

**CHARTER TOWNSHIP OF WILLIAMS
BOARD OF TRUSTEES
Regular Meeting – July 12, 2011**

The Board of Trustees of the Charter Township of Williams held a regular meeting on Tuesday July 12, 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), Paige (Trustee), Plant (Trustee), and Putt (Trustee).

Excused: Gower (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

There was no public comment.

IV. Changes to Agenda

A fireworks permit request and introduction of two ordinances will be added to the agenda items.

V. Consent Agenda

1. Approve the June 14, 2011 Board of Trustee Minutes as presented.
2. Approve the payment of bills as submitted.
3. Receive the Supervisor's Update of Projects and Issues as presented.
4. Receive the List of Committee Reports, attached Exhibit C.
5. Approve the payment of expenses for appropriate township personnel to attend workshops within Michigan, listed in attached Exhibit D.
6. Receive the Miscellaneous Correspondence and Communication List, attached Exhibits E and F, respectively.

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

6 Ayes 0 Nays Excused: Gower. Motion carried.

VI. Regular Agenda

1. Ordinance No. 175

Ordinance No. 175 rezones the easternmost 35± acres of the 44 acres of land owned by Tom VanderKelen on the south side of North Union Road east of the U.S. 10 right-of-way in section 19 of the township from IND, Industrial and RE, Rural Estate to C-2, General Business District. The property is currently vacant. He wants to lease the site for use as a paint ball field.

The ordinance was introduced during the June 14th Board of Trustees meeting and was subsequently published in The Bay City Democrat.

07-11-035-O/Z A motion was made by Paige and seconded by Putt to waive
===== reading, adopt, and authorize publication of Ordinance No. 175, to
rezone a 35± acre parcel in Section 19 from IND, Industrial and RE, Rural Estate, to C-2,
General Business District.

Ayes: Plant, Hoverman, Charney, Paige, Putt, and Wasek.
Nays: None.
Excused: Gower. Motion carried.

2. **Water Rate Increase**

The city of Bay City makes water rate adjustments to the “out city” customers each year, based on consumption, costs, etc. During 2010, the township increased the water rate \$.06/CCF over the rate increase imposed by Bay City to \$3.13/CCF for the purpose of funding water option studies by the Saginaw Midland Municipal Water Corporation and Bay City. The studies were a one time cost and will not be incurred in the 2011/2012 rate year.

Bay City recently approved the 2011/2012 Out-City wholesale water rate at \$2.38 per 100 cubic feet, an increase of \$.08/CCF from the current water rate.

Correspondence was received from Tom Paige, Bay County DWS Director, indicating that the additional \$.06/CCF increase last year is adequate to cover the extra \$.02/CCF charge as the township has approximately \$450,000.00 in the unreserved water fund balance.

07-11-036-F/W A motion was made by Plant and seconded by Putt to accept the
===== recommendation of Bay County DWS to not adjust the current
customer water rate of \$3.13/CCF.

6 Ayes 0 Nays Excused: Gower.
Motion carried.

3. **Park Pathway, Seal Crack Filling**

A price quotation was received from Diamond Asphalt, LLC, to crack seal the township park pathways. Some areas are beginning to deteriorate significantly and this will prolong the useful life for some time. The estimated cost for completing the park is \$3,122.00. A zero percent payment plan is also being offered for six or twelve months.

Parker Perrien, representing Diamond Asphalt, LLC, was present to answer questions from board members and to provide information on the crack seal process. He also recommended application of a sealer to the entire park pathway, but did not have a cost estimate.

Other companies have been contacted by P. Wasek, but as of this date, no quotations have been received.

4. Park Grub Control

The township park has had serious issues with grubs for numerous years, most especially on the easternmost side. During 2009 and 2010, TruGreen applied liquid Merit to control the spread of the grubs. Once again, a recommendation has been made by TruGreen to apply the liquid Merit grub control.

P. Wasek obtained three price quotations to purchase Merit. Bay Farm Services, Auburn Fertilizer/Auburn Bean and Grain, and Ittner Bean and Grain were contacted for prices. Auburn Fertilizer/Auburn Bean and Grain's price was the most reasonable; \$50.00 per bag. Each bag covers approximately 18,000 square feet. The total cost per application is estimated at \$850.00.

He then contacted three companies to purchase a pull behind spreader. Tractor Supply (Bay City), Bader's (Crump), and Hoffman Equipment (Saginaw). Prices are as follows:

Tractor Supply	75 lb. capacity	\$79.99
	150 lb. capacity	\$179.99
Bader's	225 lb. capacity	\$595.00
	360 lb. capacity	\$675.00
Hoffman Equipment	175 lb. capacity	\$235.00

The fee for TruGreen to apply the Merit is \$1,350.00.

P. Wasek recommended that the spreader be purchased from Hoffman Equipment.

07-11-037-E/P A motion was made by Putt and seconded by Paige to purchase
===== a Brinley tow behind spreader from Hoffman's Power Equipment
and Merit grub control from Auburn Fertilizer/Auburn Bean and Grain.

6 Ayes 0 Nays Excused: Gower. Motion carried.

5. MSP Groundbreaking Reception

The Michigan State Police post groundbreaking ceremony took place on July 5th at 10:00 a.m. with many current and retired legislators, Dow Corning personnel, MSP active and retired personnel, including Colonel Kriste Etue, in attendance. Township personnel hosted a luncheon immediately following the groundbreaking that included submarine sandwiches, chips, fruit, cookies, pop, and bottled water.

Discussion followed regarding cost and reimbursement of luncheon expenses.

The total expense to host the luncheon was less than \$150.00. P. Wasek and the majority of board members agreed expenses incurred were legal township expenditures and therefore should be reimbursed as the luncheon was a small token of appreciation for the large investment of funding and donation of property by Dow Corning to not only Williams Township but to the surrounding communities and counties.

The other option presented was to have all board members contribute an equal amount to defray the cost.

07-11-038-R A motion was made by Paige and seconded by Putt to reimburse expenses
===== up to an amount of \$150.00 for the Michigan State Police Groundbreaking reception.

6 Ayes 0 Nays Excused: Gower. Motion carried.

6. Fireworks Display Permit

Larry Campau, 384 W. Wheeler Road, an employee of Wolverine Fireworks, has applied for a Fireworks Permit to shoot a fireworks display for a graduation party at their residence on July 16, 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.

Mr. Campau has submitted number 1 above, will comply with number 3 as a condition of permit approval, and must satisfy any other requirements that the Township deems necessary before a Permit can be issued. Valid Certificates of Insurance for General Liability, Automobile Liability, and Workers Compensation must be received prior to issuance of a permit. (Wolverine Fireworks will be providing the township with the Certificate of Insurance.)

The Campau's own about 27.5 acres where the fireworks display will be fired. A submitted diagram appears to be consistent with NFPA 1123 minimum perimeter and display requirements. It was suggested that a condition of approval should include an inspection and approval of the site within 24 hours of the display to assess the safety and fire hazard potential of the display, firing, and fallout zones. Mr. Campau states that he has access to a water truck and will water the firing and fallout zones if necessary.

07-11-039-A/F/P A motion was made by Plant and seconded by Paige to authorize
===== the issuance of a Permit for Fireworks Display to Larry Campau, 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 Chief, or designee, must review the condition of vegetation at the site within 24 hours preceding the Fireworks Display.

6 Ayes 0 Nays Excused: Gower. Motion carried.

7. Proposed 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 township Planning Commission conducted a public hearing for the ordinance amendment during their July 11th meeting. After a brief discussion they voted to recommend that the township board of trustees amend the zoning ordinance to reflect the Table 5 change.

07-11-040-O/P/Z A motion was made by Charney and seconded by Paige to accept
===== the recommendation of the township planning commission to waive reading, introduce, and authorize publication of proposed Ordinance No. 176, an ordinance to amend Table 5 of Williams Township Ordinance No. 33.

Ayes: Hoverman, Charney, Paige, Putt, Wasek, and Plant.
Nays: None.
Excused: Gower. Motion carried.

8. Proposed Ordinance No. 177

Proposed 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 for multiple family dwellings.

The township Planning Commission conducted a public hearing for the ordinance amendment during their July 11th meeting. After a brief discussion they voted to recommend that the township board of trustees rezone the parcel.

07-11-041-O/P/Z A motion was made by Paige and seconded by Charney to accept
===== the recommendation of the township planning commission to waive reading, introduce, and authorize publication of proposed 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, Wasek, Plant, and Hoverman.
Nays: None.
Absent: Gower. Motion carried.

VII. Unfinished Business

Charter internet service has not yet been activated due to an inadequate line from the pole to the tap box. A 16mg service should be available when the connection is complete. AT&T is currently providing around 2.3 mg. Their service will be discontinued when the Charter service is activated and working properly.

VIII. New Business

The B.C.T.O.A. quarterly meeting will be held at Kawkawlin Township on Wednesday July 20th.

Cost estimates to build two dugouts on the first park ball diamond were provided by Ray Garcia. He also provided a cost estimate to replace the back stop. Other park improvements were briefly discussed. P. Wasek once again asked board members to prioritize park improvements they feel are important.

The Midland Road pathway committee will meet for the first time on July 14th.

IX. Adjournment

A motion was made by Plant and seconded by Hoverman to adjourn the meeting at 8:50 p.m.

6 Ayes 0 Nays Excused: Gower. Motion carried.

Williams Charter Township

Amy Charney, Clerk

Paul Wasek, Supervisor