

**CHARTER TOWNSHIP OF WILLIAMS  
BOARD OF TRUSTEES  
REGULAR MEETING – February 9, 2010**

The Board of Trustees of the Charter Township of Williams held a regular meeting on Tuesday February 9, 2010 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 was present to answer questions regarding the Flajole Road/Salzburg Road water and sanitary sewer project.

**IV. Changes to Agenda**

There were no changes to the agenda.

**V. Consent Agenda**

1. Approve the January 12, 2010 Board of Trustee Minutes as presented.
2. Approve the payment of bills as submitted.
3. Receive the December 2009 Financial (cash) Report as presented.
4. Receive the January 2010 Financial (cash) Report as presented.
5. Receive the Supervisor's Update of Projects and Issues as presented.
6. Receive the List of Committee Reports, attached Exhibit C.
7. Approve the payment of expenses for appropriate township personnel to attend workshops within Michigan, listed in attached Exhibit D.
8. Receive the Miscellaneous Correspondence and Communication List, attached Exhibits E and F, respectively.

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

7 Ayes 0 Nays Motion carried.

**VI. Regular Agenda**

**1. 2009 Annual Investment Report**

The annual investment report for 2009 was provided by C. Hoverman.

**02-10-005-I** A motion was made by Paige and seconded by Putt to receive the Williams  
Township 2009 Annual Investment Report.  
7 Ayes 0 Nays Motion carried.

**2. Abraham & Gaffney, P.C. Correspondence**

Correspondence was received from Abraham & Gaffney, P.C. regarding their audit of the township governmental financial statements for the year ended December 31, 2009. SAS No. 114 (AU 380) establishes new requirements for communicating with those charged with governance of a municipality.

**02-10-006-A/A** A motion was made by Gower and seconded by Hoverman to  
receive correspondence from Abraham & Gaffney, P.C. regarding  
the 2009 township audit as it pertains to SAS No. 114 (AU 380).  
7 Ayes 0 Nays Motion carried.

**3. Proposed State Senate Bill 1046**

P. Wasek provided a copy of proposed State Senate Bill 1046, legislation introduced by Senators Mark Jansen and Alan Sanborn. The main part of the legislative package would require that public employers pay no more than 80% of the premium for an employee's health care benefits, unless the employee takes part in a qualified health plan that includes a health care savings account and wellness program, in which case an employer would pay no more than 85% of the premium.

**4. Flajole Road/Salzburg Road Water and Sanitary Sewer Bids**

Bids were opened during the Bay County Road Commission meeting on January 13, 2010 for the Flajole Road/Salzburg Road water and sanitary sewer project. Twelve companies submitted bids. Civil Engineering Consultants had estimated the project costs to be \$430,000.00. The three lowest bids were submitted by:

Mid -State Earthworks, Inc., Freeland	\$259,501.00
Bilacic Trucking, Au Gres	\$298,080.00
Keyes Trenching, Freeland	\$326,485.00

Mark Norton, Civil Engineering, has reviewed the bids and submitted correspondence to Bay County Department of Water and Sewer recommending that the project be awarded to Mid-State Earthworks, Inc.

**02-10-007-B/B/E/S/W** A motion was made by Charney and seconded by Putt to  
accept the recommendation of Civil Engineering  
Consultants, and request that the Bay County Department of Water and Sewer award the bid to Mid-State Earthworks, Inc. for installation of sanitary sewer and water on Flajole Road/Salzburg Road for the amount of \$259,501.00.  
7 Ayes 0 Nays Motion carried.

**5. Construction Phase Engineering Proposal**

A construction phase engineering proposal was received from Civil Engineering Consultants for preparation of three easement documents for the Flajole Road/Salzburg Road sanitary sewer and water project as well as construction phase services. The construction phase services include review of the contractors bonds and insurances, pre-construction meeting, construction stake-out, full time on-site observation, contract administration, preparation of as-built drawings, and project certification. The lump sum proposed fee is \$44,000.00 with an additional fee of \$600.00 for preparation of the executable easement descriptions.

**02-10-008-B/E/F/S/W**  
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A motion was made by Plant and seconded by Hoverman to recommend that the Bay County Department of Water and Sewer execute the Professional Services Agreement Amendment No. 2 with Civil Engineering Consultants for providing three executable easements and construction phase engineering services for the Flajole Road/Salzburg Road sanitary sewer and water project for the lump sum fee indicated in Amendment No. 2.

7 Ayes 0 Nays Motion carried.

**6. Ordinance No. 168, Dow Corning Rezone**

Dow Corning submitted an application to rezone to IND, Industrial, from RE, Rural Estate, approximately 160 acres of land comprising the southwest ¼ of Section 28. The entire section is owned by Dow Corning and will have the same land use designation, IND, Industrial, if rezoned.

The township planning commission conducted a public hearing during their February 2<sup>nd</sup> meeting and recommended that the township board rezone the parcel.

**02-10-009-D/O/P/Z**  
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A motion was made by Gower and seconded by Putt to accept the recommendation of the township planning commission to waive reading, introduce, and authorize publication of proposed Ordinance No. 168 to rezone a parcel of land in Section 28 from RE, Rural Estate to IND, Industrial.

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

Nays: None.

Motion carried.

**VII. Unfinished Business**

Independent contractor status as opposed to an employee designation was briefly discussed.

**VIII. New Business**

The pre construction meeting for the Flajole Road/Salzburg Road water and sanitary sewer project is scheduled for 10:00 a.m. on Thursday February 11<sup>th</sup> at the office of Civil Engineering Consultants.

**IX. Any Other Business**

J. Gower indicated that Circuit Judge William Caprathe and District Judge Scott Newcombe will not be seeking re election this year.

P. Wasek and T. Paige attended the Auburn City Police Advisory committee meeting in Auburn on February 8<sup>th</sup>. T. Paige provided a brief synopsis of the meeting.

P. Wasek advised board members of the deteriorated bank owned vacant house next to the fire station. If a fair price can be negotiated, the property would allow expansion of the Township Park or fire department. The real estate agent has indicated three appraisals will be obtained and then submitted to the bank. P. Wasek will continue to monitor the foreclosure.

**X. Adjournment**

A motion was made by Putt and seconded by Hoverman to adjourn the meeting at 8:00 p.m.

7 Ayes 0 Nays Motion carried.

**Williams Charter Township**

Amy Charney, Clerk

Paul Wasek, Supervisor