

Charter Township of Lyon  
Board of Trustees  
Regular Meeting Minutes  
April 2, 2012

Approved: May 7, 2012

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

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

Absent: Brent Hemker, Trustee  
John Dolan, Trustee

Guests: 9

Also Present: Matthew Quinn, Township Attorney  
Chris Doozan, McKenna Associates  
Leslie Zawada, Civil Engineering Solutions, Inc.  
Michelle Aniol, DDA Administrator/Economic Development  
Coordinator

Supervisor Young explained that Trustee Hemker and Trustee Dolan would not be in attendance due to their work schedule.

**APPROVAL OF THE CONSENT AGENDA**

Approval of Regular Meeting Minutes of March 5, 2012  
Approval of Special Meeting Minutes of March 5, 2012  
Approval of Special Meeting Minutes of March 23, 2012  
Approval of Disbursements  
Building Department Report for February 2012  
Fire Department Reports for February 2012  
Zoning Reports for February 2012  
Engineering Reports for February 2012

**Motion by Cash, second by Carcone  
To approve the consent agenda as presented.**

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

**MOTION APPROVED**

## **ANNOUNCEMENTS & COMMUNICATIONS**

Treasurer Carcone explained that the tax roll has been settled.

Ms. Aniol announced that there would be a County workshop for the One Stop Ready Program on 4/12/12. The focus is to understand the role in economic development.

## **CALL TO THE PUBLIC**

**Jim Chuck, 25365 Stanley Lane** – He asked that the NW Corner of Milford Road and Eleven Mile be trimmed due to the overgrowth of the trees/shrubs in the right of way. He stated it is dangerous to make a left turn and head north on Milford Road.

## **REPORTS**

**DDA** – Ms. Aniol reported that the DDA has agreed to put signs out advertising that they are taking proposals if there is interest shown in developing the various properties throughout the DDA. The revised Property Rehabilitation Program was approved at the last meeting. The ICSC brochure was updated. The DDA officers remain the same after the election. The Design Committee and Promotion Committee also had chairs assigned.

Ms. Aniol also announced that the Garden Club has volunteered to maintain the 3 roundabouts. The DDA has hired someone that will do some design elements. Bon-A-Rose has agreed to hold a Farmers Market on their property. The Farmers Market would open June 1, 2012 and be open every Friday from 12:30-6:30 p.m. A few items were needed from the DDA since it is a partnership.

The sewer has been installed along Grand River and the residents were notified. Ms. Aniol reminded everyone regarding the color change of the website and that will change with the seasons. There is a Japanese Company looking at Lyon Township. She also reported that Lyon Township's logo has been added to the U of M iLabs eCities Study website since the Township is a participant. She explained that Mr. Wyett would like to do a monument entryway sign and she showed what that sign could look like.

**Fire** – Chief McClain reported that the new fire truck would be ready within the next 30 days. He reported that there have been bogus sales people coming around trying to sell fire extinguishers. He requested that the Super Summit Grant Seminar be added to the agenda.

**Sheriff** – Sheriff Venus reported on a breaking and entering that happened in the Township where a safe and a large amount of money and jewelry were taken. The safe and a portion of the money/jewelry were recovered.

**Planning Commission** – None

**ZBA** – Trustee Hicks reported that there were 3 cases at the last meeting and he explained the outcome of each.

## **APPROVAL OF AGENDA**

Supervisor Young added the following to the agenda:

- G. Super Summit Reimbursement
- H. Mowing Bids
- I. Temporary Sign Resolution

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

<b>Voice Vote:</b>	<b>Ayes:</b>	<b>Unanimous</b>
	<b>Nays:</b>	<b>None</b>
	<b>Absent:</b>	<b>Hemker, Dolan</b>

## **MOTION APPROVED**

## **UNFINISHED BUSINESS**

### **A. Pinehurst – Dedication of Peter’s Farm Parcel/Historic Preservation Easement Property**

Representing Pinehurst - Kevin Christiansen, Atwell, LLC  
Gary Scheuren - Programs Director for Michigan Historic Preservation Network

Mr. Quinn gave a brief history of the property and the actions that have taken place.

Mr. Christiansen also gave a history of the property and brought the Board up to date regarding the easement property. He explained that the easement runs with the property

Supervisor Young questioned what would happen if the property were not sold within the 6 months. Mr. Christiansen explained that the Michigan Historic Preservation Network would have the option to extend the time if there is no buyer. Pulte would then continue the maintenance. Mr. Christiansen explained that the budget in the past has been \$20,500.00. Ms. Carcone explained that the drains would need to be added to the budget.

Mr. Christiansen read an email from Mr. Doughty dated March 20, 2012.

Trustee Hicks questioned if the association is still under Pulte? Mr. Christiansen stated that it has not been completely turned over yet.

There was discussion regarding the possibility of the owner walking away from the property and what the long-term responsibility of that would be. Mr. Scherer stated he would look at how that would be handled but it has never happened in the past. Mr.

Christiansen explained that there are legal remedies if the property went into default.

Treasurer Carcone questioned if the property goes back on the tax roll when it is sold. Mr. Scherer stated yes.

**Motion by Hicks, second by Cash**

**To accept the concept of waiving the interest contingent upon going through the process for the amendment.**

**Voice Vote:           Ayes:           Unanimous  
                          Nays:           None  
                          Absent:       Hemker, Dolan**

**MOTION APPROVED**

**NEW BUSINESS**

**A.     Right-of-Way Telecommunications Permit for WOW**

Mr. Quinn explained that Wide Open West Michigan LLC is requesting to run overhead wires on existing poles in the Township to provide their services to other municipalities that are adjacent to this Township. He recommends the Unilateral 5 year Contract instead of the Metro Act Bilateral form.

**Motion by Cash, second by Carcone**

**To approve the Metro Act Unilateral form Right-of-Way Telecommunications Permit with Wide Open West Michigan, LLC.**

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

**MOTION APPROVED**

**B.     Resolution Concerning Grand River Low Pressure Sanitary Lateral Benefit Charges**

Mr. Quinn explained that this item should be tabled so that the DDA can review it.

**Motion by Carcone, second by Hicks**

**To table until the next regular Board meeting.**

**Voice Vote: Ayes:           Unanimous  
                  Nays:           None  
                  Absent:       Hemker, Dolan**

**MOTION APPROVED**

### **C. Parks and Recreation Advisory Committee Bylaws**

Trustee Fletcher explained that the Committee reviewed and updated the old Bylaws.

Mr. Quinn suggested adding a specific start date of June 4, 2012 for the membership terms.

#### **Motion by Fletcher, second by Carcone**

**To approve the Parks and Recreation Advisory Committee Bylaws dated April 2, 2012 including the change to membership terms to begin 6/4/12.**

<b>Roll Call Vote:</b>	<b>Ayes:</b>	<b>Fletcher, Carcone, Hicks, Cash, Young</b>
	<b>Nays:</b>	<b>None</b>
	<b>Absent:</b>	<b>Hemker, Dolan</b>

#### **MOTION APPROVED**

#### **Motion by Hicks, second by Cash**

**To appoint Steven Fletcher to the Parks and Recreation Advisory Board.**

<b>Voice Vote:</b>	<b>Ayes:</b>	<b>Unanimous</b>
	<b>Nays:</b>	<b>None</b>
	<b>Absent:</b>	<b>Hemker, Dolan</b>

#### **MOTION APPROVED**

### **D. Agreement Regarding Profit Sharing Plan**

Ms. Carcone explained that this is the agreement for the South Lyon Area Recreation Council retirement plan.

#### **Motion by Carcone, second by Hicks**

**To approve the Agreement regarding the Charter Township of Lyon Profit Sharing Plan as provided by Attorney Matt Quinn**

<b>Roll Call Vote:</b>	<b>Ayes:</b>	<b>Young, Carcone, Cash, Fletcher, Hicks</b>
	<b>Nays:</b>	<b>None</b>
	<b>Absent:</b>	<b>Hemker, Dolan</b>

#### **MOTION APPROVED**

### **E. Consideration of 11x17 Scanner for Building Department**

Supervisor Young explained the need for a scanner for the Building Department. He reviewed the prices from various companies.

**Motion by Fletcher, second by Carcone**

To approve the Supervisor to purchase an 11x17 scanner for a price not to exceed \$3200.00.

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

**MOTION APPROVED**

**F.      Roundabout Agreement**

Mr. Quinn explained that it was not ready for final consideration.

**Motion by Carcone, Second by Fletcher**

To table until the next regular Board meeting.

**Voice Vote:**            **Ayes:**            **Unanimous**  
                                 **Nays:**            **None**  
                                 **Absent:**        **Hemker, Dolan**

**MOTION APPROVED**

**G.      Super Summit Grant Seminar**

Chief McClain referred to the letter written by Erin Welch dated 3/23/12. The Township has been rewarded with a grant in the past due to Ms. Welch's efforts. The Board felt this was money well spent.

**Motion by Carcone, second by Hicks**

To approve the \$1549.00 to send Erin Welch to the AFG Super Summit Seminar.

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

**MOTION APPROVED**

**H.      Lawn Mowing Bids**

Supervisor Young reviewed the bid spreadsheet. Based on the proposed per cut bid, the 3 low bidders were interviewed. It was recommended to award the contract to Total Lawn Care.

**Motion by Carcone, second by Hicks**

**To approve Total Lawn Care for a 1-year contract according to the spreadsheet provided.**

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

**MOTION APPROVED**

**I.      Resolution Temporary Signs**

Mr. Bell explained that the Township would be holding the Kite Festival on June 2, 2012. The objective is to have 4000 people this year. They feel that authorizing businesses that have sales or services to the general public to have one additional temporary promotional sign during the Kite Festival Sales Days would be a benefit to the Kite Festival. There was discussion regarding the requirement of the sign not being closer than 25' feet from any other "Lyon Township Kite Festival Sales Days" sign.

Mr. Bell explained that the formal resolution would be at the May meeting but he would like consensus regarding the size of the sign.

The Board agreed with the size of the sign.

**J.      Status of Appeal to the Supreme Court**

**Motion by Hicks, second by Carcone**

**To add the discussion of appeal to the Supreme Court to the agenda.**

**Voice Vote: Ayes:            Unanimous  
                             Nays:            None  
                             Absent:        Hemker, Dolan**

**MOTION APPROVED**

Mr. Quinn explained that the Supreme Court has decided to accept the appeal regarding the Milford Road Condemnation Case.

**ADJOURNMENT**

**Motion by Carcone, second by Cash**

**To adjourn the Regular Meeting of the Board of Trustees at 8:54 p.m.**

**Voice Vote:            Ayes:            Unanimous  
                             Nays:            None  
                             Absent:        Hemker, Dolan**

**MOTION APPROVED**

The Board of Trustees meeting was adjourned at 8:54 p.m. due to no further business.

Respectfully Submitted,

*Kellie Angelosanto*

Kellie Angelosanto  
Recording Secretary

*Michele Cash*

Michele Cash  
Clerk