

**CHARTER TOWNSHIP OF YPSILANTI
MINUTES OF THE FEBRUARY 19, 2019 WORK SESSION**

Clerk Lovejoy Roe called the meeting to order at approximately 5:00 p.m. in the Ypsilanti Township Civic Center Board Room, 7200 S. Huron River Drive, Ypsilanti Township.

Members Present: Supervisor Stumbo, Clerk Karen Lovejoy Roe, and Treasurer Larry Doe, Trustees: Stan Eldridge, Heather Jarrell Roe, and Jimmie Wilson Jr.

Members Absent: Trustee Monica Williams

Legal Counsel: Wm. Douglas Winters

Attorney Winters introduced Attorney Richard Stokan with O'Connor, DeGrazia, and Tamm Law Firm. He said they are one of the firms the Township and MML, our Insurance Company, uses when a lawsuit is filed that falls under our insurance coverage. Attorney Winters stated that the lawsuit was filed several years ago with the American Center for Independent Living and other groups being named plaintiffs alleging violations of the ADA based upon several projects in Ypsilanti Township. Attorney Winters stated Pittsfield Township, WCRC, and MDOT were also named as defendants in this lawsuit. Attorney Winters stated that Attorney Richard Stokan has been involved with many of these types of lawsuits over the years and has had dealings with the Plaintiffs Attorney.

A motion was made by Trustee Wilson supported by Treasurer Doe to enter into Closed Session for Discussion on Lawsuit with Michigan Paralyzed Veterans of America, Inc. and the Ann Arbor Center for Independent Living.

Jarrell Roe	Yes	Eldridge	Yes	Lovejoy Roe	Yes
Stumbo	Yes	Doe	Yes	Wilson	Yes

The motion carried unanimously.

The Board entered into closed session at 5:13 p.m.

The Board ended the closed session at 6:04 p.m.

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2. AGENDA REVIEW.....SUPERVISOR STUMBO

A. MINUTES OF THE FEBRUARY 5, 2019 WORK SESSION AND REGULAR MEETING

Supervisor Stumbo asked to remove the February 5, 2019 Work Session Minutes from the agenda and place them on the March 5, 2019 agenda for approval since they were just distributed and all agreed.

B. STATEMENTS AND CHECKS

- 1. STATEMENTS AND CHECKS FOR FEBRUARY 19, 2019 IN THE AMOUNT OF \$712,716.33**
- 2. CHOICE HEALTH CARE DEDUCTIBLE ACH EFT FOR JANUARY 2019 IN THE AMOUNT OF \$44,109.14**

C. JANUARY 2019 TREASURER'S REPORT

ATTORNEY REPORT

A. GENERAL LEGAL UPDATE (Presented at the end of Work Session Meeting)

- 1. RESOLUTION 2019-05, AUTHORIZING THE CHARTER TOWNSHIP OF YPSILANTI BOARD OF TRUSTEES TO APPROVE THE "LAND AND WATER CONSERVATION FUNDS" PROPOSED "AMENDMENT TO PROJECT AGREEMENT DUE TO CONVERSION" SPECIFICALLY AMENDMENT #1 26-01080, 26-01725, AND 26-01293 AND AUTHORIZE SAID AMENDMENTS TO BE SIGNED BY TOWNSHIP SUPERVISOR BRENDA L. STUMBO AND CLERK KAREN LOVEJOY ROE**

Supervisor Stumbo explained the reason for the conversion was that a cell tower was put up at Ford Lake Park and per DNR grant rules this was not allowed. She said other Township land had to be converted to park land in order for the township to be in compliance of DNR rules and to be able to apply for grants.

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Clerk Lovejoy Roe stated there were three different parcels at Ford Lake Park that required the conversion of land to Glenwood Park.

- 2. REQUEST OF SARA JO SHIPLEY, ECONOMIC DEVELOPMENT DIRECTOR FOR APPROVAL OF AGREEMENT WITH AKT PEERLESS TO COMPLETE A PHASE 1 ENVIRONMENTAL ASSESSMENT FOR 1150 MIDWAY, PROPOSED FUTURE SKATEPARK LOCATION, IN THE AMOUNT OF \$2,150.00 BUDGETED IN LINE ITEM #101-956-000-801-000**

Attorney Winters updated the board with the status of this project.

- 3. REQUEST OF SARA JO SHIPLEY, ECONOMIC DEVELOPMENT DIRECTOR FOR APPROVAL OF A GRANT APPLICATION TO THE WASHTENAW COUNTY BROWNFIELD REDEVELOPMENT AUTHORITY FOR AN ENVIRONMENTAL ASSESSMENT GRANT IN THE AMOUNT OF \$2,150.00 AND TO APPROVE THE AGREEMENT WITH THE WASHTENAW COUNTY BROWNFIELD REDEVELOPMENT AUTHORITY ENVIRONMENTAL ASSESSMENT GRANT AGREEMENT**
- 4. REQUEST OF MIKE RADZIK, OCS DIRECTOR FOR AUTHORIZATION TO SEEK LEGAL ACTION IF NECESSARY TO ABATE PUBLIC NUISANCE FOR PROPERTY LOCATED AT 677 ONANDAGA AVE. IN THE AMOUNT OF \$10,000.00 BUDGETED IN LINE ITEM #101-950-000-801-023**

Mike Radzik, OCS Director explained that this was a single-family house in West Willow. He explained it was foreclosed and that the bank did not register it with the Township as a vacant house. Mr. Radzik said that a warrant was initiated to inspect the house. He said there was running water, causing flooding, and YCUA had to turn off the water. Mr. Radzik said there is blight inside and outside the house.

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**5. REQUEST OF FIRE DEPARTMENT CAPTAIN FRED ANSTEAD FOR
YPSILANTI TOWNSHIP TO BECOME A MEMBER OF THE
HOUSTON-GALVESTON AREA COUNCIL'S (H-GAC)
COOPERATIVE PURCHASING PROGRAM KNOWN AS HGACBUY**

Clerk Lovejoy Roe explained this request. Chief Copeland stated this would be an efficient way of bidding for trucks. He said that this was not just for fire trucks it also includes services and products that municipalities may need. Clerk Lovejoy Roe indicated she was not aware there was an application. Chief Copeland said that there was an agreement and he would come back to the board when he has the agreement and the cost. It was agreed to table this item until the next board meeting.

6. BUDGET AMENDMENT #3

AUTHORIZATION AND BIDS

**1. REQUEST OF TRAVIS MCDUGALD, IS MANAGER TO SEEK
PROPOSALS FOR THE REPLACEMENT OF THE ANALOG
PHONE SERVICE PROVIDER THROUGHOUT THE TOWNSHIP**

Travis McDugald, IS Manager stated that most of the phone service is changed from analog but faxing and backups are used on the analog system and need to be replaced.

**2. REQUEST OF TRAVIS MCDUGALD, IS MANAGER TO SEEK
PROPOSALS FOR THE REPLACEMENT FOR RENEWAL OF THE
CIVIC CENTER'S PRIMARY INTERNET SERVICE PROVIDER**

**3. REQUEST OF TRAVIS MCDUGALD, IS MANAGER TO SEEK
PROPOSALS FOR A SERVICE PROVIDER TO PROVIDE
IMPROVED NETWORK CONNECTIVITY BETWEEN TOWNSHIP
FACILITIES**

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4. REQUEST OF TRAVIS MCDUGALD, IS MANAGER TO SEEK PROPOSALS FOR THE REPLACEMENT OF FOUR COMPUTER SERVER

2. OTHER DISCUSSION.....BOARD MEMBERS

ATTORNEY REPORT

A. GENERAL LEGAL UPDATE

Attorney Winters stated the Bank of New York was the bank that was holding the mortgage for 677 Onadango. He said the Bank of New York received three billion dollars in taxpayer-funded bailout. Attorney Winters said for many years the Township tried to get our congressional delegation to hear how these banks should be held accountable for doing what they did to many communities including Ypsilanti Township. He said even though foreclosures are down we still have isolated pockets throughout the Township that have these kinds of vacant homes. Attorney Winters stated it was important to hold homeowners as well as financial institutions accountable in keeping these properties clear from blight.

Attorney Winters said he received the revised articles of authority for the Regional Recycling Authority that was presented to the board at the last meeting. He said he would finish reviewing them and get them to the Board.

Attorney Winters stated a former employee had resigned and filed an unfair labor practice. He said the Judge has given the former employee twenty-one days to show cause as why the charge should not be dismissed.

Attorney Winters stated regarding the Michigan Regulation Taxation of Marijuana Act they were still working with other municipalities to see what the new Act would require. He said he had met with Attorney Angela King and began to get more involved with what was going on around the county and the state in how they are handling the Michigan Regulation Taxation of Marijuana Act. He said Clerk Lovejoy Roe was also networking with other Clerks and they have sent copies of different ordinances for opting out. He said it seems that those who are

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opting out at this time is that they just don't know what the the final rules and regulations would be. He stated the six types of business activities that would come into the township were Recreation Marijuana Growers and Sellers, Recreational Marijuana Safety Compliance Facilities, Recreational Marijuana Processors, Recreational Marijuana Micro-Businesses, Recreational Marijuana Retailer, and Recreational Marijuana Transporters. Attorney Winters stated he will attend a seminar for attorneys on April 1st to learn as much as he could regarding Marijuana and the Marijuana Act. Attorney Winters stated that he would craft together a policy resolution to summarize in detail as to where we are now regarding the Marijuana Act and put forth a course of action for the Board to follow during this time period when we are waiting for the rules and regulations to be enacted by LARA. He said he has talked with MTA and they continue to get many resolutions and ordinances everyday. He said he was told that out of about 1200 townships nearly half have opted out but MTA doesn't get them all because some go directly to the State. Attorney Winters said many cities have opted out but only because they need to have more information.

JoAnn McCollum, Township Resident, stated she does not want marijuana dispensaries in Ypsilanti Township. She said having those facilities in our township does not fit into our Master Plan.

Trustee Eldridge stated he agreed with Attorney Winters to investigate and provide a policy resolution for the township to adopt until further issues are resolved regarding the Marijuana Act. He said we should have all the information on issues before we begin to talk about it.

Trustee Jarrell Roe stated she agreed with Trustee Eldridge but she does believe we need to share things with residents on social media. She said we do very good work here and its' important to share it with our Township residents. She said it was helpful to hear from the community. She said she wished that we had discussed the marijuana law before the last meeting

Trustee Wilson stated that he agreed with Attorney Winters to draw up a resolution and it would help the residents to understand the board is not voting against the law regarding Marijuana but want to be more informed on other

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aspects regarding growing, transporting, and selling of Marijuana in Ypsilanti Township.

Clerk Lovejoy Roe stated she did not know how the rest of the board felt about forming a committee to gather information about the aspects regarding the business side of marijuana. She said the committee could include two Planning Commissioners, two Board Members, Charlotte Wilson Planning and Zoning Director, Sara Jo Shipley Economic Development Director and our Attorney. She said they could get the information together and report their findings and recommendations to the Board. Clerk Lovejoy Roe state there was so much information regarding all aspects of the new Marijuana Act.

Trustee Eldridge stated he would support getting a committee together to look into the processing of marijuana. He said he would like to be on the committee.

Supervisor Stumbo said she would like law enforcement on the committee.

Trustee Jarrell Roe thanked everyone for the communication around this issue and for being open to more information about the new marijuana law.

Clerk Lovejoy Roe shared she had followed up with residents that had called or sent emails about the Marijuana Ordinance and all agreed that the township needed to protect the residents and understood the need for ordiances.

Supervisor Stumbo said that if we are going to share on social media it should be the whole agenda.

Trustee Jarrell Roe agreed and shared that she had posted the whole agenda for the current meeting. She also indicated she had learned a lot and appreciated the residents that came out and provided input.

Supervisor Stumbo said she did not mind a long meeting and said in fact that she really enjoyed residents speaking and attending the meeting and sharing their ideas and thoughts.

Lt. Marocco, Ypsilanti Sheriff Department provided a copy of the Annual Report from the Sheriffs' Department to the Board.

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Work Session ended at approximately 6:53 p.m.

Respectfully Submitted,

Karen Lovejoy Roe, Clerk
Charter Township of Ypsilanti