

**CHARTER TOWNSHIP OF YPSILANTI
MINUTES OF THE MARCH 5, 2019 WORK SESSION**

gSupervisor Stumbo 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 and Clerk Lovejoy-Roe,
Trustees: Stan Eldridge, Heather Jarrell Roe,
Monica Ross-Williams, and Jimmie Wilson, Jr.

Members Absent: Treasurer Doe

Legal Counsel: Wm. Douglas Winters

**1. DISCUSSION ON RUTHERFORD POOL BATHHOUSE DONATION
.....SUPERVISOR STUMBO**

Attorney Winters stated that the law states the Township cannot donate public funds without a contract that would give the Township control over how the funds are spent and to make sure the funds were being used for a public purpose. He said back in 2004 the Township donated \$6,000.00 to Rutherford Pool for Operations and in return, the township would have a certain number of passes, there would be certain programming events at the pool and the Township would be able to utilize the city parks at no charge. He said if the Township decided tonight to help with the Rutherford Pool they have a guideline for what was done in 2004. Attorney Winters stated that it was important for children to learn how to swim since there was still a high number of child drownings. He said at this time he did not believe there was enough information to craft a contract but would encourage the board to discuss what was be needed to be in the contract that would benefit township residents.

Trustee Wilson stated that he would like the Attorney to look into it further because he believed it would be a good partnership and he believed many township residents frequent the Rutherford Pool. He said it would also be good to show the township desires to work with other entities for good causes.

Trustee Jarrell Roe stated it would be more convenient for our residents to use the Rutherford pool instead of traveling to Canton or Ann Arbor. She said she

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agrees with Trustee Wilson about collaborating with other municipalities for good causes.

Clerk Lovejoy Roe stated she supports Rutherford Pool and she would suggest that included in the contract Township residents would have the same rates as City residents for swim lessons and entrance fees. She stated that she knows the pool does special events and maybe one night could be a special Ypsilanti Township night to promote the pool for our residents. Clerk Lovejoy Roe stated that in areas that are rural or have lower income residents, the children do not have the opportunity to learn to swim and she said as Attorney Winters has said there was a high rate of drownings among children. Clerk Lovejoy Roe stated that if Rutherford Pool would receive contributions of \$50,000 by March 7, 2019 that would entitle them to a \$50,000 match from MEDC. She asked Attorney Winters if the Board could approve to give them the funds now and make it subject to the approval of a contract. She said she would like the board to notify Rutherford Pool what our contribution would be so they could meet the deadline made by MEDC.

Attorney Winters stated the contract development should involve Angela Verges, Recreation Director. He said she could help with identifying what programs would be beneficial for our youth and seniors in Ypsilanti Township.

Supervisor Stumbo stated the YMCA is doing programming in apartment complexes. She said they were also teaching swimming to residents in the apartment complexes. She said she would like to know how to get scholarships for our residents at Rutherford pool. She said there was also transportation concerns to get our residents out so they could participate in these programs.

Trustee Jarrell Roe stated that AAATA buses go to near the pool and to our Recreation Center on Clark Road. She said residents from Precinct 3 could walk to Rutherford Pool because it was very close. She stated that on their website for Rutherford Pool it does not appear to have different fees for non-city residents.

Trustee Ross-Williams stated that if we are going to offer these services to our residents it should be in our ytown recreation book.

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Supervisor Stumbo stated that we would donate \$5,000.00 contingent upon finalizing a contract. She said that should be enough for them to get the \$5,000.00 match from MEDC.

Attorney Winters stated they would craft a contract after meeting with Attorney Angela King and Angela Verges.

Supervisor Stumbo stated she would send a letter that it was the intent of the Board to donate \$5,000.00 contingent upon finalizing a contract with them.

Michigan Department of Natural Resources Trust Fund Grant

Clerk Lovejoy Roe said the Township Elected Officials along with Chris Nordstrom, Carlisle, Wortman & Associates met with Kirk Profit and he encouraged us to try for a MDNRTR Grant this year. She said the deadline for filing for a Grant this year is April 1st, 2019. Clerk Lovejoy Roe stated the group decided to write a Grant for Loonfeather Point Park. Clerk Lovejoy Roe said the Park Commission approved the grant at the Park Commission Meeting last night. She said the Board is required to hold a Public Meeting for the grant and she said she was requesting that the Public Meeting be set for the March 19, 2019 Board Meeting if the Board agreed.

Supervisor Stumbo stated that if we did not get the Grant this year it would be submitted next year.

Other Business

Clerk Lovejoy Roe asked Trustee Eldridge if he wanted to add to the agenda and discuss his issue that he had wanted to discuss tonight that was not on the work session agenda because his information was not ready for the board packet. She asked since there was time did Trustee Eldridge wanted to discuss it, if the board agreed.

Trustee Eldridge stated he would discuss it at the next board meeting. He said he had wanted to discuss something with seven board members but was not aware that the deadlines had changed regarding items for the agenda. He said he asked

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the Deputy Clerk before tonight’s meeting if the notices had gone out to the Trustees and he was told they had not regarding changes to the board deadlines. He said now there was a second item to discuss, which rules does the Board govern from because he said the only ones he found were rules adopted by the board that were 40 years old. He said our deadlines for submitting material for board meetings, in the current rules, are different from the ones that were changed in an email. He asked which ones should take precedent, the one that was voted on 40 years ago, or the one that was changed by a unilateral decision. He said he did not care which one the board decided to use but he said all board members needed to know so everyone would be on the same page. He said he would wait for the next board meeting for his issue.

Trustee Ross-Williams said she would like the residents to have time before the meeting to review the packet and if having the deadline for the packet would give the board and residents time by Wednesday before the Tuesday board meeting that would be a good period.

2. AGENDA REVIEW.....SUPERVISOR STUMBO

PUBLIC COMMENTS

JoAnn McCollum, Township Resident stated she had researched on the web the communities that have recreational marijuana dispensaries. She said some have managed them very well and some have not. She feels that marijuana dispensaries would not be beneficial to Ypsilanti Township.

Attorney Winters stated he was going to an MTA conference regarding rules and regulations on marijuana. He said he would attend the conference on April 1, 2019 and get as much information as he can before presenting the resolution to the board at the April 16th board meeting.

Trustee Jarrell Roe stated she appreciated all the hard work that has went into researching the legalization of marijuana in Ypsilanti Township. She said she believes all the issues that come before the board whether you are in favor of it

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or not should be given the value they deserve. Trustee Jarrell Roe stated she appreciated all that Attorney Winters had said but she suggested, if it was the will of the board, to go ahead tonight with our prior motion of opting out but still have a resolution presented at the April 16th board meeting.

Supervisor Stumbo said she wanted to wait.

Attorney Winters stated that if the board went through with the prior motion tonight there would be no need for the resolution. He said the resolution was just to put the ordinance in the proper framework.

Trustee Jarrell Roe stated she felt that the resolution would let our community members know that we are still learning about this issue and waiting for the State to give us direction on how this will look and we are not just throwing it away. She said its' a hot topic in our community and she wanted the residents to know we are not ignoring it.

Supervisor Stumbo stated it was tabled for us to get together as a board.

Clerk Lovejoy Roe stated it was tabled until the board wanted to bring it back.

Supervisor Stumbo stated it was tabled until the board had time to discuss it.

Trustee Jarrell Roe said yes it was tabled until we had time to learn more about it. She stated that Supervisor Stumbo said she was worried that LARA would act quickly and removing from table would resolve that concern.

Supervisor Stumbo said the motion to table was to learn more.

Trustee Jarrell Roe said we had more information and said she thought we could do a resolution later explaining purpose of opting out and plans for future.

Supervisor Stumbo said that it would not be good to remove from table and vote without notifying the public.

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Trustee Jarrell Roe asked if there would be a public announcement regarding the resolution and ordinance on opting out of the marijuana businesses for the meeting in April.

Attorney Winters clarified that he would be attending the conference on the new marijuana law on April 1st and the Resolution would be ready for the April 16th board meeting.

Trustee Jarrell Roe said she would remove her request to act on the tabled motion and the opting out motion at the regular meeting tonight and wait until April.

Trustee Ross-Williams said that she went to a conference at the Capital on this subject and she learned a lot.

CONSENT AGENDA

A. MINUTES OF THE FEBRUARY 5, 2019 WORK SESSION, FEBRUARY 5, 2019 WORK SESSION, FEBRUARY 19, 2019 WORK SESSION, CLOSED SESSION AND REGULAR MEETING

Supervisor Stumbo stated she had shared some changes with Clerk Lovejoy Roe for the minutes.

Clerk Lovejoy Roe stated she had made changes.

B. STATEMENTS AND CHECKS

1. STATEMENTS AND CHECKS FOR MARCH 5, 2019 IN THE AMOUNT OF \$664,789.07

ATTORNEY REPORT

1. GENERAL LEGAL UPDATE

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Attorney Winters stated they are having their first negotiation meeting with the Firefighters tomorrow. He said all the contracts seem to expire on the same year and we would like to change that so we are not going through different contracts at the same time.

Attorney Winters stated they would have the final review of the regional recycling authority agreement that would come back to the board at a board meeting. He said this newly developed authority would be more appreciated in the future.

Attorney Winters stated they are dealing with some ongoing issues at the ACM site. He said there might be changes made regarding the transfer of authority between WRAD and ACM. He said if there were changes between WRAD and ACM the Township would be involved. Attorney Winters stated the Township has a development agreement with both WRAD and ACM and if there were a change in authority, the new agreement would have to be brought to the Township Board for their approval. He said the Township Board is a partner with this project.

Attorney Winters stated the ACM Pilot payment for 2018 would be about \$223,000.00.

Attorney Winters stated we still have ongoing issues regarding neighborhood stabilization. He said Mike Radzik and his staff work very hard on issues of blight, drugs, and crime.

Attorney Winters stated he has a meeting tomorrow with Pastor Ford of Greater Faith Transitional Church who had acquired Kaiser School. He said he received an email today from their attorney who said they were no longer representing Greater Faith Transitional Church. Attorney Winters said he still plans on attending the meeting with Pastor Ford. He said one critical issue that must be dealt with is the fire suppression system in the sanctuary. He said that when the meeting was set up the general contractor, fire suppression contractor and others who would address the other violations would all attend. He said he does not know if those contractors will attend the meeting. Attorney Winters stated if Pastor Ford and the Greater Faith Transitional Church are not proceeding in a

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good faith timeline, we may request the board to address this at the April 2, 2019 board meeting.

OLD BUSINESS

1. 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 (TABLED AT THE FEBRUARY 19, 2019 REGULAR MEETING)

Supervisor Stumbo stated this was tabled at the February 19th meeting because the board needed clarification of this program.

Chief Copeland stated they are asking to join HGACBUY, which would allow the township to have pre-bid pricing. He said they could check different vendors for pricing and choose the best vendor. Chief Copeland stated they are asking the Board to consider joining this group.

Trustee Jarrell Roe asked if all the vendors were from Texas. Chief Copeland stated it was a nationwide company and they have vendors all over the country.

Supervisor Stumbo stated that there would be a fee when you purchase something through this group.

Chief Copeland agreed that when you purchase through this group there would be a fee.

Supervisor Stumbo questioned the fee being 1.5% of the total of every purchase order.

Chief Copeland stated that if you purchased one fire truck the fee would be \$2,000.00 but if you bought two fire trucks at one time the fee would still be \$2,000.00. Chief Copeland said there is a fee when purchasing but there was no fee to join. He said you could still use other vendors and not purchase only through HGACBUY.

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Trustee Ross-Williams stated she would need clarification on HGACBUY purchasing program administrative fee schedule.

Trustee Wilson stated the actual item on the agenda was whether to join HGACBUY purchasing program but it was not to purchase anything. He said the details for purchasing were not what we were addressing. Trustee Wilson said that before the Chief would purchase anything through this procedure it would have to be approved by the board.

Supervisor Stumbo stated we would have to sign a contract and she asked Attorney Winters if he had reviewed the contract.

Chief Copeland stated, again, that there was no cost to join or even to look for pricing through HGACBUY. He said this item on the agenda was only a request to join so they would have other avenues for pricing for purchases they may make in the future.

Attorney Winters stated the Township has had for many years a financial policy as a guideline for handling purchases. He said it might be that we need to make revisions to our financial policy to include these new entities if they were in line with our policies.

Chief Copeland stated that with this system, the pricing is already laid out and we would look at the items we want and see if the cost was a good price. He said this was a tool to use to get a price but the board would decide if they would purchase the item.

Trustee Eldridge asked Chief Copeland for verification that if we purchase from this group we pay a fee up to 1 ½% which was still lower than purchasing from somewhere else.

Chief Copeland said yes.

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Trustee Eldridge asked that if we can see the pricing on line without joining why we would have to sign a contract. Trustee Eldridge said the way he understands the contract was that if we buy a fire truck from this group and it was approved, article 6 "Payments" in the contract states that we would have to pay the balance in full within 30 days of the invoice. He said he did not think we had ever done that. Trustee Eldridge stated since we know their price why couldn't we buy it locally for the same price.

Chief Copeland stated that he did not believe we would get a better price than with this group. Chief Copeland stated this group also gives a prepaid discount.

Trustee Ross-Williams stated she has more questions than answers at this time.

Supervisor Stumbo stated that we usually do not finance our purchases.

Trustee Eldridge said he would not want to move forward tonight with the questions that he feels need to be answered.

Chief Copeland stated he guessed this would be tabled again. He said if it pleases the board he could back off from this entirely.

Clerk Lovejoy Roe stated she understands the Chief discovered this tool from the City of Ann Arbor and maybe others in his area of expertise, which can be used to save money on purchases such as fire trucks. She said what you are asking for tonight was only approval to use the tool, you would come back to the board for approval to purchase from this group.

Chief Copeland explained that he has a truck committee that has gone to various sites to put together packages on how to purchase the next two engines. He said because we have the new high-rise buildings coming into the township that it may be time to purchase ladder trucks. He said that when you look at pricing on the trucks, even with the millage, there would not be enough funds to do that. He said last year was the first year we had a balanced budget since he came to Ypsilanti. He said if you change brands of trucks, you change mechanics and he felt he would like to stay with the same brand to keep the same mechanics. Chief

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stated when he went out to the dealer, he suggested this group so we could save some money and he said if we only purchase one truck we may not save as much money but if we are purchasing multiple trucks we would save more. Chief Copeland said this is a good tool to use that but we do not have to use it.

Supervisor Stumbo asked the board if their questions had been answered and they responded they had.

NEW BUSINESS

- 1. REQUEST TO APPOINT BRAD CANNON TO THE YPSILANTI TOWNSHIP PARKS COMMISSION FOR THE TERM ENDING NOVEMBER 20, 2020**

Supervisor Stumbo introduced Brad Cannon to the board.

- 2. 1ST READING OF RESOLUTION 2019-07, PROPOSED ORDINANCE 2019-485, AN ORDINANCE TO AMEND THE CHARTER TOWNSHIP OF YPSILANTI CODE OF ORDINANCES, CHAPTER 42-210 ENTITLED FIREWORKS**

Supervisor Stumbo stated this Ordinance would reduce the number of holidays for setting off legal fireworks and the State had gotten more restrictive.

- 3. REQUEST OF MIKE RADZIK, OCS DIRECTOR FOR AUTHORIZATION TO SEEK LEGAL ACTION IF NECESSARY TO ABATE PUBLIC NUISANCE FOR PROPERTY LOCATED AT 1114 HUNTER AVE. IN THE AMOUNT OF \$10,000.00 BUDGETED IN LINE ITEM #101-950-000-801-023**

Supervisor Stumbo stated they did not comply so possible court action will make them comply.

- 4. REQUEST FOR AUTHORIZATION OF PURCHASE AGREEMENT WITH DTE FOR THE INSTALLATION OF TWO (2) NEW WOOD POLES, TWO (2) 58w LED LEOTEK FIXTURES, ONE WITH A 6' ARM AND ONE WITH 17'6" ARM TO BE LOCATED IN SUGARBROOK PARK IN THE AMOUNT OF \$2,779.94**

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**TO BE BUDGETED IN LINE ITEM #101-956-000-926-050 CONTINGENT
UPON APPROVAL OF THE BUDGET AMENDMENT**

Supervisor Stumbo stated this request came from a meeting Habitat for Humanity had with Sugarbrook residents and the two lights would help in the park.

Supervisor Stumbo said the following items were to set Public Hearings.

- 5. REQUEST TO SET A PUBLIC HEARING DATE OF TUESDAY, APRIL 2, 2019 AT APPROXIMATELY 7:00PM – CREATION OF STREETLIGHT SPECIAL ASSESSMENT DISTRICT #214 LAKEWOOD/MAJESTIC LAKES**
- 6. REQUEST TO SET A PUBLIC HEARING DATE OF TUESDAY, APRIL 2, 2019 AT APPROXIMATELY 7:15 PM – CREATION OF SECURITY CAMERA SPECIAL ASSESSMENT DISTRICT #071 LAKEWOOD/MAJESTIC LAKES**
- 7. REQUEST TO SET A PUBLIC HEARING DATE OF TUESDAY, APRIL 2, 2019 AT APPROXIMATELY 7:30PM – CREATION OF STREETLIGHT SPECIAL ASSESSMENT DISTRICT #215 PONDS AT LAKEWOOD AND MAJESTIC PONDS**
- 8. REQUEST TO SET A PUBLIC HEARING DATE OF TUESDAY, APRIL 2, 2019 AT APPROXIMATELY 7:45PM – CREATION OF SECURITY CAMERA SPECIAL ASSESSMENT DISTRICT #072 PONDS AT LAKEWOOD AND MAJESTIC PONDS**
- 9. REQUEST TO SET A PUBLIC HEARING DATE OF TUESDAY, APRIL 2, 2019 AT APPROXIMATELY 8:00PM – CREATION OF STREETLIGHT SPECIAL ASSESSMENT DISTRICT #216 REDWOOD/NAUTICA POINTS APARTMENTS**
- 10. REQUEST TO SET A PUBLIC HEARING DATE OF TUESDAY, APRIL 2, 2019 AT APPROXIMATELY 8:15PM – CREATION OF SECURITY CAMERA SPECIAL ASSESSMENT DISTRICT #073 REDWOOD/NAUTICA POINTS APARTMENTS**
- 11. BUDGET AMENDMENT #4**

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Supervisor Stumbo stated the Budget Amendment was for the park lights and a PTO payout.

AUTHORIZATION AND BIDS

1. REQUEST OF SUPERVISOR BRENDA STUMBO TO SEEK QUOTES FOR THE FOLLOWING EQUIPMENT

- **TORO 5910 MOWER WITH 16' CUT WITH ENCLOSED CAB**
- **FORD F-550 XL C/C REG CAB, 4X2, 2 DOOR, DRW**
- **PULL BEHIND GASOLINE POWERED 12" CAPACITY WOOD CHIPPER**
- **BOBCAT 36" TREE SPADE**

Supervisor Stumbo said this was a recommendation from the men who run the Parks and the Mowing here at the Civic Center. She said she had distributed pictures of each piece of equipment. She said this request was only for seeking quotes and then it would come back to the board.

OTHER DISCUSSION.....BOARD MEMBERS

Clerk Lovejoy Roe said we would add the Public Hearing on March 19, 2019 for the Grant application under Other Business, all agreed.

Clerk Lovejoy Roe stated she had an announcement that the Census was hiring and it was on the Web. She said the rate of pay starts at \$15.00.

Work Session ended at approximately 6:55 p.m.

Respectfully Submitted,

Karen Lovejoy Roe, Clerk
Charter Township of Ypsilanti