

**CHARTER TOWNSHIP OF WILLIAMS
BOARD OF TRUSTEES
REGULAR MEETING – September 8, 2009**

The Board of Trustees of the Charter Township of Williams held a regular meeting on Tuesday September 8, 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), Gower (Trustee), Plant (Trustee), Putt (Trustee), and Wasek (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 at this time.

IV. Changes to Agenda

P. Wasek had a couple of questions on items included in correspondence.

V. Consent Agenda

1. Approve the August 11, 2009 Board of Trustee Minutes as presented.
2. Approve the payment of bills as submitted.
3. Receive the August 2009 Financial (cash) Report as presented.
4. Receive the August 2009 Revenue Report and August 2009 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 F.
7. Approve the payment of expenses for appropriate township personnel to attend workshops within Michigan, listed in attached Exhibit G.
8. Receive the Miscellaneous Correspondence and Communication List, attached Exhibits H and I, respectively.

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

7 Ayes 0 Nays Motion carried.

VI. Regular Agenda

1. Public Hearing, Trash Collection 2010-2014

The Public Hearing began at 7:03 p.m.

Amy Tober, representing Waste Management, was present to provide information or answer questions from those in attendance.

T. Paige provided information on the process to re establish the special assessment district for the collection of trash, recycling, and yard waste pickup, and the resolutions passed to date in order to continue with the township wide program.

This public hearing is held in order to re create the special assessment district. If written objections do not constitute more than 20% of the total land area in the proposed special assessment district (all parcels of land which have a single-family, a two-family, a three-family, a four-family residence, mobile homes, and condominiums comprising residential units) a resolution can be passed later in the meeting to re establish the special assessment district and direct the township supervisor to prepare the special assessment roll for November 2009 through December 2014.

The proposed special assessment fee for a single-family residence is as follows:

- | | |
|------------------------------|-----------|
| ● November and December 2009 | No charge |
| ● 2010 and 2011 | \$127.00 |
| ● 2012 and 2013 | \$133.00 |
| ● 2014 | \$138.00 |

In addition to the above rates, Waste Management shall be entitled to impose a fuel surcharge to the “per residence” monthly collection rate equal to 1 ¢ for every 4 ¢ of diesel prices that are above \$2.75 per gallon during the contract. The average diesel price shall be determined by reference to the United States Department of Energy Midwest Average as specified at the Department of Energy website.

T. Paige stated the fuel surcharge was precipitated by the soaring cost of fuel during the summer of 2008. The cost of diesel fuel has been well below the \$2.75 per gallon price during 2009.

T. Paige then asked the 19 residents in attendance if they had any questions regarding the special assessment district. There were no questions concerning the re-creation of the special assessment district.

Questions were asked about how to dispose of tires, hazardous waste and contractor materials.

T. Putt indicated that Bay County Mosquito Control will be conducting a tire drive this fall. The date has not yet been determined.

There will also be a hazardous waste drop off site at the Bay County fairgrounds this fall. Appointments are necessary. Information will be posted on the township sign as it becomes available.

Contractor materials can be boxed, bundled or bagged and must weigh 50 pounds or less.

There were no other questions from those in attendance.

T. Paige stated three letters were received opposing the re-creation of the special assessment district. One was from the owner of both mobile home parks located in the township.

He then asked if there were any objections to the trash special assessment district from those attending the public hearing. No one raised their hand or objected verbally.

Residents were then thanked for attending the meeting.

The public hearing concluded at 7:32 p.m.

2. Trash Resolution No. 2

Bill Darbee, Township Attorney completed all paperwork to move forward with the creation of the special assessment district that continues with the current level of township wide trash pickup, recycling and yard waste pickup by Waste Management of Michigan & Ohio, Inc. Public notices appeared in The Bay City Democrat on August 27, 2009 and September 3, 2009. The public notice was mailed to all township residents on August 24, 2009.

Resolution No. 2 establishes the Special Assessment District for a duration of fifty (50) years and directs the township Supervisor to prepare the special assessment roll for November 2009 through December 2014 with names of owners and total amounts to be assessed against each parcel of land.

The fees were discussed during the public hearing portion of the meeting.

09-09-058-P/P/S/T/T/W A motion was made by Wasek and seconded by Putt to
===== adopt Resolution No. 2 that establishes the Special
Assessment District to provide for township wide collection of trash, recycling, and yard
waste pickup with Waste Management of Michigan & Ohio, Inc., attached Exhibit C.
Ayes: Charney, Gower, Hoverman, Paige, Plant, Putt, and Wasek.
Nays: None.
Motion carried.

3. Budget Transfer Resolution No. 1

T. Paige and A Charney explained the budget transfers.

09-09-059-A/B/T A motion was made by Plant and seconded by Wasek to adopt
===== Budget Transfer Resolution No. 001 for fiscal year 2009, attached
Exhibit D.
Ayes: Gower, Hoverman, Paige, Plant, Putt, Wasek, and Charney.
Nays: None.
Motion carried.

4. Charter Communications Agreement

Charter Communications sent correspondence regarding video service that is currently provided to the township at no charge. The Uniform Video Services Local Franchise Act, Public Act of 480 of 2006, required that a uniform state agreement be used for video franchising throughout Michigan. The new agreements do not include provisions that mandate companies to provide complimentary service to municipalities such as Williams Township. Charter Communications is now proposing a fee of \$4.99 per month plus any applicable fees.

09-09-060-C/C/F A motion was made by Gower and seconded by Plant to authorize
===== the Supervisor to execute the agreement with Charter
Communications to provide video service to Williams Township for a monthly fee of
\$4.99 plus applicable fees.
7 Ayes 0 Nays Motion carried.

5. Township Hall Walking Availability

The township board adopted a policy in 1988 to allow walking in the township hall on certain days. T. Paige provided a resolution to update the township's policy regarding walking in the township hall.

09-09-061-H A motion was made by Plant and seconded by Putt to adopt the
===== resolution to update the policy on walking in the township hall, attached
Exhibit E.
7 Ayes 0 Nays Motion carried.

6. B.C.T.O.A. Quarterly Meeting

The B.C.T.O.A. October Quarterly Meeting is scheduled for October 21st at Bangor Township. Reservations are due October 7th.

VII. Unfinished Business

There was no unfinished business.

VIII. New Business

There was no new business.

IX. Other Committee Reports

T. Putt announced that the Auburn-Williams Fire Department annual policy review meeting will be held on September 17th.

The Eight Mile Road culvert is being replaced this week.

X. Adjournment

A motion was made by Plant and seconded by Hoverman to adjourn the meeting at 7:45 p.m.
7 Ayes 0 Nays Motion carried.

Charter Township of Williams
Board of Trustees
September 8, 2009

Williams Charter Township

Amy Charney, Clerk

Tom Paige, Supervisor