

**CHARTER TOWNSHIP OF WILLIAMS
BOARD OF TRUSTEES
REGULAR MEETING – March 12, 2009**

The Board of Trustees of the Charter Township of Williams held a regular meeting on Thursday March 12, 2009 at the Township Hall. The agenda is attached Exhibit A.

I. Call to Order & Roll Call

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

Absent: 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

The Michigan State Police Post discussion will be moved to the regular agenda.

V. Consent Agenda

1. Approve the February 10, 2009 Board of Trustee Minutes as presented.
2. Approve the February 23, 2009 Board of Trustee Minutes as presented.
3. Approve the payment of bills as submitted.
4. Receive the December 2008 Revenue Report and Expense Report as presented.
5. Receive the January 2009 Revenue Report and Expense Report as presented.
6. Receive the February Financial (cash) Report as presented.
7. Receive the February 2009 Revenue Report and Expense Report as presented.
8. Receive the Supervisor's Update of Projects and Issues as presented.
9. Receive the List of Committee Reports, attached Exhibit D.
10. Approve the payment of expenses for appropriate township personnel to attend workshops within Michigan, listed in attached Exhibit E.
11. Receive the Miscellaneous Correspondence and Communication List, attached Exhibits F and G, respectively.

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

6 Ayes 0 Nays Absent: Gower. Motion carried.

VI. Regular Agenda

1. Auburn/Williams Fire District Budget Contributions

Correspondence was received from the Auburn/Williams Fire District Administrative Board regarding the contribution percentage for annual operating expenses of the fire department per the Municipal Agreement (Green Sheet). The contribution percentage was reviewed by using the formula in the agreement that includes state equalized value, population, and number of runs.

An average percentage was formulated by using the last three years of the above elements. It was determined that the current Williams Township 70 % contribution and the city of Auburn 30% contribution should be amended to Williams Township, 67% and city of Auburn, 33%, effective January 1, 2010. Both the city and township must agree to amend the percentage, prior to a change becoming effective.

03-09-014-A/A/B/W A motion was made by Putt and seconded by Plant to authorize the
===== Auburn/Williams Fire District Administrative Board to amend the contribution percentage for annual operating expenses of the Auburn/Williams Fire District to Williams Township, 67% and the city of Auburn, 33% with their 2010 budget prepared within 2009 budget parameters. The change shall become effective January 1, 2010.

6 Ayes 0 Nays Absent: Gower. Motion carried.

2. Planning Commission Member Appointments

The Board of Trustees adopted Williams Township Ordinance No. 165 on December 9, 2008. It amended several provisions of Williams Township Ordinance No. 33, the township zoning ordinance, including amendments to comply with Public Act 33 of 2008, the Michigan Planning Enabling Act. Due to a requirement of this Act, the provision in Ordinance No. 165 to create a township planning commission could not take effect until 63 days after adoption and subsequent publication of the ordinance. Existing commissioners now need to be reappointed since the 63 day time period has lapsed. Terms are for three years, however members first appointed must be appointed to one year, or two year terms so that the terms of one third of all the planning commission members will expire each year.

T. Paige recommended that all current members of the township planning commission be reappointed. None of the proposed appointments will shorten any of the terms, but in some instances a current member's term may be extended.

03-09-015-A/M/P A motion was made by Plant and seconded by Wasek to
===== accept the Supervisor's recommendation to appoint William Steward as a member of the township Planning Commission for a term to begin immediately and end December 31, 2009. All appointees shall serve at the pleasure of the township board.

6 Ayes 0 Nays Absent: Gower. Motion carried.

03-09-016-A/M/P A motion was made by Hoverman and seconded by Putt to
===== accept the Supervisor's recommendation to appoint Chad Adams as
a member of the township Planning Commission for a term to begin immediately and end
December 31, 2009. All appointees shall serve at the pleasure of the township board.
6 Ayes 0 Nays Absent: Gower. Motion carried.

03-09-017-A/M/P A motion was made by Charney and seconded by Wasek to
===== accept the Supervisor's recommendation to appoint Jamie Hurt as a
member of the township Planning Commission for a term to begin immediately and end
December 31, 2010. All appointees shall serve at the pleasure of the township board.
6 Ayes 0 Nays Absent: Gower. Motion carried.

03-09-018-A/M/P A motion was made by Wasek and seconded by Hoverman to
===== accept the Supervisor's recommendation to appoint Doug Putt as a
member of the township Planning Commission for a term to begin immediately and end
December 31, 2010. All appointees shall serve at the pleasure of the township board.
6 Ayes 0 Nays Absent: Gower. Motion carried.

03-09-019-A/M/P A motion was made by Putt and seconded by Wasek to
===== accept the Supervisor's recommendation to appoint Doug
Behmlander as a member of the township Planning Commission for a term to begin
immediately and end December 31, 2011. All appointees shall serve at the pleasure of the
township board.
6 Ayes 0 Nays Absent: Gower. Motion carried.

03-09-020-A/M/P A motion was made by Plant and seconded by Wasek to
===== accept the Supervisor's recommendation to appoint Shirley Villaire
as a member of the township Planning Commission for a term to begin immediately and
end December 31, 2011. All appointees shall serve at the pleasure of the township board.
6 Ayes 0 Nays Absent: Gower. Motion carried.

03-09-021-A/M/P A motion was made by Plant and seconded by Putt to
===== accept the Supervisor's recommendation to appoint Paul Wasek as
the township board representative to the township Planning Commission, effective
immediately. All appointees shall serve at the pleasure of the township board.
6 Ayes 0 Nays Absent: Gower. Motion carried.

3. Local Roadside Mowing Agreement

Williams Township contracts for mowing local township roadsides and ditch banks two times per year. In 2003, proposals were requested from contractors with an option to renew the agreement for two additional years, which resulted in an agreement with William Meylan, Inc. In 2006, that agreement was extended for an additional three years through 2008.

B. Meylan has indicated he will continue mowing township roadways and ditches for another three year term and will freeze the fee for 2009 at \$3,770 per cutting, the same rate as 2008. He further indicated that he will negotiate a mutually agreeable cost in 2010 and 2011 using the Consumer Price Index as a guide in determining the per cutting fee.

03-09-022-A/R A motion was made by Plant and seconded by Putt to enter into a
===== three year agreement for local roadside mowing with William Meylan, Inc. at a cost of \$3,770 per cutting in 2009. The township and contractor will mutually agree upon the cost for years 2010 and 2011 by April 15th of each year, utilizing the Consumer Price Index as a guide in determining the per cutting cost. The agreement will be automatically terminated if no agreement to extend is reached by April 15th of any year. Copies of liability insurance and proof of workers compensation insurance shall be submitted to the township prior to beginning work each year.

6 Ayes 0 Nays Absent: Gower. Motion carried.

4. 2008 Winter and Summer Property Tax Collection Reports

The delinquent property taxes were transmitted by email to the Bay County Treasurer's office on March 3rd. All property owners must now pay any remaining taxes due from 2008 at the Bay County Treasurer's office. A summary of the 2008 winter and 2008 summer property tax collections was provided by C. Hoverman.

03-09-023-P/T A motion was made by Charney and seconded by Wasek to receive
===== the 2008 summer and 2008 winter tax collection reports provided by the township treasurer.

6 Ayes 0 Nays Absent: Gower. Motion carried.

5. Bay City State Recreation Area Spray Park

The Bay County Board of Commissioners passed a resolution supporting efforts to build a spray park at the Bay City State Recreation Area and are requesting local units of government do the same. The resolution passed by the County Commissioners was distributed to the local municipalities.

03-09-024-B/B/S A motion was made by Putt and seconded by Plant to support the
===== efforts of the Friends of Bay City State Recreation Area to build a spray park at the Bay City State Recreation Area, attached Exhibit C.

6 Ayes 0 Nays Absent: Gower. Motion carried.

6. Eastwood Subdivision South No. 2 Tentative Preliminary Plat Approval

Gushow Land Development Company, LLC has made application for tentative preliminary plat approval for Eastwood Subdivision South No. 2. It is a nine lot residential subdivision addition to Eastwood Subdivision South and includes a detention pond. It is located on 6.60 R-1 zoned acres on the south side of North Union Road, east of Flajole Road in Section 20 of the township.

The township planning commission held a public hearing during their March 2, 2009 meeting. After receiving comments from one neighbor, a motion was made, seconded, and passed unanimously recommending that the township board of trustees approve the tentative preliminary plat with the requirement that all aspects of Ordinance No. 33 be adhered to when the retention pond is constructed.

03-09-025-E/P/S A motion was made by Putt and seconded by Plant to accept the
===== recommendation of the township planning commission to approve the tentative preliminary plat of Eastwood Subdivision South No. 2, a nine lot residential subdivision located in Section 20 of the township.
6 Ayes 0 Nays Absent: Gower. Motion carried.

7. Michigan State Police Post

The State has determined that a 10,700 square foot building is needed for the proposed state police post. Construction estimates indicate that the entire amount of funding appropriated by the state Legislature will be required for construction, leaving no money for utility extensions such as water and sewer or for improving Flajole Road.

Rob Gruesbeck, MI Department of Management and Budget Design & Construction Division, has been instructed to seek alternate sites that are served by all utilities, or as an alternative, additional budget appropriations may be requested. Senator Barcia has been included in all conversations and is well aware that additional funding may need to be considered. As for additional sites, T. Paige will send information on 5 to 15 acre sites within the township. Of course, the preferred site is still the Dow Corning owned parcel on the northeast corner of Salzburg Road and Flajole Road.

Discussion followed regarding the water and sanitary sewer already in place along Flajole Road. All agreed that Senator Barcia and R. Gruesbeck should be sent correspondence indicating that we are willing to commit funds for a portion of the sanitary sewer extension, perhaps 33% or a bit more, if necessary, in order that the post be located on the corner of Salzburg Road and Flajole Road.

03-09-026-M/M/S/W A motion was made by Plant and seconded by Putt to
===== authorize the township supervisor to negotiate with the state of Michigan for funding of required infrastructure needed to locate the Michigan State Police post on the northeast corner of Flajole Road and Salzburg Road.
6 Ayes 0 Nays Absent: Gower. Motion carried.

The condition of Flajole Road between Salzburg Road and Midland Road was briefly discussed.

VII. Unfinished Business

There was no unfinished business.

VIII. New Business

The public comment period on the MI Department of Environmental Quality permits for the proposed Consumer's Energy plant in Hampton Township will begin in April. Formal testimony will be taken on April 14 and April 15 at the Bay Valley Resort.

Road conditions were briefly discussed as was the bridge on Eight Mile Road north of Salzburg Road.

Nineteen petitioners came to the Board of Review and 43 petitions were submitted.

The BCTOA meeting is April 15th at Portsmouth Township. The deadline for reservations is April 6th. It is our turn to host the July picnic.

IX. Other Committee Reports

T. Putt provided a brief report on the Auburn/Williams Fire District meeting.

X. Adjournment

A motion was made by Plant and seconded by Hoverman to adjourn the meeting at 8:40 p.m.

6 Ayes 0 Nays Absent: Gower. Motion carried.

Williams Charter Township

Amy Charney, Clerk

Tom Paige, Supervisor