

Charter Township of Lyon
Board of Trustees
Regular Meeting Minutes
November 2, 2009

Approved: December 7, 2009 as written

The meeting was called to order by Supervisor Young at 7:00 p.m.

Roll Call: Patricia Carcone, Treasurer
Michele Cash, Clerk
John Dolan, Trustee
Steven Fletcher, Trustee
Brent Hemker, Trustee
John Hicks, Trustee
Lannie Young, Supervisor

Guests: 18

Also Present: Chris Doozan, McKenna Associates
Matthew Quinn, Township Attorney
Ron McClain, Fire Chief
Leslie Zawada, Giffels/Webster
Al Hogan, Building Official

APPROVAL OF THE CONSENT AGENDA

Approval of the Regular Meeting Minutes of October 5, 2009

Approval of Disbursements

Building Department Report for September 2009

Fire Department Reports for September 2009

Zoning Reports for September 2009

Engineer Status Report for September 2009

The Regular Meeting Minutes of October 5, 2009 were removed from the Consent Agenda because the minutes were not included in the Board packets.

**Motion by Hemker, second by Hicks
To approve the Consent Agenda as revised.**

**Roll Call Vote: Ayes: Cash, Young, Hicks, Carcone, Dolan, Hemker,
Fletcher**

Nays: None

MOTION APPROVED

ANNOUNCEMENTS AND COMMUNICATIONS

Treasurer Carcone acknowledged a thank you card that was received from a resident. Treasurer Carcone explained that this resident called the Township seeking help in getting a handicap ramp built for her home. The Township was able to offer assistance using the CDBG fund. The resident was very grateful for the assistance.

Mr. Steven Schwartz representing Oakland County, gave a brief power point presentation regarding the importance of the SMART bus program.

CALL TO THE PUBLIC

Jim Hamilton, 24200 Martindale Road. Mr. Hamilton dispelled a rumor that has been circulating that he did not want to run for the Planning Commission seat. He explained that he did not say that and he would be willing to serve.

APPROVAL OF AGENDA

Treasurer Carcone added item G. under New Business for Nick Mancinelli, 5 REU Request.

Supervisor Young added item I. Under New Business regarding a possible Ad Hoc Committee being formed regarding a possible development on the northeast corner of Milford Road and 10 Mile.

Supervisor Young tabled item B. the Business Registration Ordinance to the December meeting because the committee members had not had an opportunity to meet.

Clerk Cash removed the Executive Session.

**Motion by Hicks, second by Carcone
To approve the agenda as revised.**

**Voice Vote: Ayes: Unanimous
 Nays: None**

MOTION APPROVED

Public Hearing on Special Assessment Roll for General Purposes

Mr. Quinn explained that this roll is to review delinquent sewer bills, delinquent noxious weeds bills, as well as the Republic West indemnity agreement.

Supervisor Young opened the public hearing at 7:34 and closed it due to no one wishing to comment.

Public Hearing for the Community Development Block Grant Program for 2010

Mr. Doozan explained that this is the annual allocation for the Community Development Block Grant program. This year the township is slated to receive \$28,777 in CDBG funds. The allocation can be used on public services as follows:

Public Services (Battered and Abused Spouses)	\$2,500
Senior Centers (Facility Access Fee)	\$8,630
Youth Services	\$8,630
Minor Home Repairs	\$9,017

Supervisor Young opened the public hearing at 7:38 p.m. and closed it due to no one wishing to comment.

UNFINISHED BUISNESS

A. Special Assessment Resolution Confirming General Purpose Roll Nos. 09-120, 09-130 and 09-140.

Mr. Quinn explained the total amount from each roll. Each of the three rolls would be rolled on the tax bill by the Township Treasurer and would appear on the December tax bill.

Motion by Hicks, second by Cash

To adopt the Special Assessment Resolution Confirming General Purpose Roll Nos. 09-120, 09-130, and 09-140

**Roll Call Vote: Ayes: Dolan, Hicks, Carcone, Fletcher, Hemker, Young, Cash
Nays: None**

MOTION APPROVED

B. Business Registration Ordinance

Item was tabled.

C. GASB Report

Mr. Hemker explained the GASB Report that was completed for Lyon Township. The GASB Report gives a value for Retirement Health Care in today's dollar.

Mr. Hemker, Treasurer Carcone and Mr. Fletcher volunteered to be on a committee to review and report back on the GASB Report.

NEW BUSINESS

A. Dedication of Private Roads to the Road Commission for Oakland County by

Woodwind Village Homeowners Association

Representing Woodwind Village Homeowners Association: Chris Raiti

Mr. Raiti explained that the Woodwind Village Homeowners Association would like to dedicate its private roads to the Road Commission for Oakland County. The first step is to gain approval of the Lyon Township Board of Trustees and then send an official request to the Road Commission.

Motion by Carcone, second by Cash

To grant the authority to the Supervisor to send a letter to the Road Commission.

Voice Vote: Ayes: Unanimous
Nays: None

MOTION APPROVED

B. Resolution Approving the Program year 2010 Community Development Block Grant Application

Motion by Carcone, second by Hicks

The Board of Trustees for Lyon Township will put in for CDBG Funds for the program year 2010 in the amount of \$28,777 for \$2,500 Public Services (Battered and Abused Spouses), Senior Centers (Facility Access Fee)\$8,630, Youth Services \$8,630 and Minor Home Repairs \$9,017.

Roll Call Vote: Ayes: Cash, Carcone, Hicks, Young, Hemker, Fletcher, Dolan
Nays: None

MOTION APPROVED

C. Amendments to the Zoning Ordinance, Private Road Ordinance, Subdivision Ordinance, Bicycle Path and Sidewalk Ordinance

Mr. Doozan reviewed the McKenna Associates memo dated September 15, 2009. He explained that there are two documents. Document 1 contains only the Zoning Ordinance amendments. The Planning Commission has reviewed it, a public hearing has been held, and the Planning Commission has recommended approval. Document 2 contains amendments to the Private Road Ordinance, Subdivision Ordinance, and Bicycle Path and Sidewalk Ordinance. The Planning Commission has not made a recommendation on Document 2 because those are outside of the Planning Commissions purview.

Mr. Hemker stated he was concerned with allowing 1,000 feet. Mr. Doozan explained that perpendicular easements did not work out well and there were a lot of people that sought and received variances.

Mr. Hicks raised the concern that there are multiple family condominiums. Mr. Doozan explained that language would need to be added to define that.

Motion by Hicks, second by Cash

To table the Amendments to the Zoning Ordinance, Private Road Ordinance, Subdivision Ordinance, Bicycle Path and Sidewalk Ordinance until the December meeting.

**Voice Vote: Ayes: Unanimous
 Nays: None**

MOTION APPROVED

D. Planning Commission, ZBA and DDA Appointments

Motion by Young, second by Hicks

To reappoint Troy Powe to the DDA with the term beginning on 11/30/09 and ending on 11/30/12.

**Voice Vote: Ayes: Unanimous
 Nays: None**

MOTION APPROVED

Motion by Young, second by Hicks

To reappoint Tim Miner to the DDA with the term beginning on 11/30/09 and ending on 11/30/11.

**Voice Vote: Ayes: Unanimous
 Nays: None**

MOTION APPROVED

Motion by Young, second by Dolan

To reappoint Tony Raney to the ZBA with the term beginning on 11/30/09 and ending on 11/30/12.

**Voice Vote: Ayes: Unanimous
 Nays: None**

MOTION APPROVED

Some of the Board members expressed their support for the reappointment of Jim Hamilton to the Planning Commission. Mr. Hemker stated that he would like to see the Board conduct interviews for appointments to any of the committees as was done in the past. Mr. Fletcher expressed his concern that there was not a clear process to follow. Supervisor Young

explained his rationale for possibly appointing a new member to the Planning Commission. He continued that there are a number of people that apply yearly and have not been appointed. Supervisor Young recommended Jim Chuck for the Planning Commission.

Motion by Fletcher, second by Dolan

To table the Planning Commission appointments until the December meeting.

Voice Vote:	Ayes:	Unanimous
	Nays:	None

MOTION APPROVED

E. Sewer Plant Monitoring Well relocation consideration

Supervisor Young explained that when the sewer plant was built there was anticipation on the west side of the existing sewer plant to build an addition to the plant. The State requires monitoring in different locations around the plant and it is becoming problematic to access in the wetland area. The cost to put in new monitoring wells would be \$7190.00 and it would come out of the Sewer Enterprise Fund.

There were concerns raised regarding getting other bids as well as the language used in the BCI letter dated October 27, 2009 regarding the Master Contract and Professional Services fees.

Motion by Fletcher, second by Carcone

To table the Sewer Plant Monitoring Well relocation consideration to the December meeting.

Voice Vote:	Ayes:	Unanimous
	Nays:	None

MOTION APPROVED

F. Five REU's, Nick Mancinelli

Treasurer Carcone explained the history of Lyon Trail III. Mr. Mancinelli has requested that the Township re-buy 5 REU's since the site plan could only support 19 REU's.

Mr. Quinn suggested granting a easement which would be a utility easement. The Board decided to send this request to the sub committee.

G. Ad Hoc Committee – Todd Wyatt

Supervisor Young asked if there was support for creating an Ad Hoc Committee concerning a request from Todd Wyatt regarding the land on the northeast corner of Ten Mile and Milford Road. There was no support given for a committee.

H. Second Budget Meeting

Supervisor Young asked for consensus of the Board to hold a budget meeting in November. The Board members agreed.

ADJOURNMENT

**Motion by Carcone, second by Cash
To adjourn the regular meeting at 8:46 p.m.**

**Voice Vote: Ayes: Unanimous
 Nays: None**

MOTION APPROVED

The Regular Meeting of the Board of Trustees was adjourned at 8:46 p.m.

Respectfully Submitted,

Kellie Angelosanto

Kellie Angelosanto
Recording Secretary



Michele Cash
Clerk