HANOVER TOWNSHIP

BOARD MEETING

September 14, 2022

Held at Hanover Township Hall

Meeting called to order at 7:31 PM by Supervisor, Jeffery Heath

Board members present: Jeff Heath, Jason Dorian, Rachel Heath, Steve Keller, Tim Evans

Absent: None

Pledge of Allegiance: Led by Supervisor Heath

Public Comment: Shane Utt mentioned the funding available for high speed internet.

Rep. Alexander gave updates on ballot initiatives and thanked everyone as she is terming out.

Commissioner Poleski gave updates on roads.

Ron Hawkins introduced himself because he is running for State Representative.

Announcements: None.

Motion by Dorian, support by Evans, to forgo the reading of the minutes for the August 10, 2022 Board Meeting. Ayes all. Motion passed.

Motion by Dorian, support by Keller to accept the reading of the minutes for the September 6, 2022 Fire Board Meeting as read by Supervisor Heath. Ayes all. Motion passed.

Chief Johnston gave updates on Fire Department calls and trainings.

Motion by Dorian, support by Keller, to accept the Treasurer’s report. Ayes all. Motion passed.

Motion by Keller, support by Evans, to approve the General Fund, Post-Audit, Round/Farwell, and Fire Department bills as presented for payment.

Roll Call: Dorian, yes; Evans, yes; J. Heath, yes; Keller, yes; R. Heath, yes. Ayes all. Motion passed.

New Business:

Motion by Evans, support by Dorian to adopt the Hanover Township Master Plan.

Hanover Township Board

**2022 Edition of the *Hanover Township Master Plan*Resolution of Adoption**

**Whereas**, Hanover Township is responsible for creating a Master Plan to guide future development within the municipality as required by the Michigan Planning Enabling Act (PA 33 of 2008); and

**Whereas**, the Township Board created the Planning Commission for the purposes stated in the Michigan Planning Enabling Act; and

**Whereas**, the Planning Commission undertook a thorough study of the natural and cultural features, population, and existing land use and public infrastructure of the municipality; and

**Whereas**, the Planning Commission drafted development policies and a future land use map and zoning plan element designed to implement those policies; and

**Whereas**, the 2022 edition of the *Hanover Township Master Plan* contains the maps and descriptive and other matter intended by the Planning Commission to form the document; and

**Whereas**, the Planning Commission held a public hearing on the 2022 edition of the *Hanover Township Master Plan* on September 7, 2022; and

**Whereas**, the Planning Commission found that the 2022 edition of the *Hanover Township Master Plan* is necessary for the continued development of the municipality; and

**Whereas**, the Township Board reserved the right to adopt the 2022 edition of the *Hanover Township Master Plan*, as allowed by the Michigan Planning Enabling Act.

**Now, therefore be it resolved** the Hanover Township Board herby adopts the 2022 edition of the *Hanover Township Master Plan*.

Roll Call: J. Heath, yes; Keller, yes; R. Heath, yes; Dorian, yes; Evans, yes. Ayes all. Motion passed.

Motion by J. Heath, support by Keller to request the assistance of Region II for the Hanover Township Zoning Book review.

Roll Call: Keller, yes; Dorian, yes; Evans, yes; J. Heath, yes; R. Heath, yes. Ayes all. Motion passed.

Motion by Evans, support by Dorian to approve the Consumers Energy Gas Franchise Renewal as follows:

**ORDINANCE NO. 2022-10**

CONSUMERS ENERGY COMPANY GAS FRANCHISE ORDINANCE

AN ORDINANCE, granting to CONSUMERS ENERGY COMPANY, its successors and assigns, the right and authority to lay, maintain and commercially operate gas lines and facilities including but not limited to mains, pipes, services and on, under, along, and across public places including but not limited to highways, streets, alleys, bridges, and waterways, and to conduct a local gas business in the TOWNSHIP OF HANOVER, JACKSON COUNTY, MICHIGAN, for a period of thirty years.

THE TOWNSHIP OF HANOVER ORDAINS:

SECTION 1. GRANT and TERM. The TOWNSHIP OF HANOVER, JACKSON COUNTY, MICHIGAN, hereby grants to Consumers Energy Company, its successors and assigns, hereinafter called “Consumers" the right and authority to lay, maintain and commercially operate gas lines and facilities including but not limited to mains, pipes, services and valves on, under, along, and across public places including but not limited to highways, streets, alleys, bridges, and waterways, and to conduct a local gas business in the TOWNSHIP OF HANOVER, JACKSON COUNTY, MICHIGAN, for a period of thirty years.

SECTION 2. CONDITIONS. No public place used by Consumers shall be obstructed longer than necessary during construction or repair, and shall be restored to the same order and condition as when work was commenced. All of Consumers’ gas lines and related facilities shall be placed as not to unnecessarily interfere with the public’s use of public places. Consumers shall have the right to trim or remove trees if necessary in the conducting of such business.

SECTION 3. HOLD HARMLESS. Consumers shall save the Township free and harmless from all loss, costs and expense to which it may be subject by reason of the negligent construction and maintenance of the lines and related facilities hereby authorized. In case any action is commenced against the Township on account of the permission herein given, Consumers shall, upon notice, defend the Township and its representatives and hold them harmless from all loss, costs and damage arising out of such negligent construction and maintenance.

SECTION 4. EXTENSIONS. Consumers shall construct and extend its gas distribution system within said Township, and shall furnish gas service to applicants residing therein in accordance with applicable laws, rules and regulations.

SECTION 5. FRANCHISE NOT EXCLUSIVE. The rights, power and authority herein granted, are not exclusive.

SECTION 6. RATES and CONDITIONS. Consumers shall be entitled to provide gas service to the inhabitants of the Township at the rates and pursuant to the conditions as approved by the Michigan Public Service Commission. Such rates and conditions shall be subject to review and change upon petition to the Michigan Public Service Commission.

SECTION 7. REVOCATION. The franchise granted by this ordinance is subject to revocation upon sixty (60) days written notice by either party. Upon revocation this ordinance shall be considered repealed and of no effect past, present or future.

SECTION 8. MICHIGAN PUBLIC SERVICE COMMISSION JURISDICTION. Consumers remains subject to the reasonable rules and regulations of the Michigan Public Service Commission applicable to gas service in the Township and those rules and regulations preempt any term of any ordinance of the Township to the contrary.

SECTION 9. REPEALER. This ordinance, when enacted, shall repeal and supersede the provisions of any previous Consumers’ gas franchise ordinance adopted by the Township including any amendments.

SECTION 10. EFFECTIVE DATE. This ordinance shall take effect on September 15, 2022.

We certify that the foregoing Franchise Ordinance was duly enacted by the Township Board of the TOWNSHIP OF HANOVER, JACKSON COUNTY, MICHIGAN, on the 14th day of September, 2022.

Roll Call: R. Heath, yes; Evans, yes; Dorian, yes; J. Heath, yes; Keller, yes. Ayes all. Motion passed.

Treasurer Evans mentioned the changes that are causing difficulties with the amount approved for the Rainbow Lake Special Assessment. The Board will review the amount requested for the 2022 winter taxes at the meeting in October.

Old Business:

Motion by Evans, support by Dorian to approve the Round/Farwell Settlement agreement that includes Columbia Township.

Roll Call: Keller, yes; Dorian, yes; Evans, yes; J. Heath, yes; R. Heath, yes. Ayes all. Motion passed.

Treasurer Evans gave update on parking lot and cemetery paving. He is also working on the Sheriff’s Department Proposal for coverage.

Clerk Heath gave updates on the audit, election security grant, and trash day.

Public Comment:

Rich Cook had concerns about a letter he received, but was informed that he would need to speak to the Village rather than the Township.

Rep. Alexander mentioned that Judy Allen from MTA had resources for broadband funding.

Kevin Worden has questions about the Sheriff’s Department Proposal.

Rep. Alexander mentioned that the regulations affecting lakes are Federal, not State regulations.

Dorian moved the meeting to be adjourned at 8:55 PM.

Submitted by:

Rachel L. Heath, Clerk