



LODI TOWNSHIP BOARD OF TRUSTEES  
REGULAR MEETING MINUTES  
JUNE 4, 2013 7:30 P.M.  
LODI TOWNSHIP HALL  
3755 PLEASANT LAKE ROAD  
ANN ARBOR, MICHIGAN

1. **Open Meeting** - The meeting opened with the flag pledge at 7:30 p.m.
2. **Roll Call** – Present: Canham-Keeley, Rentschler, Lindemann, Godek, Foley, Giezentaner, and Masters. Also present Attorney O’Jack, Planning Commission Vice Chair Craig Swenson and 8 citizens.
3. **Consent Agenda** – Moved Foley, seconded Giezentaner to approve the consent agenda as distributed with corrections to the minutes.
  - C-1: Approve May Board Minutes
  - C-2: Accept - Investment Report (treasurer report)
  - C-3: Recognize Budget Report
  - C-4: Approve – Payment of Bills 5/8/13 thru 6/4/2013
  - C-5: Recognize Planning Commission Minutes
  - C-6: Recognize Sheriff Report
  - C-7: Recognize Zoning ReportCarried
2. **Attorney Report** – None
3. **Planning Commission** – The Planning Commission held a public hearing on the new zoning ordinance. They need to do some possible tweaking on Liquor licensing because of new laws from the State. Also Riding Oaks concerns of possible drainage issues and traffic problems. They will be looking at the preliminary site plan for Riding Oaks and final site plan for Five Star Store It.
4. **Public Comment** - Public comment was offered at 7:38 p.m. None.
5. **Approve/Revise Agenda** - Moved Giezentaner, seconded Foley to approve the agenda as revised: adding discussion on Brassow Road under new business. Carried.
6. **Unfinished Business**
  - a. **Ann Arbor Sand and Gravel** – Restoration bond for Ann Arbor Sand and Gravel. Ordinance provides a minimum \$250,000 bond. Based on the fact the reclamation plan for the pit dated (?) 2006. The Township has not received a copy of the plan. The grading plan that was sent to Marcus of OHM requires a fair amount of earth work. The final plan takes into account the disturbed area with understanding of the final result. Ordinance requires 4 on 1 slope. Rough estimate (embankment amount and rough grade, fine grade and seed) is \$2,622,560. Costs were based off MDOT unit prices with some adjustments. The estimate includes inspection / Admin fees of 8%. Current state of the pit and revised reclamation would be helpful to determine a closer cost for reclamation. Mr. Leoni stated his concerns about the amount set for the bond. It was requested that Mr. Leoni provide more up to date information needed to set a more accurate bond amount.
  - b. **Stoneco Bond** – The revisions of the consent judgment are near completion. Godek questioned about the southeast quarter slope and the plan showing 3 to

- 1 slope and the ordinance requires 4 to 1. Also question was raised as who may be responsible to test water quality in the pit after it's finished. Mr. O'Jack stated he didn't feel there was anything in the ordinance for that requirement. A new plan was given to the Township that addresses the berm that is to remain. Stoneco is hoping to have some consideration of average sloping. The Township would need to see what the plan would look like and if it is in the area controlled by the consent judgment.
- c. **Model FEMA Ordinance** – The County says we are right about the flood ordinance, tough luck; they are not going to change. Lodi Township is between a rock and a hard place. The township residents are the ones affected by the ordinance. People that live in the township can't get refinancing or mortgages thru some companies because the Township has not passed the ordinance. We could ask for an Attorney General opinion. If we don't adopt the ordinance and the county drops our ability to use them to enforce the construction code, the Township will have to hire someone to do the enforcement. Moved Foley, seconded Rentschler to adopt Ordinance 2013-002 – An Ordinance to designate regulated flood hazard areas under the provisions of the State Construction Code Act, Act No. 230 of the Public Acts of 1972, as amended. Roll Call Vote: Aye: Canham-Keeley, Giezentaner, Rentschler, Godek, Masters, Lindemann, and Foley. Nay: None. Absent/Abstain: None. Ordinance declared adopted.

## 7. New Business

- a. **Blight Ordinance** – Mr. O'Jack advised that we must continue to use certified mail when notifying property owners of ordinance violations.
- b. **Consumer Fireworks Ordinance** – Moved Lindemann, seconded Canham-Keeley to adopt resolution 2013-008 to adopt Ordinance 2013-001, The Lodi Township Consumer Fireworks Ordinance. Discussion followed in regard to enforcing the ordinance and the time frame of enforcement. A friendly amendment to the motion was offered by Foley and seconded by Rentschler to expand the use to two (2) days before and two (2) days after the July 4<sup>th</sup> holiday. Roll Call Vote on the friendly amendment: Aye: Rentschler, and Foley; Nay: Godek, Masters, Lindeman, Canham-Keeley, and Giezentaner. The friendly amendment failed. The vote on the original motion. Roll Call Vote: Aye: Lindemann, Rentschler, Canham-Keeley, Masters, Giezentaner, Godek, and Foley. Resolution declared adopted.
- c. **Surety Bond – Waterland Trucking** – A resolution 2013-009 to release the surety bond for Waterland Trucking. A new bond, in a greater amount calculated, has been received from Stoneco. Moved Lindemann, seconded Canham-Keeley to adopt resolution 2013-009 releasing Waterland Trucking's Surety Bond. Roll Call Vote: Aye: Giezentaner, Rentschler, Maters, Canham-Keeley, Foley, Lindemann, and Godek. Nay: None. Absent/Abstain: None. Resolution declared adopted.
- d. **Travis Pointe Fireworks Permit** – Travis Pointe has requested a Fireworks Permit for June 29, 2013. The fire department has been informed and has no comments. Moved Lindemann, seconded Masters to approve the fireworks permit with a date of June 29, 2013. Carried.

- e. **Generator partnership with Farm Council Grounds** – Supervisor Godek led a discussion in regard to the possibility of partnering with the Farm Council Grounds with an emergency generator in case there would be an emergency situation requiring township residents a place that would have heat, lights, water, etc. Mr. O’Jack will look into the legality of a possible township expense.
  - f. **Brassow Road** – The discussion on repair of Brassow Road to do some large patching to improve the road that would last for a while. The four patches would cost approximately \$39,000. Godek will present the possible patching to the residents of Brassow Road and bring back their thoughts at the July board meeting. If the Township were to do the patching, we would not be part of a special assessment district.
  - g. **MTA Workshop** – Moved Masters seconded Foley to approve Godek to attend a workshop on Hot Topics in Planning & Zoning. Cost is \$79. Carried.
  - h. **Bid for Bark at Township Hall** – A bid was received for placement of bark at the township hall. The bid showed the need for 8 yards of bark costing \$100 per yard for placement and clean-up. Will look for other bids.
  - i. **Bids for Lawn Mowing According to Blight Ordinance** – Must put the Iran language in the bid offer. The person must be insured. Question asked about pricing for different sized properties. Most subdivision yards are one acre or less. Moved Masters, seconded Canham-Keeley to authorize the supervisor to hire the company/person with the lowest bid as long as they are insured. Carried. Cost of mowing will be added to the tax bills, per the blight ordinance.
  - j. **Principle of Governance** – Moved Foley to sign the principles of governance as presented by Michigan Township’s Association. Canham-Keeley seconded. Carried.
  - k. **Grave Tiller** – The grave tiller in the cemetery needs to be disposed of. Need to call someone to haul out. It will need to go to a toxic dump because of the asbestos. Lindemann will try and speak with someone at the Antiques Market.
8. **FYI** – Ballot to vote for director for Michigan Township Par Plan Board.
9. **Public Comment** – Offered at 8:57 p.m. None.
10. **Adjournment** – Moved Lindemann, seconded Giezentaner to adjourn at 8:58 p.m.

Elaine E. Masters  
Clerk, Lodi Township