to approve the Resolution to Set a Public Hearing for Atherton Country Club Estates on February 13, 2017 at 7:01 p.m. Roll call: Yes – Elkins, P. Miller, Shields, K. Miller, Karr. Motion carried.

FEMA Grant for Warning Sirens

Karen stated this project was approved by the Board several years ago where a siren would be placed on the Township at a cost of \$21,900 for installation, our cost is 25% of the total and the second one was to be placed at the Woodridge Pumping Station for \$22,400 again at 25% of the total for us. The total the township would pay is between \$11,075 and \$11,538 with the reimbursement grant. We can use the permit fees as part of our share also. This is not in the current budget but will most likely not be due until the 2017-2018 budget.

Approve Medical Marihuana Resolution

Mr. Lattie explained the amendments as giving the Municipalities the option to create regulations for Medical Marihuana Facilities, which include grow operation, processing operation, a provisioning center and a safety compliance facility. In the past we discussed dispensaries and imposed a moratorium on such. Allowing these facilities to establish within the township will provide \$5,000 annual license fee per facility, to cover administrative and enforcement fees, and 25% of the 3% tax the State of Michigan will charge against their gross receipts. If you pass the resolution tonight you will be able to regulate them and repeal the moratorium or you can revisit the issue at a later date.

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There was discussion about the resolution going to the Planning Commission also, the economic gains not offsetting the cost of creating districts and enforcement, the fact that there has not been a demand for the facilities and if it is for commercial only.

MOTION BY KARR, SUPPORT BY ELKINS to table the Davison Township, Genesee County, Michigan Medical Marihuana Resolution as presented until the March 13, 2017 regular board meeting. Motion carried unanimously.

Approve Zoning Ordinance Amendment – Civil Infraction

Mr. Lattie explained that the proposed Zoning Ordinance Amendment will create a new category aimed at reducing the length of prosecution time, administrative time, and cost of ordinance enforcement. This would be a conversion of the Building Code, Property Maintenance Code, Blight Ordinance and a few more property related ordinances to a Civil Infraction. Ordinance 65-E is converting some of the ordinances over to civil infractions. You may want to consider adopting Ordinance 65-E tonight also.

Randy stated that the Planning Commission approved Ordinance 65-E and recommends approval from the Township Board.

There was discussion about the type of tickets that can be issued, fees and the amount of court time this will eliminate.

MOTION BY ELKINS, SUPPORT BY SHIELDS to adopt Ordinance 65-E as presented by Mr. Lattie. Roll call: Yes –Shields, K. Miller, Karr, Elkins, P. Miller. Motion carried.

MOTION BY SHIELDS, SUPPORT BY ELKINS to approve Zoning Ordinance Article XXVI, Section 2600 and 2602 Amendment as presented. Roll call: Yes - K. Miller, Karr, Elkins, P. Miller, Shields. Motion carried.

Approve Genesee County Road Commission Cost Estimates

Karen stated the estimates are for catch basins that were supposed to be done last year, however they were not and the amount that was budgeted this year for catch basins was not spent so we will have to double up next year. Ditching is part of the 50/50 Program. Both the ditching and catch basins are included on our 2017-2020 Road Program and will be included in the 2017-2018 Budget year.

MOTION BY ELKINS, SUPPORT BY SHIELDS to approve the \$52,234.13 for Ditching on Oak Road between Kitchen Road and Lippincott Blvd. as presented. Roll call: Yes – Karr, Elkins, P. Miller, Shields, K. Miller. Motion carried.

MOTION BY ELKINS, SUPPORT BY SHIELDS to approve the \$29,000 for Catch Basin work as presented. Roll call: Yes - Elkins, P. Miller, Shields, K. Miller, Karr. Motion carried.

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Approve 2017-2018 Holiday Schedule

MOTION BY KARR, SUPPORT BY P. MILLER to approve the 2017-2018 Holiday Schedule as presented. Motion carried unanimously.

PUBLIC COMMENT

The public comment period was opened at 7:56 p.m.

David Martin – Genesee County Commissioner gave a brief update on the new board members and what he would like to do while he's in office.

John Krueger – 7278 Davison Road – asked about the Board of Review Training, the railroad tracks on Irish Road and if the Irish and Court intersection was ever going to be redone.

The public comment period was closed at 8:03 p.m.

INFORMATIONAL ITEMS

DCER Budget Status update
Step It Up Walkability Grant update
FANG updates
Genesee County MTA Treasurer – Karen Miller

MOTION BY KARR, SUPPORT BY ELKINS to adjourn to executive session at 8:04 p.m. to discuss the sale of township property. Roll call: P. Miller, Shields, K. Miller, Karr, Elkins. Motion carried.

MOTION BY KARR, SUPPORT BY ELKINS to reconvene to regular session at 8:38 p.m.

MOTION BY ELKINS, SUPPORT BY KARR instructing Mr. Stewart to gather more information about the possible disposition of properties.

ADJOURNMENT

The meeting was adjourned at 8:38 p.m.

Cindy K. Shields, Clerk