

1 Green Oak Charter Township
2 Board of Trustees
3 Regular Meeting Minutes
4 April 17, 2019

5
6 Roll Call – Susan Daugherty, Treasurer, Tracey Edry, Trustee, Richard Everett,
7 Trustee, Daniel Rainko, Trustee, Michael Sedlak, Clerk, Mark St. Charles, Supervisor,
8 Jim Tuthill, Trustee

9
10 Also Present: Leslie Zawada, Civil Engineering Solutions

11
12 Guests: 19
13
14

15 **APPROVAL OF AGENDA**

16 **Motion by Sedlak, second by Daugherty**
17 **To approve the agenda as presented.**

18
19 **Voice Vote: Ayes: Unanimous**
20 **Nays: None**

21
22 **MOTION APPROVED**
23
24

25 **PUBLIC COMMENT**

26
27 **Greg** – He asked when he should comment on non-agenda items. Supervisor St.
28 Charles explained he can comment at the last call to the public for non-agenda items.
29 questioned agenda only.
30

31 **Mike Palmer, 10382 Grand River** He commented on the weed control for Fonda Lake.
32 He submitted a packet to the Board and commented the resolution only limits the SAD
33 to the lake front properties. He hoped they would look at it; there are other people that
34 benefit.
35

36 **APPROVAL OF CONSENT AGENDA**

- 37
38 1. Approval of the March 20, 2019 Regular Board Meeting Minutes
39 2. Approval of the submitted bills list in the amount of \$479,871.34
40

41 **Motion by Sedlak, second by Rainko**
42 **To approve the Consent Agenda as presented.**

43
44 **Voice Vote: Ayes: Unanimous**
45 **Nays: None**

46
47
48
49
50 **DEPARTMENT HEAD REPORTS & REQUESTS**

51
52 **Treasurer** – None

53 **Clerk** – Clerk Sedlak reported they have run into an interesting situation with the new
54 election equipment. They were informed that the modems in all of the equipment that
55 was purchased is obsolete and will no longer be serviced. He will take the stand that
56 Hart needs to replace those or the State of Michigan. They are used to transmit the
57 results to the County. He stated he has no intention of spending the taxpayers money
58 to replace this.

59 **Supervisor** – Supervisor St. Charles reported Green Oak Day will be held on
60 September 14, 2019. June 14 and 15 is the large item clean up days and will be held in
61 the same location as last year. A postcard will be coming in the mail and it is needed as
62 your ticket to get in, so don't throw it away.

63 **Chief Gentry** – Chief Gentry reported they received a grant to install and replace any
64 smoke detectors that are battery operated for residents free of charge. This does not
65 cover detectors that are hard wired. If anyone is interested in this service, they can
66 contact the Fire Department.

67
68 **Second Public Hearing to Approve Assessment Roll for Lake Oak Road**
69 **Improvement Special Assessment District**

70
71 Supervisor St. Charles explained Public Act 188 of 1954. If any resident wishes to
72 protest to the Michigan Tax Tribunal they must make it known prior to the closing of this
73 hearing.

74
75 Supervisor St. Charles reviewed some questions that were asked at the last meeting.
76 He clarified that there will not be any gravel shoulders, this will be pavement from grass
77 to grass. The total assessment is \$5,766.22 per parcel. Once the bond is sold they
78 have 45 days to pay off the assessment if they want to. He is not able to pin down a
79 date yet for the paving to begin but felt it would be after the 4th of July weekend and as
80 soon as he has that date construction signs will be placed in the subdivision.

81
82 Supervisor St. Charles opened the public hearing at 7:18 p.m.

83
84 **Carol Glen, 6609 Davis Street** – She is ready for this, they have had such terrible
85 roads especially at the entrance, she is all for this.

86
87 **Joseph Schenk, 6675 Davis Drive** – He stated they need roads obviously, he
88 questioned about core samples and if they would be checking radon levels. Did they
89 take into account the traffic and how they will get to their homes? He is also concerned
90 about vibrations since some of their homes are older

91
92 **Ralph Veik, 6638 Berrywood Dr.** – He explained he has been there since 1973. He
93 would like to see only one trash hauler for he subdivision. One neighbor counted and

94 there was 1 truck that made 7 passes in one day. He would like to see that reduced for
95 the longevity of the road.

96
97 **Jerry Huhman, 6584 Davis** – He questioned who did the paving in Saxony, he asked if
98 they could find out, he does not want them doing their streets. He wanted to know
99 about their water retaining places, there are two areas that have water retention, it's not
100 outlined. Supervisor St. Charles explained no one pays for that, it's common land. Mr.
101 Huhman explained at Retainer lot 82 there is a sub in back of that, and he sees a lot of
102 stuff being dumped back there, he didn't know what can be done about it, but he would
103 like to keep it clean. Supervisor St. Charles said that is something the ordinance
104 enforcement can help with.

105
106 **Rick Perfetto, 6657 Robinridge** – He has been living there since 2005 and he has paid
107 his dues on the roads and is ready for new ones. He questioned how far up the aprons
108 to everyone's driveway will be paved. Supervisor St. Charles stated 10'.

109
110 **Natalie Miller, 6531 Davis Street** – She is the corner lot and has noticed a lot of people
111 that will slide off into their ditch. She wants to be sure the grade is proper so people are
112 not struggling to get up their hill. Their incline is much more significant. She is also
113 concerned that the plowing in the winter can wreak havoc on the road. She is excited for
114 it. She knew they had been discussing placing a sidewalk along Lee Road and
115 wondered if that was still on the table. Supervisor St. Charles stated that is still a desire
116 but I will not happen now. She stated it would be nice because she has seen people
117 walking in Lee Road and she has huge concerns that there will be an injury and for the
118 safety of the people.

119
120 **Mary Corcoran, 8595 Jane** – She likes the idea about a one trash hauler. She asked if
121 there would be signs that say "No Thru Traffic". She has noticed how many people
122 come through looking for a road connection to Maltby. She confirmed who will be doing
123 the paving.

124
125 Clerk Sedlak explained there is one letter that was received in protest from Virginia
126 Williams, 8752 Lee Road, and that is the only letter of protest that was received.

127
128 Supervisor St. Charles closed the public hearing at 7:31 p.m. due to no further
129 comments.

130 131 132 **BUSINESS ITEMS**

133 134 **A. Fire Department Proposal for Extrication Tool Purchase**

135
136 Chief Gentry explained the need and cost of the requested extrication tools and struts.
137 The price is \$51,215.00, which is a budgeted item. There is a training course, which will
138 occur in Station 82 at a cost of \$6650 for training.

139 140 **Motion by Edry, second by Tuthill**

141 To approve the proposal presented by Chief Gentry for the hydraulic
142 extrication tools in the amount of \$51,215.00 and the START Rescue class
143 in the amount of \$6,650.00.
144

145 Roll Call Vote: Ayes: Unanimous
146 Nays: None
147

148 MOTION APPROVED
149
150

151 **B. Consider approval of Resolution 16-2019 for Lake Oak SAD**
152

153 Motion by Sedlak, second by Everett
154 To adopt Resolution 16-2019 Third Resolution confirming special
155 assessment roll for the Lake Oak Farms Subdivision (No. 1 and No. 2) Road
156 Improvement Special Assessment District 2019.
157

158 Roll Call Vote: Ayes: Unanimous
159 Nays: None
160

161 MOTION APPROVED
162
163

164 **C. Consider Approval of Resolution 17-2019 for Lake Oak Bond Issue**
165

166 Supervisor St. Charles explained this resolution allows them to sell the bonds.
167

168 Motion by Daugherty, second by Tuthill
169 To adopt Resolution 17-2019 Resolution to authorize Lake Oak Farms
170 Subdivision (No. 1 and no. 2) Road Improvement Special Assessment
171 Bonds, Series 2019
172

173 Roll Call Vote: Ayes: Unanimous
174 Nays: None
175

176 MOTION APPROVED
177
178

179 **D. Re-Adopt Ordinance Number 01-2019, Exceptions to Height Ordinance**
180

181 Clerk Sedlak explained these were adopted at a previous meeting and they did not get
182 published in an appropriate manner and so they are going to re-adopt them tonight.
183 The publication is set to go Friday.
184

185 Motion by Edry, second by Rainko
186 To re-adopt an Ordinance 01-2019 to amend Chapter 38, Zoning, Article IV,
187 Supplementary Regulations, Section 38-185, Exceptions To Height
188 Regulations, by deleting Section 38-185(C)(3).
189

190 Roll Call Vote: Ayes: Unanimous
191 Nays: None

192
193 MOTION APPROVED
194

195
196 **E. Re-Adopt Ordinance Number 02-2019, Amend Chapter 22, Section 22-223,**
197 **Fireworks**

198
199 **Motion by Rainko, second by Edry**
200 **To re-adopt Ordinance Number 02-2019 an Ordinance to amend Chapter 22,**
201 **“Offenses,” Article VI, “Offenses against Public Safety,” Section 22-223,**
202 **“Fireworks,” In order to amend regulations of the times during which**
203 **consumer fireworks may discharged, include additional restrictions on the**
204 **discharge of fireworks, and amend the Penalties for violations of this**
205 **section**

206
207 Supervisor St. Charles noted this follows State Law.

208
209 Roll Call Vote: Ayes: Unanimous
210 Nays: None

211
212 MOTION APPROVED
213

214
215 **F. Re-Adopt Ordinance Number 03-2019, Amendment to Zoning Ordinance:**
216 **Article 7 Off-Street Parking and Loading, Section 38-311 General Parking**
217 **Requirements & Section 38-313 Parking Lot Construction and Operation**

218
219 **Motion by Everett, second by Daugherty**
220 **To re-adopt Ordinance 03-2019 an Ordinance to amend portions of Chapter**
221 **38, Zoning, of the Code of Ordinances for Green Oak Charter Township, by**
222 **amending Section 38-236. Optional Provisions For Exemplary Projects,**
223 **Section 38-311. Parking Requirements Generally and Section 38-313.**
224 **Parking Lot Construction and Operation to allow for parking in the front**
225 **yard in PI, LI and GI districts with restrictions**

226
227 Roll Call Vote: Ayes: Unanimous
228 Nays: None

229
230 MOTION APPROVED
231

232
233 **G. Adopt Ordinance Number 04-2019, Prohibition of Marihuana**
234 **Establishments**

235
236 Clerk Sedlak explained this was introduced at the last meeting. Clerk Sedlak explained
237 the public hearing was held at the Planning Commission and they decided to opt out to

238 give them additional time to evaluate how the final laws from the state finalize. They
239 moved forward with prohibiting the commercial establishments within the township it
240 does not affect medical marijuana. Clerk Sedlak also noted that marihuana still remains
241 illegal under Federal Law
242

243 **Motion by Sedlak, second by Rainko?**
244 **To adopt an ordinance to amend the Green Oak Charter Township Code of**
245 **Ordinances, Chapter 38, Zoning, to prohibit marihuana establishments**
246 **within the boundaries of the Green Oak Chrter Township pursuant to**
247 **Michigan regulation and taxation of Marihuana Act, initiated law 1 of 2018,**
248 **mcl 333.27951, et seq., as may be amended; to amend Article I., in general,**
249 **Section 38-1, Definitions, to add a Definition for Marihuana Establishments;**
250 **to amend Article IV, Supplementary Regulations, to add a new Section 38-**
251 **202, Marihuana Establishments Prohibited, to prohibit marihuana**
252 **establishments within the boundaries of Green Oak Charter Township; and**
253 **to provide penalties for violation of this ordinance.**
254

255 **Roll Call Vote: Ayes: Unanimous**
256 **Nays: None**
257

258 **MOTION APPROVED**
259

260
261 **H. Adopt Ordinance Number 05-2019, Telecom Right of Way Management**
262

263 Clerk Sedlak explained this was introduced at the last meeting. Trustee Edry noted a
264 typographical error.
265

266 **Motion by Daugherty, second by Everett**
267 **To adopt Ordinance 05-2019 an Ordinance to amend the Green Oak Charter**
268 **Township Code Chapter 29, Right-of-way Management, to add a new Article VIII**
269 **an ordinance to amend the Green Oak Charter Township Code Chapter 29, Right-**
270 **of-Way Management, to add a new Article VIII, Wireless Facilities in right-of-way,**
271 **to establish Requirements, Standards, and Regulations for access to and use of**
272 **Public Right-of-Way for Wireless Facilities that are not Telecommunication**
273 **Facilities under Section 29.3 and Article IV of Chapter 29.**
274

275 **Roll Call Vote: Ayes: Unanimous**
276 **Nays: None**
277

278 **MOTION APPROVED**
279

280
281
282 **I. Resolution 15-2019 Establishing Fees for Wireless Facilities**
283

284 Clerk Sedlak explained this will put the fee schedule in place.
285

333 Roll Call Vote: Ayes: Unanimous
334 Nays: None
335

336 MOTION APPROVED
337

338
339 DISCUSSION ITEMS - CES Updates on Pathways
340

341 Ms. Zawada explained she reviewed the letter that was provided to the Board regarding
342 the Lemen Road pathway project. She explained the requirements were not met
343 regarding the protected wildlife so tree clearing will not occur until October 1, 2019.
344

345 Supervisor St. Charles thanked Ms. Zawada for the time she has put in to this job and
346 contacting SEMCOG and thanked SEMCOG for stepping up.
347

348 Regarding Fieldcrest South Ms. Zawada explained they met with the residents and
349 they are very strongly against a pathway in their front yards. They talked about going
350 back to the Pathway Committee to see if there is another back route to connect.
351

352 Trustee Edry extended the Boards condolences to Billy Lintner's family.
353

354 COMMITTEE REPORTS - None
355

356
357 EXECUTIVE SESSION – None
358

359
360 PUBLIC COMMENT
361

362 Greg, 12080 Cooked Lane – He asked some questions regarding the public hearing for
363 North Dale paving. Clerk Sedlak explained this needs to be coordinated between the
364 asphalt section and the dirt section of the subdivision instead of doing it piecemeal.
365

366
367 ADJOURNMENT
368

369 The Board of Trustees meeting adjourned at 8:30 p.m. due to no further business.
370

371 Respectfully Submitted,
372

373 Kellie Angelosanto
374 Recording Secretary
375

376
377 
378

379 Michael H. Sedlak, CMC
380 Township Clerk



Mark St. Charles
Township Supervisor