

CHARTER TOWNSHIP OF WILLIAMS
BOARD OF TRUSTEES
Regular Meeting – August 9, 2011

The Board of Trustees of the Charter Township of Williams held a regular meeting on Tuesday August 9, 2011 at the Township Hall. The agenda is attached Exhibit A.

I. Call to Order & Roll Call

The meeting was called to order by Paul Wasek, Supervisor at 7:00 p.m. Present: Wasek (Supervisor), Hoverman (Treasurer), Charney (Clerk), Gower (Trustee), Paige (Trustee), Plant (Trustee), and Putt (Trustee).

Others present are indicated on the sign in sheet, attached Exhibit B.

II. Pledge of Allegiance

The Pledge of Allegiance to the flag was said in unison.

III. Open to the Public

John Billette stated he knew about the proposed rail trail expansion plan but still feels a pathway along Midland Road best ties the adjacent subdivisions together. The rail trail project is more of a regional plan whereas a five foot sidewalk along Midland Road benefits our local municipality.

Elizabeth Rich, 2360 W. Midland Road, voiced concerns about the local water supply. T. Paige addressed her concerns by providing information about Bay City water and how the written report is distributed by Bay City to all their water customers. He also explained the options that are being discussed for obtaining water after 2015 and that the Saginaw/Midland raw water appears to be a better source of water for both Bay City and the out city customers.

IV. Changes to Agenda

There were two additional agenda items.

V. Consent Agenda

1. Approve the July 12, 2011 Board of Trustee Minutes as presented.
2. Approve the payment of bills as submitted.
3. Receive the June 2011 Financial (cash) Report as presented.
4. Receive the June 2011 Revenue Report and June 2011 Expense Report as presented.
5. Receive the Supervisor's Update of Projects and Issues as presented.
6. Receive the List of Committee Reports, attached Exhibit D.
7. Approve the payment of expenses for appropriate township personnel to attend workshops within Michigan, listed in attached Exhibit E.
8. Receive the Miscellaneous Correspondence and Communication List, attached Exhibits F and G, respectively.

A motion was made by Plant and seconded by Hoverman to approve all items as listed on the Consent Agenda.

7 Ayes 0 Nays Motion carried.

V. Regular Agenda

1. Sanitary Sewer Extension Project

John Billette, Civil Engineering Consultants, was present to explain that the bid documents are complete and ready to bid for the twelve inch sanitary sewer extension project commencing at Midland Road and traveling south under US 10 to Dow Corning Corporation along Carter Road. There are three alternate options. Alternate no. 1 goes down Carter Road to Fisher Road. Alternate no. 2 goes through a farm field parcel east of Carter Road to Fisher Road and west to Carter Road. This option requires only one easement that will need to be executed between the landowner and the contractor. Alternate no. 3 continues south to Salzburg Road.

Bids will be due by the end of August. The engineers estimate is \$650,000.00.

2. 2011 Property Tax Resolution

A township millage rate of 4.40 mills was levied in 2010. It is the same millage rate that has been levied for numerous years.

A brief discussion followed. Members of the board agreed that with Michigan's tough economic conditions, the millage rate should remain at 4.40 mills for the December 2011 tax billing.

08-11-042-B/M/P/T A motion was made by Putt and seconded by Plant to adopt
===== the resolution to levy a 2011 township property tax rate of 4.40 mills, attached Exhibit C.

Ayes: Plant, Hoverman, Charney, Paige, Putt, Gower, and Wasek.

Nays: None.

Motion carried.

3. Ordinance No. 176

The proposed ordinance amends Williams Township Ordinance No. 33, as amended, the Township Zoning Ordinance. It changes Table 5 to limit the maximum density for multiple dwellings in the R-3, Medium Density Multiple Family District, to five dwelling units per gross acre. This change will make the zoning ordinance consistent with the medium density land use designation in the township General Development Plan.

The proposed ordinance was introduced during the July Board of Trustees meeting and subsequently published in The Bay City Democrat.

08-11-043-O/Z A motion was made by Paige and seconded by Charney to waive
===== reading, adopt, and authorize publication of Ordinance No. 176, an ordinance to amend Table 5 of Williams Township Ordinance No. 33.

Ayes: Hoverman, Charney, Paige, Putt, Gower, Wasek, and Plant.

Nays: None.

Motion carried.

4. Ordinance No. 177

Ordinance No. 177 rezones 39.71± acres of land on the north side of North Union Road east of Rockwell in section 18 of the township from RE, Rural Estate to R-3, Medium Density Multiple Family District. The property is currently vacant. The proposed use is a multiple family dwelling development.

The proposed ordinance was introduced during the July Board of Trustees meeting and subsequently published in The Bay City Democrat.

08-11-044-O/Z A motion was made by Plant and seconded by Putt to waive
===== reading, adopt, and authorize publication of Ordinance No. 177, an ordinance to rezone a 39.71± acre parcel in Section 18 from RE, Rural Estate to R-3, Medium Density Multiple Family District.

Ayes: Charney, Paige, Putt, Gower, Wasek, Plant, and Hoverman.

Nays: None.

Motion carried.

5. Water Debt Fee

P. Wasek received correspondence from Cheryl Fechter, Bay County DWS Office Manager, indicating that water service has been shut off to the service address of 3092 S. Eleven Mile Road since 2006 due to a fire. The owner of the parcel, which is now vacant, has continued to receive a bill for water debt, which is currently \$9.10 per quarter. She is requesting that the Township Board approve her request to cease billing the water debt charges effective with the third quarter 2011 billing cycle.

08-11-045-B/F/W A motion was made by Gower and seconded by Charney to approve
===== the request of Bay County DWS to discontinue billing water debt charges on 3092 S. Eleven Mile Road effective with the third quarter 2011 billing cycle.

7 Ayes 0 Nays Motion carried.

6. Grass Mowing Rates

Ordinance No. 171, the township Noxious Weed Ordinance, allows the township to mow parcels after notification of the property owner when grass is higher than ten inches. The Bay County Road Commission has mowed several parcels and in turn bills the township. If the homeowner does not pay an invoice generated by the township, the amount is placed on the winter tax billing as a special assessment.

P. Wasek asked that the board establish an hourly rate if it is determined that the township DPW personnel can complete the mowing in a more timely manner, without damaging the township equipment, and only after a detailed review of the parcel.

08-11-046-D/F/N/O A motion was made by Putt and seconded by Paige to establish a
===== base fee of \$50.00 per hour/per person for cutting weeds and grass in violation of Williams Township Ordinance No. 171, the Noxious Weed Ordinance. There shall be a one hour minimum charge with billing in 30 minute increments thereafter. The township Supervisor shall make the determination as to whether the township can safely mow the parcel.

7 Ayes 0 Nays Motion carried.

7. Roberts Road Ordinance Violation

A quit claim deed was executed on July 26, 2011 transferring the detached accessory building parcel to the adjacent residential parcel. There is no longer an ordinance violation.

8. Park Rental Water Fees

Dow Corning Site Services group are renting the township park and are requesting permission to have a dunk tank. Water charges had not been calculated until this date. When it was determined that the water/sewer fee is probably less than \$10.00, it was recommended by the Treasurer not to pursue any cost recovery for the extra water.

A short discussion did follow regarding a possible higher rental fee for large groups, possibly over 100 persons. It was agreed to further discuss rental fees during the 2012 budget process.

9. Final Preliminary Plat Extension

Correspondence was received from Randy Gushow, developer of Eastwood Subdivision South No. 2, asking for a six month extension on the final preliminary plat. The plat is in Lansing and final approval is expected within one to two months. Current township approval expires August 11, 2011.

08-11-047-E/F/S A motion was made by Putt and seconded by Hoverman to extend
===== the Final Preliminary Plat of Eastwood Subdivision South No. 2 for six months until February 9, 2012.

7 Ayes 0 Nays Motion carried.

10. Fireworks Permit

Wolverine Fireworks has applied for a Fireworks Permit to shoot a fireworks display for Tri City Speedway on September 2, 2011.

The following are requirements that must be complied with:

1. Submit a BFS-999 *Application For Fireworks Display Permit* form (per Office of State Fire Marshall).

2. Provide a valid *Certificate of Insurance* naming the *Charter Township of Williams* and the *Auburn/Williams Fire Department* as Additional Insureds.
3. Comply with NFPA Standards 1123, 1124, and 1126.
4. Other provisions per Township review.

The Certificate of Insurance for General Liability, Automobile Liability, and Workers Compensation has been received from Wolverine Fireworks. There is always an ambulance on site and arrangements must yet be made with the Auburn Williams Fire Department.

08-11-048-A/F/P A motion was made by Paige and seconded by Plant to authorize
===== the issuance of a Permit for Fireworks Display to Tri City
Speedway, with the following conditions:

- The display must comply with NFPA Standards 1123, 1124, and 1126.
- No unauthorized persons are allowed in the discharge area.
- No person shall be allowed in the discharge area while under the influence of alcohol, narcotics, or medication that could adversely affect judgment, mobility, or stability.
- The Auburn Williams Fire Department and an ambulance must be present during the fireworks display.

7 Ayes 0 Nays Motion carried.

VII. Unfinished Business

There was no unfinished business.

VIII. New Business

The next Pathway Committee meeting will be Wednesday August 17th at 7:00 p.m.

IX. Other Committee Reports

The township planning commission is discussing various zoning ordinance amendments.

X. Adjournment

A motion was made by Hoverman and seconded by Paige to adjourn the meeting at 9:10 p.m.

7 Ayes 0 Nays Motion carried.

Williams Charter Township

Amy Charney, Clerk

Paul Wasek, Supervisor