

RIVES TOWNSHIP  
Rolling Acres Community Hearing  
June 2, 2020  
Zoom Virtual Meeting at 6:00 pm  
Rives Junction, MI 49277

A meeting of the Rives Township Board was held Thursday, June 2, 2020 at 6:00 p.m. via Zoom Meeting. Members present: Supervisor Jerry Adams, Clerk Judi A. McCord, Treasurer Janina Teske, and Trustee Wendy Culver, Trustee Debbie Miller

The purpose of the meeting was to hold a public hearing for Rolling Acres Community Drainage Project.

**Motion by Adams, supported by Culver to accept the petition from Rolling Acres Community as presented to Rives Township. Roll Call McCord yes; Adams yes; Miller yes; Teske yes; Culver yes; All ayes – Motion carried.**

Ron Jacobs presented the project for Rolling Acres Community. JDOT and Jackson County Drain Commission have approved the project.

Board member Discussion: 8" pipe sufficient? – yes per the drain commissioner;  
Water elevation? – 2' at all times.  
How long will this last? Sections of pipe have seals and fasten together with o'ring forming a continuous pipe vs clay tile.  
Is this a reroute of the water? This is an improvement of original routing with a more efficient process.  
This will be on Northside of the pond due East to Lansing Ave headed south.  
Will the same catch basin be used? It comes from the South side of the pond now, it will run within the ditch, and once it goes into the catch basin it will flow to the Grand River.

**Hearing Opens:** 6:48 pm

**Questions:** Regarding permits, hydraulic studies, year of storm water system, resident's responsibility, and additional costs, why didn't all the residents sign, what is our total revenue right now, how does this affect us taking out \$100,000 from the general fund acct?

**Answer:** 50-year flood study, Rolling Acres Community applied and paid for the permits, the studies are provided in the documentation from Wolverine Engineering, Charlie Briner and the road commission also gave their final approval. Additional cost would be township legal fees and incurred cost of hearings, publications, etc. Four residents did not sign, one resident doesn't attend or get involved, one was out of state, but all are in agreement that this needs to be done. Revenues are going to stay the same except for cuts because of the economy diving, tanking, and everything. This will not affect our revenue. Basically, this is general fund money which is not budgeted. We will call it cash on hand that would be used. It would not affect our day to day operations.

**Question:** Are septic systems up to code?

**Answer:** Septic systems are regulated by the Jackson County Health Dept. The oldest system was just serviced by the resident, and was determined that it had no ill affects on Rolling Acres Community Storm Drain Discharge.

**Question:** Retention pond is owned by a private party how does this affect the SAD? (Special Assessment District).

**Answer:** This is treated as common property and will be assessed for the SAD.

**Question:** Pipe will run down Lansing Ave. it will go into the ditch it won't tie into the existing sewer system?

**Answer:** That's correct it will discharge right as it enters the ditch at Lansing Ave. which is at the County Right of Way and then it will follow the ditch line up to the catch basin. There is no existing Sewer System along Lansing Ave. It will tie in to the Storm Drain System.

**Question:** If Assessment is paid up front will we still have to pay the finance charge?

**Answer:** No, it would be treated just like any loan if you pay it up front, that's all you would be subject to pay is the original assessment.

**Question:** Township can't use general funds on private road and it is labeled as a private road?

**Answer:** This is a public improvement project because we have a serious water hazard on that private road or private drive and that does give us the ability by the law to be able to move forward on a project like this. It wouldn't matter if it was a sewer or fresh waterline. This just so happens to be a drainage pipe so same basic scenario under all those. That does give us the ability to do this.

**Attorney:** It appears the impression is about the authority of the township to make improvements on private roads is being questioned, and it is clear we have that authority. Its more the purpose to improve the properties that are out there not just one property, several properties, so it became a public improvement and the statue that specifically authorizes the Township to fund and collect back from special assessments when improvements to private road during drainage problems. So the authority is specific stated in the statue PA 188.

**Objection to the project:** Carl Perrine.

**Question:** Should the pond be lined and a fence put around it?

**Answer:** The part on the fencing, we don't have a fencing ordinance in the township whether it's a pond, pool, drainage ditch, we do not have any kind of a fencing ordinance on that.

**Question:** Who holds the liability then?

**Answer:** On the retention pond, the community would hold the liability.

**Question:** What recourse do we have when the water runs over the top if it does?

**Answer:** That would only happen if we get that over excessive amount of rain but it would have to be an awful lot and I don't see that happening with an 8" pipe. It should dissipate as it catches up with itself. As soon as it starts raining, the pipe will start draining.

**Question:** What happens if it doesn't work?

**Answer:** There are no guarantees. The Drain Commissioner says it will travel down the ditch without an issue.

**Question:** Can the interest rate be lower?

**Answer:** We will look at that.

**Question:** How old is the drain?

**Answer:** According to Geoffrey Snyder they did some rework of the pipe some years back. The line was updated after the barn was removed. We don't have a date on that. It won't be hampered by increase flow. Drain Commissioner feels everything will be fine and can accommodate the rate of flow.

Public Hearing closed: 7:42 pm

**Moved to adopt resolution 2020-06 for a special assessment for Rolling Acres Community for drainage improvements and road repair. Roll Call: Culver Yes, Miller Yes, Teske Yes, McCord Yes, Adams Yes. All Ayes – Motion Carried.**

Accept into the record Carroll and Carlene Perrine and Carl and Cynthia Perrine's letters.

**PUBLIC COMMENT:** None

The meeting adjourned at 7:58 pm

Submitted by Judi McCord, Rives Township Clerk