

MINUTES OF TITTABAWASSEE TOWNSHIP

REGULAR BOARD MEETING

March 13, 2018 - 5:30 P.M.

**TOWNSHIP OFFICE 145 S. SECOND STREET
FREELAND, MICHIGAN**

1. Regular meeting called to order at 5:30 p.m. by Rick Hayes, Supervisor.
2. Opening - Pledge of Allegiance.
3. Members Present: Tracy Reimus, Tom Metiva, Wayne King, Carl Neuenfeldt, Robert DuCharme, Rick Hayes **Roll Call**

Members Absent: Paul Vasold

Staff: Marc McGill, Brandy Federspiel, Kim Reiss, Dennis Green, Mary Edgington, Cym Winiecke, Ed Mahaney, Phil Shaver **Staff**

Guests: Tracy Schlicker, Darrell Schlicker, Mary Vasold, John Krause, Catherine Zemanek, William Vautaw, Jeremy Enser, Tracy Hescott, Gerald Niedzielski, Paul Knoerr, Kate Colpean, Marcia Johnson-Wilson, Richard Wilson, James Gross, Nick Defrancesco, Kelli Jensen, Warren Vasold, Kathleen Vasold, Timothy Enright **Guests**
4. **Catherine Zemanek, 8655 Kochville** – Mrs. Zemanek expressed to the board of trustees her concern with the non-motorized trail and its placement in the road right of way on her property. Catherine stated she has many trees and shrubs that she has taken care of for 20 years that may be destroyed and she feels she is giving up a lot for this trail. **Public Comment**

John Krause, 5652 Garfield – Mr. Krause expressed his displeasure with noise coming from the SportsZone as well as construction debris on Garfield Road. He also stated he didn't want the liability of someone getting hurt on the proposed non-motorized trail and wanted to know who was going to patrol the trail.

The Township Manager expressed to Mr. Krause that there is no liability to homeowners in any shape or form in regards to the non-motorized trail and the trail will be monitored by law enforcement the same way trails throughout the county are.

James Gross, 8797 Kochville – Mr. Gross expressed his displeasure with the trail going in front of his residence and the fact that he will have to give up some trees for this project.

The Township Manager stated that it has been proposed to make the Non-motorized trail 6ft wide rather than the 10ft norm on Garfield and Kochville Roads. The manager also stated that spading of trees will be done in applicable cases and any trees taken will be replaced. The Manager also stated there may be an option for some easements

to place the trail farther up into certain yards to preserve trees. The Manager expressed that the budget for this project takes into account necessary landscape changes such as trees, ditches, and culverts.

Jeremy Enser, 8290 Kochville – Mr. Enser inquired as to why the non-motorized trail isn't going down Tittabawassee.

The Township Manager stated that the Tittabawassee Road route would add a ½ mile of extra cost of approximately \$100,000 and the right of way is much narrower on Tittabawassee Road. In addition most properties on Tittabawassee Road are Commercial which makes storm sewer, water, sanitary sewer, gas, electric, and driveways, more difficult to deal with and extremely costly.

Kate Colpean, 5990 Garfield- Ms. Colpean resides on the corner of Garfield and Kochville and she expressed that in her opinion the trail will not be utilized in the Garfield Road area, she stated people will cut down Kochville Road to get to the SportsZone.

William Vautaw, 8855 Kochville – Mr. Vautaw is concerned with the aesthetics of the proposed non-motorized trail and the lack of privacy it will impose. He also inquired as to the time line of the project.

The Township Manager stated that it will be December before it is confirmed that the Grant is approved or denied and pending that decision the trail will be constructed between April and August of 2019.

Gerald Niedzielski, 5830 Garfield- Mr. Niedzielski inquired as to the placement of the non-motorized trail on top of the existing drain.

Joe Wright, Spicer Engineering stated there will be a detailed site survey and all necessary drainage modification have been budgeted for and will be addressed.

Nick Defrancesco, 8790 Kochville – Mr. Defrancesco commented on the deteriorating road conditions on Kochville Road as well as the excessive speed down the Road. He stated he believes this will pose a major danger to the people utilizing the new trail. Mr. Defrancesco also stated that there is a lot of drainage problems and flooding that occurs in the area at least twice a year and the trail no doubt will be under water and impassable at times.

Darrell Schlicker, 6620 Midland- Mr. Schlicker addressed the Board in regards to the McDonald Ford Rezoning Request that will be presented to the Planning Commission on March 19th. He stated the township zoning ordinance does not give any provisions for conditional rezoning and in his opinion the applicant has insufficient information in their application.

Timothy Enright, 8598 Kochville – Mr. Enright inquired as to if the non-motorized trail was going to be asphalt or sidewalk material. He doesn't believe the trail will be utilized.

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| 5. | Moved by Reimus, seconded by King to approve the agenda as presented. | Approval of Agenda |
| | Motion Carried | |
| 6. | Moved by Metiva seconded by Neuenfeldt to approve the minutes of February 13, 2018 regular Board meeting. | Approval of Regular Meeting Minutes |
| 7. | Moved by DuCharme, seconded by Metiva to pay bills with checks #49140 through #49244 | Approval of Checks |
| 7A. | Public Hearing was opened at 6:20 p.m. to receive comments regarding the Budget for the Fiscal Year 2018-2019. | |
| | No Comments. | |
| | Moved by Neuenfeldt, seconded by King to close the public comment period, public comment closed at 6:21 p.m. | |
| 8. | <u>Reports</u> | |
| | A. Committee Reports | |
| | 1. Minutes in Packet. Items I, J, K, and L on Agenda. | Planning Commission |
| | 2. No Report. | DDA |
| | 3. Minutes in Packet. | Park Committee |
| | B. Officers of the Township | |
| | 1. No Report. | Supervisor |
| | 2. No Report. | Clerk |
| | 3. No Report. | Treasurer |
| | 4. No Report. | Trustees |
| | C. Department Reports | |
| | 1. Written report included in Board packet. | Manager |
| | 2. Written report included in Board packet. Chief stated the department is extremely busy at this time with investigations. | Police Department |
| | 3. Report in Packet. | Fire Department |
| | 4. Report in Packet. | DPW |
| 9. | <u>Unfinished Business</u> – None. | |
| 10. | <u>New Business</u> | |

A. Moved by Neuenfeldt, seconded by Reimus to approve Administrative Resolution AR-01-18 Public Act 152 Exemption.

**Approved
Administrative
Resolution AR-01-18
Public Act 152
Exemption.**

Roll Call Vote:

Yeas – King, Metiva, Reimus, DuCharme, Neuenfeldt, Hayes
Nays - None
Absent - Vasold

Motion Carried

B. Moved by King, seconded by Reimus to approve Resolution R-18-12 approving the Fiscal Year Budget for 2018-2019.

**Approved Resolution
R-18-12 approving the
Fiscal Year Budget
for 2018-2019.**

Roll Call Vote:

Yeas – Metiva, Reimus, DuCharme, Neuenfeldt, King, Hayes
Nays - None
Absent - Vasold

Motion Carried

C. Moved by Reimus, seconded by Neuenfeldt to approve Ordinance Amendment 18-01 Amendment to Chapter 30; Fire Prevention and Protection; Article IV. Fireworks.

**Approved Ordinance
Amendment 18-01
Amendment to
Chapter 30; Fire
Prevention and
Protection; Article IV.
Fireworks.**

Roll Call Vote:

Yeas – Reimus, DuCharme, Neuenfeldt, King, Metiva, Hayes
Nays - None
Absent - Vasold

Motion Carried

D. Moved by King, seconded by Reimus to approve Ordinance Amendment 18-02 Amendment to Chapter 62; Traffic and Vehicles; adding Article III. Unauthorized Display of Vehicles for Sale.

**Approved Ordinance
Amendment 18-02
Amendment to
Chapter 62; Traffic
and Vehicles; adding
Article III.
Unauthorized Display
of Vehicles for Sale.**

Roll Call Vote:

Yeas – DuCharme, Neunefeldt, King, Metiva, Reimus, Hayes
Nays - None
Absent - Vasold

Motion Carried

E. Moved by Reimus, seconded by King to approve Resolution R-18-14 Board of Review Salary.

**Approved Resolution
R-18-14 Board of
Review Salary.**

Roll Call Vote:

Yeas – Neunefeldt, King, Metiva, Reimus, DuCharme, Hayes
Nays - None
Absent - Vasold

Motion Carried

F. Moved by King, seconded by Reimus to approve Resolution R-18-13 resolution to establish a request for funding, attest to the existence of matching funds, and commit to implementing a maintenance program for development of non-motorized trail within sections 34, 35, and 36 of Tittabawassee Township.

Approved Resolution R-18-13 Non-Motorized Trail Funding Request

Roll Call Vote:

Yeas –King, Metiva, Reimus, DuCharme, Neunefeldt, Hayes
Nays - None
Absent - Vasold

Motion Carried

G. Moved by Metiva, seconded by King to approve Resolution R-18-15 Maintenance Agreement between Tittabawassee Township and the Great Lakes Bay Regional Trail Committee.

Approved Resolution R-18-15 Maintenance Agreement between Tittabawassee Township and the Great Lakes Bay Regional Trail Committee.

Roll Call Vote:

Yeas –Metiva, Reimus, DuCharme, Neunefeldt, King, Hayes
Nays - None
Absent - Vasold

Motion Carried

H. Moved by Reimus, seconded by DuCharme to approve fireworks display for the 2018 Walleye Festival.

Approved fireworks display for the 2018 Walleye Festival.

Vote: Yeas – 6 Nays – 0 Absent – 1

Motion Carried

I. Moved by Reimus, seconded by King to approve Planning Commission recommendation to approve Z-18-02 proposed amendment to the Zoning Ordinance Chapters 2, 3, and 9 in regards to Banquet Facility operations.

Approved Planning Commission recommendation to approve Z-18-02 proposed amendment to the Zoning Ordinance in regards to Banquet Facility operations.

Vote: Yeas – 6 Nays – 0 Absent – 1

Motion Carried

J. Moved by Metiva, seconded by Neuenfeldt to approve Planning Commission recommendation to approve Z-18-03 proposed amendment to the Zoning Ordinance Section 11.2 Scope under “Article 11 – Site Plan Review and Appearance Code”.

Vote: Yeas – 6 Nays – 0 Absent – 1

Motion Carried

Approved Planning Commission recommendation to approve Z-18-03 proposed amendment to the Zoning Ordinance Site Plan Review and Appearance Code.

K. Moved by Ducharme, seconded by Reimus to approve Planning Commission recommendation to approve P-16-01 Final Preliminary Plat approval for a fifteen lot (15) single family lot subdivision in the 10000 block of Sarle Road, Parcels #29-13-3-16-1016-000, 29-13-3-16-1002-001, and 29-13-3-16-1010-000. (Sova Farms)

Vote: Yeas – 6 Nays – 0 Absent – 1

Motion Carried

Approved Planning Commission recommendation to approve P-16-01 Final Preliminary Plat, Sova Farms.

L. Moved by Ducharme, seconded by Metiva to approve Planning Commission recommendation to approve P-18-01 Final Preliminary Plat approval for a twenty-four lot (24) single family lot subdivision on the south side of Kochville Road, east of Midland Road, Parcel #29-13-3-34-1001-010. (Quail Hollow III)

Vote: Yeas – 6 Nays – 0 Absent – 1

Motion Carried

Approved Planning Commission recommendation to approve P-18-01 Final Preliminary Plat, Quail Hollow III.

11. None.

Other Business

12. None.

Extended Public Comment

13. Meeting adjourned at 6:34 p.m.

Adjournment