

**CHARTER TOWNSHIP OF YPSILANTI
MINUTES OF THE JULY 16, 2019 WORK SESSION MEETING**

Supervisor Stumbo called the meeting to order at approximately 6:00 p.m. in the Ypsilanti Township Civic Center Board Room, 7200 S. Huron River Drive, Ypsilanti Township.

Members Present: Supervisor Stumbo, Clerk Lovejoy Roe and Treasurer Doe
Trustees: Stan Eldridge, Heather Jarrell Roe,
Jimmie Wilson, Jr. and Monica Ross-Williams

Members Absent: none

Legal Counsel: Wm. Douglas Winters

1. AGENDA REVIEW.....SUPERVISOR STUMBO

PUBLIC HEARING

A. 7:00PM – RESOLUTION 2019-32, CREATION OF NEIGHBORHOOD STREETLIGHT SPECIAL ASSESSMENT DISTRICT #217 AMBERLY GROVE SUBDIVISION #2 (PUBLIC HEARING SET AT THE JUNE 18, 2019 REGULAR MEETING)

Clerk Lovejoy Roe gave an update on the process for the Streetlight Special Assessment District and the issues the HOA was struggling with.

Trustee Eldridge stated he would like the petition process to be the only way a special assessment district could be created.

Trustee Ross-Williams stated it was two HOA Board members who were appointed desired the assessment but it's not clear whether they had a meeting with other residents to discuss the streetlight request.

Trustee Jarrell Roe stated that in the past we have done it different ways and not with just 50% plus one signatures on a petition. She said the board has listened to community members such as the neighborhood watch groups or an HOA, and

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voted on special assessments without receiving petitions from these groups. She said the reason this one was different was the HOA did not have the community support because of other problems between the residents and the HOA.

Supervisor Stumbo explained the history with special assessment districts and the ways they had occurred.

Angela King, Township Attorney stated there were two different statutes for streetlights and for cameras. She said security cameras were under police and fire so the process is a little bit different.

Trustee Ross-Williams asked if we were going with petitions of 50% plus 1 would renters be included.

Clerk Lovejoy Roe stated it would have to be the parcel owner listed through our Assessing Department. She said that Assessing produces the petition and if there was two owners listed for a parcel, they both have to sign. She explained it was a legal process.

Arloa Kaiser, Township Resident asked for clarification on petitions.

Supervisor Stumbo explained this topic was for a special assessment district for an improvement. She said this would be an actual tax that would go on your taxes and there is a process to do that. She said it is not like an ordinance for snow removal.

Supervisor Stumbo stated that in the future there should be 51% acceptance for Streetlight Assessment Districts before it comes to the board for a Public Hearing. She said if we adopted a different SAD process for Cameras we can repeal that and adopt the same 51% petitions for both. Supervisor Stumbo suggested that if there is a single camera or streetlight in an area we would not need a petition for 51%.

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Clerk Lovejoy Roe stated that moving forward she would require 50% plus 1 of property owners signatures on petitions for requests for streetlights, cameras, sidewalks, etc. Clerk Lovejoy Roe suggested reading the Resolution during the meeting and suggested that we vote to deny the SAD for Amberly Grove Subdivision #2 based on the response from the property owners.

CONSENT AGENDA

A. MINUTES OF THE JUNE 18, 2019 WORK SESSION AND REGULAR MEETING AND OF THE JULY 2, 2019 WORK SESSION AND REGULAR MEETING

B. STATEMENTS AND CHECKS

- 1. STATEMENTS AND CHECKS FOR JULY16, 2019 IN THE AMOUNT OF \$1,213,252.61**
- 2. CHOICE HEALTH CARE DEDUCTIBLE ACH EFT FOR JUNE 2019 IN THE AMOUNT OF \$39,448.48**
- 3. CHOICE HEALTH CARE ADMIN FEE FOR MAY 2019 IN THE AMOUNT OF \$1,109.50**

C. JUNE 2019 TREASURER'S REPORT

ATTORNEY REPORT

A. GENERAL LEGAL UPDATE

OLD BUSINESS

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- 1. 2ND READING OF RESOLUTION 2019-27, PROPOSED ORDINANCE 2019-488, AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CHARTER TOWNSHIP OF YPSILANTI, CHAPTER 30, ARTICLE II ENTITLED FIRE PREVENTION CODE BY THE ADOPTION OF THE 2018 EDITION OF THE INTERNATIONAL FIRE PREVENTION CODE (FIRST READING HELD AT THE JUNE 18, 2019 REGULAR MEETING)**

Chief Copeland stated he would kindly ask the Board to move this forward.

- 2. REQUEST TO APPROVE 2ND READING OF RESOLUTION 2019-26, PROPOSED ORDINANCE 2019-487, AMENDING THE ZONING ORDINANCE TO ADD ARTICLE XI-A ECORSE RD. FORM BASED DISTRICT TO ENACT FORM BASED ZONING AND UPDATED USES AND TO REZONE ECORSE RD. TO BE CONSISTENT WITH THE ARTICLE XI-A ZONING ORDINANCE LANGUAGE (FIRST READING HELD AT THE JUNE 18, 2019 REGULAR MEETING)**

Clerk Lovejoy Roe explained the changes made to the Resolution and Ordinance since the 1st reading.

Megan Masson-Minock, Carlisle, Wortman & Associates stated she would answer any questions the board may have. She said she hoped the changes meet with the boards' approval and that the Board would consider approving this tonight.

Trustee Jarrell Roe stated she spoke with someone who was active with our master plan and when she mentioned the drive thru issue, they were very surprised that a drive thru would be something we wouldn't support. She said she does support what is before the board tonight but she does think that walkability has different meanings to different people.

- 3. REQUEST TO WAIVE THE FINANCIAL POLICY AND ACCEPT THE LOW QUOTE FOR PURCHASE OF A NEW STOCK SPARTAN FIRE ENGINE FROM ZAHNEN COMPANIES IN THE AMOUNT OF \$515,000.00 BUDGETED IN LINE**

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**ITEM #206-970-000-979-000 (ITEM TABLED AT THE JUNE 18, 2019
REGULAR MEETING)**

Supervisor Stumbo explained the reason this was a request to waive the financial policy was because our financial policy states we have to get three bids and not quotes but we received three quotes for this fire truck and not bids so the policy had to be waived.

Clerk Lovejoy Roe explained that this request we had tabled from the last meeting and it was left under Old Business. She said this was to purchase one fire truck. She said number one under New Business was to purchase two fire trucks so if the board chooses to purchase the two fire trucks she suggested just to leave this request tabled.

Clerk Lovejoy Roe stated the financial policy had to be waived because the policy required the Fire Truck purchase to come to the board for authorization to go out for bid and in this case the Fire Department did not asked the board for authorization, and they received quotes and did not bid the purchase.

Trustee Eldridge stated he was disappointed that we only received a 1% discount for purchasing two fire trucks. He said he remembers dealing with this company a few years ago with a purchase of a fire truck and had numerous issues with them. He asked what assurances do we have that we won't have the same issues with this purchase. Trustee Eldridge asked if the trucks are not delivered on the promised date is there a clause in the contract that states we would receive compensation for everyday they are late with delivery.

Fred Anstead, Captain, stated in 2009 with the two new trucks our past Fire Chief did not get the contract turned in in time and that moved us to 2009 instead of 2008. He said in 2009 the EPA changed the standard for the motors for the exhaust and we went with a caterpillar engine and then it didn't fit in the chassis. He said that Spartan upgraded to a larger chassis that was more expensive and our former Chief agreed that it would delay the delivery of the truck but they did

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not get it in writing. Captain Anstead stated we purchased our Rosie Truck after that from the same company and there have been no issues regarding the truck.

Attorney Winters stated these contracts are for stock trucks that have already been manufactured. He said except for the added items that our fire personnel added to the trucks, the trucks are ready to be delivered. He said the past fire trucks that were purchased were custom built for us.

Chief Copeland stated that they had no problems when they purchased the Rosie truck. He said they modeled the purchase agreement off the Rosie truck since it went so smoothly. He said for vehicle maintenance they have stayed with the same vendor and kept the same brand.

Trustee Eldridge stated that third party vendors would be supplying the added items and if those items do not come in a timely manner it would delay the delivery on the truck so we would be in the same position as if we ordered a custom truck.

Captain Anstead stated the equipment has already been ordered and they leave on July 29, 2019 for South Dakota to do a final inspection on the trucks.

Trustee Eldridge stated it may go fine but he would like to cover our backside if it doesn't. He said he just wanted some kind of rebate if all doesn't go as planned.

Attorney Winters stated in 2009 we paid for the truck up front but this time they would not receive payment until the truck is delivered.

Trustee Eldridge stated he was comfortable since they were not getting paid until delivery.

Trustee Jarrell Roe asked if the final price included state and federal taxes.

Attorney Winters stated \$1,025,000.00 is what we would budget for so the taxes must be included.

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Captain Anstead stated we do not pay South Dakota sales tax.

Trustee Ross-Williams thanked them for negotiating a discount but was disappointed that it was only \$2,500.00 a truck. She asked what happens to the reserve trucks.

Chief Copeland stated in the power point from the last meeting it showed the trucks that would move into reserve status and the trucks that would be retired.

Attorney Winters stated that in the contract it stated there was a provision that the Township could not waive its' governmental immunity defense but he believes the salesman has taken that out of the contract because the Township would keep in the contract its' governmental immunity defense. He said subject to the one revision the contract is in proper form.

NEW BUSINESS

- 1. REQUEST TO WAIVE THE FINANCIAL POLICY AND SIGN THE PURCHASE AGREEMENT WITH ZAHNEN TO PURCHASE TWO (2) SPARTAN FIRE ENGINES IN THE AMOUNT OF \$1,025,000.00 WITH \$525,000.00 BUDGETED IN LINE ITEM 206-970-000-979-000 AND THE REMAINING \$500,000.00 TO BE BUDGETED IN LINE ITEM #101-970-000-975-206 CONTINGENT UPON APPROVAL OF THE BUDGET AMENDMENT**

- 2. REQUEST APPROVAL OF NON UNION JOB DESCRIPTION OPERATIONS MANAGER AND THE CHANGING OF MICHAEL SARANEN'S POSITION TITLE FROM HYDRO OPERATOR TO OPERATIONS MANAGER**

Trustee Jarrell Roe apologized for not sending these changes to Karen Wallin, Generalist earlier. She explained the changes she would like to see in the job description.

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Karen Wallin, Generalist explained what is an acceptable driving record from our Insurance Company and will make the changes with High School Graduate or Equivalent.

The Work Session adjourned at 6:52 p.m.

Respectfully Submitted,

Karen Lovejoy Roe, Clerk
Charter Township of Ypsilanti