

**CHARTER TOWNSHIP OF WILLIAMS
BOARD OF TRUSTEES
REGULAR MEETING – June 8, 2010**

The Board of Trustees of the Charter Township of Williams held a regular meeting on Tuesday June 8, 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

Kathy Hugo, 1788 W. Midland Road was present and spoke on the lack of a township noise ordinance and the Bay County Noise Ordinance, which she considers outdated. She has filed several complaints with the township regarding an ongoing noise problem generated from the address of 1859 W. N. Union Road by four wheel drive trucks, four wheeled recreation vehicles, and motocross bikes, all of which she states have no mufflers or noise suppression equipment installed. The 10 acre parcel on W. N. Union Road is located directly behind her home with no screening to muffle or mask the noise decibels.

She agreed to submit additional paperwork stating dates and times of operation but is very frustrated and upset that nothing can be done to remediate the continual problem.

A police report was forwarded to the Bay County Prosecutor but as of this date no action has been taken.

T. Paige indicated that they do not have permission to ride or trespass on the railroad or pipeline property.

IV. Changes to Agenda

Sandy Covalleski, Commercial Equities, will be moved to agenda item number 2.

The Supervisor's report addressed obtaining a larger flag pole for the township park and moving it to a more prominent location. It is presently obscured by the pine trees directly west of the main entrance path. Trustees agreed that P. Wasek should obtain price quotations for our next meeting.

V. Consent Agenda

1. Approve the May 11, 2010 Board of Trustee Minutes as presented.
2. Approve the June 1, 2010 Board of Trustees Minutes as presented.
3. Approve the payment of bills as submitted.
4. Receive the May 2010 Financial (cash) Report as presented.
5. Receive the May 2010 Revenue Report and May 2010 Expense Report as presented.
6. Receive the Supervisor's Update of Projects and Issues as presented.
7. Receive the List of Committee Reports, attached Exhibit C.
8. Approve the payment of expenses for appropriate township personnel to attend workshops within Michigan, listed in attached Exhibit D.
9. Receive the Miscellaneous Correspondence and Communication List, attached Exhibits E and F, respectively.

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

7 Ayes 0 Nays Motion carried.

VI. Regular Agenda

1. East Michigan Council of Governments (EMCOG)

Becoming a member of EMCOG was initially discussed during the May meeting, but several Trustees had additional questions that could not be answered at that time.

P. Wasek invited Sue Fortune, Executive Director of EMCOG to attend this months meeting to answer the questions and provide additional information about the organization.

East Central Michigan Planning & Development Regional Commission (ECMPDRC) was originally created in 1968 by the U.S. Department of Commerce, Economic Development Administration as a federal Economic Development District. In 2009 ECMPDRC reorganized and became East Michigan Council of Governments (EMCOG). It remains a federal Economic Development District for a 14 county region of East Central Michigan, which encompasses the three urban centers of Bay, Midland, and Saginaw Counties.

They assist local governments with planning and obtaining grants but have no taxing powers. They receive no general appropriations from state government although they are under contract to individual state agencies to assist them with various projects, including review of grants. They are considered a political subdivision of the state acting as a non-profit.

Bay County dues are currently \$5,000 per year. Municipalities within the county are broken down by unit percentage of total State Equalized Value. Based on the formula, the annual dues for Williams Township would be \$281.00. The dues are determined annually by their governing council.

Members of the Board thanked S. Fortune for attending the meeting and answering all questions.

06-10-019-E/M A motion was made by Paige and seconded by Hoverman to pay
===== yearly dues as discussed to join East Michigan Council of
Governments. Dues will be for the calendar year beginning June 1, 2010 and continuing
through May 31, 2011. 7 Ayes 0 Nays Motion carried.

2. Commercial Equities Purchase Agreement

Sandy Covaleski, Commercial Equities, was present at the request of P. Wasek. She gave a brief synopsis of what has transpired to this point in time on the possible purchase of the property located at 1100 W. Midland Road, a 1/1/2 acre parcel with a dilapidated home, located next to the Auburn Williams Fire Department and contiguous to the township park.

An inspection of the home was completed by Larry Van Wert, Van Wert Inspections, and will be provided to the listing agent, Anthony Rapp. He will be advised to pass a copy onto the bank that now owns the home. The report lists numerous items in disrepair along with mold issues that prove the value of the home is much lower than indicated by the listed price.

Two previous offers made by the township have been rejected by the financial institution which is located in Utah. The original listing price was \$94,900; the price is currently \$74,900. Public records indicate the purchase price was \$68,000, approximately one year ago.

A lengthy discussion followed with differing opinions as to what the maximum purchase amount should be. Three potential amounts were discussed at length. It was agreed by a majority of board members to submit another offer for the mid range amount of the three different prices suggested and discussed.

P. Wasek reminded the board that a motion was made on March 9, 2010 giving him the authority to submit a purchase agreement on the property.

3. Garfield Road Fire Hydrant Installation

In 2008 an additional building was approved for construction at the storage facility (recently re named Airport Storage) owned by Michael Smillie, 5141 S. Garfield Road in Section 26 of the township. Around the same time, a recommendation was made by Mike Snyder, Auburn Williams Fire Chief, that another fire hydrant be installed in the vicinity of 5162 S. Garfield Road, across the road from the storage units.

Paul Colbeck, Bay County Department of Water & Sewer, indicates that they will need to hire a contractor to install the hydrant and has estimated the cost at \$5,000. The homeowner where the proposed hydrant will be located has agreed to the installation and signed a letter of understanding with the township.

Funding for installation of the fire hydrant will come from monies held by Bay County DWS for operation and maintenance.

06-10-020-B/F/W A motion was made by Plant and seconded by Putt to accept the
===== recommendation of Mike Snyder, Auburn Williams Fire Chief, to authorize Bay County DWS to install a fire hydrant a 5162 S. Garfield Road at a cost not to exceed \$5,000. Funding will come from monies held by Bay County DWS for operation and maintenance.

7 Ayes 0 Nays Motion carried.

4. Auburn Cornfest Fireworks Permit

Wolverine Fireworks Display has requested a Fireworks Permit for the annual fireworks display at the Auburn Cornfest on July 8, 2010 (Rain Date July 9, 2010). The township has approved this permit in the past.

Following are requirements that Wolverine Fireworks, Inc. must meet:

1. Submit a FM51 *Application For Fireworks Display Permit* form (per Michigan State Police Fire Marshall Division)
2. Fireworks activities will comply with NFPA Standards 1123, 1124, and 1126.
3. Provide a valid *Certificate of Insurance* naming the *Charter Township of Williams* and the *Auburn/Williams Fire Department* as Additional Insureds.
4. Arrange for an ambulance and the Auburn/Williams Fire Department to be on site.

Wolverine Fireworks have complied with all of the above requirements.

06-10-021-A/F A motion was made by Paige and seconded by Hoverman to
===== authorize the Supervisor to sign and issue the Permit for Fireworks Display to Wolverine Fireworks Display, Inc. for the Auburn Cornfest on July 8, 2010, with a rain date of July 9, 2010.

7 Ayes 0 Nays Motion carried.

4. Five Year Road Plan

An amended five year road improvement plan was provided by P. Wasek for review and discussion. Cost estimates were received from the road commission for two projects that can begin yet this year.

An estimate was received for Nine Mile Road from Salzburg Road to Hotchkiss Road to crush and shape, add four inches of aggregate and complete ½ mile of ditching. The 2010 payment would be approximately \$67,464.00. The double seal payment in 2011 is \$47,250.00 and the final seal payment in 2012, \$19,500.00.

An estimate was also received for Nine Mile Road from Townline Road to approximately 1,000 feet south of Chip Road. to crush and shape, add four inches of aggregate, and complete ½ mile of ditching. The 2010 payment would be approximately \$66,641.00. The double seal payment in 2011 is \$47,250.00 and the final seal payment in 2012, \$20,475.00.

Discussion followed regarding other roads that are also in very poor condition. An estimate was also obtained to crush, shape, and add three inches of gravel to Roberts Road from Eleven Mile Road to the west end, approximately ¾ mile in length. The estimate is \$30,635.00 and includes no ditching. It is unknown if funding will be available in 2011 to properly ditch and then double chip and seal the road if the Building Better Local Road (BBLR) Funding is eliminated by the Bay County Road Commission. The BBLR was suspended for one year a few years ago and then was reinstated when state funding improved. It is hopeful that the program will continue to be available to assist townships with road funding. P. Wasek agreed to send correspondence to residents on Roberts Road, prior to signing an Agreement.

06-10-022-A/B/R A motion was made by Paige and seconded by Plant to authorize
===== the Supervisor and Clerk to sign an Agreement with the BCRC for 2010 improvements to Nine Mile Road between Salzburg Road and Hotchkiss Road and Nine Mile Road from Townline Road south to approximately 1,000 feet south of Chip Road.

7 Ayes 0 Nays Motion carried.

5. 2009 Township Audit

P. Wasek briefly commented on the Management Discussion & Analysis section of the 2009 township audit.

06-10-023-A A motion was made by Plant and seconded by Putt to receive the
===== 2009 Audit as provided by Abraham & Gaffney, P.C.

7 Ayes 0 Nays Motion carried.

VII. Unfinished Business

There was no unfinished business.

VIII. Other Committee Reports

T. Paige provided information on projects under consideration by the township planning commission.

Steven Clark is in the process of obtaining site plan approval to construct a 48 X 200 building for his company on Garfield Road in Section 23 of the township, Monark Equipment Technologies. The parcel may need to be rezoned from Industrial to Light Industrial in order for him to comply with setbacks.

Plans are also underway by new owners to rezone the Tri City Speedway property from Rural Estate to Planned Unit Development. They plan make approximately \$500,000.00 in improvements to the site.

IX. New Business

The city of Bay City is in the process of making a determination as to whether or not to increase the water rates to the out city customers and by how much. We are currently charged \$2.06 per 100 cubic feet and the charge could be increased by as much as .30 per 100 cubic feet. Our water rate ordinance may require an amendment. More information will follow as it becomes available.

X. Adjournment

A motion was made by Plant and seconded by Gower to adjourn the meeting at 9:27 p.m.
7 Ayes 0 Nays Motion carried.

Williams Charter Township

Amy Charney, Clerk

Paul Wasek, Supervisor