

**CHARTER TOWNSHIP OF YPSILANTI
MINUTES OF THE APRIL 19, 2011 REGULAR MEETING**

Supervisor Brenda L. Stumbo, called the meeting to order, at approximately 6:30 p.m. in the Ypsilanti Township Civic Center Board Room, 7200 S. Huron River Drive, Ypsilanti Township. The Pledge of Allegiance was recited and a moment of silent prayer was observed.

Members Present: Supervisor Brenda L. Stumbo, Clerk Karen Lovejoy Roe, Treasurer Larry Doe, Trustees Stan Eldridge, Jean Hall Currie, Mike Martin and Scott Martin

Members Absent: None

Legal Counsel: Wm. Douglas Winters and Angela King

PUBLIC COMMENTS

Tyrone Bridges, Program Director of Behavior Workshop, a Non-Profit Youth Development Community Improvement Organization. He asked for support of the Board for the Ypsilanti Summer Fair & Fireworks Show to raise money for the Ypsilanti High School Performing Arts and Athletic Departments.

(At the request of Supervisor Stumbo, the comments by Ms. Collins-Watson were typed verbatim)

Carissa Collins-Watson, Township Resident and Employee: "Actually I'm here tonight, I'm very upset. At this point, I'm upset, I'm very upset. I am a taxpayer. I'm also an employee here at the Township. I've been off of work for a couple of months. I came back today. Upon arriving here today, I was upset. Now mind you, even my being upset, I didn't even want to come here. This place is certainly not the same anymore. When I first came to this township, you all, I want you to know one thing, it was under the supervision of Karen Lovejoy Roe, it was beautiful here. At this point in my life, it's almost one of the worst places I ever worked and I am upset about it. My reason now for being upset, I came in here, on today and after reading my email, I looked on it and I began to see some things on it that disturbed me. First of all, they were talking about penny ante stuff that really don't amount to nothing. Whether they were right or wrong, that's another issue, but I think it should have been handled professionally. Now as a taxpayer, my issue now is that you all, we put you there, we the people; we put you there hoping for you to do a job and most of all work in the best interest of the township and the public. At this point, I had a meeting and I skip by that because I'm so upset. I had a meeting with some individuals the other day. It was about 122 of us. The people are upset about how things are going here. They're upset with the whole Board. They're upset with issues and how you all are even voting and I hold you responsible Brenda, for the things that happen here, whoever works up under you. I hold the Board responsible for the way they vote and you should be voting in the best interests of the people and not allow anybody to use any power to intimidate the people. Some people are intimidated by the way you handle things, afraid to come to you, afraid to come to you because of your leadership, afraid of being fired, afraid of a lot of different issues that are going on. I think it's wrong, I think that it is wrong. People should be able to come to you and talk without any animosity, anything going on. When I pulled up my email today and I looked at it and I began to look at the things, especially about something as childish as 'don't pull up to the door.' Now my issue with that is that, I do have an issue with it because I do pull up at the door, clock in, park my car, that's because I carry a bag, sometimes my back is bare, I pull up and I never thought that would be an issue. I thought the issue was you do want us on time and reading the email, that's what you said, but at the same time, you're taking away any privilege, anything that makes this township happy, I find it to be a problem in here. It's quiet in here, people don't talk. People don't do, I mean, all these things and it is a shame. You all need to stop it and you need to get it

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together. We the people, we did put you here and we put you here because we thought that you could do the job. That's what – in every matter- and I say that in supervision because I'm going to give you an example. Right now I'm here, I came here today, after being off, do you think I got cleared in? No, because we don't have an HR, you need to get an HR, you need to do it right. It doesn't make sense. I'm here today, no I didn't get cleared in you all, I'm here though everybody, I never got cleared in, you know why? Because we don't have an HR. We don't have an HR, put somebody in HR. Just like, Brenda, you have you someone, another worker. You got rid of Regina, you got rid of Regina. Then you give Tammie a raise. Then you give Karen a raise. What the heck, I thought we were saving money. You could have kept Regina. So you all need to get it together. Stop playing a game. Stop making us be against each other. I come in here, everybody's on pins and needles. Everybody's on pins and needles, because they're scared. Scared of what? They shouldn't even be scared of you. Don't use your power to destroy the people. You all need to get it together and we did put you there for that and, No, I can't fire you, but the people can. It's not right, you need to get it together. You need to work together. Quit making us be against each other, employees against each other, taxpayers fighting, everybody talking about this, everybody talking about that and they're afraid. Don't do this to the people. Don't intimidate the people. Don't let us work in a hostile environment is what I'm asking you and certainly don't retaliate against another man. You all need to get it together.

Angela Barbash, Township Resident and President of the West Willow Neighborhood Association said she supported the progress in West Willow but was at odds about how it was done and she was frustrated that the Sheriff's Department had not kept them in the loop.

Sheriff Clayton said the details about summer deployment were not shared with anyone due to security. He further stated the Sheriff's Department was engaged in a number of initiatives related to levels of service and community involvement.

Brenda Stumbo, Supervisor explained that the Township Board was not provided information either. She and the Sheriff agreed that the township's involvement was through Director Radzik.

Arloa Kaiser, Township Resident expressed her continued opposition to a sidewalk snow removal ordinance.

MINUTES

A. APRIL 5, 2011 REGULAR MEETING

A motion was made by Treasurer Doe, supported by Trustee Eldridge to approve the minutes of the April 5, 2011 Regular Meeting. The motion carried unanimously.

SUPERVISOR REPORT

Supervisor Stumbo said the street sweeping had begun and the Michigan Ability Partners (MAP) would begin roadside cleanup at the end of the week. She stated the Dog Clinic was scheduled for Saturday, May 14, 2011 in the Civic Center parking lot. Supervisor Stumbo explained that the Washtenaw County Sheriff's Department was conducting dog license sweeps and six streets had been completed.

Supervisor Stumbo said the three full-time officials met with AE Equities Group Holdings who were proposing a green project that would utilize the entire GM

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Powertrain facility. She said the plan called for a \$200 million investment and the company was not requesting a tax abatement. Supervisor Stumbo said a letter of support from the Board was sent to Ann Arbor SPARK.

CLERK REPORT

Clerk Lovejoy Roe provided an update on the following items:

- **ELECTION PREPARATION** – Tuesday, May 3, 2011 is the Washtenaw Intermediate School District Election. The Clerk's office is busy sending and receiving absentee applications and ballots. The Clerk's office will be open for absentee voting on Saturday, April 30, 2011 from 9 AM – 2AM.
- **MEALS ON WHEELS** – Fundraiser was very successful on March 17, 2011. Many township residents, employees and elected officials participated in this very worthy cause to help all those in our community in need of a meal.
- **ROAD COMMISSION ANNUAL MEETING** – Annual meeting was held on Friday, March 18, 2011. Road commission staff and commissioners updated township officials on current financial status, projects and planning. Discussions and questions focused on road project scheduling and also priorities for township road maintenance and projects for 2011.
- **DATA GATHERING AND ANALYSIS FOR PUBLIC HOUSING RATES** – Substantial amount of time has been dedicated to discovery through FOIA requests, meetings, email and telephone conversations with providers, housing agents, and staff of a variety of non-profit agencies in an attempt to develop a systematic approach to establish the number of public housing supported households and residential units in Ypsilanti Township. This project is focused on establishing the percentage of subsidized units to measure the compliance with federal guidelines for poverty concentration levels in our community.
- **WILLOW RUN SCHOOLS NEW PLAN** – Discussion with Dr. Yomtoob involved an overview of the new plan for delivery of educational services in the Willow Run School system.
- **URBAN COUNTY EXECUTIVE COMMITTEE MEETING** – On March 22, 2011 meeting discussion included regular agenda and update regarding expected funding cuts from the federal government regarding the Community Development Block Grant and Housing Programs.
- **WASHTENAW COUNTY CLERK'S MEETING** – County municipal clerks' meeting was held on Wednesday, March 23, 2011 in Chelsea. Clerks shared information regarding redistricting plan and the possible impact on elections and precinct boundaries. Also shared information regarding upcoming countywide election.
- **DEVELOPERS FOR GM WILLOW RUN PROPERTY** – Spark representative and township officials met with developers to discuss possible acquisition and development plans for GM Willow Run Plant property. Presentation included several users of property anchored by a major sustainable green facility. There was a possibility of large new job creation project.
- **EASTERN LEADERS GROUP SPRING SUMMIT** – Summit was hosted at the EMU Student Center on Monday, April 11, 2011. Presentations by several leaders in the group regarding progress to date including educational

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reform, job creation, economic development and other ideas were shared including update on Willow Run Airport and major funding for improvement to airport and roadways surrounding the airport.

- **COMMUNITY DEVELOPMENT CORPORATION** – Meeting with representatives from City of Ypsilanti with experience in CDC start up and value to community was held on Monday, April 11, 2011. Workshops supported by Washtenaw County to help assist eastern Washtenaw County with forming CDC's will be held in near future.
- **LANDLORD MEETING** – On Tuesday, April 12, 2011 township officials met with a township landlord to discuss problems with tenants and to develop a system to support landlords with problem tenants. Request was made by landlord for access to information regarding ordinance violations and police calls for rental homes.
- **WASHTENAW RE-IMAGING GROUP** – Working meeting was held on Wednesday, April 13, 2011 to focus on next steps for legislative changes to support the creation of CIA (Corridor Improvement Authority). Discussion included TIF (Tax Increment Financing) ideas and how to best assess the tax to be captured on new development. Group shared ideas regarding AATA support for business to help with bus stop improvements and crossing centers for safe pedestrian crossing of Washtenaw Ave. Next step is for technical group to meet to help with development of the locations and design for crossing centers. Group will also bring back ideas from assessors regarding projections on tax capture. Request was made for elected officials to support AATA bus stop improvements on Washtenaw to secure support from Washtenaw Avenue businesses.
- **INTERN RECRUITMENT** – Exploring options for making contacts regarding possibility of University of Michigan and Eastern Michigan Interns working on projects in Ypsilanti Township.

Mrs. Kaiser asked if the AATA plan for pedestrian refuge islands would eliminate a driving lane on Washtenaw Avenue.

Monica Ross-Williams, Township Resident, thanked the Board for the cameras and support that had been given to the West Willow area and hoped it would expand throughout the township. She said she did not appreciate the negative comments about West Willow that a Township employee gave to Fox 2News.

Trustee Jean Hall Currie said she had attended a meeting with State Representative Rutledge and State Senator Warren. She hoped people would send letters to the Governor because his budget was going to affect our schools. Trustee Currie stated she was upset about the employee problem that was addressed earlier and she was not aware of the problem.

Trustee Mike Martin stated that this was also the first he had heard of the employee issues and hoped to separate emotions from facts and find out what was going on. He reported the committee met to discuss Township health care costs for Township employees. Trustee Martin stated once they had additional information on state budget issues, they will move forward. He also felt the Board should explore the idea of monthly Trustee Reports.

Trustee Stan Eldridge thanked Sheriff Clayton for the flyer that was mailed to residents. He congratulated Supervisor Stumbo on receiving a leadership award from Eastern Michigan specifically related to the acquisition and location of the boathouse. Trustee Eldridge reported a Police Services meeting was held but there was nothing new to report. He thanked the individual who had taken the

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initiative to tape the meetings and he wanted the Board to explore the possibility of the Township providing the service for the public. He also stressed that the whole Board should be informed of issues that occur within the township.

Supervisor Stumbo expressed her concern about the electric message board incident that occurred on Holmes Road. She said she and Treasurer Doe spoke with the Road Commission to ensure this type of incident would never happen again. Supervisor Stumbo read a letter from Steve Puuri, Managing Director of the Washtenaw County Road Commission into the record (see attached).

TREASURER REPORT

A. MARCH 2011

Treasurer Doe gave the report for March 2011. The beginning balance was \$35,122,551.17 and the ending balance was \$33,650,898.71

A motion was made by Clerk Roe, supported by Trustee Eldridge to receive and file the March 2011 Treasurer's report (see attached). The motion carried unanimously.

ATTORNEY REPORT

A. GENERAL LEGAL UPDATE

Attorney Winters gave an update on the Aerotropolis meeting. He said Dearborn, Livonia and Canton Township, as well as a utility company had expressed an interest in joining.

Attorney Winters provided an update of ongoing efforts to clean up Gault Village, Liberty Square, Ypsi Mobile Village and the effort to have the Grove Road Dairy Mart liquor license permanently revoked.

OLD BUSINESS

- 1. REQUEST OF GREG WINDINGLAND OF LOMBARDO HOMES FOR A FOURTH AMENDMENT TO THE MASTER DEED AND BY-LAWS ASSOCIATED WITH CREEKSIDE VILLAGE SOUTH PLANNED DEVELOPMENT (tabled at the April 5, 2011 Regular Meeting)**

A motion was made by Trustee Currie, supported by Clerk Lovejoy Roe to remove the item from the table. The motion carried as follows:

**M. Martin: Yes Eldridge: (stepped away) Currie: Yes S. Martin: Yes
Stumbo: Yes Lovejoy Roe: Yes Doe: Yes**

A motion was made by Clerk Lovejoy Roe, supported by Treasurer Doe to approve a Fourth Amendment to the Master Deed and By-Laws Associated with Creekside Village South Planned Development.

Charles Morgan, Creekside Village South asked the Board to deny or at least postpone the decision on the split. He stated he was concerned that the homeowners would not have control over the association and Lombardo would no longer pay the association fees on the remaining 87 lots. Mr. Morgan said Lombardo's responsibility was not clear.

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Greg Windingland, Lombardo Homes said as part of the Board's stipulation, he tried to address all the concerns of the residents and the Board Members. He stressed that Lombardo did not intend to betray the Board or their customers. Mr. Windingland said Lombardo would continue to maintain control of the association but would immediately expand to five members and allow the co-owners to elect two board members.

Clerk Lovejoy Roe asked exactly what interest was Lombardo trying to protect.

Greg Windingland explained the split would make financing more available because when lenders see an occupancy ratio of only 34%, they are hesitant to approve loans for new construction or resale. He stated the split would change the ratio to 66% that would benefit the builders and the homeowners, should they want to sell or refinance. Mr. Windingland reiterated that Lombardo had no interest in multi-family or Section 8 housing.

Marvin Morris, Creekside Village South Resident said he was in favor of splitting the property. He said he understood what Mr. Windingland was talking about since he was in the construction business and since he was one of the first buyers in the development, he had trouble being financed. Mr. Morris stated his only concern was that the remaining vacant lots did not become a public nuisance the association would have to maintain.

Mr. Windingland stressed that Lombardo was still obligated under the Master Deed and By-Laws to pay their proportionate share of maintenance costs on the vacant lots. He said the only thing they were not obligated to pay was a maintenance fee to the Homeowners Association Management Company for the collection of dues and billing services. Mr. Windingland stated he had contacted the Washtenaw County Road Commission regarding closure of the roads north of the Debyshire Drain to address concerns about safety and dumping. He stressed that Lombardo was not walking away but hoped to build more in the future.

Rick Baker, Creekside Village South Resident confirmed the cleanup had been done north of the drain. He said he was in favor of the split.

Mr. Windingland explained that instead of paying the association fees on a per lot basis, it was in the form of a developer's loan because of the financial accounting benefits. He said Lombardo did not expect to recoup it from the Association.

Butch Milkovich, Creekside Village South Resident said it concerned him when Mr. Windingland said Lombardo did not expect to recoup the \$12,000 loan from the association and he would rather have him say they would not pursue collecting it.

Mr. Windingland stated for the record, "I Greg Windingland of Lombardo Homes, do hereby publicly avow that we will not collect the loan to the Creekside Village South Association for \$12,000 or any additional amount that has been previously loaned." He also stated the By-Laws allowed them to transition the association at their option and they were willing to do whatever the homeowners were comfortable doing.

Supervisor Stumbo explained that it was difficult for the Board because there was not a consensus and there was not an Association that had voted. She said the Board wanted to make sure there were no unintended consequences for the homeowners.

Mr. Windingland stated that normally their request would be a consent agenda item and they had not expected a debate. He explained most of the items discussed were between the developer and the residents or co-owners and not

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about splitting the property. He reiterated Lombardo's wish to address the misunderstandings and concerns of the owners, as well as the Board's. Mr. Milkovich said he supported the split but wanted to make sure owners were protected.

David Ward, Creekside Village South Resident said he didn't see a problem with splitting the property because it did not have anything to do with the association or amount of money that went into it.

Trustee Mike Martin asked, by show of hands, how many of the Creekside Village South residents were opposed in theory to what Lombardo was proposing (only two opposed). He said it appeared the biggest issue was not what Lombardo wanted to accomplish but rather how they accomplished it and the effects on the association. Trustee Martin suggested the solution might be to transition the association to give owners the majority and Lombardo would remain on Board to help give direction until the issues were resolved.

Mr. Windingland stated if he understood Trustee Martin correctly, Lombardo would transition three or four members, which would give the co-owners control and the voting majority and Lombardo would remain on the Board in an advisor capacity only. He felt that was a good idea and he said Lombardo was willing to do that.

Trustee Mike Martin agreed saying ultimately, the residents would have the final determination during the transition.

Mr. Windingland said that Lombardo was successful in Creekside Village East but the Board had many hammers if Lombardo did not do what they had agreed to do. He added the Building Official had the biggest hammer by holding back Certificates of Occupancies.

Supervisor Stumbo asked if Lombardo would have a Development Agreement before they pulled any building permits.

Mr. Windingland stated it was Mr. Lawson's recommendation that no building permits would be issued for Manors at Creekside Village until a development agreement was in place and Lombardo was in full agreement. He said the Board had also raised an issue about sureties and he stated all Pulte sureties would be replaced with Lombardo sureties prior to any permits in Manors at Creekside Village.

A Friendly Amendment was made by Clerk Lovejoy Roe to (a) allow transition of the Association with homeowners acquiring three (3) seats on the board and Lombardo Homes having a minority role; (b) no permits would be issued for Manors of Creekside Village until a development agreement was signed and approved by the Board; (c) the \$12,000 loan to the association, as stated on the record will never be required to be paid by the association and Lombardo Homes will provide a letter to that effect; (d) Lombardo Homes would continue to pay their portion of the association dues as required in the by-laws; (e) Lombardo Homes would continue to maintain Manors of Creekside Village, keeping it mowed and free of debris. The friendly amendment was accepted.

The motion carried unanimously.

Mr. Baker inquired if Lombardo planned to finish Creekside Village South before beginning Manors of Creekside Village.

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Mr. Windingland stated Lombardo would be completing Creekside Village South first because if they tried to fill Manors of Creekside Village at the same time, they would be competing with their self.

NEW BUSINESS

1. BUDGET AMENDMENT #4

A motion was made by Clerk Lovejoy Roe, supported by Treasurer Doe to approve Budget Amendment #4 (see attached). The motion carried unanimously.

2. REQUEST TO TRANSFER OWNERSHIP OF AN ESCROWED 2010 CLASS C LICENSED BUSINESS LOCATED AT 2789 WASHTENAW, FROM COTTAGE INN CAFE, INC. TO LEONE RESTAURANT ENTERPRISES, LLC AND THE REQUEST FOR A NEW ENTERTAINMENT PERMIT (referred to the Liquor Committee at the October 19, 2010 Regular Meeting & tabled at the November 16, 2010 Regular Meeting)

A motion was made by Trustee Eldridge, supported by Trustee Mike Martin to remove the item from the table. The motion carried as follows:

M. Martin: Yes	Eldridge: Yes	Currie: Yes	S. Martin: Yes
Stumbo: Yes	Lovejoy Roe: Yes	Doe: Yes	

A motion was made by Clerk Lovejoy Roe, supported by Treasurer Doe to approve the request to transfer ownership of an escrowed 2010 Class C Licensed Business located at 2789 Washtenaw, from Cottage Inn Cafe Inc. to Leone Restaurant Enterprises, LLC and to deny the request for a new entertainment permit. The motion carried unanimously.

3. REQUEST OF ART SERAFINSKI, RECREATION DIRECTOR, TO CHARGE NON-RESIDENTS A \$10.00 FEE FOR NOTARY SERVICES.

A motion was made by Clerk Lovejoy Roe, supported by Trustee Martin to approve the request to charge non-residents, township-wide a \$10.00 fee for Notary Services. The motion carried unanimously.

4. PROCLAMATIONS HONORING MULTIPLE CHEMICAL SENSITIVITY AWARENESS WEEK AND CHEMICAL AWARENESS WEEK

A motion was made by Clerk Lovejoy Roe, supported by Trustee Eldridge to approve proclamations Honoring Multiple Chemical Sensitivity Awareness Week and Chemical Awareness Week. The motion carried unanimously.

5. REQUEST OF MICHIGAN NATURAL SHORELINE PARTNERSHIP FOR AUTHORIZATION TO PLACE INTERPRETIVE SIGN AT FORD LAKE NATURAL SHORELINE DEMONSTRATION SITE

A motion was made by Trustee Eldridge, supported by Treasurer Doe to authorize placement of an interpretive sign at Ford Lake Natural Shoreline Demonstration Site. The motion carried unanimously.

6. 2011 YPSILANTI TOWNSHIP AGREEMENT WITH WASHTENAW COUNTY ROAD COMMISSION IN THE AMOUNT OF \$235,200.00 WITH \$168,178.00 BUDGETED IN LINE ITEM #212.970.000.818.022 AND \$67,022.00 BUDGETED IN LINE ITEM #245.245.000.808.022

A motion was made by Trustee Currie, supported by Treasurer Doe to approve the 2011 Ypsilanti Township Agreement with Washtenaw County Road Commission for \$235,200.00 (see attached). The motion carried unanimously.

7. REQUEST OF KAREN WALLIN, HUMAN RESOURCE DEPARTMENT TO TEMPORARILY PLACE BRIAN MCCLEERY IN THE LEAD APPRAISER POSITION UPON THE RETIREMENT OF DANIEL DZIERBICKI, EFFECTIVE MAY 2, 2011

A motion was made by Trustee Currie, supported by Trustee Eldridge to temporarily place Brian McCleery in the Lead Appraiser position upon the retirement of Daniel Dzierbicki, effective May 2, 2011. The motion carried unanimously.

8. 1st READING RESOLUTION NO. 2011-7, PROPOSED ORDINANCE NO. 2011-413. AMENDING CHAPTER 46 OF THE YPSILANTI CHARTER TOWNSHIP CODE OF ORDINANCES – NO WAKE ZONE

A motion was made by Clerk Lovejoy Roe, supported by Trustee Eldridge to approve the 1st reading Resolution No. 2011-7, proposed Ordinance No. 2011-413, amending Chapter 46 of the Ypsilanti Charter Township Code of Ordinances – No Wake Zone (see attached). The motion carried as follows:

M. Martin: Yes	Eldridge: Yes	Currie: Yes	S. Martin: Yes
Stumbo: Yes	Lovejoy Roe: Yes	Doe: Yes	

9. REQUEST OF JEFF ALLEN, RSD DIRECTOR TO ALLOW DTE TO TEMPORARILY USE TOWNSHIP PROPERTY TO RELOCATE GUY WIRE

A motion was made by Trustee Currie, supported by Clerk Lovejoy Roe to allow DTE to temporarily use Township Property to relocate Guy Wire. The motion carried unanimously.

10. REQUEST OF MIKE RADZIK, OCS DIRECTOR TO APPROVE CONTRACT WITH WASHTENAW COUNTY FOR TWO ADDITIONAL DEPUTIES FOR FOUR MONTHS IN THE AMOUNT OF \$104,258.00, BUDGETED IN LINE ITEM #266.301.000.831.009

A motion was made by Treasurer Doe, supported by Clerk Lovejoy Roe to approve the contract with Washtenaw County for two additional deputies for four months in the amount of \$104,258.00 and to authorize signing of the contract.

Michael Radzik, OCS Director provided a brief explanation of the request for the two additional deputies. He said it was a comprehensive, strategic plan that was developed as part of a larger cooperative team to concentrate their efforts on the reduction of violent, assaultive crimes.

Trustee Eldridge requested benchmarks to gauge success and to verify accountability for these additional funds.

Supervisor Stumbo asked if the deputies would be staying in Ypsilanti Township and if they posted for this position.

Commander Heren said the deputies were appointed to the positions. He shared that they might be going outside Ypsilanti Township if there was a particular target that went outside this jurisdiction but Mr. Radzik would be notified.

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Trustee Eldridge asked if the deputies would be the first responders.

Commander Heren said that was not the plan but if it was something they had been working on, they would respond.

The motion carried unanimously.

11. REQUEST AUTHORIZATION TO INITIATE LEGAL ACTION IN WASHTENAW COUNTY CIRCUIT COURT, IF NECESSARY, AGAINST PROPERTY OWNER OF 896 NORTH HARRIS FOR VIOLATIONS OF 2002 CLASS 'A' NON-CONFORMING DESIGNATION APPROVAL

A motion was made by Clerk Lovejoy Roe, supported by Treasurer Doe to authorize legal action in Washtenaw County Circuit Court, if necessary, against property owner of 896 North Harris for violations of 2002 Class 'A' Non-Conforming Designation approval.

Joe Lawson, Planning Coordinator provided a brief summary and reported that violations had been ongoing since 2002 with this automotive repair facility at the corner of Holmes and Harris. He shared that a couple of weeks ago it was reported that they were not in compliance, once again. There has been a cycle of citations, compliance, non-compliance and citations again, so this was the only way to get compliance.

The motion carried unanimously.

12. SET PUBLIC HEARING DATE:

A. TUESDAY, JUNE 21, 2011 AT APPROXIMATELY 6:30 P.M. TO HEAR REQUEST OF BINA BOSAL INTERNATIONAL NORTH AMERICA, LOCATED AT 1476 SEAVER WAY IN YPSILANTI TOWNSHIP, FOR AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE

Clerk Lovejoy Roe explained that an Industrial Facilities Exemption was not an option unless an Industrial Development District was created and the item needed to be removed from the agenda.

A motion was made by Clerk Lovejoy Roe, supported by Trustee Currie to remove this item from the agenda. The motion carried unanimously.

DISCUSSION ONLY ITEM

1. EMPLOYMENT POLICY DISCUSSION

A. DISCUSS UTILIZATION OF PTO TIME BY NON-UNION EMPLOYEES FOR PARTIAL (4 HOURS A DAY OR MORE) TIME OFF

Supervisor Stumbo stated she had implemented a policy without formal adoption, so if the Board was in support, approval was needed. She explained the current policy allowed non-union and Teamster employees to come in and leave work without use of PTO time. Supervisor Stumbo said if agreed, a complete policy would come back to the Board that would require non-union employees to utilize their PTO time for time-off over four hours.

Clerk Lovejoy Roe said a recently changed law allowed employers to require salary employees to take their paid time off but a policy was required to do so.

Trustee Eldridge said he felt that if employees took any time off, they should put in a slip for that time off. He said he did not understand why the Township would pay employees not to be at work unless they were using some kind of a time bank.

Trustee Mike Martin explained that the law stated if a salaried employee was not paid overtime, their workweek had to be able to fluctuate above and below 40 hours and you could not dock them for any time worked less than 40 hours.

B. DISCUSS PTO ACCRUAL, PAY-OUT, FINAL AVERAGE COMPENSATION (FAC) FOR NON-UNION EMPLOYEES

Supervisor Stumbo pointed out that the Teamster and AFSCME contracts both expired at the end of the year. She explained that employees had a PTO bank and their accrual could roll into their final average compensation. She said the proposal was to require the non-union employees to use their time or lose it, with a certain amount allowed to be banked. Supervisor Stumbo provided several examples that would cause spikes in the final average compensation. She said they needed to know how to deal with the spikes and make sure employees got their PTO time without loss. Supervisor Stumbo asked if the Board wanted to move forward with the changes.

Trustee Eldridge stated his understanding was that an employee who had accrued time prior to January 1, 2011, would keep that time in their bank but time accrued after January 1, 2011 would have to be used on a yearly basis or it would be lost.

Supervisor Stumbo explained that a certain amount could be put in a reserve bank in case the employee got sick or someone in his or her family got sick. She said that time accrued prior to January 1, 2011 would not be included in the final average compensation.

Supervisor Stumbo said the plan was to stop the final average compensation from being so high and however it was accomplished, it would become part of the policy.

Trustee Eldridge said he thought there was a plan in place based on what he was reading.

Treasurer Doe said suggested creating a committee to research the issue and to come up with a policy because negotiations with the union on this issue would be coming up soon.

Clerk Lovejoy Roe felt the two things everyone agreed with was no more final average compensation would roll over for retirement and that the Township could no longer afford the annual 75% pay out of PTO time. She said what we do not know was how much time to allow in the time banks.

Supervisor Stumbo said had always thought that having paid time off did not cost money but in reality that was not true. She felt it was unfair to have large spikes that the other employees ended up paying for.

Trustee Mike Martin suggested figuring out a way to compartmentalize those costs and still give the employees the flexibility they needed.

Supervisor Stumbo reminded the Board that the non-union employees had eight less days taken from their banks and had also taken a 3% reduction in pay. She said the Township was moving in the right direction but still needed figure how to budget for final average compensation. Supervisor Stumbo stressed that there had been a lot of cutbacks and this action was nothing against the employees.

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Clerk Lovejoy Roe said whatever policy was brought forward, it should start from that point and not be retroactive.

Supervisor Stumbo stated if interested, Trustee Eldridge Trustee Mike Martin and Treasurer Doe could make up the committee. The Board agreed to move forward.

OTHER BUSINESS

Trustee Mike Martin stated he had been a union representative for more than thirty years and the employees at Township had taken on quite a workload by eliminating jobs and absorbing the work. He stated all the employees had taken concessions and would be called on to do more. Trustee Martin explained that many of the fringe benefits that employees received were in lieu of wage increases.

Supervisor Stumbo stated she was not aware nor did she know what the issues were of the employee that spoke during public comments but it she did not feel it was appropriate to discuss Human Resource issues at a board meeting.

STATEMENTS AND CHECKS

A motion was made by Treasurer Doe, supported by Trustee Eldridge to approve Statements and Checks, for \$1,141,232.53. The motion carried unanimously.

ADJOURNMENT

Clerk Lovejoy Roe, supported by Trustee Mike Martin to adjourn the meeting, made a motion. The motion carried unanimously.

The meeting adjourned at approximately 9:15 p.m.

Respectfully submitted,

Brenda L. Stumbo, Supervisor
Charter Township of Ypsilanti

Karen Lovejoy Roe, Clerk
Charter Township of Ypsilanti

>>> "Puuri, Steve" <puuris@wcroads.org> 4/14/2011 12:09 PM >>>

Brenda,

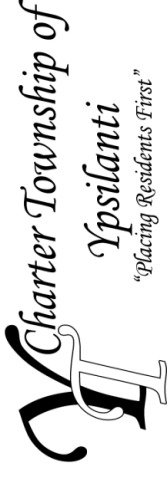
The Board of Road Commissioners and staff are equally disturbed by the insensitive racial slur that appeared on the eastern electronic message board that was placed along the Holmes Road project. The electronic message boards were provided and maintained by a subcontractor hired by our general contractor DiPonio Contracting. Upon learning about this unauthorized message on Friday at 1:30 am the Road Commission staff responded to investigate and immediately turned off the sign. Later in the morning on Friday the sign was returned to its original message by the sign subcontractor and turned on, then for a second time the unauthorized message appeared. At this point the Road Commission project manager ordered the message board to be permanently turned off and removed from the roadside.

It is our belief that the perpetrator in this criminal activity was not a representative of the Road Commission, the general contractor, the sign subcontractor or anyone else directly involved in the construction of this project, however we do not have any solid evidence at this time associated with this criminal act. Therefore we have engaged the Sheriff Department to investigate this matter in hopes that they can bring charges against the perpetrator.

As for what we have done to assure that this does not happen again, we have removed the electronic message boards from this project and we have no intention at this time to utilize this type of informational sign until the sign company can assure us that their security measure have been improved.

Steve Puuri

**OFFICE OF THE TREASURER
LARRY J. DOE**



**MONTHLY TREASURER'S REPORT
MARCH 1, 2011 THROUGH MARCH 31, 2011**

Account Name	Beginning Balance	Cash Receipts	Cash Disbursements	Ending Balance
101 - General Fund	4,611,924.07	795,621.67	1727230.92	3,680,314.82
101 - Payroll	79,333.66	1,032,786.93	1,001,564.89	110,555.70
101 - Willow Run Escrow	141,205.89	11.99	0.00	141,217.88
206 - Fire Department	2,481,564.85	538,602.54	374,033.53	2,646,133.86
208 - Parks Fund	23,580.46	1.98	565.18	23,017.26
211 - Bicycle Path	34,723.28	2.95	0.00	34,726.23
212 - Roads/Bike Path/Rec/General Fund	572,219.58	48.58	1,500.00	570,768.16
225 - Environmental Clean-up	443,193.75	37.64	0.00	443,231.39
226 - Environmental Services	3,507,437.71	2,114.75	35,485.21	3,474,067.25
230 - Recreation	69,020.17	44,558.99	57,306.17	56,272.99
236 - 14-B District Court	58,654.30	111,933.15	95,175.61	75,411.84
244 - Economic Development	67,007.74	5.69	0.00	67,013.43
245 - Public Improvement	421,362.43	35.79	0.00	421,398.22
248 - Rental Inspections	9,054.56	2,135.60	6,563.16	4,627.00
249 - Building Department Fund	244,001.63	16,520.88	17,086.77	243,435.74
250 - LDFA Tax	304.42	0.03	0.00	304.45
252 - Hydro Station Fund	464,174.10	25,339.35	11,486.44	478,027.01
266 - Law Enforcement Fund	1,336,647.66	315.96	40,201.51	1,296,762.11
280 - State Grants	18,336.76	1.56	0.00	18,338.32
283 - Neighborhood Stabilization	58,645.74	4.99	0.00	58,650.73
301 - General Obligation	472,318.43	75.28	48,500.00	423,893.71
396 - Series "A" Bond Payments	1,609.05	48,503.86	0.00	50,112.91
397 - Series "B" Cap. Cost of Funds	9,428.16	0.80	0.00	9,428.96
398 - LDFA 2006 Bonds	76,217.50	6.47	0.00	76,223.97
498 - Capital Improvement 2006 Bond Fund	346,176.41	29.40	0.00	346,205.81
584 - Green Oaks Golf Course	100,529.12	10,883.48	23,372.75	88,039.85
590 - Compost Site	1,116,276.54	2,984.27	19,871.18	1,099,389.63
595 - Motor Pool	425,752.12	36.02	3,175.25	422,612.89
701 - General Tax Collection	7,603.05	67,761.20	0.00	75,364.25
703 - Current Tax Collections	17,072,961.24	234,043.52	953,207.64	16,353,797.12
707 - Bonds & Escrow/GreenTop	643,861.57	2,320.77	0.00	646,182.34
708 - Fire Withholding Bonds	21,230.88	7,813.99	0.00	29,044.87
893 - Nuisance Abatement Fund	104,837.99	158.41	0.00	104,996.40
ABN AMRO Series "B" Debt Red. Cap.Int.	79,288.74	0.00	0.00	79,288.74
Comerica Series B Bond	2,067.61	0.26	25.00	2,042.87
GRAND TOTAL	35,122,551.17	2,944,698.75	4,416,351.21	33,650,898.71

CHARTER TOWNSHIP OF YPSILANTI

2011 BUDGET AMENDMENT #4

April 19, 2011

266 - LAW ENFORCEMENT FUND **Total Increase** \$104,258.00

Increase the Law Enforcement Fund by \$104,258 for Sheriff Summer Policing contract. This will be funded by an appropriation of Prior Year Fund Balance.

Revenues:	Prior Year Fund Balance	266.000.000.699.000	<u>\$104,258.00</u>
		Net Revenues	<u><u>\$104,258.00</u></u>

Expenditures:	Sheriff Summer Policing Contract	266.301.000.831.009	<u>\$104,258.00</u>
		Net Expenditures	<u><u>\$104,258.00</u></u>

230 - RECREATION FUND **Total Increase** \$4,000.00

Increase the Recreation Fund by \$4,000.00 for a Trust distribution-Senior Grant received in 2010 for the specific purchase of equipment to benefit elderly persons and/or handicapped children. The equipment was delivered in January 2011 . This will be funded by an appropriation of Prior Year Fund Balance.

Revenues:	Prior Year Fund Balance	230.000.000.699.000	<u>\$4,000.00</u>
		Net Revenues	<u><u>\$4,000.00</u></u>

Expenditures:	Senior Rec Center Equipment	230-751-000-974.022	<u>\$4,000.00</u>
		Net Expenditures	<u><u>\$4,000.00</u></u>

212 - BIKE, SIDEWALK, RECREATION, ROAD AND GENERAL OPERATIONS FUND **Total Increase** \$168,178.00

Increase the Highways and Streets Road Construction budget by \$168,178 as agreed to with the Washtenaw County Road Commission. Increase the CDBG Grant revenue budget by \$168,178. This revenue will fund most of these road improvements. The remaining project balance of \$67,022 is currently budgeted in the Public Improvement Fund line item 245-245-000-818.022 Highway & St/Road construction.

Revenues:	Community Dev Block Grant CDBG	212.000.000.531.000	\$168,178.00
	Prior Year Fund Balance	212.000.000.699.000	<u>\$0.00</u>
		Net Revenues	<u><u>\$168,178.00</u></u>

Expenditures:	Highway & Street-Road Construction	212.970.000.818.022	<u>\$168,178.00</u>
		Net Expenditures	<u><u>\$168,178.00</u></u>

RESOLUTION 2011-7

**Huron River Wake Zone Between
Bridge Road And Rawsonville Road**

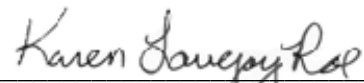
Whereas, a sensor system is being installed on the Huron River to improve the response times of first responders when emergencies occur on the Huron River; and

Whereas, the sensor system may be activated if vessels operated on the Huron River between Bridge Road and Rawsonville Road exceed no wake speeds; and

Whereas, the Water Conservation Advisory Committee supports the establishment of a Huron River wake zone between Bridge Road and Rawsonville Road to reduce soil erosion and promote water quality;

Now therefore, be it resolved, that the Charter Township of Ypsilanti Board of Trustees hereby adopts and incorporates by reference Ordinance 2011-413 establishing a no wake zone on the Huron River between Bridge Road and Rawsonville Road.

I, Karen Lovejoy Roe, Clerk of the Charter Township of Ypsilanti, County of Washtenaw, State of Michigan hereby certify the above resolution is a true and exact copy of Resolution No. 2011-7 approved by the Charter Township of Ypsilanti, Board of Trustees assembled at a Regular Meeting held on May 17, 2011.



Karen Lovejoy Roe, Clerk
Charter Township of Ypsilanti

PROPOSED ORDINANCE NO. 2011-413

An Ordinance to Amend Chapter 46
of the Ypsilanti Charter Township
Code of Ordinances

The Charter Township of Ypsilanti hereby ordains that the following provision be added to Chapter 46 Parks and Recreation, Section 227 Speed Limit posted areas:

A person shall not operate a vessel on the Huron River in the area between Bridge Road and Rawsonville Road at a speed greater than slow-no wake or the minimum speed necessary for the vessel to maintain forward movement within designated areas posted "slow-no wake speed."

Severability

Should any section, subdivision, sentence, clause or phrase of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part as invalidated.

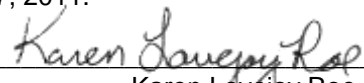
Publication

This Ordinance shall be published in a newspaper of general circulation as required by law.

Effective date

This Ordinance shall become effective upon publication in a newspaper of general circulation as required by law.

I, Karen Lovejoy Roe, Clerk of the Charter Township of Ypsilanti, County of Washtenaw, State of Michigan hereby certify approval of the first reading of Proposed Ordinance No. 2011-413 by the Charter Township of Ypsilanti Board of Trustees assembled at a regular meeting held on April 19, 2011. The second reading is scheduled to be heard on May 17, 2011.



Karen Lovejoy Roe, Clerk
Charter Township of Ypsilanti