

**GENOA CHARTER TOWNSHIP**  
**Public Hearing and Regular Meeting**  
**August 18<sup>th</sup>, 2008**  
**6:30 p.m.**

**AGENDA**

Call to Order

Pledge of Allegiance

Call to the Public

**Approval of Consent Agenda:**

1. Payment of Bills
2. Request to approve minutes: 8-4-08
3. Request to authorize a publication and set public hearing for September 2, 2008 at 6:30 p.m. for an update to the Genoa Charter Township Zoning Map by changing the current zoning of 34 parcels, petitioned by Genoa Charter Township.
4. Request to authorize a publication and set public hearing for September 2, 2008 at 6:30 p.m. for a request to rezone parcels 11-28-400-004 and 11-28-400-003 from MUPUD to LRR, petitioned by Genoa Charter Township.
5. Consideration of a request for approval of the Assessor's affidavit of the 2008 Millage levies for Genoa Charter Township, establishing the Millage levy at 0.8146 as request by Debra Rojewski.

**Approval of Regular Agenda:**

6. Public Hearing on the Round Lake Special Assessment District for Aquatic Weed Control.
  - A. Call to property owners.
  - B. Call to the public.
7. Request for approval of Resolution No. 2 (approving the project, cost estimates, special assessment district and causing the special assessment roll to be prepared) for the Round Lake Aquatic Weed Control Project.
8. Request for approval of Resolution No. 3 (acknowledging the filing of the special assessment roll, scheduling the second hearing and directing the issuance of statutory notices) for the Round Lake Aquatic Weed Control Project.

9. Request for approval to transfer ownership of a 2008 Class C licensed business, located at 3950 E. Grand River, Howell, MI 48843, Genoa Charter Township, Livingston County, from the Sweet Onion, Inc. to Fast Casual, LLC.

10. Request for approval for Livingston County Drain Commissioner to spend funds in excess of the yearly-allotted maintenance amount to make necessary repairs to the Genoa No. 1 Drain.

11. Request for approval to update the Ordinance addressing Floodplain Management Provisions of the State Code.

Correspondence

Member Discussion

Adjournment

CHECK REGISTERS FOR TOWNSHIP BOARD MEETING

DATE: August 18, 2008

TOWNSHIP GENERAL EXPENSES: Thru August 18, 2008	\$362,382.69
August 8, 2008 Bi Weekly Payroll	\$36,461.50
OPERATING EXPENSES: Thru August 18, 2008	\$51,752.07
TOTAL:	<u>\$ 450,596.26</u>

**First National  
Direct Deposit  
AUGUST 8, 2008  
Bi-Weekly Payroll**

<u>Employee Name</u>	<u>Debit Amount</u>	<u>Credit Amount</u>
Adam Van Tassell		\$1,003.67
Amy Ruthig		\$940.06
Angela Williams		\$606.34
Barb Kries		\$1,495.78
Carol Hanus		\$1,176.68
Cinthia Howard		\$757.82
Dave Estrada		\$1,616.27
Deborah Rojewski		\$2,170.87
<b>Genoa Township</b>	<b>\$25,199.17</b>	
Greg Tatara		\$2,199.48
Judith Smith		\$0.00
Karen J. Saari		\$902.85
Kelly VanMarter		\$1,899.34
Laura Mroccka		\$1,219.09
Mary Krencicki		\$1,029.16
Michael Archinal		\$2,386.41
Renee Gray		\$1,058.34
Robin Hunt		\$1,223.69
Susan Sitner		\$459.23
Tammy Lindberg		\$919.57
Tesha Humphriss		\$2,134.52
<b>Total Deposit</b>		<b>\$25,199.17</b>

EFT #: \_\_\_\_\_  
INTERNET: \_\_\_\_\_  
CHECK BOOK: \_\_\_\_\_

Accounts Payable  
Computer Check Register



User: sue

Printed: 08/01/2008 - 16:31

Bank Account: 101CH

Check	Vendor No	Vendor Name	Date	Invoice No	Amount
24327	Administ	Total Administrative Services	08/08/2008		357.67
			Check 24327 Total:		357.67
9567	AETNA LI	Aetna Life Insurance & Annuity	08/08/2008		25.00
			Check 9567 Total:		25.00
9568	EFT-FED	EFT- Federal Payroll Tax	08/08/2008		4,247.88 2,161.04 2,161.04 505.40 505.40
			Check 9568 Total:		9,580.76
9569	EFT-PENS	EFT- Payroll Pens Ln Pyts	08/08/2008		678.90
			Check 9569 Total:		678.90
24328	Equitabl	Equivest Unit Annuity Lock Box	08/08/2008		620.00
			Check 24328 Total:		620.00
9570	FIRST NA	First National Bank	08/08/2008		250.00 2,325.00 22,624.17

Check 9570 Total:

25,199.17

Report Total:

36,461.50

<u>Check Number</u>	<u>Vendor No</u>	<u>Vendor Name</u>	<u>Check Date</u>	<u>Check Amount</u>
24324	PETTYCAS	Petty Cash	07/29/2008	82.64
24325	MI CHLOR	Michigan Chloride Sales LLC	07/31/2008	2,970.00
24326	MI CHLOR	Michigan Chloride Sales LLC	07/31/2008	891.00
24327	Administ	Total Administrative Services	08/08/2008	357.67
24328	Equitabl	Equivest Unit Annuity Lock Box	08/08/2008	620.00
24329	BIG APPL	BIG APPLE BAGEL	08/04/2008	47.92
24330	PETTYCAS	Petty Cash	08/05/2008	195.00
24331	Adamski	Janet Adamski	08/05/2008	225.00
24332	assenma	Robert Assenmacher	08/05/2008	180.00
24333	ASSENMAC	Diane G. Assenmacher	08/05/2008	225.00
24334	BATTIATA	Nancy Battiata	08/05/2008	180.00
24335	BaughnD	Donald Baughn	08/05/2008	180.00
24336	BEACHD	Diana Beach	08/05/2008	180.00
24337	BillelCI	Clementine Billel	08/05/2008	180.00
24338	Binder	Donald Binder	08/05/2008	225.00
24339	BODALSKI	Mary Lynn Bodalski	08/05/2008	225.00
24340	BodalskR	Richard Bodalski	08/05/2008	225.00
24341	Bourdrea	Ida Mae Bourdreau	08/05/2008	180.00
24342	Brenna	Deborah Brennan	08/05/2008	180.00
24343	BRENNAN	Ann Brennan	08/05/2008	225.00
24344	COLLINS	SHAWN COLLINS	08/05/2008	190.00
24345	CONRICH	Mary Conricode	08/05/2008	180.00
24346	COOLEY	Janet Ann COOLEY	08/05/2008	180.00
24347	DavisR	Richard Davis	08/05/2008	180.00
24348	DavisS	Shelagh Davis	08/05/2008	180.00
24349	DespotP	Patricia Despot	08/05/2008	180.00
24350	DespotW	William Despot	08/05/2008	180.00
24351	Doucette	Louis Doucette	08/05/2008	180.00
24352	FLAMMERS	Erika H. Flammersfield	08/05/2008	180.00
24353	FRASHEC	Cheryl Frasheski	08/05/2008	180.00
24354	FRASHEK	Kenneth Frasheski	08/05/2008	180.00
24355	Goodall	Diane Goodall	08/05/2008	180.00
24356	hipple	Joan Hipple	08/05/2008	180.00
24357	HODGEL	Lynette Hodge	08/05/2008	180.00
24358	HOGLE B	Betty Lu Hogle	08/05/2008	225.00
24359	HOGLE J	John M. Hogle	08/05/2008	180.00
24360	HolmesT	Thomas Holmes	08/05/2008	180.00
24361	HOWARDD	Danielle HOWARD	08/05/2008	225.00
24362	HYSEN	THEODORE HYSEN	08/05/2008	180.00
24363	Jackson	Esther Ann Jackson	08/05/2008	180.00
24364	Kolinsk	Miriam Kolinski	08/05/2008	180.00
24365	Kolinski	Tom Kolinski	08/05/2008	180.00
24366	LADUKEJ	Jack La Duke	08/05/2008	180.00
24367	LADUKJA	Janet La Duke	08/05/2008	180.00
24368	Lewis	Barbara Lewis	08/05/2008	180.00
24369	Lizak	Jean Lizak	08/05/2008	180.00
24370	LIZAKSTE	STEVE LIZAK	08/05/2008	180.00
24371	MahalakC	Carolyn Mahalak	08/05/2008	180.00
24372	MahalakK	Keith Mahalak	08/05/2008	225.00
24373	Maher	Michelle M. MAHER	08/05/2008	180.00
24374	MateviaG	Gerald Matevia	08/05/2008	225.00
24375	MateviaJ	Joyce Matevia	08/05/2008	225.00
24376	Mcclure	Cecelia McClure	08/05/2008	225.00
24377	McGrath	Carol McGrath	08/05/2008	180.00
24378	MESSING	Arnold Messing	08/05/2008	180.00
24379	NelsonD	Donna Nelson	08/05/2008	225.00
24380	NELSONG	Glenn Nelson	08/05/2008	180.00
24381	NEWTON P	Patricia Newton	08/05/2008	180.00
24382	Oglesbee	John Oglesbee	08/05/2008	180.00
24383	RIETSCH	Pamela E. Rietsch	08/05/2008	225.00
24384	RINGUETT	Susan Ringuette	08/05/2008	225.00
24385	ristoj	JONI L. RISTO	08/05/2008	170.00

<u>Check Number</u>	<u>Vendor No</u>	<u>Vendor Name</u>	<u>Check Date</u>	<u>Check Amount</u>
24386	Ross	Judi A. Ross	08/05/2008	225.00
24387	Rossba	Barbara Ross	08/05/2008	225.00
24388	RUFFC	Connie Ruff	08/05/2008	180.00
24389	RYNICKE	Antoinette Rynicke	08/05/2008	180.00
24390	SALYER E	Edith A. Salyer	08/05/2008	225.00
24391	Sapienza	Kristen Renee Sapienza	08/05/2008	225.00
24392	SapienzP	Paul Sapienza Jr.	08/05/2008	225.00
24393	Saunder	John Saunders	08/05/2008	180.00
24394	Sebastia	Paul Sebastian	08/05/2008	180.00
24395	SPANGL C	Kay Spangler	08/05/2008	180.00
24396	SPANGL P	Paul Spangler	08/05/2008	180.00
24397	STEELE	Bonnie Steele	08/05/2008	180.00
24398	StGermaM	Marie St. Germain	08/05/2008	180.00
24399	StGerMau	Maurice St. Germain	08/05/2008	180.00
24400	SwihartE	Eva C. Swihart	08/05/2008	225.00
24401	SwihartW	William D. Swihart	08/05/2008	225.00
24402	Tank	Richard Tank	08/05/2008	180.00
24403	Vettrain	John Vettraino	08/05/2008	180.00
24404	WAGNERJ	Jennifer Wagner	08/05/2008	190.00
24405	Warner	Janine Yanick-Warner	08/05/2008	180.00
24406	WATSON V	Victor Watson	08/05/2008	225.00
24407	WHITELAW	LISA WHITELAW	08/05/2008	190.00
24408	WilkinsC	Claudette Wilkinson	08/05/2008	180.00
24409	Witek	Karen Witek	08/05/2008	225.00
24410	Withorn	Margaret WITHORN	08/05/2008	180.00
24411	Poppy	Kathryn Poppy	08/05/2008	170.00
24412	quarrels	Stacy QUARRELS	08/05/2008	180.00
24413	JETS PIZ	JETS PIZZA	08/05/2008	265.28
24414	Adamski	Janet Adamski	08/05/2008	10.00
24415	BODALSKI	Mary Lynn Bodalski	08/05/2008	15.00
24416	GENOA RO	Genoa Twp Road Projects #264	08/05/2008	100,000.00
24417	HOWARD C	Cynthia Howard	08/05/2008	124.67
24418	MahalakK	Keith Mahalak	08/05/2008	10.00
24419	Mcclure	Cecelia McClure	08/05/2008	10.00
24420	RIETSCH	Pamela E. Rietsch	08/05/2008	10.00
24421	WatsonV	Victor Watson	08/05/2008	10.00
24422	Witek	Karen Witek	08/05/2008	15.00
24423	HOWARDD	Danielle HOWARD	08/05/2008	10.00
24424	MESSMAN	Richard Messmann	08/05/2008	405.00
24425	HOWARDA	Charles Howard	08/07/2008	55.00
24426	AMER IMA	American Imaging, Inc.	08/18/2008	8,799.00
24427	APEX SOF	APEX SOFTWARE	08/18/2008	1,075.00
24428	B S & A	B S & A Software, Inc.	08/18/2008	3,591.00
24429	BIENENST	BIENENSTOCK	08/18/2008	1,000.55
24430	BLUE CRO	Blue Cross & Blue Shield Of Mi	08/18/2008	8,150.21
24431	BODALSKI	Mary Lynn Bodalski	08/18/2008	20.00
24432	BUS IMAG	Business Imaging Group	08/18/2008	62.32
24433	COMM BIB	Community Bible Church	08/18/2008	150.00
24434	CONSUMER	Consumers Energy	08/18/2008	16.00
24435	CONTINEN	Continental Linen Service	08/18/2008	66.71
24436	COXKRIS	Kristi Cox	08/18/2008	150.00
24437	DEL BUS	Deluxe Business Forms	08/18/2008	233.85
24438	DOUG COU	DOUG COUP	08/18/2008	1,386.00
24439	DTE ENER	DTE Energy	08/18/2008	790.13
24440	Dyk	Dykema Gossett, PLLC	08/18/2008	439.50
24441	EHIM	EHIM, INC	08/18/2008	413.38
24442	ETNA SUP	Etna Supply Company	08/18/2008	14,781.80
24443	GANNETT	Gannett Michigan Newspapers	08/18/2008	748.00
24444	GBS INC	Governmental Business Systems	08/18/2008	263.75
24445	GENOA UT	Genoa Twp Public Utilities	08/18/2008	317.04
24446	GENOADPW	Genoa Township DPW Fund	08/18/2008	990.70
24447	HEIKKINE	Heikkinen Law Firm	08/18/2008	2,471.90



<u>Check Number</u>	<u>Vendor No</u>	<u>Vendor Name</u>	<u>Check Date</u>	<u>Check Amount</u>
24448	LivCTrea	Livingston County Treasurer	08/18/2008	256.75
24449	MASTER M	Master Media Supply	08/18/2008	528.14
24450	MI CHLOR	Michigan Chloride Sales LLC	08/18/2008	1,600.00
24451	MI MUNIC	Michigan Municipal League	08/18/2008	24.00
24452	Miller C	Miller, Canf, Paddock, & Stone, PLC	08/18/2008	106,248.00
24453	MiTaxTri	Michigan Tax Tribunal	08/18/2008	25.00
24454	NBS	NBS	08/18/2008	3,859.41
24455	Net serv	Network Services Group, L.L.C.	08/18/2008	1,194.00
24456	Perfect	Perfect Maintenance Cleaning	08/18/2008	923.00
24457	ROCKET	Rocket Enterprise Inc	08/18/2008	1,395.00
24458	RUFFC	Connie Ruff	08/18/2008	157.50
24459	SKOLAR P	Paulette Skolarus	08/18/2008	400.00
24460	Tetra Te	Tetra Tech Inc	08/18/2008	8,480.87
24461	WASTE MA	Waste Management	08/18/2008	69,400.00
24462	Witek	Karen Witek	08/18/2008	20.00
<b>Report Total:</b>				<b>362,382.69</b>

3:33 PM  
08/11/08

**#592 OAK POINTE WATER/SEWER FUND**  
**Payment of Bills**  
July 30 through August 11, 2008

Type	Date	Num	Name	Memo	Amount
Check	07/31/2008	1104	Pfeffer, Hanniford & Palka	05/01/ thru 07/27/08	-2,300.00
Check	07/31/2008	1105	CONSUMERS ENERGY	Acct#100017767318	-16.00
Check	07/31/2008	1106	AT & T Long Distance	8494169868 & 8493025039	-0.53
Check	07/31/2008	1107	AT & T	07/22 thru 8/18/08	-162.94
Check	08/01/2008	1108	CLEARWATER KINETICO	5220 Glenway/ Acct#5749	-215.19
Check	08/01/2008	1109	CORRIGAN OIL COMPANY	Inv#5222145	-226.46
Check	08/01/2008	1110	BRIGHTON ANALYTICAL LLC	lab costs	-395.00
Check	08/01/2008	1111	TETRA TECH, INC.	Inv#50173603	-1,200.00
Check	08/01/2008	1112	UIS PROGRAMMABLE SERVICES		-2,018.63
Check	08/01/2008	1113	USA Bluebook	Customer#916363	-679.69
Check	08/01/2008	1114	BREHOB	SO# 52 54106900	-312.98
Check	08/01/2008	1115	PVS Nolwood Chemicals, Inc	Chemicals/Sewer	-873.80
Check	08/01/2008	1116	STANDARD ELECTRIC	Customer #210405	-123.60
Check	08/01/2008	1117	HOWELLTRUE VALUE HARDWARE	Customer# 451339	-46.63
Check	08/01/2008	1118	BLACKBURN MFG. CO.	Customer#0029954	-125.49
Check	08/01/2008	1119	GALLOUP	Customer# 6949	-69.10
Check	08/06/2008	1120	DTE ENERGY	06/30 thru 07/31/08	-7,663.21
Check	08/06/2008	1121	MICHIGAN CAT	Inv#SD040345993	-1,959.40
Check	08/06/2008	1122	GENOA TWP UTILITY FUND	utility director 4/1 thru 6/30/08	-7,997.00
Check	08/06/2008	1123	GEO TRANS, INC	INV#0000364275	-5,414.56
Check	08/06/2008	1124	WASTE MANAGEMENT	Inv#3603678-1389-4	-98.93
Check	08/06/2008	1125	NORTHWEST PIPE AND SUPPLY, INC.	Inv#97190 & 97241	-88.91
Check	08/06/2008	1126	BRIGHTON ANALYTICAL LLC	lab costs	-97.00
<b>Total</b>					<b>-32,085.05</b>

3:34 PM  
08/11/08

**#592 OAK POINTE-Capital Improvement WATER/SEWER FUND**  
**Payment of Bills**  
July 30 through August 11, 2008

Type    Date    Num    Name    Memo    Amount

**No Checks Issued**

3:35 PM  
08/11/08

**#593 LAKE EDGEWOOD W/S FUND**  
**Payment of Bills**  
July 30 through August 11, 2008

Type	Date	Num	Name	Memo	Amount
Check	07/31/2008	1350	Pfeffer, Hanniford & Palka	Consultations/reports 5/1 thru 7/27/08	-1,550.00
Check	08/01/2008	1351	Brighton Analytical L.L.C.	CustomerID# GENOATWPHOWELL	-201.00
Check	08/01/2008	1352	Tetra Tech MPS	Inv# 50173599	-160.00
Check	08/01/2008	1353	PVS NOLWOOD CHEMICALS, INC	Sales Order 251075	-838.80
Check	08/01/2008	1354	POWERVAC OF MICHIGAN	Contract # 458974	-915.00
Check	08/06/2008	1355	DTE Energy	Electric Service 6/30 to 7/31/08	-3,687.56
Check	08/06/2008	1356	GENOA TWP UTILITY FUND	4/1 thru 6/30/08	-1,846.00
Check	08/06/2008	1357	DOUG COUP	Inv#4243	-380.00
Check	08/06/2008	1358	GEOTRANS, INC.	Inv#0000364274	-3,609.41
<b>Total</b>					<b>-13,177.77</b>

3:37 PM  
08/11/08

**#503 DPW UTILITY FUND**  
**Payment of Bills**  
July 30 through August 11, 2008

<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
Check	08/01/2008	1084	Greg Tarara	Reimbursement Truck Expense	-37.04
Check	08/01/2008	1085	D&G Equipment, Inc.	Account No. 40138	-129.88
Check	08/01/2008	1086	HOWELL TRUE VALUE HARDWARE	Customer# 451339	-19.16
Check	08/01/2008	1087	Master Media	Misc. Utility office supplies	-107.58
Check	08/01/2008	1088	GRUNDY ACE OF HOWELL	Misc. tools/supplies	-41.97
Check	08/01/2008	1089	LAB SAFETY SUPPLY		-173.96
Check	08/01/2008	1090	McDonald Modular Solutions	Contract #RO09780	-375.00
Check	08/06/2008	1091	CAVALIER	Acct#2119355	-31.53
Check	08/06/2008	1092	USABlueBook	Inv#642223	-20.75
Check	08/06/2008	1093	Master Media	Inv#56095	-25.13
<b>Total</b>					<b>-962.00</b>

3:37 PM  
08/11/08

**#504 DPW UTILITY RESERVE FUND**  
**Payment of Bills**  
July 30 through August 11, 2008

<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
Check	08/08/2008	1094	AMERICAN IMAGING, INC	Inv#58194	-5,442.00
<b>Total</b>					<b>-5,442.00</b>

3:30 PM  
08/11/08

**#595 PINE CREEK W/S FUND**  
**Payment of Bills**  
July 30 through August 11, 2008

<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
Check	08/06/2008	2026	Larry Miller	Refund Water/Sewer	-85.25
<b>Total</b>					<b>-85.25</b>

**GENOA CHARTER TOWNSHIP**  
**Regular Meeting**  
**August 4<sup>th</sup>, 2008**  
**6:30 P.M.**

**MINUTES**

Supervisor McCririe called the regular meeting of the Genoa Charter Township Board to order at 6:30 p.m. The Pledge of Allegiance was then said. The following persons were present constituting a quorum for the transaction of business: Gary McCririe, Paulette Skolarus, Robin Hunt, Jean Ledford, Steve Wildman and Jim Mortensen. Also present were Township Manager Michael Archinal and approximately twenty persons in the audience.

A Call to the Public was made with the following response: David Cary – I am here to discuss the township's action in granting the right to a boat dock for the Grassis. A deal was negotiated without prior knowledge and Heikkinen recommended acceptance of the agreement and that is a problem with the title. We would never have approved that agreement. We certainly didn't get everything we wanted and, yes, we did settle but the easements granted to the Grassi's are against our agreement. McCririe – The Grassis approached the township after that agreement was finalized. The previous owner defaulted or opted out of the law suit. The Grassis have the same easements as you and they believe the same rights. Their title work showed easements across the same property. They were not included in the law suit. The township felt it appropriate to allow two easements - one with a boat slip and the other without. I understand that you disagree; however, we made our decision based upon the data received at that time. We are now waiting for data from the Grassis before any further decision is made.

Cary – Dorothy Horn sold that property with the understanding that there was no access to the lake. The consent order was completed before the Grassi property was sold. They knew that a law suit was pending. Their title company should have known. We sued for riparian rights and adverse possession. McCririe – We are waiting for the Grassis to provide the necessary chronological data. I would ask what harm is it if the Grassis have one boat slip and easement? Cary – The harm is that there is no room at the dock and it is already too crowded. Carol Cary – Five owners paid between \$12,000.00 and \$15,000.00 for attorney fees and for them to get in free is unacceptable.

McCririe – We felt that this was a win-win situation. The township gets its drainage and you get your access. It seemed like a reasonable resolution at the time. The minutes of our meeting direct that an allowance be made for the Grassi property; however, but that action was not concluded. Dave Cary – We felt that the board went behind our back and the township did not clear the title. Your assessor said that the lot was worth \$6,000.00 and not the \$115,000.00 that you paid. McCririe – The drainage issue that was settled benefited the township at large, specifically the future development along Grand River and Dorr Roads (History Town).

Cary – We expected to receive that property by adverse possession and there is case law in Michigan that would have allowed this. McCririe – We thought this would work for everyone. Wade Ortwine – The judge signed the agreement. Why should someone else be able to get in free? McCririe – It is our understanding that the circumstances regarding access were not completely represented to the Grassis and we felt it was fair at that time given the circumstances presented.

**Approval of Consent Agenda:**

Moved by Ledford, supported by Mortensen, to approve all items listed under the consent agenda as requested. The motion carried unanimously.

**1. Payment of Bills**

**2. Request to approve minutes: 7-21-08**

**3. Request to amend the existing “Investment Policy Depository Resolution” as requested by the Township Treasurer.**

**4. Request to approve installation and repair of sidewalk at Genoa Charter Township Hall for the cost of \$975.00.**

**5. Request for approval for adjustment to the Lake Edgewood and Pine Creek water and sewer rates.**

**6. Request to authorize a publication and set public hearing for August 18<sup>th</sup>, 2008 at 6:30 p.m. for an update to the Ordinance addressing Floodplain Management Provisions of the State Code.**

**Approval of Regular Agenda:**

Moved by Mortensen, supported by Wildman, to approve for action all items listed under the regular agenda. The motion carried unanimously.

**7. Request for approval of Resolution No. 1 (to Proceed with the Project and Direct Preparation of the Plans and Costs Estimates and authorize the mailing of the notices for the first public hearing) for aquatic weed control to Round Lake.**

Skolarus – The original petitions that were issued included the Tri-Lakes area and not just Round Lake. East and West Crooked Lakes were not able to obtain the petitions necessary to go forward with a project. The residents of Round Lake then made a determination to proceed with a project specifically for Round Lake. The original petitions included an annual fee of \$55.00 when in fact the final determination for Round Lake will cost \$115.00 annually for five years. We have reviewed and accepted the petitions for Round Lake; however, if 20% of the property owners choose to stop this project, they may do so with petitions opposing the aquatic weed control program. I am asking that the board go forward with this proposal and that our mailing include information to that effect.

Moved by Skolarus, supported by Hunt, to approve Resolution No. 1, scheduling the first public hearing for Monday, August 18, 2008 at 6:30 p.m. The motion carried by roll call

vote as follows: Ayes – Ledford, Hunt, Wildman, Mortensen, Skolarus and McCririe.  
Nays – None. Absent – Smith.

**8. Request for approval of special use application, impact assessment and sketch plan for a proposed contractors yard with outdoor storage located at 1088 Victory Drive, Howell, Sec. 5, petitioned by Ken Culver.**

**A. Disposition of special use permit**

Moved by Ledford, supported by Wildman, to approve the special use permit for outdoor storage with the following conditions:

1. The materials stored outside will not exceed a height of 6 feet above grade.
2. The outside storage area is approved for a gravel base however the limits of the proposed gravel area shall be shown on the plan.
3. The special use is made because it is consistent with the industrial use in the area and with the requirements contained in Section 19.03 of the Township Ordinance.

The motion carried unanimously.

**B. Disposition of Impact assessment (dated 7-28-08)**

Moved by Skolarus, supported by Hunt, to approve the impact assessment as presented. The motion carried unanimously.

**C. Disposition of Site Plan (dated 7-28-08)**

Moved by Ledford, supported by Hunt, to approve the site plan with the following conditions:

1. The materials stored outside will not exceed a height of 6 feet above grade.
2. The limits of the proposed gravel area shall be shown on the plan and approved by Township staff prior to issuance of a land use permit.
3. The location of the natural sediment basin(s) will be shown on the plans and approval from the Township Engineer will be obtained prior to land use permit.
4. An approval from the Brighton Area Fire Department addressing the items in their July 9, 2008 letter shall be submitted prior to issuance of a land use permit.

The motion carried unanimously.

**9. Request for approval of special use application, impact assessment and sketch plan for a proposed worship facility to occupy 7181 Grand River, Brighton, Sec. 13, petitioned by Lindhout Associates.**

**A. Disposition of Special Use Permit**

Moved by Hunt, supported by Wildman, to approve the special sue permit because the use is compatible with the use of the building and meets the general requirements of Section 19.03 of the Zoning Ordinance. The motion carried unanimously.

**B. Disposition of Impact assessment (dated 7-28-08)**

Moved by Skolarus, supported by Ledford, to approve the impact assessment as presented. The motion carried unanimously.

**C. Disposition of Site Plan (dated 7-28-08)**

Moved by Ledford, supported by Hunt, to approve the site plan with the following conditions:

1. Services provided by the church beyond those envisioned in the Impact Assessment will require a parking space review by the Township Staff;
2. The waste receptacle enclosure will be constructed of a treated wood resembling a privacy fence and shall be approved by Township staff prior to issuance of a Land Use Permit;
3. Item number 2 from the Township Engineer's July 8, 2008 letter will be addressed on the plan;
4. Approval from the Brighton Area Fire Department regarding the requirements in their letter dated June 17, 2008 will be obtained prior to issuance of a Land Use Permit.

The motion carried unanimously.

**10. Discussion regarding clarification of the Township per diem policy.**

It was the consensus of the board to clarify the per diem policy, allowing a ½ rate for meetings on days of regular meetings and full per diem for other days. Archinal will have Heikkinen prepare the document for review.

A letter dated August 1, 2008 was received from Judith Tolles concerning the consent order partially quieting title to real property that was filed on June 24, 2005. Tolles objected to the granting of the easement to the Grassi family.

The regular meeting of the Genoa Charter Township Board was adjourned at 7:30 p.m.



Paulette A. Skolarus  
Genoa Township Clerk

(Press/argus 08/08/08)

August 15, 2008

# **GENOA CHARTER TOWNSHIP ZONING MAP UPDATE**

The following motion is appropriate:

Moved by \_\_\_\_\_ supported by \_\_\_\_\_ to set a public hearing on September 2<sup>nd</sup>, 2008 for consideration of an update to the Genoa Charter Township Zoning Map by changing the current zoning of 42 parcels, petitioned by Genoa Charter Township.



August 15, 2008

# **GENOA CHARTER TOWNSHIP REZONING**

The following motion is appropriate:

Moved by \_\_\_\_\_ supported by \_\_\_\_\_ to set a public hearing on September 2<sup>nd</sup>, 2008 for consideration of a request to rezone parcels 11-28-400-004 and 11-28-400-003 from MUPUD to LRR, petitioned by Genoa Charter Township.

**ASSESSORS AFFIDAVIT OF**  
**THE 2008 MILLAGE LEVIES**  
**FOR THE**  
**TOWNSHIP OF GENOA**

This report is to certify the 2008 Genoa Township **Operating Millage Levy at 0.8146** mills., the Maximum Allowable Millage Levy without a vote of the people.

The maximum allowable operating Millage Levy is arrived by calculations of the forms L-4034, (2008 Millage Reductions Fractions Worksheet) to show the 2008 "Headlee Reduction Fraction", Sec. 211.34d, M.C.L. (1.0000), the "Truth in Assessing" calculation, sec 211.34 M.C.L. (1.0000), the "Truth in County Equalization", sec 211.34 M.C.L. (1.0000), and the "Truth in Taxation" 2008 Base Tax Rate Fraction (1.0000)\*.

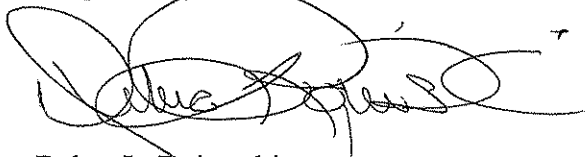
The asterisk (\*) is to show that the 2008 Base Tax Rate Fraction of 1.0000 is due to Genoa Township being exempt from this calculation and the "Truth in Taxation Public Hearing" because the 2007 Millage Levy was less than One Mill (0.8146).

**STATE TAX COMMISSION BULLETIN NO. 5**

Dated August 2, 1999. The above STC BULLETIN addressed public act 38 of 1999, which requires that all calculations now "Round Down" the tax rate to 4 decimal places to comply with the change in law under public act 38 of 1999. This request to certify the 2008 Millage levy for the Township of Genoa at 0.8146 mills for operating, is in compliance with all of the calculation requirements of form L-4029 Millage Request Report under Sections 211.34, 211.34d and 211.24e.

Therefore, it is requested that the Genoa Township Board pass a resolution to authorize the 2008 Millage Rate at **0.8146 mills.**

Respectfully Submitted,



Debra L. Rojewski  
Genoa Township Assessor

**2008 Tax Rate Request** (This form must be completed and submitted on or before September 30, 2008)

Carefully read the instructions on page 2.

MILLAGE REQUEST REPORT TO COUNTY BOARD OF COMMISSIONERS

This form is issued under authority of MCL Sections 211.24e, 211.34 and 211.34d. Filing is mandatory; Penalty applies.

County <b>Livingston</b>	2008 Taxable Value of ALL Properties in the Unit as of 5-27-08 <b>1,171,141,427</b>
Local Government Unit <b>Genoa Charter Township</b>	For LOCAL School Districts: 2008 Taxable Value excluding Principal Residence, Qualified Agricultural, Qualified Forest, Industrial Personal and Commercial Personal Properties if a millage is levied against them.

You must complete this form for each unit of government for which a property tax is levied. Penalty for non-filing is provided under MCL Sec 211.119. The following tax rates have been authorized for levy on the 2008 tax roll.

(1) Source	(2) Purpose of Millage	(3) Date of Election	(4) Original Millage Authorized by Election Charter, etc.	(5) ** 2007 Millage Rate Permanently Reduced by MCL 211.34d "Headlee"	(6) 2008 Current Year "Headlee" Millage Reduction Fraction	(7) 2008 Millage Rate Permanently Reduced by MCL 211.34d "Headlee"	(8) Sec. 211.34 Truth in Assessing or Equalization Millage Rollback Fraction	(9) Maximum Allowable Millage Levy *	(10) Millage Requested to be Levied July 1	(11) Millage Requested to be Levied Dec. 1	(12) Expiration Date of Millage Authorized
<b>Alloc.</b>	<b>Oper.</b>	N/A		<b>.8146</b>	<b>1.0000</b>	<b>.8146</b>	<b>1.0000</b>	<b>.8146</b>		<b>.8146</b>	

Prepared by <b>Debra L. Rojewski</b>	Telephone Number <b>810-227-5225</b>	Title of Preparer <b>Assessor</b>	Date <b>7/31/08</b>
---	---	--------------------------------------	------------------------

**CERTIFICATION:** As the representatives for the local government unit named above, we certify that these requested tax levy rates have been reduced, if necessary to comply with the state constitution (Article 9, Section 31), and that the requested levy rates have also been reduced, if necessary, to comply with MCL Sections 211.24e, 211.34 and, for LOCAL school districts which levy a Supplemental (Hold Harmless) Millage, 380.1211(3).

<input checked="" type="checkbox"/> Clerk	Signature	Print Name <b>Paulette Skoularus</b>	Date <b>7/31/08</b>
<input type="checkbox"/> Secretary			
<input checked="" type="checkbox"/> Chairperson	Signature	Print Name <b>Gary McCrie</b>	Date <b>7/31/08</b>
<input type="checkbox"/> President			

\* Under Truth in Taxation, MCL Section 211.24e, the governing body may decide to levy a rate which will not exceed the maximum authorized rate allowed in column 9. The requirements of MCL 211.24e must be met prior to levying an operating levy which is larger than the base tax rate but not larger than the rate in column 9.

\*\* **IMPORTANT:** See instructions on page 2 regarding where to find the millage rate used in column (5).

<b>Local School District Use Only. Complete if requesting millage to be levied. See STC Bulletin 2 of 2008 for instructions on completing this section.</b>	
Total School District Operating Rates to be Levied (HH/Supp and NH Oper ONLY)	Rate
For Principal Residence, Qualified Ag, Qualified Forest and Industrial Personal	
For Commercial Personal	
For all Other	

**2008 MILLAGE REDUCTION FRACTION CALCULATIONS WORKSHEET  
INCLUDING MILLAGE REDUCTION FRACTIONS  
NOT SPECIFICALLY ASSIGNED TO EQUALIZATION DIRECTOR BY LAW**

**LIVINGSTON COUNTY TAXING JURISDICTION:      Genoa Township**

2007 Total Taxable Value	1,164,459,916
Losses	8,964,369
Additions	27,539,771
2008 Total Taxable Value Based on SEV	1,171,141,427
2008 Total Taxable Value Based on Assessed Value	1,171,141,427
2008 Total Taxable Value Based on CEV	1,171,141,427

NOTE: The last two items above are only needed when it is necessary to calculate a Truth in Assessing or Truth in County Equalization Rollback Fraction.

1. Sec 211.34d, MCL, HEADLEE (for each unit of local government)

1,164,459,916 - 8,964,369 x 1.023 = 1,182,071,945	1.0000
(2007 Total Taxable Value - Losses) X Inflation Rate of 1.023	<del>1.0336</del>
-----	=
2008 Total Taxable Value Based on SEV - Additions	2008 Millage
1,171,141,427 - 27,539,771 = 1,143,601,656	Reduction Fraction
	(Headlee)

See State Tax Commission Bulletin #3 of 1995 regarding the calculation of losses & additions.  
See also the Supplements to STC Bulletin #3 of 1995 contained in STC Bulletin #3 of 1997.

2a. Sec 211.34, MCL, TRUTH IN ASSESSING (for cities & twps if SEV exceeds AV for 2008 only)

2008 Total Taxable Value Based on Assessed Value for all Classes	1,171,141,427	1.0000
-----	=	-----
2008 Total Taxable Value Based on SEV for all Classes	1,171,141,427	2008 Rollback Fraction
		(Truth in Assessing)

See State Tax Commission Bulletin #4 of 2002 for more information regarding this calculation.

2b. Sec 211.34, MCL, TRUTH IN COUNTY EQUALIZATION (for villages, counties, & authorities if SEV exceeds CEV for 2008 only)

2008 Total Taxable Value based on CEV for all Classes	1,171,141,427	1.0000
-----	=	-----
2008 Total Taxable Value based on SEV for all Classes		2008 Rollback Fraction
		(Truth in Co. Equalization)

See State Tax Commission Bulletin #5 of 2004 for information regarding this calculation.

3. Sec 211.24e, MCL, TRUTH IN TAXATION (for each taxing jurisdiction that levied more than 1 mill for operating purposes in 2007 only)

1,164,459,916 - 8,964,369 = 1,155,495,547	1.0000
2007 Total Taxable Value - Losses	<del>1.0404</del>
-----	=
2008 Total Taxable Value Based on SEV - Additions	2008 Base Rate
1,171,141,427 - 27,539,771 = 1,143,601,656	Fraction
	(Truth in Taxation)

Use same amounts for additions & losses as were used for the 211.34d ("Headlee") rollback.

NOTE: The truth in taxation BTRF is independent from the cumulative millage reductions provided by sections 211.34d & 211.34.  
The Base Tax Rate equals the BTRF X 2006 Operating Rate levied.

8-12-2008

"To Pauline a Sholovus"

"I" Edna Nagy: "Am against the

Proposal. Special assessment — I cannot

afford such assessment, I was not out.

To give such petition — as described as the

"Round Lake Aquatic weed control improve-

Project"

Edna Nagy

GENOA TOWNSHIP

AUG 13 REC'D

RECEIVED

PARCEL NUMBER	OWNERS NAME	2009	2010	2011	2012	2013
11-22-302-089	Malpeli, Camilla	112.36	112.36	112.36	112.36	112.36
11-22-302-090	Campeau, Steve & Terri	112.36	112.36	112.36	112.36	112.36
11-22-302-091	Phelps, Thomas & Donna	112.36	112.36	112.36	112.36	112.36
11-22-302-092	Giddings, Vynthia	112.36	112.36	112.36	112.36	112.36
11-22-302-093	Buttman, Barbara	112.36	112.36	112.36	112.36	112.36
11-22-302-094	Kobe, Donald & Hertha	112.36	112.36	112.36	112.36	112.36
11-22-302-095	Wade, George	112.36	112.36	112.36	112.36	112.36
11-22-302-096	Lapham, Howard	112.36	112.36	112.36	112.36	112.36
11-22-302-097	Lyon Properties Assoc.	112.36	112.36	112.36	112.36	112.36
11-22-302-098	Osprey S A LTD	112.36	112.36	112.36	112.36	112.36
11-22-302-099	Lapham, Dan Ross	112.36	112.36	112.36	112.36	112.36
11-22-302-100	Sellars, Donald	112.36	112.36	112.36	112.36	112.36
11-22-302-102	Galens, Daniel & Roy Amy	112.36	112.36	112.36	112.36	112.36
11-22-302-103	Havenstein, Paul	112.36	112.36	112.36	112.36	112.36
11-22-302-105	Havenstein, Paul	112.36	112.36	112.36	112.36	112.36
11-22-302-106	Lowry, Steven & Kathleen	112.36	112.36	112.36	112.36	112.36
11-22-302-107	Lowry, Steven & Kathleen	112.36	112.36	112.36	112.36	112.36
11-22-302-108	McCririe, William & Kathleen	112.36	112.36	112.36	112.36	112.36
11-22-302-109	Zaske, Chris & Connie	112.36	112.36	112.36	112.36	112.36
11-22-302-110	Geist, Jeffrey & Cynthia	112.36	112.36	112.36	112.36	112.36
11-22-302-113	Nastwold, Larry & Patricia	112.36	112.36	112.36	112.36	112.36
11-22-302-114	Jackson, Ester Ann	112.36	112.36	112.36	112.36	112.36
11-22-302-115	Williams, Charles & Barbara	112.36	112.36	112.36	112.36	112.36
11-22-302-116	Gucciardo, Stephen & Kelly	112.36	112.36	112.36	112.36	112.36
11-22-302-117	Mathews, Todd	112.36	112.36	112.36	112.36	112.36
11-22-302-118	McCraith, Kevin & Connie	112.36	112.36	112.36	112.36	112.36
11-22-302-120	Hall, Melvin	112.36	112.36	112.36	112.36	112.36
11-22-302-121	Robinson, Bradley	112.36	112.36	112.36	112.36	112.36
11-22-302-122	Goro, Michael & Susan	112.36	112.36	112.36	112.36	112.36
11-22-302-123	Fleming, Michael & Holly	112.36	112.36	112.36	112.36	112.36
11-22-302-125	Baker, Leith	112.36	112.36	112.36	112.36	112.36
11-22-302-127	Taylor, Robert & Priscilla	112.36	112.36	112.36	112.36	112.36
11-22-302-128	Sampson, John & Judith	112.36	112.36	112.36	112.36	112.36
11-22-302-129	Nagy, Edna & Gruber, David	112.36	112.36	112.36	112.36	112.36
11-22-302-130	Hughes, Robert	112.36	112.36	112.36	112.36	112.36
11-22-302-131	Duseny, Kimberly	112.36	112.36	112.36	112.36	112.36
11-22-302-132	O'Brien, Francis & Gayle	112.36	112.36	112.36	112.36	112.36
11-22-302-133	Jenkins Robert	112.36	112.36	112.36	112.36	112.36
11-22-302-134	Judd, Thomas & Delores	112.36	112.36	112.36	112.36	112.36
11-22-302-135	Legris, John & Dorothy	112.36	112.36	112.36	112.36	112.36
11-22-302-136	Stone, Steven & Evenson, Ji	112.36	112.36	112.36	112.36	112.36
11-22-302-137	Parlove, Frank	112.36	112.36	112.36	112.36	112.36
11-22-302-138	Dalton, Richard	112.36	112.36	112.36	112.36	112.36
11-22-302-139	Baumgartner, Elinor	112.36	112.36	112.36	112.36	112.36
11-22-302-140	Mann, Richard & Annette	112.36	112.36	112.36	112.36	112.36
11-22-302-141	Spies, Florence	112.36	112.36	112.36	112.36	112.36
11-22-302-142	Shepard, Robert	112.36	112.36	112.36	112.36	112.36
11-22-302-143	Federal Home Loan Mortgage	112.36	112.36	112.36	112.36	112.36
11-22-302-144	Hagen, Craig & Elizabeth	112.36	112.36	112.36	112.36	112.36
11-22-302-146	Hagen, Craig & Elizabeth	112.36	112.36	112.36	112.36	112.36
11-22-302-147	Toll, Russell & Heather	112.36	112.36	112.36	112.36	112.36
11-22-302-148	Bacon, Lawrence & Elizabeth	112.36	112.36	112.36	112.36	112.36
11-22-302-149	Bacon, Lawrence & Elizabeth	112.36	112.36	112.36	112.36	112.36
11-22-302-150	Vagnetti, Carl	112.36	112.36	112.36	112.36	112.36
11-22-302-151	Craig, Mark & Betty Jo	112.36	112.36	112.36	112.36	112.36
11-22-302-207	Kruger, Scott & Linda	112.36	112.36	112.36	112.36	112.36
11-22-302-208	Cloke, Michael & Brandau, Cathy	112.36	112.36	112.36	112.36	112.36
11-27-100-018	Hescheles, Christopher	112.36	112.36	112.36	112.36	112.36
11-27-100-038	Sight, Peter	112.36	112.36	112.36	112.36	112.36
11-27-100-039	Sight, Peter	112.36	112.36	112.36	112.36	112.36
11-27-105-003	Rowe, Keith & Janet	112.36	112.36	112.36	112.36	112.36
11-27-105-004	Davies, Russell & Sharon	112.36	112.36	112.36	112.36	112.36
11-27-105-006	Giron, Vicki	112.36	112.36	112.36	112.36	112.36
11-27-105-007	McLean, Duncan & Charlotte	112.36	112.36	112.36	112.36	112.36

11-27-105-008	Lubinski, Daniel	112.36	112.36	112.36	112.36	112.36
11-27-105-009	Cook, George	112.36	112.36	112.36	112.36	112.36
11-27-105-010	Springstead, Robert & Sally	112.36	112.36	112.36	112.36	112.36
11-27-105-011	Lesneski, Ron & Tori	112.36	112.36	112.36	112.36	112.36
11-27-105-012	Jacobs, Jeffrey & Karen	112.36	112.36	112.36	112.36	112.36
11-27-105-014	Zabrosky, Edward	112.36	112.36	112.36	112.36	112.36
11-27-105-015	Neumaier, Steven	112.36	112.36	112.36	112.36	112.36
11-27-105-018	McKenzie, Cameron	112.36	112.36	112.36	112.36	112.36
11-27-105-019	Jones, Patricia	112.36	112.36	112.36	112.36	112.36
11-27-105-020	Walsh, James Brian	112.36	112.36	112.36	112.36	112.36
11-27-105-021	Nystrom, Donald & Tracy	112.36	112.36	112.36	112.36	112.36
11-27-105-022	Joslin, Walter & Karen	112.36	112.36	112.36	112.36	112.36
11-27-105-023	Joslin, Walter & Karen	112.36	112.36	112.36	112.36	112.36
11-27-105-024	Fouchey, Robert	112.36	112.36	112.36	112.36	112.36
11-27-105-025	Pingston, Florence	112.36	112.36	112.36	112.36	112.36
11-27-105-029	Wiebe, Robert & Gail	112.36	112.36	112.36	112.36	112.36
11-27-105-030	Sincic, Christopher & Julie	112.36	112.36	112.36	112.36	112.36
11-27-105-031	Leonard, Joseph & Cynthia	112.36	112.36	112.36	112.36	112.36
11-27-105-032	Whims, James & Barbara	112.36	112.36	112.36	112.36	112.36
11-27-105-035	Anderson, Galen & Victoria	112.36	112.36	112.36	112.36	112.36
11-27-105-036	Campbell, James & Pamela Lee	112.36	112.36	112.36	112.36	112.36
11-27-105-037	Castle, Frank	112.36	112.36	112.36	112.36	112.36
11-27-105-038	Wilson, Ronald & Linda	112.36	112.36	112.36	112.36	112.36
11-27-105-039	Gontarski, Robert & Rosemary	112.36	112.36	112.36	112.36	112.36
11-27-105-040	Gontarski, Jeffrey	112.36	112.36	112.36	112.36	112.36
		10000.04	10000.04	10000.04	10000.04	10000.04

50000.2

[Resolution No. 2 – Round Lake Aquatic Plant Control Program  
Reimbursement Special Assessment Project (2008)]

**GENOA CHARTER TOWNSHIP**

At a regular meeting of the Township Board of the Genoa Charter Township, Livingston County, Michigan, (the "Township") held at the Township Hall on August 18, 2008, at 6:30 p.m., there were

PRESENT: McCririe, Skolarus, Hunt, Mortensen, Smith, Wildman and Ledford.

ABSENT: None.

The following preamble and resolution were offered by \_\_\_\_\_, and seconded by \_\_\_\_\_.

**Resolution Approving Project, Cost Estimates, Special Assessment District and Causing the Special Assessment Roll to be Prepared**

WHEREAS, the Board of Trustees of the Township has approved the project for Aquatic Plant Control within the Township as described in Exhibit A (the "Project");

WHEREAS, preliminary plans and cost estimates for the Project have been filed with the Township Clerk;

WHEREAS, the Board of Trustees of the Township has determined to proceed with the Project in accordance with Act No. 188, Michigan Public Acts of 1954, as amended;

WHEREAS, the Board of Trustees of the Township has determined to advance the costs of the Project from Township funds if necessary and to use special assessments to raise the money to reimburse the Township for the advance of such funds;

WHEREAS, the Township Board has tentatively determined to proceed with the Project;

WHEREAS, the Township held a public hearing on the Project and the proposed special assessment district (the "Special Assessment District") for the Project on August 18, 2008;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Township Board approves the completion of the Project and approves the plans and cost estimates for the Project, which are on file with the Township Clerk and which are identified as "Plans and Cost Estimates for the Round Lake Aquatic Plant Control Program Special Assessment Project (2008)."

2. The Township Board determines that the Special Assessment District for the Project shall consist of the parcels identified in Exhibit B. The term of the Special Assessment District shall be through 2012.



3. The Township Supervisor is directed to prepare the Special Assessment Roll for the Special Assessment District identified in Exhibit B. The Special Assessment Roll shall describe all the parcels of land to be assessed with the names of the respective record owners of each parcel, if known, and the total amount to be assessed against each parcel of land. When the Township Supervisor completes the Special Assessment Roll, he shall affix his certificate to the roll, which certificate shall be substantially in the form of Exhibit C to this resolution.

4. All resolutions or parts of resolutions in conflict with this resolution are hereby rescinded.

A vote on the foregoing resolution was taken and was as follows:

YES: Ledford, Smith, Hunt, Wildman, Mortensen, Skolarus and McCririe.

NO: None.

ABSENT: None.

#### CLERK'S CERTIFICATE

The undersigned, being the duly qualified and acting Clerk of the Township, hereby certifies that (1) the foregoing is a true and complete copy of a resolution duly adopted by the Township Board at a meeting of the Township Board, at which meeting a quorum was present and remained throughout; (2) the original thereof is on file in the records in my office; (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1976, as amended); and (4) minutes of such meeting were kept and will be or have been made available as required thereby.

---

Paulette A. Skolarus,  
Genoa Charter Township Clerk

EXHIBIT A

DESCRIPTION OF PROJECT  
A FIVE YEAR SPECIAL ASSESSMENT DISTRICT  
WITH ANNUAL PROJECTED COSTS AS FOLLOWS:

The project (the "Project") will consist of:

1. Treatment of the entire lake, applying restrictive product Sonar A.S. "Fluridone" for the control of Eurasian watermilfoil. If required an algae treatment will be performed in conjunction with the initial treatment free of charge. Cost of Fluridone treatment at 6 ppb: \$6,318.00 to \$7,020.00
2. Cost for management for the next four years is \$7,025.00 - \$9,525.00, with additional requirements from the DEQ estimated at \$4,250.00.

*Please refer to the July 24, 2008 correspondence from Steve Hanson for additional information regarding costs.*

Note: Treatment of Eurasian Watermilfoil for the 2010 season will be limited or may not be required. Fluridone treatments may have residual effect on Milfoil growth two to four years after initial treatment. Curly Leaf Pondweed may require treatment in the following season

---

**Exhibit B**

**Description of the Special Assessment District**

---

**GENOA CHARTER TOWNSHIP  
ROUND LAKE AQUATIC PLANT CONTROL PROGRAM  
REIMBURSEMENT SPECIAL ASSESSMENT PROJECT (2008)  
SPECIAL ASSESSMENT DISTRICT**

The Round Lake Aquatic Plant Control Program Reimbursement Special Assessment Project (2008) Special Assessment District (the "Special Assessment District") has been formed to specially assess the properties benefited from the Project as described in Exhibit A. The proposed Special Assessment District consists of the properties located within the area designated on the map attached as Appendix I and includes the specific properties that are identified by the following permanent lot and parcel numbers:

4711-22-302-089	4711-22-302-136	4711-27-105-024
4711-22-302-090	4711-22-302-137	4711-27-105-025
4711-22-302-091	4711-22-302-138	4711-27-105-029
4711-22-302-092	4711-22-302-139	4711-27-105-030
4711-22-302-093	4711-22-302-140	4711-27-105-031
4711-22-302-094	4711-22-302-141	4711-27-105-032
4711-22-302-095	4711-22-302-142	4711-27-105-033
4711-22-302-096	4711-22-302-143	4711-27-105-034
4711-22-302-097	4711-22-302-144	4711-27-105-035
4711-22-302-098	4711-22-302-146	4711-27-105-036
4711-22-302-099	4711-22-302-147	4711-27-105-037
4711-22-302-100	4711-22-302-148	4711-27-105-038
4711-22-302-102	4711-22-302-149	4711-27-105-039
4711-22-302-103	4711-22-302-150	4711-27-105-040
4711-22-302-105	4711-22-302-151	
4711-22-302-106	4711-22-302-207	
4711-22-302-107	4711-22-302-208	
4711-22-302-108	4711-27-100-018	
4711-22-302-109	4711-27-100-038	
4711-22-302-110	4711-27-100-039	
4711-22-302-113	4711-27-105-003	
4711-22-302-114	4711-27-105-004	
4711-22-302-115	4711-27-105-006	
4711-22-302-116	4711-27-105-007	
4711-22-302-117	4711-27-105-008	
4711-22-302-118	4711-27-105-009	
4711-22-302-120	4711-27-105-010	
4711-22-302-121	4711-27-105-011	

4711-22-302-122	4711-27-105-012
4711-22-302-123	4711-27-105-013
4711-22-302-125	4711-27-105-014
4711-22-302-127	4711-27-105-015
4711-22-302-128	4711-27-105-016
4711-22-302-129	4711-27-105-017
4711-22-302-130	4711-27-105-018
4711-22-302-131	4711-27-105-019
4711-22-302-132	4711-27-105-020
4711-22-302-133	4711-27-105-021
4711-22-302-134	4711-27-105-022
4711-22-302-135	4711-27-105-023

## APPENDIX I

### Map of Special Assessment District

---

**Exhibit C**

**Certificate**

---

I, the undersigned, Supervisor of Genoa Township, Livingston County, Michigan (the "Township"), acting pursuant to a resolution duly adopted by the Township Board of the Township on August 4, 2008 (the "Resolution") certify that (1) the attached special assessment roll for the Round Lake Aquatic Plant Control Program Reimbursement Special Assessment Project (2008) Special Assessment District, to which this Certificate is affixed, was made pursuant to the Resolution and (2) in making such roll, I have, according to my best judgment, conformed in all respects to the directions contained in the Resolution and the statutes of the State of Michigan, including Act No. 188, Public Acts of Michigan, 1954, as amended.

Dated: August 18, 2008

---

Gary McCririe  
Genoa Charter Township Supervisor

Resolution No. 3 Round Lake  
ID\JPK

[Resolution No. 3 – Round Lake Aquatic Plant Control Program  
Reimbursement Special Assessment Project (2008)]

**TOWNSHIP OF GENOA**

At a regular meeting of the Township Board of the Township of Genoa, Livingston County, Michigan, (the “Township”) held at the Township Hall on August 18, 2008, at 6:30 p.m., there were

PRESENT: McCririe, Skolarus, Hunt, Wildman, Smith, Ledford and Mortensen.

ABSENT: None.

The following preamble and resolution were offered by \_\_\_\_\_, seconded by \_\_\_\_\_.

**Resolution Acknowledging the Filing of the Special  
Assessment Roll, Scheduling the Second Hearing,  
and Directing the Issuance of Statutory Notices**

WHEREAS, the Board of Trustees of the Township has determined to proceed with the aquatic plant control project within the Township as described in Exhibit A (the “Project”);

WHEREAS, the Board of Trustees of the Township has determined to proceed with the Project in accordance with Act No. 188, Michigan Public Acts of 1954, as amended;

WHEREAS, the Board of Trustees of the Township has determined to advance the costs of the Project from Township funds and to use special assessments to raise the money necessary to reimburse the Township for the advance of such funds;

WHEREAS, the Township Supervisor has prepared the Special Assessment Roll entitled “Special Assessment Roll for the Round Lake Aquatic Plant Control Program Reimbursement Special Assessment Project (2008)” (the “Proposed Roll”) and has filed the Proposed Roll with the Township Clerk;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Township Board acknowledges that the Township Supervisor has filed the Proposed Roll with the Township Clerk.

2. The Township Board acknowledges that the Township Supervisor has certified that (a) the Proposed Roll was prepared in accordance with the direction of the Township Board and (b) the Proposed Roll was prepared in accordance with the laws of the State of Michigan.

3. In accordance with Act No. 188, Michigan Public Acts of 1954, as amended, and the laws of the State of Michigan, there shall be a public hearing on the Proposed Roll.

4. The public hearing will be held on Tuesday, Sept. 2, 2008 at 6:30 p.m. at the offices of Genoa Township, Livingston County, Michigan.

5. The Township Clerk is directed to mail, by first class mail, a notice of the public hearing to each owner of or party in interest in property to be assessed, whose name appears upon the

last Township tax assessment records. The last Township tax assessment records means the last assessment roll for ad valorem tax purposes which has been reviewed by the Township board of review, as supplemented by any subsequent changes in the names or addresses of such owners or parties listed thereon. The notice to be mailed by the Township Clerk shall be similar to the notice attached as Exhibit B and shall be mailed by first class mail on or before August 19, 2008.

6. The Township Clerk is directed to publish a notice of the public hearing in the Livingston County Daily Press & Argus, a newspaper of general circulation within the Township. The notice shall be published twice, once on or before August 22, 2008 and August 29, 2008. The notice shall be in a form substantially similar to the notice attached as Exhibit B.

7. All resolutions or parts of resolutions in conflict with this resolution are hereby rescinded.

A vote on the foregoing resolution was taken and was as follows:

YES: Ledford, Smith, Hunt, Wildman, Mortensen, Skolarus and McCririe.

NO: None.

ABSENT: None.

#### CLERK'S CERTIFICATE

The undersigned, being the duly qualified and acting Clerk of the Township, hereby certifies that (1) the foregoing is a true and complete copy of a resolution duly adopted by the Township Board at a meeting of the Township Board, at which meeting a quorum was present and remained throughout; (2) the original thereof is on file in the records in my office; (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1976, as amended); and (4) minutes of such meeting were kept and will be or have been made available as required thereby.

---

Paulette A. Skolarus, Genoa Charter Township Clerk

---

EXHIBIT A

DESCRIPTION OF PROJECT  
A FIVE YEAR SPECIAL ASSESSMENT DISTRICT  
WITH ANNUAL PROJECTED COSTS AS FOLLOWS:

The project (the "Project") will consist of:

1. Treatment of the entire lake, applying restrictive product Sonar A.S. "Fluridone" for the control of Eurasian watermilfoil. If required an algae treatment will be performed in conjunction with the initial treatment free of charge. Cost of Fluridone treatment at 6 ppb: \$6,318.00 to \$7,020.00

2. Cost for management for the next four years is \$7,025.00 - \$9,525.00, with additional requirements from the DEQ estimated at \$4,250.00.

*Please refer to the July 24, 2008 correspondence from Steve Hanson for additional information regarding costs.*

Note: Treatment of Eurasian Watermilfoil for the 2010 season will be limited or may not be required. Fluridone treatments may have residual effect on Milfoil growth two to four years after initial treatment. Curly Leaf Pondweed may require treatment in the following season



**Exhibit B**

**Form of Notice of Public Hearing Upon Special  
Assessment Roll for the Round Lake Aquatic Plant Control Program  
and Reimbursement Special Assessment Project (2008)  
Special Assessment District**

---

**Genoa Township  
Livingston County, Michigan**

**NOTICE OF PUBLIC HEARING  
UPON SPECIAL ASSESSMENT ROLL FOR THE  
ROUND LAKE AQUATIC PLANT CONTROL PROGRAM AND  
REIMBURSEMENT SPECIAL ASSESSMENT PROJECT (2008)  
SPECIAL ASSESSMENT DISTRICT**

NOTICE IS HEREBY GIVEN:

(1) The Township Board of Genoa Township, Livingston County, Michigan (the "Township") in accordance with the laws of the State of Michigan, has determined to levy special assessments against lands in the Round Lake Aquatic Plant Control Program and reimbursement Special Assessment Project (2008) and Special Assessment District, (the "District") that will be benefited by certain improvements to Round Lake. The District consists of the properties identified on the map attached to this notice and is more specifically identified by the following property identification numbers:

4711-22-302-089	4711-22-302-136	4711-27-105-024
4711-22-302-090	4711-22-302-137	4711-27-105-025
4711-22-302-091	4711-22-302-138	4711-27-105-029
4711-22-302-092	4711-22-302-139	4711-27-105-030
4711-22-302-093	4711-22-302-140	4711-27-105-031
4711-22-302-094	4711-22-302-141	4711-27-105-032
4711-22-302-095	4711-22-302-142	4711-27-105-033
4711-22-302-096	4711-22-302-143	4711-27-105-034
4711-22-302-097	4711-22-302-144	4711-27-105-035
4711-22-302-098	4711-22-302-146	4711-27-105-036
4711-22-302-099	4711-22-302-147	4711-27-105-037
4711-22-302-100	4711-22-302-148	4711-27-105-038
4711-22-302-102	4711-22-302-149	4711-27-105-039
4711-22-302-103	4711-22-302-150	4711-27-105-040
4711-22-302-105	4711-22-302-151	
4711-22-302-106	4711-22-302-207	
4711-22-302-107	4711-22-302-208	
4711-22-302-108	4711-27-100-018	
4711-22-302-109	4711-27-100-038	
4711-22-302-110	4711-27100-039	
4711-22-302-113	4711-27-105-003	

4711-22-302-114	4711-27-105-004
4711-22-302-115	4711-27-105-006
4711-22-302-116	4711-27-105-007
4711-22-302-117	4711-27-105-008
4711-22-302-118	4711-27-105-009
4711-22-302-120	4711-27-105-010
4711-22-302-121	4711-27-105-011
4711-22-302-122	4711-27-105-012
4711-22-302-123	4711-27-105-013
4711-22-302-125	4711-27-105-014
4711-22-302-127	4711-27-105-015
4711-22-302-128	4711-27-105-016
4711-22-302-129	4711-27-105-017
4711-22-302-130	4711-27-105-018
4711-22-302-131	4711-27-105-019
4711-22-302-132	4711-27-105-020
4711-22-302-133	4711-27-105-021
4711-22-302-134	4711-27-105-022
4711-22-302-135	4711-27-105-023

(2) The proposed special assessment roll for the District (the "Roll") has been prepared and is attached for public examination.

(3) The Township Board will conduct a public hearing beginning at 6:30 p.m., local time, on Sept. 2, 2008, at the Genoa Township Offices, 2911 Dorr Road, Brighton, Michigan, to explain and answer questions pertaining to the Roll and to hear objections to the Roll. Any person objecting to the Roll must file his or her objections before the close of the public hearing or within such additional time (if any) as the Township Board may grant.

(4) The owner or other person having an interest in property that is specially assessed is entitled to file a written appeal with the Michigan Tax Tribunal within 30 days after confirmation of the Roll. However, appearance and protest at the public hearing are required by law in order to appeal the special assessment to the Michigan Tax Tribunal. An owner or other party in interest or his or her agent may (i) appear in person at the hearing to protest the assessment or (ii) file an appearance and protest by letter before the close of the hearing. The Township Board will maintain a record of the persons who appear and protest at the hearing. If the hearing is terminated or adjourned for the day before a party is provided the opportunity to be heard, a party whose appearance was so recorded shall be considered to have protested the special assessment in person.

This notice is given by order of the Genoa Township Board.

Dated: August 18, 2008

Paulette A. Skolarus  
Genoa Charter Township Clerk

APPENDIX I  
Map of Special Assessment District

---

**Exhibit C**

**Affidavit of Mailing**

---

STATE OF MICHIGAN     )  
  )  
COUNTY OF LIVINGSTON)

Paulette A. Skolarus, being first duly sworn, deposes and says that she personally prepared for mailing, and did on August 19, 2008, send by first-class mail, the notice of hearing, a true copy of which is attached hereto, to each record owner of or party in interest in all property to be assessed for the improvement described therein, as shown on the last local tax assessment records of the Township of Genoa; that she personally compared the address on each envelope against the list of property owners as shown on the current tax assessment rolls of the Township; that each envelope contained therein such notice and was securely sealed with postage fully prepaid for first-class mail delivery and plainly addressed; and that she personally placed all of such envelopes in a United States Post Office receptacle on the above date.

Paulette A. Skolarus  
Genoa Charter Township Clerk

Subscribed and sworn to before me

\_\_\_\_\_  
Notary Public

\_\_\_\_\_ County, Michigan

Acting in \_\_\_\_\_ County  
My commission expires: \_\_\_\_\_



Michigan Department of Labor & Economic Growth  
**MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)**,  
 7150 Harris Drive, P.O. Box 30005  
 Lansing, Michigan 48909-7505

<b>FOR MLCC USE ONLY</b>
Request ID # <u>476180</u>
Business ID # <u>211923</u>

**LOCAL APPROVAL NOTICE**  
 [Authorized by MCL 436.1501]

*pho 7/31 - left message  
with LaBelle's*

July 11, 2008

**TO:** GENOA CHARTER TOWNSHIP BOARD  
 2911 DORR ROAD  
 BRIGHTON, MI 48116-9436

**APPLICANT:** FAST CASUAL, L.L.C.

**Home Address and Telephone No. or Contact Address and Telephone No.:**  
 BARTON W. LA BELLE, 405 SOUTH MISSION STREET, MT. PLEASANT, MI 48858  
 H(480)419-6891/B(989)772-2902  
 DOUGLAS N. LA BELLE, 405 SOUTH MISSION STREET, MT. PLEASANT, MI 48858  
 H(480)473-5197/B(989)772-2902

**CONTACT:** BRADLEY HANSEN, 405 SOUTH MISSION STREET, MT. PLEASANT, MI 48858  
 B(989)772-2902

The MLCC cannot consider the approval of an application for a new or transfer of an on-premises license without the approval of the local legislative body pursuant to the provisions of MCL 436.1501 of the Liquor Control Code of 1998. For your information, local legislative body approval is also required for DANCE, ENTERTAINMENT, DANCE-ENTERTAINMENT AND TOPLESS ACTIVITY PERMITS AND FOR OFFICIAL PERMITS FOR EXTENDED HOURS FOR DANCE AND/OR ENTERTAINMENT pursuant to the provisions of MCL 436.1916 of the Liquor Control Code of 1998.

For your convenience a resolution form is enclosed that includes a description of the licensing application requiring consideration of the local legislative body. The clerk should complete the resolution certifying that your decision of approval or disapproval of the application was made at an official meeting. **Please return the completed resolution to the MLCC as soon as possible.**

If you have any questions, please contact the On-Premises Section of the Licensing Division as (517) 636-4634.

**PLEASE COMPLETE ENCLOSED RESOLUTION AND RETURN  
 TO THE LIQUOR CONTROL COMMISSION AT ABOVE ADDRESS**

**RESOLUTION**

At a \_\_\_\_\_ meeting of the \_\_\_\_\_  
(Regular or Special) (Township Board, City or Village Council)

called to order by \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_\_ P.M.

The following resolution was offered:

Moved by \_\_\_\_\_ and supported by \_\_\_\_\_

**That the request to TRANSFER OWNERSHIP OF 2008 CLASS C LICENSED BUSINESS, LOCATED AT 3950 E. GRAND RIVER, HOWELL, MI 48843, GENOA TOWNSHIP, LIVINGSTON COUNTY, FROM THE SWEET ONION, INC. TO FAST CASUAL, L.L.C.**

be considered for \_\_\_\_\_  
(Approval or Disapproval)

**APPROVAL**

**DISAPPROVAL**

Yeas: \_\_\_\_\_

Yeas: \_\_\_\_\_

Nays: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

Absent: \_\_\_\_\_

It is the consensus of this legislative body that the application be:

\_\_\_\_\_ for issuance  
(Recommended or Not Recommended)

State of Michigan \_\_\_\_\_)

County of \_\_\_\_\_)

I hereby certify that the foregoing is a true and complete copy of a resolution offered and

adopted by the \_\_\_\_\_ at a \_\_\_\_\_  
(Township Board, City or Village Council) (Regular or Special)

meeting held on \_\_\_\_\_  
(Date)

(Signed) \_\_\_\_\_  
(Township, City or Village Clerk)

SEAL

\_\_\_\_\_  
(Mailing address of Township, City or Village)



# Brian Jonckheere

2300 E. Grand River, Suite 105  
Howell, Michigan 48843-7581  
(517) 546-0040  
Fax (517) 545-9658

August 12, 2008

Mr. Gary McCririe, Supervisor  
Genoa Charter Township  
2911 Dorr Road  
Brighton, MI 48116

Re: Genoa No. 1 Drain

Dear Mr. McCririe:

As a follow-up to my previous discussions with Mike Archinal, enclosed for your review and possible action by the Genoa Charter Township Board is a resolution that will allow this office to spend funds in excess of the yearly-allotted maintenance amount to make necessary repairs to the Genoa No. 1 Drain. This resolution is being submitted in an effort to address the flooding concerns of Gary and Patricia Okerson, who own property on the north side of Pardee Road. Some background on the drain is presented below, followed by a discussion of the current condition and the objectives and alternatives to the proposed project.

## BACKGROUND

The Genoa No. 1 Drain was established by Genoa Township Drain Commissioner Lewis W. Fitch in 1885. It was constructed at a cost of \$2,000 and served approximately 26 landowners. Subsequent to this maintenance, the drain was cleaned out in 1888 at a cost of \$672.00. The route of the drain and configuration of current property ownership in relation to the drain is shown on the attached map.

Subsequent to this initial establishment and cleanout, the Michigan Legislature changed the Michigan Drainage Statute to elect Drain Commissioners on a countywide basis in 1897, and the records for the Genoa No. 1 Drain were turned over to the County Drain Commissioner. Between 1888 and 1990 there is no record of maintenance on the drain. In 1990 a landowner applied for a permit to this office and the MDEQ for permission to clean out part of the drain. A small assessment of \$2,500 was levied against the district in 1990 to cover legal costs and inspection costs associated with the proposed activity. However, records indicate that the Michigan Department of Natural Resources denied the landowner's request to clean the drain. Following this denial, it appears the landowner found other mechanisms for splitting his property that did not require a drain cleanout or a crossing of the county drain.

August 12, 2008

In 2001 several landowners south of Pardee Road complained of excessive high water and requested maintenance of the drain. Subsequent investigation identified obstructions in Branch 1 of this system in the vicinity of Pardee Road as the source of the high water. These obstructions were rectified with the excavation of approximately 450 feet of drain, both north and south of Pardee Road, in the late winter of 2001-2002. Surplus funds from the 1990 assessment were used to pay for this maintenance activity, with an additional assessment of \$5,000 levied in 2005.

While the work in 2002 addressed flooding concerns upstream of Pardee Lake Road, new concerns were raised by landowners on the north side of Pardee Road in the spring of 2007. Following conversations with landowners on the north side of Pardee Road, surveying began on the drain in the winter of 2007. Survey work was completed on the drain in April of 2008, a profile of which is attached. Subsequent to completion of survey work, the large obstruction in the drainage channel was removed in July of 2008 at a cost of \$799.29.

#### **CURRENT CONDITION AND ALTERNATIVES**

The attached profile of the drain indicates the drain has silted in from Station 25+00 to Station 37+00 and has virtually no grade through this area. Downstream of Crooked Lake Road, abundant fall exists due to peat mining operations on the Raether parcel. For the Township's information, Mr. Rather approached our office in 2006 regarding purchase of the property for wetland mitigation purposes. However, due to the expense limitations associated with the Drain Code, we were unable to offer Mr. Raether anything other than an easement for him to sign. Prior to any change in use on this property, the location of the existing drain will need to be agreed upon between the landowner and the Drain Commissioner. A new easement over the agreed-upon location is also needed.

The current complaints of flooding north of Pardee Lake Road are a result of the following:

- The lack of fall between Pardee Road and Crooked Lake Road;
- Upstream drainage improvements in the vicinity of Pardee Road in 2002; and
- Changes in land use over the last twenty years. Although development patterns within the Drainage District are quite rural, drainage expectations in semi-rural areas are much higher than in the farming community.

The lack of fall or grade explains the reduced drainage capacity downstream of Pardee Road. Alternatives to fix the problems are:

- 1) Restore the drain to its original condition to maximize drainage. The advantages to this alternative are that the maximum drainage benefit will be realized for the Drainage District, and the lifespan of the repair will be in the twenty- to forty-year range. The disadvantage is that the lack of farm activity in the area and the



August 12, 2008

presence of wetlands adjacent to the drain subject our activity for such a major project to the requirements of the Michigan Department of Environmental Quality (MDEQ). The MDEQ would be unlikely to permit a major excavation of the drainageway. Furthermore, project cost would likely exceed \$200,000, thus resulting in substantial assessments to the Township and property owners.

- 2) Perform limited excavation of the drain to provide the minimum grade necessary to allow for positive drainage of the areas flooding upstream. We envision using a two-stage channel design, which other Drain Commissioners have successfully obtained permits for from the MDEQ. The advantage to this alternative is that it addresses the current problem while reducing the cost of drain assessments. Total project cost under this alternative is estimated at \$37,600 (breakdown attached). The primary disadvantage to this alternative is that it will not provide the same level of drainage protection as a comprehensive cleanout would. It may, however, prove easier to maintain than a deeper channel excavation.
- 3) Do nothing. The advantage to this alternative is it substantially reduces the assessment in the short term. However, the significant disadvantage to doing nothing will be increased liability to the Drainage District and the Township. Furthermore, no action means the Drain will continue to deteriorate and may force the issue of more costly restoration a few years down the road.

### **RECOMMENDATION**

Given the options and objectives discussed above, our recommendation, after analysis, is that Option No. 2, involving limited excavation of the drain, is the most feasible alternative. The depth of proposed excavation ranges from six inches to two feet as shown on the attached profile.

Also attached is a budget for the project, with a total estimated cost of \$37,600. Assessments for the project will be spread against properties in the assessment district, including at-large assessments to the County and Township. The Township's contribution is tentatively estimated at \$9,400. An average assessment for a 10-acre residential parcel in the district would be approximately \$300, which we would spread over a two- to three-year time period, unless otherwise requested by the Township.

The maintenance on this drain under Option No. 2 will provide the following benefits:

- Alleviate excessive ponding of water on the Okerson Parcel.
- Provide improved drainage for recently improved Westphal, Pardee, and Beatie Roads.
- Restore a portion of the capacity of the drain that has been reduced due to siltation and other blockages of the channel.

Mr. Gary McCririe  
RE: Genoa No. 1 Drain

August 12, 2008

### LIMITATIONS OF PROJECT

Based on the information provided by the aerial photography and our knowledge of the drainage system, the excavation proposed will not do the following:

- Eliminate flooding - Flooding frequency and duration will be reduced but will not be eliminated.
- Improve drainage in the area sufficiently to allow for more intensive land uses - Proposed changes in land use in the area that outlets directly or indirectly to the Genoa No. 1 Drain will need to provide stormwater management systems and store sufficient runoff to reduce their allowable outflow rate to substantially less than the currently maximum allowed 0.2 cfs/acre.

What the project will accomplish is to restore some historical drainage in the area that has been lost due to siltation of the channel, and significantly reduce the duration of flooding on the Okerson Parcel.

### SUMMARY

In conclusion, the Drain Commissioner's Office is requesting your passage of the attached resolution authorizing the expenditure proposed for maintenance of the drain. Since the total project cost is estimated at \$37,600, a continuing resolution is required by the Township Board to exceed the statutory maintenance expenditure limit of \$2,500 per year. If the resolution is adopted, please send us an executed original copy for our records.

Please contact either Commissioner Jonckheere or me if you should have questions or require additional information. I am planning to attend the August 18, 2008, Board meeting to answer any questions.

Sincerely,

 Kenneth Recker II (SKE)

Kenneth Recker, II, P.E.  
Chief Deputy Drain Commissioner

Enclosures (4)

cc: Tesha Humphriss, Genoa Charter Township  
Mr. & Mrs. Gary Okerson

# RESTORATION COST ESTIMATE FOR BRANCH NO. 1 OF GENOA NO. 1 DRAIN

## SCOPE OF PROJECT

- >Obtain necessary Permits from MDEQ with services of wetland consultant
- >Clear R.O.W. as needed for equipment access, between stations 22+00 and 37+00, 1500' of drain
- >Pile trees, stumps, and brush within R.O.W.
- >Excavate drain to new grade, use of mats throughout, spoil disposed of within existing R.O.W
- >Rip-rap transition on north side of Coon Lake Road to dredging operation
- >Permanent removal of undersized culvert near pond on Pierson property
- >Private drains: Rip-rap transitions as needed
- >Repair or extend private tile outlets as needed
- >Seed, fertilize, and straw mulch all disturbed areas

## ESTIMATED COSTS

<b>Equipment:</b> Excavator, Dozer, Trucks, Tractors, etc. 3 weeks excavator and dozer, use of dump truck argo, mulch blower other tools as needed	\$12,300
<b>Materials</b> Includes 30 yards limestone, fabric, seed, fertilizer, and mulch	\$2,082
<b>Labor</b> 120 manhours for 3-man crew plus supervisor as needed	\$14,800
<b>Regulatory Compliance</b> Permit Costs and regulatory assistance with wetland issues	\$5,000
<b>Estimated Costs (Sum of Above)</b>	\$34,182
<b>Contingency at 10%</b>	<u>\$3,418</u>
<b>TOTAL ESTIMATED COST</b>	<b>\$37,600</b>

**STATE OF MICHIGAN  
COUNTY OF LIVINGSTON  
TOWNSHIP OF GENOA**

**RESOLUTION**

**WHEREAS** the Livingston County Drain Commissioner has advised the Genoa Township Board of Trustees that, pursuant to Section 196 of the Michigan Drain Code (MCL 280.196; MSA 11.1196), an inspection has been made of the Genoa No. 1 Drain, and, as a result of the inspection, it has been determined that certain maintenance must be performed upon the Drain; and,

**WHEREAS** the Livingston County Drain Commissioner has the authority to expend two thousand five hundred and no/100 dollars (\$2,500.00) per mile in any one (1) year for the interim maintenance of the drain, and where it is estimated that expenditures in excess of two thousand five hundred and no/100 dollars (\$2,500.00) per mile are necessary, those amounts may not be expended until approved by resolution of the governing body of each township, city, and village affected by more than 20% of the cost; and,

**WHEREAS** the Livingston County Drain Commissioner has advised the Genoa Township Board of Trustees that it will be necessary to expend funds in excess of two thousand five hundred and no/100 dollars (\$2,500.00) per mile for the interim maintenance of the Genoa No. 1 Drain and that the Township of Genoa is affected by more than 20% of the costs; and,

**WHEREAS** the Livingston County Drain Commissioner estimates that the cost for the maintenance of the Genoa No. 1 Drain will be approximately thirty-seven thousand six hundred and no/100 dollars (\$37,600.00), which constitutes twenty-five thousand one hundred and no/100 dollars (\$25,100.00) in excess of the authorized two thousand five hundred and no/100 dollars (\$2,500.00) per mile.

**NOW, THEREFORE IT IS HEREBY RESOLVED** by the Genoa Township Board of Trustees that, pursuant to Section 196 of the Drain Code, the Livingston County Drain Commissioner is authorized to expend money for the maintenance and repair of the Genoa No. 1 Drain in excess of

two thousand five hundred and no/100 dollars (\$2,500.00) per mile, and, to the extent that the drain fund for the Drain contains insufficient funds for the payment of costs incurred for the interim maintenance or repair of the Drain, then the Livingston County Drain Commissioner is authorized to levy a special assessment, as allowed by law.

**RESOLUTION** approved this \_\_\_\_\_ day of \_\_\_\_\_, 2008, by the Genoa Township Board of Trustees, governing body of Genoa Township.

**BOARD OF TRUSTEES OF GENOA TOWNSHIP**




By: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_


I, the undersigned, being the duly qualified and acting Clerk of the Township of Genoa, do hereby certify that the foregoing is a true and complete copy of certain proceedings taken by the Genoa Township Board of Trustees at a meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
Genoa Township Clerk






 Drain Commissioner Open Drain  
 Portion of Drain to be Re-constructed  
 Genoa No. 1, Branch 1 Drainage District


 Livingston County Drain Commissioner  
 2300 E Grand River  
 Howell, Mi. 48843  
 Orthophoto Flown 2002  
 Printed August 11, 2008

**Genoa No. 1, Branch No. 1 Drain Drainage District**  
**Proposed 2008 Drain Maintenance Project**  
**A part of Sections 19,20,29 and 30 of Genoa Township**


 1 inch equals 500 feet



**Memorandum**

TO: Township Board

FROM: Adam VanTassell, Code Enforcement Officer

DATE: July 28, 2008

RE: August 4, 2008 Regular Board Meeting  
Floodplain ordinance update

This ordinance was originally approved by the Township Board at the July 16, 2007 meeting. The ordinance was required to enroll the Township in the Federal Emergency Management Agency's National Flood Insurance Program. At the time, FEMA still had not completed the official mapping of Livingston County so the ordinance was approved based on preliminary maps dated April 13, 2007 which satisfied FEMA's enrollment requirements. FEMA has since finished mapping and has designated maps with an official date of September 17, 2008. To maintain compliance with the NFIP, Township Staff has updated the floodplain ordinance to reflect the new official map dates. No other changes have been made.



# Genoa Township

2911 Dorr Road • Brighton, Michigan 48116 • (810) 227-5225 • Fax (810) 227-3420 • Email: [www.genoa.org](http://www.genoa.org)

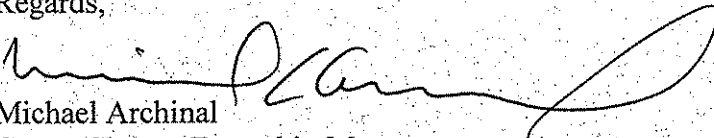
August 8, 2008

Mr. And Mrs. Grassi  
769 Pathway Drive  
Howell, MI 48843

Mr. And Mrs. Grassi,

According to the August 4<sup>th</sup>, 2008 Genoa Charter Township Board meeting, where you addressed some concerns you have regarding the issuance of an easement located on Hughes Road, you were to supply the Township with documents in regards to the above mentioned. The Township has not received any information to this date. Please forward any information to the Township at your earliest convenience so that I may place this matter on an upcoming Board agenda.

Regards,

  
Michael Archinal  
Genoa Charter Township Manager

Cc: Correspondence  
Township Board

**Supervisor**  
Gary T. McCririe

**Clerk**  
Paulette A. Skolarus

**Treasurer**  
Robin L. Hunt

**Manager**  
Michael C. Archinal

**Trustees**  
H. James Mortensen • Jean W. Ledford • Todd W. Smith • Steven Wildman