



**LODI TOWNSHIP BOARD OF TRUSTEES**  
**REGULAR MEETING MINUTES**  
**DECEMBER 7, 2010 - 7:30 P.M.**  
**LODI TOWNSHIP HALL**  
**3755 PLEASANT LAKE ROAD - ANN ARBOR,**  
**MICHIGAN**

The meeting opened with the flag pledge at 7:30 p.m.

**1. Roll call** of the board. Present: Canham, Lindemann, Staebler, Rentschler, Foley, Godek, and Masters. Also present: Jesse O'Jack, Attorney, John Steeb, Planning Commission Chair and 1 citizen.

**2. Consent Agenda.** Moved Foley, seconded Staebler to approve the Consent Agenda with the addition of additional checks for approval and budget amendments. Carried.

**C-1:** November Regular meeting minutes.

**C-2:** Payment of Bills November 10 through December 7, 2010

**C-3:** Amend Budget as follows:

<u>Category</u>	<u>Description</u>	<u>Increase</u>	<u>Decrease</u>
101101:980	Software and support		\$ 1,000.00
.1 101262:702	Election Wages	\$ 1,000.00	
201622:803	Yard Waste	\$ 200.00	
101265:930	Townhall Maintenance - Repair		\$ 200.00
	<b><u>Totals</u></b>	<b>\$ 1,200.00</b>	<b>\$ 1,200.00</b>

**C-4:** Recognize Planning Commission Minutes

**C-5:** Recognize Zoning Report

**C-6:** Recognize MCI Report

**3. Attorney** - Regarding 6059 Saline Ann Arbor Road. The owner did not show up in court. We have the court's findings in our favor. We need to know whether the use has changed by December 20<sup>th</sup> court date.

**4. Sheriff** - Written and verbal report received for November.

**5. Fire Board Report** - MTA presented information on a new Worker's compensation package that they are offering.

**7. Planning Commission Report** - Accepted the minor site change for the tower at 5200 Waters Rd. Tessmer Creek Court remains on the table and discussion held on the Medical Marijuana ordinance. Discussion of Article 44 of the New Zoning Ordinance.

**6. Public Comment offered at 7:37 p.m. - None**

**7. Revise Agenda** – Moved Staebler seconded Masters to approve the agenda adding MTA Conference under unfinished business and 6059 Saline Ann Arbor Road under unfinished business. Carried.

## 8. Unfinished Business -

**a. Policy for payment of board member if a majority of the board is not in attendance.** Moved Canham, seconded Lindemann to pay nothing if majority of board is not in attendance. Carried 6-1.

**b. PA 116 Application fees:** Moved Godek, seconded Masters that PA 116 applications will be reviewed administratively by the board members, if needed to be review by a consultant, applicant will be invoiced for fees pertaining to the review. Carried.

**c. MTA Annual Conference -** Moved Lindemann, seconded Staebler to approve the Supervisor, Clerk and Treasurer to attend the annual conference. Carried.

**d. 6059 Saline Ann Arbor Road -** Owner did not show at the hearing and automatically loses the civil case. Neighbors believe that the property has been vacated. If she has already vacated, the question is, do we want to spend money to continue the case? Godek will review the situation and get back to the attorney before the next court date (December 20). Owner was renting the house to someone who was operating the facility without a state license. By the next court date, December 20, if the use is still there, get court order to go after additional sanctions. If the use is discontinued, we will not go after additional sanctions and fines.

## 9. New Business

**a. MTA Worker's Comp -** Fire Board listened to the information presented. They will be reviewing again in February. Initial first quote savings for the fire board is 15%. They will wait and see.

**b. Bondy Variance Request.** Moved Lindemann, seconded Canham to send Randy Bondy's request for a front yard setback variance to the Board of Appeals. Carried.

**c. Stoneco Revised Site Plan -** Stoneco has submitted a siteplan revision requesting extension of their closing date from December 31, 2014 to December 31, 2019. Attorney suggested the board go into closed session for discussion on the consent judgment.

**d. Metro Act Right-of-Way . -** Moved Masters, seconded Canham to sign the Metro Act Right of Way permit extension for Michigan Bell Telephone Company d/b/a/ AT&T Michigan. Carried.

**e. Resolution 2010-006 Authorizing Electronic Transactions -** Moved Foley, seconded Canham to approve the resolution presented. Roll Call Vote: Aye: Staebler, Masters, Rentschler, Lindeman, Foley, Godek, and Canham. Nay: None. Absent/Abstain: None. Resolution declared adopted. Moved Canham, seconded Masters to approve the Automated Clearing House Arrangements and Electronic Transactions of Funds Policy as attached to Resolution 2010-006. Carried.

**f. Recognition of Major Donors for Restoration of the Old Township Hall -** Moved Foley, seconded Staebler to approve and sign the recognition certificates honoring Margaret Brusher, Margaret Canham and Margaret O'Connor who willingly donated their time and talents to the restoration of the Original Lodi Township Hall built in 1867. Carried.

**g. Sunday Morning Liquor Sales** - Board took no action on the Sunday morning liquor sales.

**h. Rescind Approval and correct November 9, 2010 minutes** - Moved Foley, seconded Lindemann to rescind the approval of the November 9, 2010 Board Minutes. Carried. Moved Foley, seconded Lindemann to correct in the November 9, 2010 minutes number 5 "Planning Commission Report" to show the Tessmer Creek Court was tabled and the site plan for AT&T co-location on the Guenther Tower was approved. Carried.

**i. Property adjacent to Old Township Hall** - Canham requested information from the board regarding approaching the Finkbeiner's concerning use of the property adjacent to the hall. Property is in PA 116. Would need to look at the application and see what can be done with the property. Clerk will provide the original application to Mr. O'Jack for review.

**10. Public Comment** - Offered at 8:13 p.m. - None

**11. Closed Session** - Moved Foley, seconded Lindeman to go into closed session at 8:14 p.m. to discuss Stoneco's consent judgment. Roll Call Vote: Aye: Rentschler, Canham, Foley, Masters, Godek, Lindemann, and Staebler. Nay: None. Absent/Abstain: None.

**12. Open Session** - Moved Godek, seconded Masters to return to open session at 8:29 p.m. Roll Call Vote: Aye: Staebler, Lindemann, Godek, Masters, Foley, Canham, and Rentschler. Nay: None. Absent/Abstain: None.

Stoneco needs to send a set of plans to OHM to compare them to the consent judgment. We need to request that OHM review the submittal at Stoneco's cost. Moved Godek, seconded Masters to tell Stoneco that the Township has no desire to change the final reclamation date from December 31, 2014 to December 31, 2019, and will look at the revised reclamation plan, if the plan that was submitted, dated November 1, 2010 is the one they want as a final plan, and have the plan reviewed at their cost from their escrow funds.

**13. ADJOURNMENT** - No other business the meeting adjourned at 8:38 p.m. Next meeting will be January 4, 2011 at 7:30 p.m.

Elaine E. Masters  
Clerk, Lodi Township