

GENOA CHARTER TOWNSHIP BOARD
Regular Meeting
February 6, 2023
6:30 p.m.

AGENDA

Call to Order:

Pledge of Allegiance:

Call to the Public (Public comment will be limited to two minutes per person) *:

Approval of Consent Agenda:

1. Payment of Bills: February 6, 2023
2. Request to approve January 23, 2023 regular meeting minutes

Approval of Regular Agenda:

3. Public Hearing for the McNamara Subdivision Road Improvement Special Assessment Project.
 - A. Call to the Property Owners
 - B. Call to the Public
4. Request for approval of **Resolution #3** Approving the Project Cost Estimates, Special Assessment District and causing the Special Assessment Roll to be prepared for the McNamara Subdivision Road Improvement Special Assessment Project. (Roll Call)
5. Request for approval of **Resolution #4** Acknowledging the filing of the Special Assessment Roll, Scheduling the Second Hearing, and Directing the Issuance of Statutory Notices for the McNamara Subdivision Road Improvement Special Assessment Project. (Roll Call)
6. Request for approval of **Resolution #1** to Proceed with the Project and Direct Preparation of the Plans and Cost Estimates for the Baetcke Lake Aquatic Weed Control Project. (Roll Call)
7. Request for approval of **Resolution #2** to Approve the Project, Schedule the First Hearing, and Direct Issuance of Statutory Notices for the Baetcke Lake Aquatic Weed Control Project. (Roll Call)

8. Request for Township initiated renewal of the Lake Chemung Aquatic Weed Control special assessment district by the Lake Chemung Riparian Association.
9. Request for introduction of the proposed rezoning ordinance number Z-23-01 and to set the meeting date to consider adoption before the Township Board on Monday, February 20, 2023. The request is to rezone approximately 1 acre from Office Service District to Medium Density Residential. The property consists of parcel #4711-13-200-012 and is located on the northwest corner of Bendix Road and Grand River Avenue.
10. Request for introduction of the proposed rezoning ordinance number Z-23-02 and to set the meeting date to consider adoption before the Township Board on Monday, February 20, 2023. The request is to rezone approximately 101 acres to eliminate the Town Center Overlay District with the base zoning remaining unchanged. The property consists of 42 parcels with a combined total of approximately 101 acres located north and south of Grand River Avenue, east and west of Dorr Road in sections 10,11,14, and 15.

Correspondence
Member Discussion
Adjournment

*Citizen's Comments- In addition to providing the public with an opportunity to address the Township Board at the beginning of the meeting, opportunity to comment on individual agenda items may be offered by the Chairman as they are presented.

BOARD PACKET

CHECK REGISTERS FOR TOWNSHIP BOARD MEETING

MEETING DATE: February 6, 2023

All information below through February 1, 2023

TOWNSHIP GENERAL EXPENSES	\$	382,743.77
February 3, 2023 Bi Weekly Payroll	\$	108,505.32
OPERATING EXPENSES DPW	\$	503,226.52
OPERATING EXPENSES Oak Pointe	\$	61.65
OPERATING EXPENSES Lake Edgewood	\$	-
TOTAL	\$	994,537.26

Check Date	Check	Vendor Name	Amount
Bank FNBCK CHECKING ACCOUNT			
01/19/2023	37989	AMERICAN GENERAL LIFE INSURANC	290.00
01/19/2023	37990	COMCAST	637.20
01/19/2023	37991	EHIM, INC	3,881.89
01/19/2023	37992	GENOA TOWNSHIP D.P.W. FUND	4,213.12
01/19/2023	37993	MICHIGAN OFFICE SOLUTIONS	225.07
01/19/2023	37994	SMART BUSINESS SOURCE	518.24
01/24/2023	37995	BRIGHTON AREA CHAMBER OF COMM	200.00
01/24/2023	37996	COMCAST	262.99
01/24/2023	37997	DELTA DENTAL	3,497.83
01/24/2023	37998	LAURA GAMBINO	115.00
01/24/2023	37999	LIVINGSTON PRESS & ARGUS	555.00
01/24/2023	38000	MUTUAL OF OMAHA	2,230.10
01/24/2023	38001	QUADIENT INC.	1,216.72
01/26/2023	38002	MICHIGAN ASSOC. OF PLANNING	185.00
01/30/2023	38003	AMERICAN AQUA	24.00
01/30/2023	38004	DTE ENERGY	27.37
01/30/2023	38005	GENOA TWP BUILDING & GROUND FND 271	150,000.00
01/30/2023	38006	MHOG WATER AUTHORITY	213,400.00
01/30/2023	38007	O'DONNELL ELECTRIC LLC	1,264.24
FNBCK TOTALS:			
Total of 19 Checks:			382,743.77
Less 0 Void Checks:			0.00
Total of 19 Disbursements:			382,743.77

February 3, 2023 Payroll

01/31/2023 10:31 AM		PAYROLL REGISTER REPORT FOR GENOA CHARTER TOWNSHIP				Page 35 of 35
		Payroll ID: 237				
		Pay Period End Date: 01/27/2023 Check Post Date: 02/03/2023 Bank ID: FNBCK				
* YTD values reflect values AS OF the check date based on all current adjustments, checks, void checks						
UNIFORM ALLOW	0.00	0.00	0.00	0.00		
VAC COVID 19	0.00	0.00	0.00	0.00		
VACATION NONTAX	0.00	0.00	0.00	0.00		
VACATION PAY	93.00	0.00	2,522.42	23,054.28		
VACATION PTIME	0.00	0.00	0.00	2,701.81		
WELL IQ	0.00	0.00	0.00	4,067.43		
ZBA CHAIR	1.00	0.00	205.30	205.30		
ZBA MINUTES	1.00	0.00	173.00	173.00		
ZBA MINUTES OT	0.00	0.00	0.00	0.00		
ZBA PER DIEM	5.00	0.00	968.80	968.80		
Gross Pay This Period	107,654.18	Deduction Refund	0.00	Ded. This Period	32,234.93	Net Pay This Period
						75,419.25
					Gross Pay YTD	339,962.66
					Dir. Dep.	75,419.25

01/31/2023 10:32 AM		Check Register Report For Genoa Charter Township				Page 1 of 1
		For Check Dates 02/03/2023 to 02/03/2023				
Check Date	Bank	Check Number	Name	Check Gross	Physical Check Amount	Direct Deposit Status
02/03/2023	FNBCK	EFT769	FLEX SPENDING (TASC)	840.38	840.38	0.00 Open
02/03/2023	FNBCK	EFT770	INTERNAL REVENUE SERVICE	25,448.60	25,448.60	0.00 Open
02/03/2023	FNBCK	EFT771	PRINCIPAL FINANCIAL	4,426.00	4,426.00	0.00 Open
02/03/2023	FNBCK	EFT772	PRINCIPAL FINANCIAL	2,371.09	2,371.09	0.00 Open
Totals:		Number of Checks: 004		33,086.07	33,086.07	0.00
Total Physical Checks:						
Total Check Stubs:		4				

Net Pay This Period \$75,419.25
 Physical Check Amount \$33,086.07
TOTAL \$108,505.32

503FN Check Register

02/01/2023 02:20 PM		CHECK REGISTER FOR GENOA TOWNSHIP		Page: 1/1
User: denise		CHECK NUMBERS 5728 - 6000		
DB: Genoa Township				
Check Date	Check	Vendor Name	Amount	
Bank 503FN DPW-UTILITIES #233				
01/23/2023	5728	GENOA TOWNSHIP	500,000.00	
01/23/2023	5729	HOME DEPOT CREDIT SERVICES	3,187.53	
01/30/2023	5730	DONALD BRIGHAM JR	38.99	
503FN TOTALS:				
Total of 3 Checks:			503,226.52	
Less 0 Void Checks:			0.00	
Total of 3 Disbursements:			503,226.52	

592FN Check Register

Check Date	Check	Vendor Name	Amount
02/01/2023 02:22 PM			
User: denise			
DB: Genoa Township			
CHECK REGISTER FOR GENOA TOWNSHIP		Page: 1/1	
CHECK NUMBERS 5745 - 6000			
Bank 592FN OAK POINTE OPERATING FUND #592			
01/30/2023	5745	AT&T LONG DISTANCE	61.65
592FN TOTALS:			
Total of 1 Checks:			61.65
Less 0 Void Checks:			0.00
Total of 1 Disbursements:			61.65

593FN Check Register

None



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January 2023						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31	1	2	3	4
5	6	7	8	9	10	11

New Balance
\$3,046.26
 Minimum Payment Due
\$40.00
 Payment Due Date
01/01/23

INK CASH(SM) POINT SUMMARY

Previous points balance	10,114
+ 1 Point per \$1 earned on all purchases	6,047
Total points available for redemption	16,161

Late Payment Warning: If we do not receive your minimum payment by the due date, you may have to pay a late fee, and existing and new balances may become subject to the Default APR.

Minimum Payment Warning: Enroll in Auto-Pay and avoid missing a payment. To enroll, go to www.chase.com

ACCOUNT SUMMARY

Account Number:	[REDACTED]
Previous Balance	\$2,355.36
Payment, Credits	-\$5,355.36
Purchases	+\$6,046.26
Cash Advances	\$0.00
Balance Transfers	\$0.00
Fees Charged	\$0.00
Interest Charged	\$0.00
New Balance*	\$3,046.26
Opening/Closing Date	11/08/22 - 12/07/22
Credit Limit	\$36,500
Available Credit	\$33,453
Cash Access Line	\$1,825
Available for Cash	\$1,825
Past Due Amount	\$0.00
Balance over the Credit Limit	\$0.00

ALL SYS 233-000-084-990
 UTILITY DEPT.

DEC 09 2022

RECEIVED

JIT
 12-13-22

Due From other UTILITIES
 2678.03 233-000-084-990
 Due From General Fund
 368.23 233 000 084-101
 Sent EARLY 3000.00 Payment. CK# 5691



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ACCOUNT ACTIVITY

Date of Transaction	Merchant Name or Transaction Description	\$ Amount
11/24	FREIGHTQUOTE.COM INC 866-851-5477 MO <i>Howell Twp.</i> JAMES AULETTE TRANSACTIONS THIS CYCLE (CARD 7653) \$173.74	173.74 ✓
11/21	Payment ThankYou Image Check	-2,355.36
11/07	R L DEPPMANN CO 248-354-3710 MI <i>mhog</i>	805.95 ✓
11/10	GoToCom*GoToConnect goto.com MA <i>mhog</i>	248.27 ✓
11/30	LANDS END BUS OUTFITTERS 800-332-4700 WI	1,127.38 ✓
12/02	LANDS END BUS OUTFITTERS 800-332-4700 WI	60.31 ✓
12/04	RINGCENTRAL INC. 888-898-4591 CA <i>DPW phone</i> GREG TATARA TRANSACTIONS THIS CYCLE (CARD 9747) \$47.72- INCLUDING PAYMENTS RECEIVED	65.73 -
11/18	USPS PO 2545400843 HOWELL MI <i>DPW prof dev</i>	6.65 ✓
11/18	EGLE DW TRAIN AND CERT 517-7533850 MI <i>DPW prof dev</i>	95.00 ✓
11/23	EGLE DW TRAIN AND CERT 517-7533850 MI <i>DPW prof dev</i> ALEX CHIMPOURAS TRANSACTIONS THIS CYCLE (CARD 3767) \$196.65	95.00 ✓
12/03	Payment ThankYou Image Check	-3,000.00
11/28	MICHIGAN ASSESSORS ASSOCI 888-8916064 MI	97.38 ✓
11/29	AMZN Mktp US*ZB8YPOJ93 Amzn.com/bill WA	914.00 ✓
11/28	MICHIGAN ASSESSORS ASSOCI 888-8916064 MI	97.38 ✓
11/28	MICHIGAN ASSESSORS ASSOCI 888-8916064 MI	97.38 ✓
11/29	WALMART.COM 800-966-6546 AR	423.99 ✓
11/30	AMZN Mktp US*LP2035GO3 Amzn.com/bill WA	94.16 ✓
12/01	APPLE.COM/US 800-676-2775 CA	1,164.94 ✓
12/01	REALCOMP II LTD 248-553-3003 MI	201.00 ✓
12/05	GLASS AMERICA - MICHIGAN FORT MYERS FL KELLY VANMARTER TRANSACTIONS THIS CYCLE (CARD 4456) \$368.23	278.00 -

2022 Totals Year-to-Date

Total fees charged in 2022	\$0.00
Total interest charged in 2022	\$0.00

Year-to-date totals do not reflect any fee
you may have received

97.38 +
 914.00 +
 97.38 +
 97.38 +
 423.99 +
 94.16 +
 1,164.94 +
 201.00 +
 278.00 +
 3,368.23

INTEREST CHARGES

Your Annual Percentage Rate (APR) is the annual interest rate on your account.

Balance Type	Annual Percentage Rate (APR)
PURCHASES	
Purchases	16.99%(v)(d)
CASH ADVANCES	
Cash Advances	28.74%(v)(d)
BALANCE TRANSFERS	

- 0 -

- 0 -

GENOA CHARTER TOWNSHIP BOARD
Regular Meeting
January 23, 2023

MINUTES

Supervisor Rogers called the regular meeting of the Genoa Charter Township Board in order at 6:30 pm at the Township Hall. The following members were present constituting a quorum for the transaction of business: Bill Rogers, Jean Ledford, Terry C... , Jim Mortensen, Dian... we and Robin Hunt. Absent was Paulette Skolarus. Also present were Township Manager Kelly VanMarter, Township Attorney Joe Seward and five persons in the audience.

The Pledge of Allegiance was recited.

The call to the public was opened at 6:31 pm.

Mr. Ben Tasich of 3492 Lakewood Shores Drive stated Genoa Township is the best community where he has lived. Public transportation is important, and he would like to have LETS expanded from South Lyon to Fowlerville. He invited the Board to the second annual Rosa Parks Transit Equity Day Pancake Breakfast and Community Recognition that will be on February 3, 2023 from 8:00 am to 9:30 am. He asked that the Board recognize this day and the importance of public transportation as well as invite Greg Kellogg, who is the head of LETS, to speak to the Board regarding their partnership with other surrounding townships in the hopes this can be done in Genoa Township as well.

Supervisor Rogers advised that the resolution will be posted on the Township website and copies will be placed at the Township Hall for the public.

The call to the public was closed at

Approval of Consent Agenda:

Mr. Ledford requested that Item #3 moved to the Regular Agenda.

Moved by Hunt, supported by Mortensen, to approve the Consent Agenda as amended. **The motion carried unanimously.**

Payment of Bills: January 23, 2023

2. Request to approve December 5, 2022 regular meeting minutes
3. Request to ~~appoint Joann Fellwock as an alternate to the Board of Review for a term ending December 31, 2024.~~ (moved to Regular Agenda)

4. Request approval to enter into agreements to collect 2023 summer property taxes for the Brighton Area Schools, Hartland Consolidated Schools, Howell Public Schools and the Livingston Educational Service Agency as submitted by the Township Treasurer.

Regular Agenda

Moved by Lowe, supported by Mortensen, to approve the Regular Agenda as amended **The motion carried unanimously.**

3. Request to appoint Joann Fellwock as an alternate to the Board of Review for a term ending December 31, 2024. (moved from Consent Agenda)

Ms. Ledford asked if Ms. Fellwock has past experience as a supervisor. Responders stated this recommendation came from the Assessing Department. Hunt stated she had been a realtor and she worked as a mortgage officer. Ms. VanMarter stated the assessor is confident she is qualified. She will be attending the mandatory training for the Board of Review members.

Moved by Hunt, supported by Ledford, to appoint Joann Fellwock as an alternate to the Board of Review for a term ending December 31, 2024. **The motion carried unanimously**

5. Request for approval of Resolution #1 (to proceed with the project and direct preparation of the plans and cost estimates) for the McNamara Subdivision Road Improvement Project. (Roll Call)

Moved by Hunt supported by Lowe, to approve Resolution #1 to proceed with the project and direct preparation of the plans and cost estimates for the McNamara Subdivision Road Improvement Project. **The motion carried unanimously with a roll call vote (Ledford - yes, Croft - yes, Hunt - yes, Lowe - yes, Mortensen - yes, and Rogers - yes.)**

6. Request approval of Resolution #2 (to approve the project, schedule the first hearing, and direct issuance of statutory notices) for the McNamara Subdivision Road Improvement Project. (Roll Call)

Moved by Ledford, supported by Croft, to approve Resolution #2 to approve the project, schedule the first hearing, and direct issuance of statutory notices for the McNamara Subdivision Road Improvement Project. **The motion carried unanimously with a roll call vote (Ledford - yes, Croft - yes, Hunt - yes, Lowe - yes, Mortensen - yes, and Rogers - yes.)**

7. Consideration of a recommendation for approval of special use application, environmental impact assessment and site plan for the storage of hazardous materials for Bottcher Systems located at 1349 Grand Oaks Drive, south of Grand River Avenue and North of I-96 on the east side of Grand Oaks. The request is petitioned by Bottcher America.
A. Disposition of Special Use Application.

B. Disposition of Environmental Impact Assessment (dated 1-11-23)

C. Disposition of Site Plan (dated 8-1-22)

Ms. Nikki Calloway of Bottcher Systems provided a review of her company and the need for the Special Land Use. They will be using and storing hazardous materials.

Moved by Hunt, supported by Lowe, to approve the Special Land Use permit for the storage of hazardous materials for Bottcher Systems located at 1349 Grand Oaks Subject Property #46 Drive. The use is found to be compatible with the Industrial category of the Master Plan and is also found to comply with Section 19.03 of the Zoning Ordinance. **The motion carried unanimously.**

Moved by Hunt, supported by Lowe, to approve the Environmental Impact Assessment dated January 11, 2023 (received) for the storage of hazardous materials for Bottcher Systems located at 1349 Grand Oaks Drive. This approval is conditioned on the following:

- The applicant must obtain and maintain any outside permit necessary and required for this type of operation.

The motion carried unanimously.

Moved by Mortensen, supported by Lowe, to approve the Site Plan dated August 1, 2022 with the following conditions:

- The petitioner will update the landscape, specifically the front yard greenbelt to provide additional trees as stated in the Planner's review letter dated November 10, 2022.
- The petitioner shall upgrade the lighting with wall mounted lighting fixtures.
- All repairs to impervious surface made to the satisfaction of Township Staff, including parking space striping and correct number of barrier free spaces.

The motion carried unanimously.

Consider request to modify March 15, 2012 Settlement Agreement between the Township and Paul Lalewicz for Case No. 11-26089-CEW as requested by Paul Lalewicz.

Supervisor Rogers stated the Board had discussions with Ms. Lalewicz; however, there were several items to which she would not agree. Ms. Lowe stated the conditions that were put forth by the township were not unreasonable. Ms. Hunt agrees.

Moved by [redacted] supported by Ledford, to maintain the existing Consent Order and Settlement Agreement Case 11-26-089-CEW involving Paul Lalewicz. **The motion carried unanimously.**

9. Consideration of a request to approve an addendum to the Agreement with Howell Public Schools for the construction of the Senior Survivor Park, to increase the contribution from the Township from \$139,300 to \$351,080.14 and to amend the FY 22/23 budget
 - A. Approval of the “Addendum to Agreement for Construction of Survivor Park” which has a fiscal impact of increasing the Township’s contribution to the project from \$139,300 to \$351,080.14 to be reflected in the fiscal year 2023/2024 budget
 - B. Increase the 2022/2023 Fiscal Year budget for the “Senior Survivor Park Project” revenue line item 208-000-668-001 in Fund 208, Dept. 00 Parks and Recreation Revenue from \$462,069.00 to \$462,919.86

Moved by Lowe, supported by Mortensen, to approve the Addendum to Agreement for Construction of Survivor Park” including the language recommended by the Township Attorney which has a fiscal impact of increasing the Township’s contribution to the project from \$139,300 to \$351,080.14 to be reflected in the fiscal year 2023/2024 budget. **The motion carried unanimously.**

Moved by Mortensen, supported by Ledford, to amend the Fiscal Year 2022/2023 Budget for Fund 208 Parks and Recreation, Department 000 – Recreation to increase the “Senior Survivor Park Project” line item 208-000-668-001 from \$462,069.00 to \$462,919.86. **The motion carried unanimously.**

10. Consideration of amendments to the Fiscal Year 2022/2023 Budget as follows:
 - A. Add new line item number 1-261-802-0 to Fund 101, Department 261 – Unallocated, for “Twp. Vehicle Expenses” with a budget amount of \$2,000.
 - B. Add new line item number 202-478-802-000 to Fund 202, Department 478 – SAD Roads and Lakes for the Homestead Road Project, “Annual Maintenance Expenses” with a budget amount of \$6,100.
 - C. Increase “Engineering Review Services” line item 101-701-946-002 in Fund 101, Department 701 – Planning and Zoning from \$20,000 to \$28,000.

Moved by Lowe, supported by Mortensen, to amend the Fiscal Year 2022/2023 Budget for Fund 101, Department 261 – Unallocated, to add a new line item for “Twp. Vehicle Expenses” line item 101-261-802-001 with a budget amount of \$2,000. **The motion carried unanimously.**

Ms. V. Marter stated this is to pay for the maintenance of roads for the Homestead Road Project. It is a part of the assessment; however, there was no line item created for it.

Moved by Ledford, supported by Hunt, to amend the Fiscal Year 2022/2023 Budget for Fund 202, Department 478 – SAD Roads and Lakes for the Homestead Road Project, “Annual Maintenance Expenses” Line Item 202-478-802-000 with a budget amount of \$6,100. **The motion carried unanimously.**

Moved by Lowe, supported by Mortensen, to amend the Fiscal Year 2022/2023 Budget for Fund 101, Department 701 – Planning and Zoning to increase the engineering review services line item 101-701-946-002 from \$20,000 to \$28,000. **The motion carried unanimously.**

11. Consideration of a request to rescind Resolution 221121 related to the censure of the Clerk as requested by Paulette Skolarus. (Roll Call)

Ms. Hunt asked if this item could be discussed since Ms. Skolarus was not in attendance this evening. Mr. Seward advised that the Board could act on this item this evening or table it until the next meeting. It was the consensus of the Board to move forward.

Moved by Hunt, seconded by Croft, to deny the request to rescind the resolution 221121 related to the censure of the Clerk for the following reasons:

1. The information provided by the Clerk does not change the facts upon which the Censure Resolution is based.
2. The payroll issue was thoroughly researched and resolved over six years ago. This dispute is well beyond the statute of limitations and deplorable that the Clerk continues to waste Township resources on this issue.
3. The Clerk has continued to show a complete lack of regard for the law and has openly ignored the requests and requirements of this Board.
4. The Clerk's request for the Board to consider a variance is unlawful and continues to show her complete disrespect for the laws and rules upon which we govern.
5. By this motion it is noted that the 16 payroll issues are finalized and the Censure Resolution that was passed by the Board stands on its merits. This issue shall not be considered again by this Board.
6. All requests for items listed on Page 1 of this evening's Board meeting packet are denied.

The motion carried unanimously with a roll call vote (Ledford - yes, Croft - yes, Hunt - yes, Lowe - yes, Mortensen - yes, and Rogers - yes).

2. Request for review and consideration for approval of Agenda Management and Minutes Policy and Travel and Mileage Expenses Policy.

Ms. VanMarter provided a review of the two policies presented this evening. She will be continuing to update many of the Township's policies, developing new ones, and presenting them to the Board for review and approval.

Mr. Mortensen suggested updating the policy for Per Diem.

Ms. Lowe would like these policies added to the Township website.

Moved by Hunt, supported by Lowe, to approve the policies for Agenda Management and Minutes and Travel and Mileage Expenses. **The motion carried unanimously.**

Correspondence

Information regarding the Rosa Parks Transit Equity Day Pancake Breakfast & Community Recognition being held on February 2, 2023.

Member Discussion

Supervisor Rogers asked the Board Members to advise if they will be attending the Michigan Township Association 2023 Educational Conference and Expo April 17-20, 2023.

Ms. Lowe is disappointed that she is unable to work in the Clerk's office during election season however, she does not have any ill feelings toward any Board Members who voted no.

Ms. VanMarter provided the Board with hard copies of the Current 2023 Fiscal Year Budget and the Draft 2023-2024 Fiscal Year Budget Assumption Significant Expenses.

Adjournment

Moved by Ledford, supported by Lowe to adjourn the meeting at 7:00 pm. **The motion carried unanimously.**

Respectfully Submitted,

Patty Thomas
Recording Secretary

Approved:

Paulet Larus, Clerk
Genoa Charter Township

Bill Rogers, Supervisor
Genoa Charter Township

**Resolution No. 3–McNamara Subdivision Road Improvement
Special Assessment Project (Summer 2023)**

GENOA CHARTER TOWNSHIP

At a regular meeting of the Township Board of Genoa Charter Township, Livingston County, Michigan, (the "Township") held at the Township Hall on February 6, 2023, at 6:30 p.m., there were

PRESENT:

ABSENT:

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

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

WHEREAS, The Board of Trustees of the Township has declared its intention to make the improvement and tentatively designated the special assessment district against which the cost of the improvement McNamara Subdivision Road Improvement Project 2023 is to be assessed is described in Exhibit B.

WHEREAS, on February 6, 2023 a public hearing was held to hear any objections to the McNamara Subdivision Road Improvement Project (Summer 2023) and to the special assessment district and notice of the hearing was provided pursuant to the requirements of Act No 188, Michigan Public Acts of 1954, as amended;

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 Manager and which are identified as "Plans and Cost Estimates for the McNamara Subdivision Road Improvement Special Assessment Project (Summer 2023)."

2. The Township Board approves the sufficiency of the Petition for the improvement.

3. 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 for ten-years.

4. The Township Board 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;

5. 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 stating that the roll was made pursuant to a resolution of the Township Board adopted on a specified date, and that in making the assessment roll the supervisor, according to his or her best judgment, has conformed in all respects to the directions contained in the resolution and the statutes of the State of Michigan.

6. 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:

NO:

ABSENT:

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 the February 6, 2023 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 - The Project

MCNAMARA SUBDIVISION ROAD IMPROVEMENT PROJECT (SUMMER 2023)

DESCRIPTION OF PROJECT

A TEN-YEAR SPECIAL ASSESSMENT DISTRICT

WITH PROJECTED COSTS AS FOLLOWS:

- Total construction cost of the project: \$185,850
- Total number of parcels: 51
- Homeowners representing over 50% of property have signed petitions.
- The Township is contributing \$46,462 which is 25% of the project cost since this project will improve a public roadway in accordance with established policy.
- The interest charged for the district is 2% and the administrative cost is \$2,000.
- Total Project Cost:

McNAMARA ROADS 2023	
PROJECT COST	\$185,850
ADMINISTRATION FEES	\$2,000
TOWNSHIP 25% CONTRIBUTION	-(\$46,462)
TOTAL PROJECT COST:	\$141,388

- Total Cost Per Parcel:

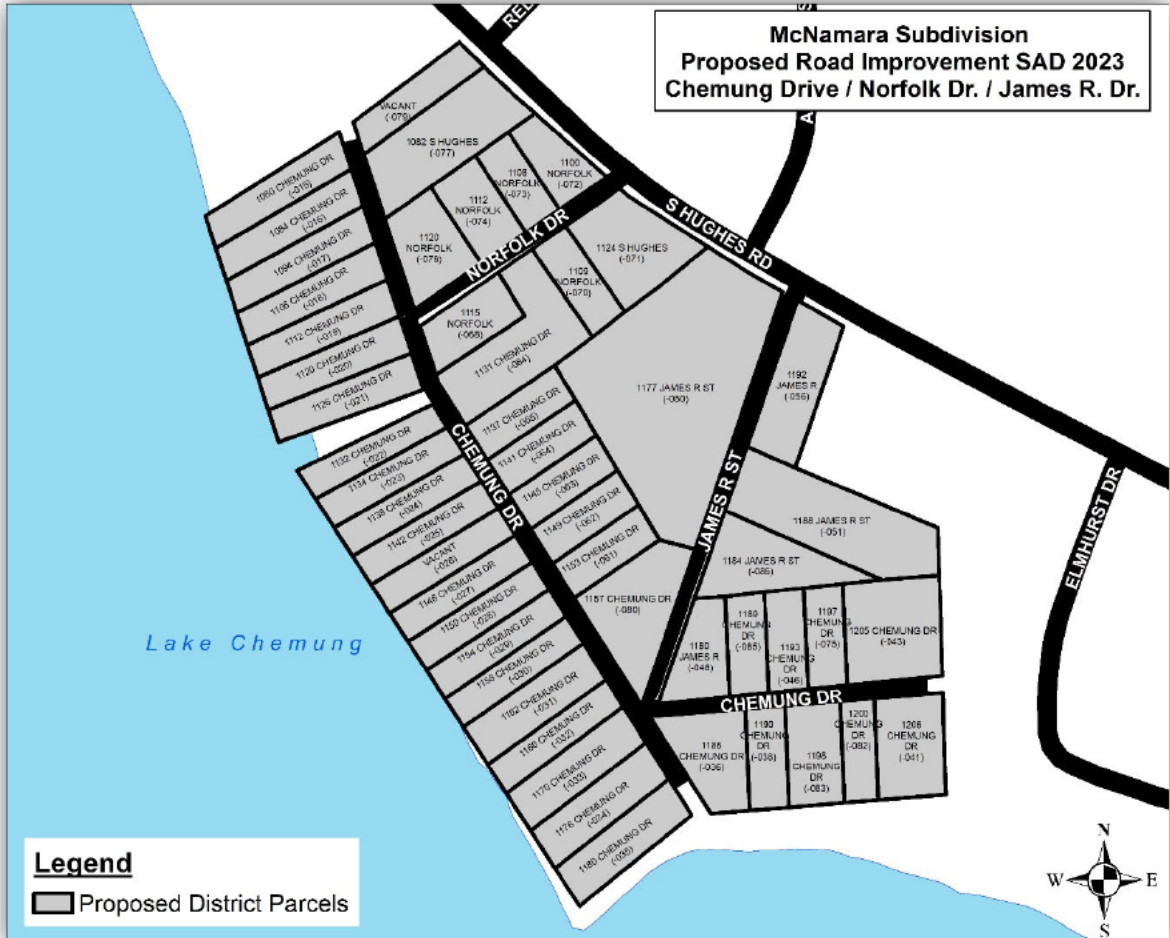
YEAR	ANNUAL PAYMENT	TO INTEREST	TO PRINCIPAL	OUTSTANDING BALANCE
2023	\$332.68	\$55.45	\$277.23	\$2,495.07
2024	\$327.13	\$49.90	\$277.23	\$2,217.84
2025	\$321.59	\$44.36	\$277.23	\$1,940.61
2026	\$316.04	\$38.81	\$277.23	\$1,663.38
2027	\$310.50	\$33.27	\$277.23	\$1,386.15
2028	\$304.95	\$27.72	\$277.23	\$1,108.92
2029	\$299.41	\$22.18	\$277.23	\$831.69
2030	\$293.86	\$16.63	\$277.23	\$554.46
2031	\$288.32	\$11.09	\$277.23	\$277.23
2032	\$282.77	\$5.54	\$277.23	\$0.00
	\$3,077.25	\$304.95	\$2,772.30	

- The project (the "Project") will consist of:
 - Milling of existing 3" to 4" depth asphalt, haul off and disposal of millings
 - Fine grade and compact existing aggregate base
 - Install 2" 4E1 leveling course asphalt and compact, apply a tack of coat for adhesion
 - Install 1.5" 5E1 wearing course asphalt and compact

EXHIBIT B - The Special Assessment District

The Project (McNamara Subdivision Road Improvement Summer 2023) is being designed to serve the properties in the Special Assessment District, which district is illustrated on the map (included) and includes the specific properties that are identified by the following permanent parcel numbers:

11-10-201-015	11-10-201-016	11-10-201-017	11-10-201-018
11-10-201-019	11-10-201-020	11-10-201-021	11-10-201-022
11-10-201-023	11-10-201-024	11-10-201-025	11-10-201-026
11-10-201-027	11-10-201-028	11-10-201-029	11-10-201-030
11-10-201-031	11-10-201-032	11-10-201-033	11-10-201-034
11-10-201-035	11-10-201-036	11-10-201-038	11-10-201-041
11-10-201-043	11-10-201-046	11-10-201-048	11-10-201-050
11-10-201-051	11-10-201-056	11-10-201-061	11-10-201-062
11-10-201-063	11-10-201-064	11-10-201-065	11-10-201-068
11-10-201-070	11-10-201-071	11-10-201-072	11-10-201-073
11-10-201-074	11-10-201-075	11-10-201-076	11-10-201-077
11-10-201-079	11-10-201-080	11-10-201-082	11-10-201-083
11-10-201-084	11-10-201-085	11-10-201-086	



Resolution No. 4 – McNamara Subdivision Road Improvement Project (Summer 2023)

GENOA CHARTER TOWNSHIP

At a regular meeting of the Township Board of the Township of Genoa, Livingston County, Michigan, (the “Township”) held at the Township Hall on February 6, 2023, at 6:30 p.m., there were

PRESENT:

ABSENT:

The following preamble and resolution were offered by _____ and supported 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 McNamara Subdivision Road Improvement Project (Summer 2023) within the Township as described in Exhibit A (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 McNamara Subdivision Road Improvement Project (Summer 2023)” (Exhibit B) and has filed the Proposed Roll with the Township Manager and 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 Manager and 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. (Exhibit C)
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 to review and hear objections on the Proposed Roll.
4. The second public hearing will be held on February 20, 2023 at 6:30 p.m. at the offices of Genoa Charter Township, Livingston County, Michigan.
5. The Township Manager 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 Manager shall be similar to the notice attached as Exhibit D and shall be mailed by first class mail on or before February 7, 2023. Following the mailing of the notices, the Township Manager shall complete the affidavit of mailing similar to the affidavit set forth in Exhibit E.

6. The Township Manager 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 February 10, 2023 and February 17, 2023. The notice shall be in a form substantially similar to the notice attached as Exhibit D.

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:

NO:

ABSENT:

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 the February 6, 2023 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 - THE PROJECT

McNAMARA SUBDIVISION ROAD IMPROVEMENT PROJECT (SUMMER 2023)

DESCRIPTION OF PROJECT

A TEN-YEAR SPECIAL ASSESSMENT DISTRICT

WITH PROJECTED COSTS AS FOLLOWS:

- Total construction cost of the project: \$185,850
- Total number of parcels: 51
- Homeowners representing over 50% of property have signed petitions.
- The Township is contributing \$46,462 which is 25% of the project cost since this project will improve a public roadway in accordance with established policy.
- The interest charged for the district is 2% and the administrative cost is \$2,000.
- Total Project Cost:

McNAMARA ROADS 2023	
PROJECT COST	\$185,850
ADMINISTRATION FEES	\$2,000
TOWNSHIP 25% CONTRIBUTION	-(\$46,462)
TOTAL PROJECT COST:	\$141,388

- Total Cost Per Parcel:

YEAR	ANNUAL PAYMENT	TO INTEREST	TO PRINCIPAL	OUTSTANDING BALANCE
2023	\$332.68	\$55.45	\$277.23	\$2,495.07
2024	\$327.13	\$49.90	\$277.23	\$2,217.84
2025	\$321.59	\$44.36	\$277.23	\$1,940.61
2026	\$316.04	\$38.81	\$277.23	\$1,663.38
2027	\$310.50	\$33.27	\$277.23	\$1,386.15
2028	\$304.95	\$27.72	\$277.23	\$1,108.92
2029	\$299.41	\$22.18	\$277.23	\$831.69
2030	\$293.86	\$16.63	\$277.23	\$554.46
2031	\$288.32	\$11.09	\$277.23	\$277.23
2032	\$282.77	\$5.54	\$277.23	\$0.00
	\$3,077.25	\$304.95	\$2,772.30	

- The project (the "Project") will consist of:
 - Milling of existing 3" to 4" depth asphalt, haul off and disposal of millings
 - Fine grade and compact existing aggregate base
 - Install 2" 4E1 leveling course asphalt and compact, apply a tack of coat for adhesion
 - Install 1.5" 5E1 wearing course asphalt and compact

Population: Special Assessment District (X012323)

PARCEL	ASSESSMENT NAME	ASSESSMENT	OWNER ADDRESS
4711-10-201-015	X012323, McNamara Roa	2,772.30	KUJAWA DELPHINE LTS 9.3 29869 GREENLAND ST
4711-10-201-016	X012323, McNamara Roa	2,772.30	JONES FAMILY TRUST 1084 CHEMUNG DR
4711-10-201-017	X012323, McNamara Roa	2,772.30	GOMEZ JOHN J & PAULA K 1094 CHEMUNG DR
4711-10-201-018	X012323, McNamara Roa	2,772.30	RENCSAK FAMILY TRUST 1106 CHEMUNG DR
4711-10-201-019	X012323, McNamara Roa	2,772.30	COLE TY 1115 NORFOLK
4711-10-201-020	X012323, McNamara Roa	2,772.30	COLE TY 1115 NORFOLK DR
4711-10-201-021	X012323, McNamara Roa	2,772.30	KERN, GLENN & GERALDINE 1126 CHEMUNG DR
4711-10-201-022	X012323, McNamara Roa	2,772.30	SMITH, TODD 1132 CHEMUNG DR
4711-10-201-023	X012323, McNamara Roa	2,772.30	ROSE ROBERT & BARBARA LTS 9.3 1134 CHEMUNG DR
4711-10-201-024	X012323, McNamara Roa	2,772.30	TABER MARK LTS 9.3 30121 ROSSLYN AVE
4711-10-201-025	X012323, McNamara Roa	2,772.30	MIOTKE TRUST 1142 CHEMUNG DR
4711-10-201-026	X012323, McNamara Roa	2,772.30	MIOTKE TRUST 1142 CHEMUNG DR
4711-10-201-027	X012323, McNamara Roa	2,772.30	GOIKE RICHARD 1146 CHEMUNG DR
4711-10-201-028	X012323, McNamara Roa	2,772.30	SREDZINSKI JANICE 1150 CHEMUNG DR
4711-10-201-029	X012323, McNamara Roa	2,772.30	SMITH ROBERT & LORETTA 1154 CHEMUNG DR
4711-10-201-030	X012323, McNamara Roa	2,772.30	WILLIAMS RICHARD A 40318 LA GRANGE DR
4711-10-201-031	X012323, McNamara Roa	2,772.30	SCHMIDT RICHARD & EILEEN LTS 9.3 22701 SPY GLASS HILL DR
4711-10-201-032	X012323, McNamara Roa	2,772.30	OHANIAN DAWN M PO BOX 94
4711-10-201-033	X012323, McNamara Roa	2,772.30	COPPOLA THOMAS & DOROTHY L ZAYAN 1170 CHEMUNG DR
4711-10-201-034	X012323, McNamara Roa	2,772.30	LAROUÉ, VICTOR 1176 CHEMUNG DR
4711-10-201-035	X012323, McNamara Roa	2,772.30	LLOYD, MICHAEL & MARIE 1180 CHEMUNG DR
4711-10-201-036	X012323, McNamara Roa	2,772.30	STOREY CLIFFORD J & CAROLYN L 1186 CHEMUNG DR
4711-10-201-038	X012323, McNamara Roa	2,772.30	GRAJEK, CHRISTOPHER & VALERIE 1190 CHEMUNG DR
4711-10-201-041	X012323, McNamara Roa	2,772.30	PHILLIPS KAREN & SIENKO KELLI & 1206 CHEMUNG DR
4711-10-201-043	X012323, McNamara Roa	2,772.30	HOLLAND DAWN 1205 CHEMUNG DR
4711-10-201-046	X012323, McNamara Roa	2,772.30	MCLACHLAN JONATHON R 1193 CHEMUNG DR
4711-10-201-048	X012323, McNamara Roa	2,772.30	DROUILLARD SARAH & DESANTO ANGELO 1180 JAMES R ST

Population: Special Assessment District (X012323)

PARCEL	ASSESSMENT NAME	ASSESSMENT	OWNER ADDRESS
4711-10-201-050	X012323, McNamara Roa	2,772.30	MILLER-BERGEMANN DAWN 1177 JAMES R ST
4711-10-201-051	X012323, McNamara Roa	2,772.30	KNAPP JOSEPH & LISA 1188 JAMES R ST
4711-10-201-056	X012323, McNamara Roa	2,772.30	MAYNARICH RICHARD LIFE ESTATE 1192 JAMES R ST
4711-10-201-061	X012323, McNamara Roa	2,772.30	TESCH NICHOLAS LORNE 1153 CHEMUNG DR
4711-10-201-062	X012323, McNamara Roa	2,772.30	BERNARD INVESTMENT GROUP LLC 43155 MAIN ST STE 2204C-4
4711-10-201-063	X012323, McNamara Roa	2,772.30	GILLETTE ROBERT & DENICE 1145 CHEMUNG DR
4711-10-201-064	X012323, McNamara Roa	2,772.30	MILLER SUSAN & EDWARD 1141 CHEMUNG DR
4711-10-201-065	X012323, McNamara Roa	2,772.30	SREDZINSKI TIMOTHY & ALLANNA TRUST 1137 CHEMUNG DR
4711-10-201-068	X012323, McNamara Roa	2,772.30	COLE TY 1115 NORFOLK DR
4711-10-201-070	X012323, McNamara Roa	2,772.30	COZART WILLIAM G 5716 GLEN ECHO DR
4711-10-201-071	X012323, McNamara Roa	2,772.30	SOUTHWELL LAURA 1124 S HUGHES RD
4711-10-201-072	X012323, McNamara Roa	2,772.30	BLASKIE CHRISTOPHER 1100 NORFOLK DR
4711-10-201-073	X012323, McNamara Roa	2,772.30	KRILL STEFAN 5125 RICHARDSON RD
4711-10-201-074	X012323, McNamara Roa	2,772.30	DELAIR CAROLYN 1112 NORFOLK DR
4711-10-201-075	X012323, McNamara Roa	2,772.30	COLL MARCIA REV LIV TRUST 1197 CHEMUNG DR
4711-10-201-076	X012323, McNamara Roa	2,772.30	BISHOP ROBERT P & DELAIR PEGGY A 1120 NORFOLK DR
4711-10-201-077	X012323, McNamara Roa	2,772.30	LEEK DEREK & ALDRICH KATHERINE 1082 S HUGHES RD
4711-10-201-079	X012323, McNamara Roa	2,772.30	KUJAWA DELPHINE LTS 9.3 29869 GREENLAND ST
4711-10-201-080	X012323, McNamara Roa	2,772.30	WILLIAMS, RANDY L. 1157 CHEMUNG DR
4711-10-201-082	X012323, McNamara Roa	2,772.30	CARNES DENNIS 1200 CHEMUNG DR
4711-10-201-083	X012323, McNamara Roa	2,772.30	BESFORD DAVID & BETTY LTS 9.3 1198 CHEMUNG DR
4711-10-201-084	X012323, McNamara Roa	2,772.30	BUCHTE, DEBRA 1131 CHEMUNG DR
4711-10-201-085	X012323, McNamara Roa	2,772.30	LEWIS JAMES 1189 CHEMUNG DR
4711-10-201-086	X012323, McNamara Roa	2,772.30	GRATOPP BRANDON C 1184 JAMES R ST
# OF PARCELS: 51	TOTALS:	141,387.30	

EXHIBIT C

CERTIFICATE

I, the undersigned, Supervisor of Genoa Charter Township, Livingston County, Michigan (the "Township"), acting pursuant to a resolution duly adopted by the Township Board of the Township on February 6, 2023 (the "Resolution") certify that (1) the attached special assessment roll for the McNamara Subdivision Road Improvement Project (Summer 2023), to which this Certificate is affixed, was made pursuant to the Resolution and (2) in making such a 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: February 6, 2023

Bill Rogers
Genoa Charter Township Supervisor

EXHIBIT D
NOTICE OF SECOND PUBLIC HEARING
FEBRUARY 20, 2023 AT 6:30PM

NOTICE OF FEBRUARY 20, 2023 PUBLIC HEARING ON THE SPECIAL ASSESSMENT ROLL
FOR THE PROPOSED MCNAMARA SUBDIVISION ROAD IMPROVEMENT PROJECT (Summer 2023)
GENOA CHARTER TOWNSHIP
LIVINGSTON COUNTY, MICHIGAN

PLEASE TAKE NOTICE that the Supervisor has reported to the Township Board and filed in the office of the Manager and Township Clerk for public examination a special assessment roll covering all properties within the McNamara Subdivision Road Improvement Project (Summer 2023) benefited by the proposed road improvement project. Said assessment roll has been prepared for the purpose of assessing a portion of the costs of the construction of the road improvement and work incidental thereto within the aforesaid McNamara Subdivision Road Improvement Project (Summer 2023) assessment district. The costs are more particularly shown in the estimate of costs which is on file and available for public inspection in the office of the Manager and Township Clerk. The roll is the total amount of \$141,387.30 spread over 10 years with a proposed special assessment principal payment of \$2,772.30 per parcel. The project costs and yearly cost per parcel with interest are provided in the tables below:

McNAMARA ROADS 2023	
TOTAL PROJECT COST	\$185,850
ADMININISTRATION FEES	\$2,000
TOWNSHIP 25% CONTRIBUTION	-(\$46,462)
TOTAL PROJECT COST:	\$141,388

YEAR	ANNUAL PAYMENT	TO INTEREST (2%)	TO PRINCIPAL	OUTSTANDING BALANCE
2023	\$332.68	\$55.45	\$277.23	\$2,495.07
2024	\$327.13	\$49.90	\$277.23	\$2,217.84
2025	\$321.59	\$44.36	\$277.23	\$1,940.61
2026	\$316.04	\$38.81	\$277.23	\$1,663.38
2027	\$310.50	\$33.27	\$277.23	\$1,386.15
2028	\$304.95	\$27.72	\$277.23	\$1,108.92
2029	\$299.41	\$22.18	\$277.23	\$831.69
2030	\$293.86	\$16.63	\$277.23	\$554.46
2031	\$288.32	\$11.09	\$277.23	\$277.23
2032	\$282.77	\$5.54	\$277.23	\$0.00
\$3,077.25		\$304.95	\$2,772.30	

PLEASE TAKE FURTHER NOTICE that the Township Board will hold a Public Hearing on **February 20, 2023 at 6:30 p.m.**, at the Genoa Charter Township Offices, 2911 Dorr Road, Brighton, Michigan 48116, to review the special assessment roll, to consider any objections thereto, and to confirm the roll as submitted or revised or amended. The roll may be examined at the office of the Manager or Township Clerk at the Township hall during regular business hours of regular business days until the time of the hearing and may be examined at

the hearing. Appearance and protest at the hearing is required in order to appeal the amount of the special assessment to the State Tax Tribunal.

Any owner or party in interest, or agent, may appear in person at the hearing to protest the special assessment, or may file an appearance or protest by letter at or before the hearing, and in that event personal appearance shall not be required. The owner or any person having an interest in the real property who protests in person or in writing at the hearing may file a written appeal of the special assessment with the State Tax Tribunal within 30 days after the special assessment roll is confirmed.

After the public hearing, the Township Board may confirm the roll as submitted or as revised or amended; may provide for payment of special assessments in installments with interest on the unpaid balance; and may provide by resolution for other matters permitted by law with regard to special assessments.

All interested persons are invited to be present at the hearing to submit comments concerning the foregoing. The Township will provide necessary reasonable auxiliary aids and services to individuals with disabilities at the hearing upon seven (7) days' notice to the Township Manager. Individuals with disabilities requiring such aids or services should contact the Manager at the address or phone number listed below.

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

Dated: February 7, 2023

Kelly VanMarter
Genoa Charter Township Manager
2911 Dorr Road, Brighton, MI 48116
Phone: 810-227-5225
Email: kelly@genoa.org

Publication: Press/Argus on 2/10/23 and 2/17/23

EXHIBIT E

AFFIDAVIT OF MAILING

STATE OF MICHIGAN)

COUNTY OF LIVINGSTON)

Kelly VanMarter, being first duly sworn, deposes and says that she personally prepared for mailing, and did on February 7, 2023, send by first-class mail, the notice of second public 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.

Kelly VanMarter
Genoa Charter Township Manager

**Resolution #1 – Baetcke Lake Aquatic Weed Control
Special Assessment Project (Summer 2023)**

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 February 6, 2023, at 6:30 p.m., there were

PRESENT:

ABSENT:

The following preamble and resolution were offered by _____ and seconded by _____.

**Resolution to Proceed with the
Project and Direct
Preparation of the Plans and Cost Estimates**

WHEREAS, the Township Manager reported that petitions have been filed for the special assessment district for an Aquatic Weed Control Project for Baetcke Lake within the Township as described in Exhibit A (the “Project”), under the authority of Act No 188, Michigan Public Acts of 1954, as amended;

WHEREAS, the Supervisor reported that the Assessor has checked the signatures on the petitions by record owners of land within the Township contained within the district described above and had prepared and filed a report setting forth the percentage of record owners of lands within the district who signed the petitions which amounted to more than fifty percent (50%); and

WHEREAS, the creation of a Special Assessment District for the Baetcke Lake Weed Control Special Assessment is appropriate pursuant to Section 2 of Act No. 188, Michigan Public Acts of 1954.

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;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. In accordance with Act No. 188, Michigan Public Acts of 1954, as amended, and the laws of the State of Michigan, the Township Supervisor is directed to have plans prepared illustrating the Project, the location of the Project, and an estimate of the cost of the Project.
2. The plans and estimates identified in paragraph 1, when prepared, shall be filed with the Township Manager.

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

YES:

NO:

ABSTAIN:

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 on February 6, 2023, 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 – THE PROJECT

BAETCKE LAKE AQUATIC WEED CONTROL PROJECT (SUMMER 2023)

DESCRIPTION OF PROJECT

A FIVE-YEAR SPECIAL ASSESSMENT DISTRICT WITH PROJECTED COSTS AS FOLLOWS:

- A special assessment district for the purpose of aquatic weed control including a 5-year treatment for targeted plants using systemic herbicides such as 2, 4-D and/or Triclopyr or contact herbicides, treatment of pondweeds and algae using contact herbicides and algaecides, treatment for lilies and other emergent plants as permit, 40' X 40' near docks and beaches plus boat paths using systemic herbicides, glyphosate and/or flumiozazin for the riparian property owners of Baetcke Lake.
- 5-year project with the following per year allocation:
Year 1 - \$7,000, Year 2 - \$7,000, Year 3 - \$7,250, Year 4 - \$7,250, Year 5 - \$7,500
- Total number of parcels: 31
- Homeowners representing over 50% of property have signed petitions.
- The assessment is being considered for the Summer 2023 tax roll.
- Total Project Cost:

BAETCKE LAKE AQUATIC WEED CONTROL PROJECT (SUMMER 2023)	
PROJECT COST	\$36,000
ADMINISTRATION FEES	\$2,000
TOTAL PROJECT COST:	\$38,000

- Total Cost Per Parcel:

YEAR	PAYMENT TO PRINCIPAL	OUTSTANDING BALANCE
2023	\$ 245.16	\$ 980.65
2024	\$ 245.16	\$ 735.49
2025	\$ 245.16	\$ 490.33
2026	\$ 245.16	\$ 245.17
2027	\$ 245.17	\$ -
	\$ 1,225.81	

**Resolution #2 – Baetcke Lake Aquatic Weed Control
Special Assessment Project (Summer 2023)**

GENOA CHARTER TOWNSHIP

At a regular meeting of the Township Board of Genoa Charter Township of Livingston County, Michigan (the “Township”) held at the Township Hall on February 6, 2023 at 6:30 p.m. there were

PRESENT:

ABSENT:

The following preamble and resolution were offered by _____ and seconded by _____.

**Resolution to Approve the Project,
Scheduling the First Hearing
And Directing the Issuance of Statutory Notices**

WHEREAS, the Board of Trustees of the Township has approved the Baetcke Lake Aquatic Weed Control Project (Summer 2023) 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 Manager;

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 in advance of such funds;

WHEREAS, the special assessment district for the Project has been tentatively determined by the Township Manager and is described in Exhibit B;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board of Trustees of the Township hereby tentatively declares its intention to proceed with the Project.
2. The Board of Trustees of the Township hereby declares its intention to make the improvement and tentatively designates the special assessment district against which the cost of the improvement and maintenance is to be assessed as described in Exhibit B.
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 Project and the proposed Special

Assessment District for the Project which is known as the “Baetcke Lake Aquatic Weed Control Project (Summer 2023)”.

4. The public hearing will be held on February 20, 2023 at 6:30 p.m., at the offices of Genoa Charter Township, Livingston County, Michigan.
5. The Township Manager 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 Manager shall be similar to the notice attached as Exhibit C and shall be mailed by first class mail on or before February 8, 2023. Following the mailing of the notices, the Township Manager shall complete an affidavit of mailing similar to the affidavit set forth in Exhibit D.
6. The Township Manager 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 February 10, 2023 and once on or before February 17, 2023. The notice shall be in a form substantially similar to the notice attached as Exhibit C.

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

YES:

NO:

ABSENT:

CLERK’S CERTIFICATE

The Undersigned, being 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 Board of Trustees at a meeting of the Township Board (February 6, 2023), at which meeting a quorum was present and remained throughout; (2) the original thereof is on file in the records of 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 – THE PROJECT

BAETCKE LAKE AQUATIC WEED CONTROL PROJECT (SUMMER 2023)

DESCRIPTION OF PROJECT

A FIVE-YEAR SPECIAL ASSESSMENT DISTRICT WITH PROJECTED COSTS AS FOLLOWS:

- A special assessment district for the purpose of aquatic weed control including a 5-year treatment for targeted plants using systemic herbicides such as 2, 4-D and/or Triclopyr or contact herbicides, treatment of pondweeds and algae using contact herbicides and algaecides, treatment for lilies and other emergent plants as permit, 40' X 40' near docks and beaches plus boat paths using systemic herbicides, glyphosate and/or flumiozazin for the riparian property owners of Baetcke Lake.
- 5-year project with the following per year allocation:
Year 1 - \$7,000, Year 2 - \$7,000, Year 3 - \$7,250, Year 4 - \$7,250, Year 5 - \$7,500
- Total number of parcels: 31
- Homeowners representing over 50% of property have signed petitions.
- The assessment is being considered for the Summer 2023 tax roll.
- Total Project Cost:

BAETCKE LAKE AQUATIC WEED CONTROL PROJECT (SUMMER 2023)	
PROJECT COST	\$36,000
ADMINISTRATION FEES	\$2,000
TOTAL PROJECT COST:	\$38,000

- Total Cost Per Parcel:

YEAR	PAYMENT TO PRINCIPAL	OUTSTANDING BALANCE
2023	\$ 245.16	\$ 980.65
2024	\$ 245.16	\$ 735.49
2025	\$ 245.16	\$ 490.33
2026	\$ 245.16	\$ 245.17
2027	\$ 245.17	\$ -
	\$ 1,225.81	

EXHIBIT B – THE DISTRICT

The Project (**BAETCKE LAKE AQUATIC WEED CONTROL PROJECT (SUMMER 2023)**) is being designed to serve the properties in the Special Assessment District, which district is illustrated on the map (included) and includes the specific properties that are identified by the following permanent parcel numbers:

- | | | | | |
|---------------|---------------|---------------|---------------|---------------|
| 11-26-100-004 | 11-26-300-024 | 11-26-301-002 | 11-26-301-017 | 11-26-301-023 |
| 11-26-100-011 | 11-26-300-034 | 11-26-301-003 | 11-26-301-018 | 11-26-301-024 |
| 11-26-100-030 | 11-26-300-037 | 11-26-301-004 | 11-26-301-019 | 11-26-301-026 |
| 11-26-300-005 | 11-26-300-039 | 11-26-301-013 | 11-26-301-020 | 11-26-301-027 |
| 11-26-300-017 | 11-26-300-040 | 11-26-301-015 | 11-26-301-021 | 11-26-301-042 |
| 11-26-300-018 | 11-26-301-001 | 11-26-301-016 | 11-26-301-022 | 11-26-301-047 |
| 11-26-301-050 | | | | |

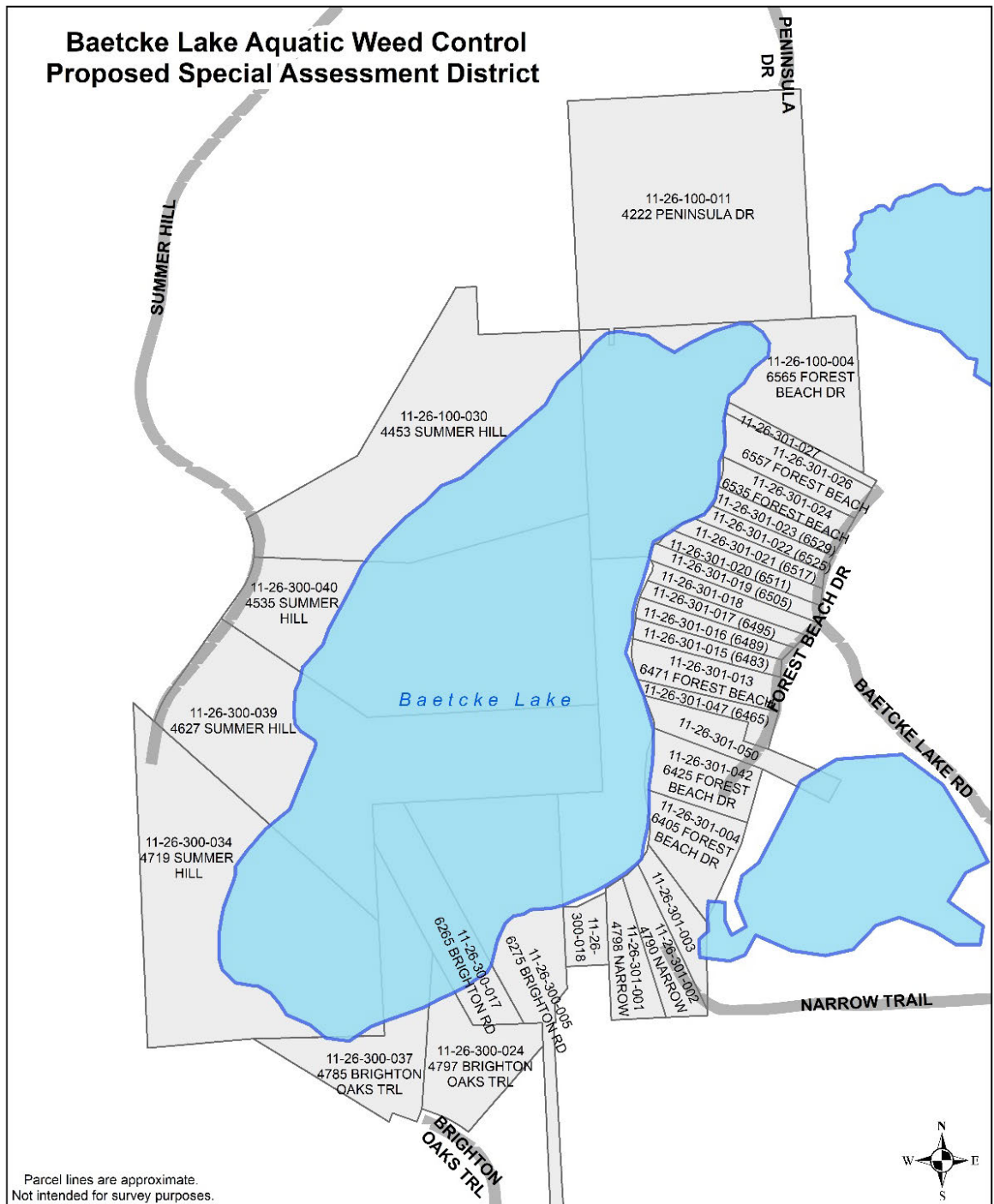


EXHIBIT C – NOTICE

NOTICE OF PUBLIC HEARING

FEBRUARY 20, 2023 AT 6:30PM

**UPON A PROPOSED BAETCKE LAKE AQUATIC WEED CONTROL PROJECT
AND SPECIAL ASSESSMENT DISTRICT (Summer 2023)
GENOA CHARTER TOWNSHIP, LIVINGSTON COUNTY, MICHIGAN**

PLEASE TAKE NOTICE that as a result of Petitions signed by owners of land which constitutes more than 50 percent of the record owners within the proposed Baetcke Lake Aquatic Weed Control Project Special Assessment District, the Township Board of Genoa Charter Township, Livingston County, Michigan proposes to create a special assessment district for the recovery of costs by special assessment against the properties specially benefitted.

PLEASE TAKE FURTHER NOTICE that the Genoa Township Board, in accordance with the laws of the State of Michigan, will hold a Public Hearing on February 20, 2023 at 6:30 p.m., at the Genoa Charter Township Offices, 2911 Dorr Road, Brighton, Michigan 48116, to review the plans, district and estimate of costs.

PLEASE TAKE FURTHER NOTICE that the Township Board has received cost estimates for the aquatic weed control project and has placed them on file with the Township Manager and Township Clerk. The Board has passed a resolution tentatively declaring its intention to create the special assessment district. The project and the estimated costs are more particularly described as follows:

- A special assessment district for the purpose of aquatic weed control including a 5-year treatment for targeted plants using systemic herbicides such as 2, 4-D and/or Triclopyr or contact herbicides, treatment of pondweeds and algae using contact herbicides and algaecides, treatment for lilies and other emergent plants as permit, 40' X 40' near docks and beaches plus boat paths using systemic herbicides, glyphosate and/or flumiozazin for the riparian property owners of Baetcke Lake.
- The 5-year project with the following per year allocation: Year 1 - \$7,000, Year 2 - \$7,000, Year 3 - \$7,250, Year 4 - \$7,250, and Year 5 - \$7,500.
- Total number of parcels: 31
- The assessment is being considered for the Summer 2023 tax roll and the administration fee is \$2,000.
- The Total Project Cost is shown in the table below:

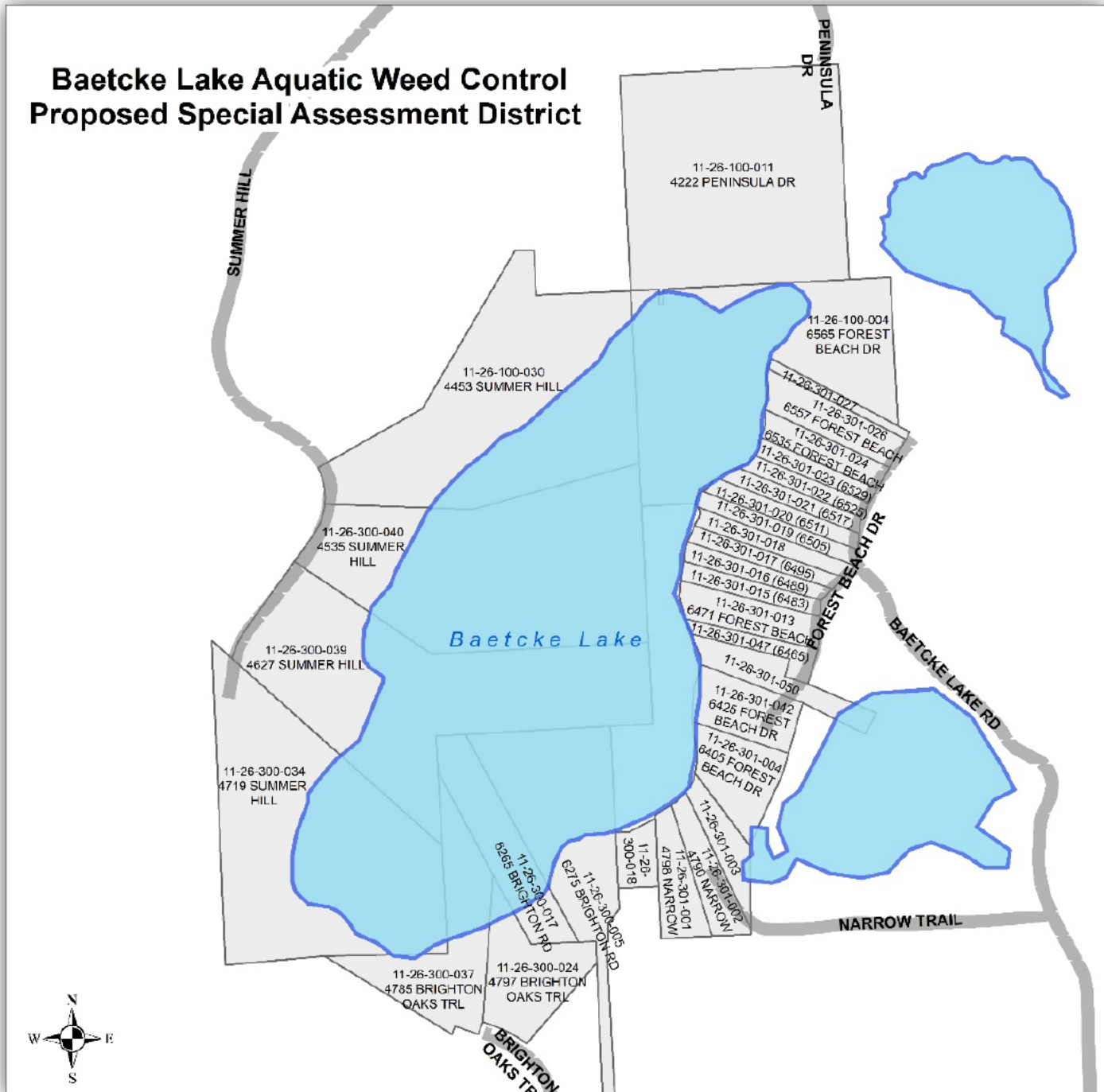
BAETCKE LAKE AQUATIC WEED CONTROL PROJECT (SUMMER 2023)	
PROJECT COST	\$36,000
ADMINISTRATION FEES	\$2,000
TOTAL PROJECT COST:	\$38,000

- Total Cost Per Parcel is shown in the table below:

YEAR	PAYMENT TO PRINCIPAL	OUTSTANDING BALANCE
2023	\$ 245.16	\$ 980.65
2024	\$ 245.16	\$ 735.49
2025	\$ 245.16	\$ 490.33
2026	\$ 245.16	\$ 245.17
2027	\$ 245.17	\$ -
	\$ 1,225.81	

PLEASE TAKE FURTHER NOTICE that the special assessment district within which the aquatic weed control is proposed and within which the costs thereof are proposed to be special assessed is illustrated on the following map and includes the specific properties that are identified by the following parcel numbers.

- | | | | | |
|---------------|---------------|---------------|---------------|---------------|
| 11-26-100-004 | 11-26-300-024 | 11-26-301-002 | 11-26-301-017 | 11-26-301-023 |
| 11-26-100-011 | 11-26-300-034 | 11-26-301-003 | 11-26-301-018 | 11-26-301-024 |
| 11-26-100-030 | 11-26-300-037 | 11-26-301-004 | 11-26-301-019 | 11-26-301-026 |
| 11-26-300-005 | 11-26-300-039 | 11-26-301-013 | 11-26-301-020 | 11-26-301-027 |
| 11-26-300-017 | 11-26-300-040 | 11-26-301-015 | 11-26-301-021 | 11-26-301-042 |
| 11-26-300-018 | 11-26-301-001 | 11-26-301-016 | 11-26-301-022 | 11-26-301-047 |
| 11-26-301-050 | | | | |



PLEASE TAKE FURTHER NOTICE that the preliminary plans, estimates of cost, proposed special assessment district and petitions may be examined at the office of the Township Manager and the Township Clerk from the date of this notice through the date of the public hearing and may be examined at such public hearing. At the hearing, the Board will consider any written objections to any of the foregoing matters filed with the Board at or before the hearing as well as any revisions, corrections, amendments or changes to the plans, estimates and costs or special assessment district.

All interested persons are invited to be present at the hearing to submit comments concerning the foregoing. The Township will provide necessary reasonable auxiliary aids and services to individuals with disabilities at the hearing upon seven (7) days' notice to the Township Manager. Individuals with disabilities requiring such aids or services should contact the Manager at the address or phone number listed below.

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

Dated: February 8, 2023

Kelly VanMarter
Genoa Charter Township Manager

(Press/Argus 2/10/23-2/17/2023)

EXHIBIT D

AFFIDAVIT OF MAILING

STATE OF MICHIGAN)

COUNTY OF LIVINGSTON)

Kelly VanMarter, being first duly sworn, deposes and says that she personally prepared for mailing, and did on February 8, 2023, 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.

Kelly VanMarter
Genoa Charter Township Manager



MEMORANDUM

2911 Dorr Road
Brighton, MI 48116
810.227.5225
810.227.3420 fax
genoa.org

TO: Honorable Board of Trustees
FROM: Kelly VanMarter, Township Manager
DATE: February 1, 2023
RE: Lake Chemung Special Assessment District Renewal

Please see attached request from the newly elected Lake Chemung Riparian Association Board for renewal of the aquatic weed control special assessment district. The last district was renewed in 2017 and expired in 2021. The Township fund has a remaining balance of over \$100,000 which can continue to be used for weed control. The auditors have recommended that we leave enough in the fund to cover 1-years' worth of treatment if we plan on continuing the special assessment.

Members of the lake association have indicated that they are prevented from obtaining permits through the State of Michigan without an active SAD. This is not a Township requirement. The Township did not automatically renew the district due to concerns with the format of the former district and legal changes to riparian rights that have occurred over the last few years.

I have prepared and attached a project cost analysis if the Board chooses to initiate renewal of the district. The letter from the Lake Association includes a spreadsheet, but the numbers are not accurate. The payment amounts would be reduced since we would be applying some of the outstanding balance to the district. I have also corrected and calculated the contributions from the non-residential parcels in the district in keeping with the original methodology for the district. Please keep in mind that if written objections are filed by owners of more than 20 percent of the area of the proposed district at or before the hearing, the Township Board cannot proceed with the district. Petitions would then be required until petitions in support of the project have been filed which were signed by owners of more than 50 percent of the area of the proposed district.

I look forward to discussing this with you at Monday's meeting. If you choose to initiate renewal of the district, I offer the following motion for your consideration:

Moved by _____, Supported by _____ to direct staff to initiate renewal and prepare required resolutions for the Lake Chemung Aquatic Weed Control special assessment district without citizen petition.

SUPERVISOR

Bill Rogers

CLERK

Paulette A. Skolarus

TREASURER

Robin L. Hunt

TRUSTEES

Jean W. Ledford

H. James Mortensen

Terry Croft

Diana Lowe

MANAGER

Kelly VanMarter

LAKE CHEMUNG AQUATIC WEED CONTROL RENEWAL - WINTER 2023

PROJECT COST from PLM	\$	275,000.00 *
ADMINISTRATION COSTS	\$	4,000.00
<i>BALANCE CARRIED OVER FROM FORMER ASSESSMENT</i>	<i>\$</i>	<i>(47,607.53) **</i>
TOTAL PROJECT COST	\$	231,392.47

TOTAL NUMBER OF PARCELS:	505
Cost per parcel used to determine non-residential contribution based on total project cost:	\$ 458.20 ***

PROJECT COSTS FOR RESIDENTIAL	
Total project cost:	\$ 231,392.47
Contribution from non-residential parcels	\$ (22,210.54) ***
Total Project Cost Allocation to Residential Parcels	\$ 209,181.93

PRINCIPAL PER PARCEL	\$ 414.22
-----------------------------	------------------

YEAR NO	YEAR	PAYMENT TO PRINCIPAL	OUTSTANDING BALANCE
1	2023	\$ 82.84	\$ 375.36
2	2024	\$ 82.84	\$ 292.52
3	2025	\$ 82.84	\$ 209.68
4	2026	\$ 82.84	\$ 126.84
5	2027	\$ 82.85	\$ 44.00
		\$ 414.21	

* Project cost is for 5 year project with a \$55,000 per year allocation.

** Auditors have asked for the existing balance to be carried over to the new SAD leaving not more than 1 years worth of treatment costs remaining in the fund. As of 1/24/23 this fund has a balance of \$102,607.53. All but \$55,000 of this fund balance (\$47,607.53) will be transferred to the proposed new SAD.

LAKE CHEMUNG AQUATIC WEED CONTROL RENEWAL - Non-RESIDENTIAL PROPERTIES.

PROJECT COST from PLM	\$	275,000.00	*
ADMINISTRATION COSTS	\$	4,000.00	
<i>BALANCE CARRIED OVER FROM FORMER ASSESSMENT</i>			
	\$	(47,607.53)	**
TOTAL PROJECT COST	\$	231,392.47	
Total Number of Parcels		505	
Total Cost Per Parcel	\$	458.20	
Cost per year per Parcel	\$	91.64	

NON-RESIDENTIAL Parcel Allocation (based on initial 2003 district method of acreage and lake frontage)

Formula:
 Acreage: 1/3 of acreage (but not less than 1) x Cost per year per parcel (\$91.64)
 Frontage: \$1.00 per foot of lake frontage.

Commercial Parcel Number	Owner Name	Total Acreage	1/3 of Acreage (not less than 1)	Waterfront Frontage (feet)	Cost per 1/3 Acre	Cost per frontage	Total Cost Per Year	Total Cost 5 Year District
11-04-400-008	Lake Chemung Outdoor Resort	42	14	1000	\$ 1,282.97	\$ 1,000.00	\$ 2,282.97	\$ 11,414.84
11-10-100-006	International Society	32	10.67	840	\$ 977.50	\$ 840.00	\$ 1,817.50	\$ 9,087.50
11-11-305-010	Wilson Marine	1.45	1	250	\$ 91.64	\$ 250.00	\$ 341.64	\$ 1,708.20
11-10-200-007	Northlake Properties	1.5	1	65	\$ 91.64	\$ 65.00	\$ 156.64	\$ 783.20
TOTAL COSTS FROM COMMERCIAL PARCELS							\$ 4,442.11	\$ 22,210.54

Commercial formula based on original 2003 formula.

*International Society combined parcels 11-10-100-003 (29 acres) with Parcel 11-09-200-024 (14 acres). The new parcel 11-10-100-006 is 43 acres but 10.8

Genoa Township Board,

Good evening. My name is Megan Sredzinski and I am the Vice President of the Lake Chemung Riparian Association. My fellow board members and I are here tonight to ask you to extend the Special Assessment District (SAD) for Lake Chemung through 2027. All of the directors were elected to the Board this past August and almost immediately upon contacting the Township, we were informed that the Special Assessment District had lapsed and without immediate action, the Lake would not be treated in 2023 or any subsequent year.

In the past, the Association has worked with Progressive A&E (Progressive) to treat the Lake. Progressive A&E is a managerial company that subcontracts the work out to several other companies. One of the companies that Progressive has subcontracted with is PLM Lake & Land Management Corporation (PLM). PLM directly manages several lakes throughout the state and county, including Houghton Lake, Lake Orion, Brighton Lake, Earl Lake, and Crooked Lake. Based on quotes provided by both companies, the Association has decided to use PLM directly to care for Lake Chemung. This change reduces the special assessment from \$127.13 per property owner to approximately \$105 per property owner for the next four (4) years. Please see the attached SAD worksheet for a further breakdown of the cost.

It is imperative that we have an established SAD. Without one, the state will not issue permits to treat the lake, and the invasive plant and animal species that we worked hard to contain, through prior SADs, would eventually overtake the lake and choke out the native plants and wildlife as well as negatively impact the use and enjoyment of the lake by residents and non residents.

On behalf of the Lake Chemung Riparian Association, I ask that you please reinstate the SAD so that we can continue to treat and preserve Lake Chemung. Not only will the extension of the SAD allow the Association to continue treatment of the lake, it will also allow the new board the time to update the bylaws and other operating procedures to ensure that we are able to work more efficiently with the township moving forward

Thank you for your time and consideration.

Ty Cole, President
Megan Sredzinski, Vice President
Sharion Miotke, Treasurer
Theresa Smith, Secretary
Marie Llyod, Trustee
John Gomez, Trustee
Philip Casteleyn, Trustee
Tom Hirzel, SRP Representative
David Ketelaar, LCORI Representative

Date: 1/17/2023

SAD Cost Work Sheet

Incudes:	Old Payment:	New Payment:
<input type="text" value="503"/> Current Residents	\$127.13	\$100.00
LCORI	\$2,779.82	\$2,224.00
International Society	\$1,221.39	\$977.00
Wilson Marine	\$377.13	\$302.00
Totals:	\$68,324.73	\$53,803.00
	Times 4 years:	\$215,212.00
Total Required:	\$315,212.00	
Less:	\$100,000.00	Left over from SAD Account
	\$215,212.00	Funds Required

Total SAD Required :

503 Current Residents	\$201,200.00
LCORI	\$8,896.00
International Sociality	\$3,908.00
Wilson Marine	\$1,208.00

Total:



2911 Dorr Road
Brighton, MI 48116
810.227.5225
810.227.3420 fax
genoa.org

MEMORANDUM

TO: Honorable Board of Trustees
FROM: Amy Ruthig, Planning Director
DATE: February 1, 2023
RE: **7777 Bendix Road Rezoning
Ordinance No. Z-23-01**

Please find attached a proposed rezoning ordinance for parcel 4711-13-200-012 which is located at the northwest corner of Bendix Road and Grand River Avenue. The rezoning consists of approximately 1 acre. The proposed rezoning is from the Office Service District (OSD) to Medium Density Residential (MDR). The MDR zoning would allow for a proposed 5-unit apartment complex.

This rezoning was recommended for approval by the Township Planning Commission on January 9th, 2023 and the Livingston County Planning Commission will hear the rezoning at their February 15, 2023 meeting.

Subject
property



SUPERVISOR

Bill Rogers

CLERK

Paulette A. Skolarus

TREASURER

Robin L. Hunt

TRUSTEES

Jean W. Ledford

H. James Mortensen

Terry Croft

Diana Lowe

MANAGER

Kelly VanMarter

As required pursuant to the Charter Township Act (Act 359 of 1947) the Board is being asked to introduce and conduct the first reading on the proposed rezoning ordinance. Staff is requesting the second reading and consideration for adoption be set for the Monday, February 20, 2023 regularly scheduled meeting. A draft publication as required by law is also attached.

As such please consider the following action:

Moved by _____, supported by _____ to introduce proposed ordinance number Z-23-01 and to set the meeting date to consider adoption before the Township Board on Monday, February 20, 2023 for the purpose of considering the proposed zoning map amendment.

Should you have any questions concerning this matter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in purple ink that reads "Amy Ruthig". The signature is written in a cursive style and is positioned above the typed name and title.

Amy Ruthig
Planning Director

ORDINANCE NO. Z-23-01

AN ORDINANCE TO AMEND THE ZONING MAP OF THE CHARTER TOWNSHIP OF GENOA BY REZONING PARCEL 4711-13-200-012 FROM OFFICE SERVICE DISTRICT (OSD) TO MEDIUM DENSITY RESIDENTIAL (MDR)

THE CHARTER TOWNSHIP OF GENOA HEREBY ORDAINS that the Zoning Map, as incorporated by reference in the Charter Township of Genoa’s Zoning Ordinance, is hereby amended as follows:

Real property consisting of approximately 1.07 acres for parcel ID number 4711-13-200-012 located at the northwest corner of Bendix Road and Grand River Avenue more particularly described as follows:

SEC 13 T2N R5E COM E1/4 COR, TH S 480.5 FT, TH N76*40'W 1304.34 FT ALG C/L OF BENDIX RD TO THE POB, TH CONT N 76*40'W 111.03 FT, TH N 01*05'34"W 250 FT, TH S 88*28'16"E 38.78 FT, TH N 01*05'34"W 92.85 FT, TH N 88*54'26"E 117.51 FT, TH S 03*43'47"W 164.15 FT, TH S 08*33'59"W 208.12 FT TO THE POB, 1.03AC M/L
SUBJ TO HWY ESMT ALG BENDIX RD

shall be rezoned from the Office Service District (OSD) to Medium Density Residential district (MDR) to allow for a 5-unit apartment complex. The Township Planning Commission and Township Board, in strict compliance with the Township Zoning Ordinance and with Act 110 of the Public Acts of 2006, as amended, reclassified the Property as Medium Density Residential (MDR) upon finding that such classification properly achieved the purposes of Section 22.04 of the Township’s Zoning Ordinance (as amended).

Repealor: All ordinances or parts of Ordinances in conflict herewith are repealed.

Severability Should any section, subsection, paragraph, sentence, clause, or word of this Ordinance be held invalid for any reason, such decisions shall not affect the validity of the remaining portions of the Ordinance.

Savings: This amendatory ordinance shall not affect violations of the Zoning Ordinance or any other ordinance existing prior to the effective date of this Ordinance and such violation shall be governed and shall continue to be separate punishable to the full extent of the law under the provisions of such ordinance at the time the violation was committed.

Effective Date: This map amendment was adopted by the Genoa Charter Township Board of Trustees at the regular meeting held _____ and ordered to be given publication in the manner required by law. This ordinance shall be effective seven days after publication.

On the motion to adopt the Ordinance the following vote was recorded:

Yeas:

Nays:

Absent:

I hereby approve the adoption of the foregoing Ordinance this ___day of _____, 2023.

Paulette A. Skolarus
Township Clerk

Bill Rogers
Township Supervisor

Township Board First Reading: February 6, 2023
Date of Publication of Proposed Ordinance: February 12, 2023 (proposed)
Township Board Second Reading and Adoption: February 20, 2023 (proposed)
Date of Publication of Ordinance Adoption: February 27, 2023 (proposed)
Effective Date: March 6, 2023 (proposed)

**BOARD OF TRUSTEES
GENOA CHARTER TOWNSHIP,
LIVINGSTON COUNTY, MICHIGAN**

**NOTICE OF PROPOSED ZONING MAP AMENDMENT
FEBRUARY 20, 2023**

Pursuant to Michigan Public Act 359 of 1947, (the Charter Township Act), notice is hereby given that the Genoa Charter Township Board will be considering an ordinance to amend the zoning map of the Charter Township of Genoa at 6:30 p.m. on Monday, February 20, 2023. The parcel proposed for rezoning consists of approximately 1 acre of land and is located at the northwest corner of Bendix Road and Grand River Avenue. The rezoning is for parcel# 4711-13-200-012. The proposed rezoning is from Office Service District (OSD) to Medium Density Residential (MDR) to allow for a 5-unit apartment building.

The complete text of the proposed ordinance is available for public inspection at the Township Hall located at 2911 Dorr Road, Brighton, Michigan 48116, Monday through Friday from 9:00a.m. to 5:00p.m.

Amy Ruthig

Planning Director

(Press/Argus 2-12-23)



2911 Dorr Road
Brighton, MI 48116
810.227.5225
810.227.3420 fax
genoa.org

MEMORANDUM

TO: Honorable Board of Trustees
FROM: Amy Ruthig, Planning Director
DATE: February 1, 2023
RE: Town Center Overlay Removal
Ordinance No. Z-23-02

Please find attached a proposed rezoning ordinance for 42 parcels consisting of approximately 101 acres of land in sections 10, 11, 14 and 15 which are located both north and south of Grand River Avenue, east and west of Dorr Road. The parcels consist of developed commercial and industrial properties, developed residential properties and vacant properties. The proposed rezoning is to eliminate the Town Center Overlay District. The base zoning will remain unchanged. Please see attached map indicating the affected parcels.

This rezoning was initiated by the Township Planning Commission at the December 12, 2022 meeting and was recommended for approval at the January 9th, 2023 Planning Commission meeting. The Livingston County Planning Commission is scheduled to hear the rezoning at their February 15, 2023 meeting.

As required pursuant to the Charter Township Act (Act 359 of 1947) the Board is being asked to introduce and conduct the first reading on the proposed rezoning ordinance. Staff is requesting the second reading and consideration for adoption be set for the Monday, February 20, 2023 regularly scheduled meeting. A draft publication as required by law is also attached.

As such please consider the following action:

Moved by _____, supported by _____ to introduce proposed ordinance number Z-23-02 and to set the meeting date to consider adoption before the Township Board on Monday, February 20, 2023 for the purpose of considering the proposed zoning map amendment.

Should you have any questions concerning this matter, please do not hesitate to contact me.

Sincerely,

Amy Ruthig
Planning Director

SUPERVISOR

Bill Rogers

CLERK

Paulette A. Skolarus

TREASURER

Robin L. Hunt

TRUSTEES

Jean W. Ledford

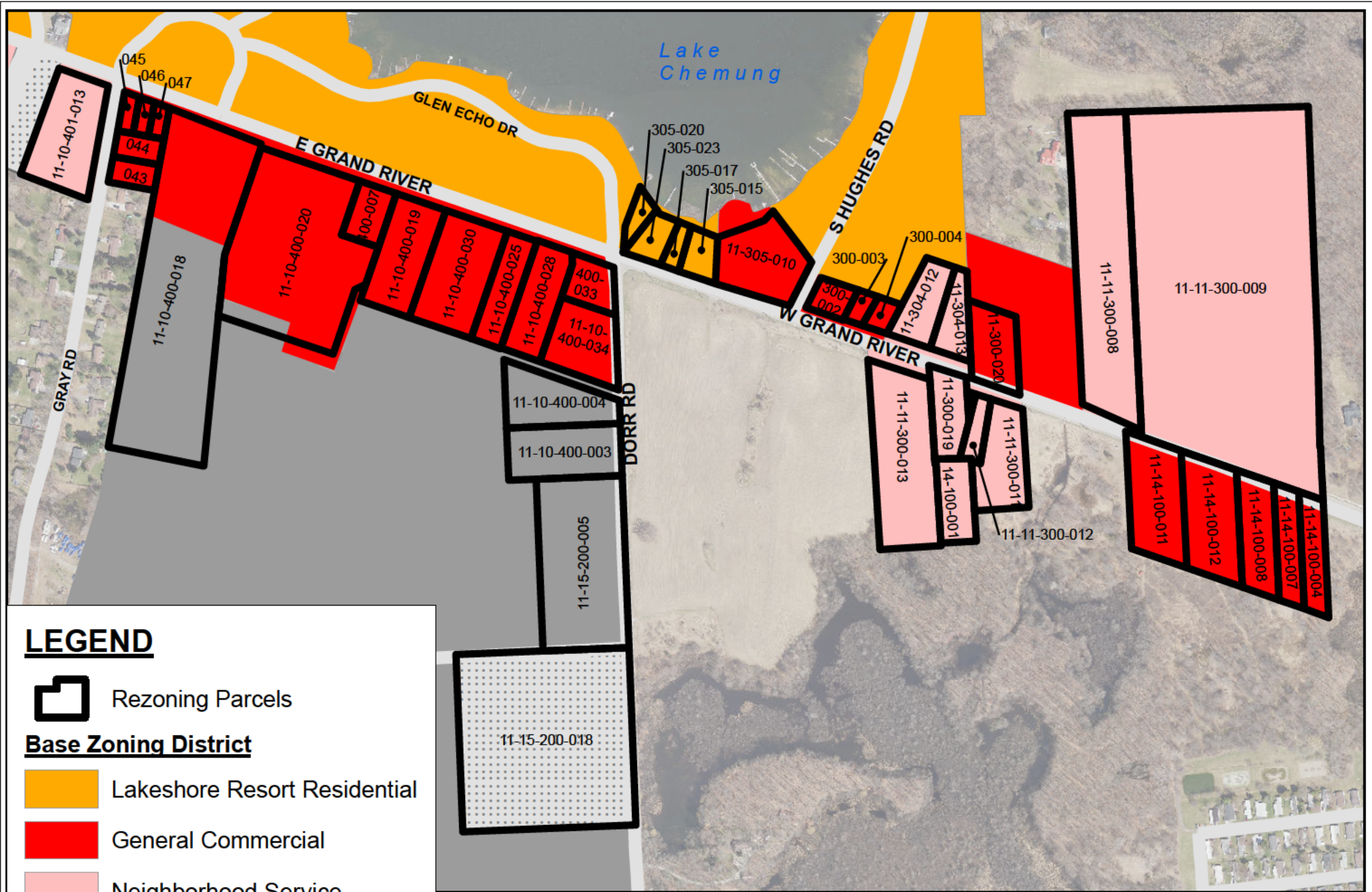
H. James Mortensen

Terry Croft

Diana Lowe

MANAGER

Kelly VanMarter



LEGEND

Rezoning Parcels

Base Zoning District

Lakeshore Resort Residential

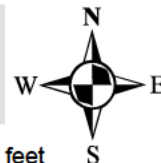
General Commercial

Neighborhood Service

Industrial

Mixed-Use PUD

**MAP SHOWS RESTORED BASE ZONING
AFTER TOWN CENTER OVERLAY REMOVAL**



1 inch = 500 feet



Parcel lines are approximate. Not intended for survey purposes.

ORDINANCE NO. Z-23-02

AN ORDINANCE TO AMEND THE ZONING MAP OF THE CHARTER TOWNSHIP OF GENOA BY REZONING 42 PARCELS CONSISTING OF APPROXIMATELY 101.61 ACRES OF LAND IN SECTIONS 10, 11, 14 AND 15 TO REMOVE THE TOWN CENTER OVERLAY

THE CHARTER TOWNSHIP OF GENOA HEREBY ORDAINS that the Zoning Map, as incorporated by reference in the Charter Township of Genoa’s Zoning Ordinance, is hereby amended for the following parcels of real property:

Parcel ID#	Underlying Zoning	Parcel ID#	Underlying Zoning
11-14-100-001	NSD	11-11-304-013	NSD
11-11-300-002	NSD	11-11-305-015	LRR
11-10-400-003	IND	11-11-305-017	LRR
11-11-300-003	GCD	11-15-200-018	MUPUD
11-10-400-004	IND	11-10-400-018	GCD/IND
11-11-300-004	GCD	11-10-400-019	GCD
11-14-100-004	GCD	11-11-300-019	NSD
11-15-200-005	IND	11-11-300-020	GCD
11-14-100-007	GCD	11-11-305-020	LRR
11-10-400-007	GCD	11-10-400-020	GCD
11-11-300-008	NSD	11-11-305-023	LRR
11-14-100-008	GCD	11-10-400-025	GCD
11-11-300-009	NSD	11-10-400-028	GCD
11-11-305-010	GCD	11-10-400-030	GCD
11-11-300-011	NSD	11-10-400-033	GCD
11-14-100-011	GCD	11-10-400-034	GCD
11-11-300-012	NSD	11-10-401-043	GCD
11-11-304-012	NSD	11-10-401-044	GCD
11-14-100-012	GCD	11-10-401-045	GCD
11-10-401-013	NSD	11-10-401-046	GCD
11-11-300-013	NSD/MDR	11-10-401-047	GCD

which shall be rezoned to eliminate the Town Center Overlay District from 42 parcels with no change to the existing underlying zoning designation. The Township Planning Commission and Township Board, in strict compliance with the Township Zoning Ordinance and with Act 110 of the Public Acts of 2006, as amended, removed the Town Center Overlay zoning from the 42 parcels and maintained the existing underlying zoning designation as shown above upon finding that such classification properly achieved the purposes of Section 22.04 of the Township’s Zoning Ordinance (as amended).

Repealor: All ordinances or parts of Ordinances in conflict herewith are repealed.

Severability Should any section, subsection, paragraph, sentence, clause, or word of this Ordinance be held invalid for any reason, such decisions shall not affect the validity of the remaining portions of the Ordinance.

Savings: This amendatory ordinance shall not affect violations of the Zoning Ordinance or any other ordinance existing prior to the effective date of this Ordinance and such violation shall be governed and shall continue to be separate punishable to the full extent of the law under the provisions of such ordinance at the time the violation was committed.

Effective Date: This map amendment was adopted by the Genoa Charter Township Board of Trustees at the regular meeting held _____ and ordered to be given publication in the manner required by law. This ordinance shall be effective seven days after publication.

On the motion to adopt the Ordinance the following vote was recorded:

Yeas:

Nays:

Absent:

I hereby approve the adoption of the foregoing Ordinance this ___day of _____, 2023.

Paulette A. Skolarus
Township Clerk

Bill Rogers
Township Supervisor

Township Board First Reading:	February 6, 2023
Date of Publication of Proposed Ordinance:	February 12, 2023 (proposed)
Township Board Second Reading and Adoption:	February 20, 2023 (proposed)
Date of Publication of Ordinance Adoption:	February 27, 2023 (proposed)
Effective Date:	March 6, 2023 (proposed)

**BOARD OF TRUSTEES
GENOA CHARTER TOWNSHIP,
LIVINGSTON COUNTY, MICHIGAN**

**NOTICE OF PROPOSED ZONING MAP AMENDMENT
FEBRUARY 20, 2023**

Pursuant to Michigan Public Act 359 of 1947, (the Charter Township Act), notice is hereby given that the Genoa Charter Township Board will be considering an ordinance to amend the zoning map of the Charter Township of Genoa at 6:30 p.m. on Monday, February 20, 2023. The parcels proposed for rezoning consists of approximately 101 acres of land and is located both north and south of Grand River Avenue and east and west of Dorr Road. The proposed rezoning is to eliminate the Town Center Overlay with the base zoning remaining unchanged from the following parcels: 11-10-400-003,004,007,018,019,020,025,028,030,033,034, 11-10-401-013,043,044,045,046,047, 11-11-300-002,003,004,008,009,011,012,013,019,020, 11-11-304-012,013, 11-11-305-010,015,017,020,023,11-14-100-001,004,007,008,011,012, 11-15-200-005,018

The complete text of the proposed ordinance is available for public inspection at the Township Hall located at 2911 Dorr Road, Brighton, Michigan 48116, Monday through Friday from 9:00a.m. to 5:00p.m.

Amy Ruthig

Planning Director

(Press/Argus 2-12-23)

Board Correspondence

From: [Cathy Dhulster](#)
To: [Kelly VanMarter](#)
Subject: Dog Park
Date: Friday, January 27, 2023 5:10:45 AM

Good morning Kelly,

I hope all is well with you and the staff at Twp hall. Congratulation on your promotion....It is well deserved! I just wanted to take a moment and request that in future plans for the Recreation Area at Genoa Twp that a RESIDENTS ONLY Dog Park be considered. I expressed my desire for a dog park to Mike a while back and he stated that several residents had expressed their interest in having a dog park as well. It is the one thing we are missing in this community. Brighton Twp is in the process of building a dog park in their new park on Old-23, so clearly it is viewed as a desirable addition for the community.

Whereas I understand that the Genoa Park is open to all, it would be nice if we as Genoa residents who are funding all these wonderful amenities had something to call our own. I think a Dog Park would be a wonderful amenity for our residents, but it needs to be limited to only Genoa residents. Time and time again, the Genoa Park is mentioned on many different social media sites. Livingston County residents come from all over to use the park, which is nice, but as you well know, the park has expenses associated with it that are funded by us, the residents of Genoa. A dog park would serve a different sector of our community...those who don't play Pickleball, Basketball, etc. It should be limited for use by Genoa residents by use of some type of key card and residents should be required to register their licensed dogs with proof of vaccines, a signed liability release for the township, etc.

I also want to say that also the unanticipated very large additional expense for the Senior Survivor park (which I understand is to be all inclusive for special needs children). is well worth the cost. It is so important for us to have a safe play place for our special needs kids. It is a lot of money, but it is money very well spent. These kids get overlooked in so many areas...lets give them this. I know Genoa's priority seems to be kicking in for all the subdivision roads at a very generous subsidy, but lets do more for the community as a whole.

Thank you for your consideration and I would appreciate you passing on my request to those planning the future uses and amenities of the park.

Cathy Dhulster
5236 Ashton Ct
Brighton, MI 48116
(810) 599-0020