

MINUTES OF ARBELA TOWNSHIP REGULAR MONTHLY BOARD MEETING

May 10, 2010

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

ROLL CALL: Present – Joseph White, William Jacobi, Jody Hunt, Mary Warren, Kenneth Panek, Deputy Rogner, Tim Anderson, building inspector, and eight residents.

Absent - None

MINUTES OF LAST MEETING: April 12, 2010

MOTION: By Jacobi to approve the minutes from the April 12, 2010 regular meeting.

SECONDED: By Panek, all ayes, motion carried.

TREASURER'S REPORT:

Jody said she opened the bank accounts with Frankenmuth Credit Union. We are waiting for checks we ordered before we transfer all monies and close account with Chase Bank.

<u>FUND</u>	<u>RECEIPTS</u>	<u>DISB.</u>	<u>BALANCE</u>
General Fund	\$ 21,629.61	\$ 21,109.35	\$ 134,835.31
Fire Assessment Fund	7,130.03	10,668.82	106,212.00
Police Fund	15,491.43	8,870.80	377,062.46
Garbage Fund	22,316.17	12,951.60	245,855.82
Bldg. Insp. Fund	0.00	201.50	174.97
Neighborhood Watch	0.00	0.00	364.73
Hall Rental Deposits	250.00	515.00	4,595.00
Current Tax Fund	.08	281.74	50.73
Fire withholding	0.00	0.00	0.00

COMMITTEE REPORTS:

PARK BOARD:

Ken Panek said they had a quorum at their last meeting. They still have one vacancy on the board yet to be filled by the Village. There is a yearly financial audit coming up on May 19th. It will be done along with Millington Township's audit. The Park Commissions fiscal year started on April 1st and there is still no approved budget for 2010-2011 been voted on by the park board or the three municipalities. A concern was raised whether the Park Commission can lawfully spend funds without a budget in place. They discussed purchasing a bridge for about \$30,000 not including installation costs. They are also considering the purchase of a Digital Video Recorder for about \$1,000.00 as the old one is broken. The Park Board has been working on a millage proposal for the park of ½ mill. They have paid an attorney to help them draw up a 20-year projection budget and write the wording on ballot.

LIBRARY BOARD: Jody Hunt reported that the Board is working on rezoning the library's property to RR-2

FIRE BOARD REPORT:

Joe said they had 0 structure fires, 0 chimney fire, 5 grass fires, 0 power line standbys, 0 mutual aid, 3 motor vehicle accident, 0 motor vehicle accident requiring the jaws of life, 2 misc. call, 0 false alarm, and 31 E.M.S. responses in April. Runs by location were: Arbela, 10 Millington Township, 9; Vassar Township, 1; Village of Millington, 11 and mutual aid, 0.

BUILDING INSPECTOR'S REPORT:

Tim Anderson said there were 1 building, 1 electrical and 1 mechanical permit issued in April.

WORK PROJECTS REPORT:

Bill said the cemeteries are all cleaned up and the John Deere Tractor is in the shop for repair on the clutch assembly.

POLICE REPORT:

Deputy Rogner said we had 8 property crimes, 2 assault, 6 general non-criminal assistance, 2 traffic complaints, 3 accidents and 16 other complaints. Complaints handled by the township's two officers was 37 non-Arbela sheriff's patrol was 12 and state police 3. They put 2,596 miles on the police car in April and used 138 gallons of gas.

SENIOR SOCIAL CLUB

Joe said we had 23 TO 26 seniors at the last get together. The highest participation yet. They will be meeting the last Wednesday of the month in May. No meeting June, July and August.

UNFINISHED BUSINESS:

MOTION BY: Warren to amend the 2010-2011 expenditure budget of the General Fund in the amount of \$300.00

101-101-965.500 – Contribution to the Building Fund

The monies will be taken from 101-101-801.200 MI Society of Planning Officials as we cancelled that membership.

SECONDED By: Hunt, all ayes, motion carried.

NEW BUSINESS:

MOTION: By Panek to approve the PA116 Farmland Agreement for Lloyd Walz in Section 15.

SECONDED: By Jacobi, all ayes, motion carried.

Joe read the resolution from the planning commission for the Jon Moore rezoning, parcel # 79-003-016-200-0100. The Commission recommended that we deny the rezoning request because of safety issues of a driveway entering Bray Road and it does not conform to the Future Land Use Map.

Mr. Moore gave the board copies of Article 1.04, Article 2.01 (d), Article 3.01 (a), Article 6.04.1 (1 & 2), Article 6.04.2 (1), Section 10.02.4 of the Arbela Township Zoning Ordinances and page 16 & 19 of the Master Plan.

Moore said there is no way his property should be zoned agriculture as it is only 4 acres and is not being farmed. He is asking the township board to abide by their laws (zoning ordinance).

Joe White said we are just talking about rezoning one piece of property. The only thing that changed since you purchased the land is you cannot get financing for it.

Mr. Moore said what changed is through the Freedom of Information Act he has all the documents pertaining to his property for the last 20 years.

Michael Moore (Jon's father) said the supervisor and our attorney signed an agreement to allow this property to be split, the Township Board did not vote it on. He said the property is too wet to farm and there is not a 10 acre parcel touching the property. His son cannot borrow money on it. He can only sell it for cash, because no one else can borrow on it, as it is zoned agriculture. He said Jon is being treated unfairly.

Joe White said it all revolves around finance.

Michael Moore said the problem revolves around the fact the splits were not legal to begin with.

Panek stated that Mr. Moore made a powerful argument for the rezoning but did not like how the Moore's original application was worded. He wanted to strike the reference to bank financing.

White said the time has passed for making any changes to the application.

MOTION: By Warren to rezone Jon Moore's property from A-1 Agriculture to RR-1 Rural Residential to provide for the satisfactory use of land areas not ideally suited to agriculture or intensive residential development.

There was no second so Joe said we need another motion.

Ken Panek asked exactly what was in Warren's motion because he needed to hear a few more reasons for the rezoning stated in the motions' wording.

Joe said, it did not matter, as there was no second.

MOTION: By Warren to rezone Jon Moore's property (parcel # 79-003-016-200-0100) from A-1 Agriculture to RR-1 Rural Residential as the property only had 4 acres and was not large enough to be farmed, to provide for the satisfactory use of land areas not ideally suited to

agriculture or intensive residential development, and to permit single family residential development in a rural setting.

SECONDED: By Hunt. Roll call vote. Jacobi, yes; Panek, yes; Hunt, yes; Warren, yes; White, no. Motion carried.

Joe stated the Fox Drain along Willard Road is going to be worked on. It will go through the Oak Grove Subdivision and also into Thetford Township. The homeowners will be assessed according to how much of their land is along the part of drain that will be worked on. This is a drain-at-large and the county and township will pay a portion of the cost.

MOTION: By Warren to appoint Michael Chedister and Gary Woelzlein to the planning commission for three (3) years.

SECONDED: By Jacobi, all ayes, motion carried.

MOTION: By Warren to pay the bills and payroll.

SECONDED: By Panek, all ayes, motion carried.

THE BILLS ARE AS FOLLOWS:

MOTION: By Jacobi to adjourn at 8:28 p.m.

SECONDED: By Warren, all ayes, motion carried.

Mary C. Warren, Township Clerk