

CANNON TOWNSHIP BOARD MEETING
HELD ON MARCH 27, 2017

Supervisor Grimm called the regular meeting of the Cannon Township Board to order at 7:00 p.m. Trustee Davies offered the invocation.

MEMBERS PRESENT (ALL): Supervisor Steve Grimm, Clerk Deb Diepenhorst, Treasurer Kim McKay, Trustees Jim Alles, Terry Brod, Dick Davies and David Spencer

AGENDA & CONSENT AGENDA:

- 1) Approval of Minutes – Regular Meeting – March 13, 2017
- 2) Approval of Bills: General #12602 - #12628
- 3) Building Report – February 2017
- 4) Planning Commission Minutes – February 14, 2017

Motion by Kim McKay, supported by Dick Davies, to approve the Agenda and the Consent Agenda. Voice vote: Ayes-7, Nays-0. Motion carried.

BRIEF PUBLIC COMMENT: None

PENDING BUSINESS

- 1) **RESOLUTION 2017-13 Fire Prevention Code ORDINANCE NO. 2017-3**

Motion by Deb Diepenhorst, supported by Jim Alles, to adopt RESOLUTION 2017-13 Fire Prevention Code ORDINANCE NO. 2017-3 amending Ordinance No. 91-7 an ordinance to adopt by reference the 2015 International Fire Code; to provide for certain modifications thereof, and to provide penalties for the violation thereof. Voice vote: Ayes-7, Nays-0. Motion carried.

- 2) **Notice of Award – Kamminga & Roovoets**

Kamminga & Roovoets Notice of Award for the Courtland Drive and 10 Mile Sidewalk Improvements Project was approved at the March 13, 2017 Board Meeting. The awarded contract is for \$205,336.00.

PUBLIC HEARING: Fiscal Year 2017-2018 Township Budget

Motion by Kim McKay, supported by Dick Davies, to open the public hearing at 7:05 pm. Voice vote: Ayes-7, Nays-0. Motion carried. With no comments, the public hearing was closed at 7:06 pm.

NEW BUSINESS

- 1) **Planning Commission Appointment – Lorrie Haney**

Motion by Steve Grimm, supported by Deb Diepenhorst, to appoint Lorrie Haney to the Planning Commission. Voice vote: Ayes-7, Nays-0. Motion carried.

2) Village PUD – Eastbrook Builders

a. ORDINANCE NO. 2017-4Z - Village PUD; Modification of Requirements

PC Representative Brod gave an overview of the proposed ordinance amendments which will facilitate the development of the Town Square Village Planned Unit Development. At the March 23, 2017 meeting, the Planning Commission voted unanimously to recommend adoption of two zoning amendments.

The first zoning amendment allows changes to Town Square Planned Unit Development. The proposed amended Section 16.08.D permits modification of the requirements of Section 16.08 in the previously approved Village PUD. The amendment removes potential obstacles to acceptable changes. Adoption of this amendment is necessary for approval of the amendments to the Town Square PUD. The second zoning ordinance makes the necessary amendments to the Town Square Village Planned Unit Development Ordinance, originally adopted in 2006. Mr. Brod referred to Attorney James Scales' letter (3/24/17) which summarized the amendments.

Motion by Terry Brod, supported by Kim McKay, that the Board follow the Planning Commission recommendation to adopt ORDINANCE NO. 2017-4Z Village PUD; Modification of Requirements. Roll call vote: Brod-yes, Davies-yes, Diepenhorst-yes, Grimm-yes, McKay-yes, Spencer-yes, Alles-yes. Ayes-7, Nays-0. Motion carried.

b. PUBLIC HEARING: Ordinance to amend Town Square Village Planned Unit Development

Motion by Terry Brod, supported by Deb Diepenhorst, to open the public hearing at 7:12 pm for the amendment to Town Square Village Planned Unit Development. Voice vote: Ayes-7, Nays-0. Motion carried.

Dave Fisher owns the professional dental office on the corner. He spoke about his sign and entrance. Mr. Grimm indicated the sign should not be a problem. He would like a "right in/right out" Myers Lake entrance. Mr. Alles, Road Committee, will contact the Kent County Road Commission to talk about the entrance on Myers Lake Avenue.

With no further comments from the public, the public hearing was closed at 7:16 pm.

b. ORDINANCE NO.2017-5Z Town Square Village Planned Unit Development (V-PUD)

Motion by Terry Brod, supported by Deb Diepenhorst, that the Board follow the Planning Commission recommendation to adopt ORDINANCE NO. 2017-5Z Town Square Village Planned Unit Development (V-PUD) – Eastbrook Homes, Inc. Roll call vote: Davies-yes, Diepenhorst-yes, Grimm-yes, McKay-yes, Spencer-yes, Alles-yes, Brod-yes. Ayes-7, Nays-0. Motion carried.

3) RESOLUTION 2017-14 - Adoption of FY 2017-2018 Budget

Motion by Steve Grimm, supported by Kim McKay, to adopt RESOLUTION 2017-14 Approving Annual Township Budget and Determining Property Tax Rates for Support of Budget FY 2017-2018. Voice vote: Ayes-7, Nays-0. Motion carried.

4) Bostwick Lake Weed Assessment

Mr. Grimm referred to M.C.L.A. 41.418 Weed Control for Inland Public Lakes; appropriations and explained that the Township is adopting weed control to be consistent with this law.

Motion by Steve Grimm, supported by Kim McKay, to approve the Bostwick Lake Weed Assessment as consistent with M.C.L.A. 41.418. Voice vote: Ayes-7, Nays-0. Motion carried.

5) Kent County Road Commission – Local Road Construction Authorizations

Kent County Road Commission Work Order No. 0108 consists of paving Hartwell Avenue, Bear Avenue and Cary Street. The KCRC Share is \$15,000 and the Township Share is \$15,000. Work Order No. 0104 is for Giles Avenue (4 Mile Rd to 5 Mile Rd), Giles Avenue (Kreuter Rd to 6 Mile Rd), 5 Mile Rd (Egypt Valley Avenue to gravel). The KCRC Share is \$96,7500 and the Township Share is \$96,750.

Motion by Jim Alles, supported by Terry Brod, to authorize Supervisor Grimm to sign the Kent County Road Commission Construction Authorization Work Order 0108 and Work Order 0104. Voice vote: Ayes-7, Nays-0. Motion carried.

6) Motion for Closed Session – OMA Section 8(h) Discussion of Legal Opinion

Motion by Kim McKay, supported by Jim Alles, to go into closed session at 7:27 pm. Roll call vote: Diepenhorst-yes, Grimm-yes, McKay-yes, Spencer-yes, Alles-yes, Brod-yes, Davies-yes. Ayes-7, Nays-0. Motion carried.

The Board returned to Open Session at 7:45 pm.

7) Silver Lake Sewer Project – Talen

Chip Talen gave an overview of his concerns and claim for damages regarding the driveway agreement. Mark Prein and Kendra Gilmore from Prein & Newhof Engineers and Attorney Doug Van Essen were in attendance.

Motion by Jim Alles, supported by Dick Davies, to pay the Talens in the amount of \$3,744.00, which they spent to hire a soil expert at the request of Cannon Township. Roll call vote: Grimm-yes, McKay-yes, Spencer-yes, Alles-yes, Brod-yes, Davies-yes, Diepenhorst-yes. Ayes-7, Nays-0. Motion carried.

CORRESPONDENCE – None

COMMENTS BY BOARD MEMBERS:

Deb Diepenhorst – The Community Cleanup is scheduled April 20, 21 & 22 from 9:00 am to 3:30 pm. The next Board packet will be available on April 9, 2017.

EXTENDED PUBLIC COMMENT: None

ADJOURNMENT – 9:05 p.m.

Respectfully submitted:

Respectfully submitted:

Nancy L. Popma, CMC/MMC/CMMC
Cannon Township Deputy Clerk

Deb Diepenhorst
Cannon Township Clerk