## CHARTER TOWNSHIP OF YPSILANTI MINUTES OF THE FEBRUARY 11, 2013 REGULAR MEETING

The meeting was called to order by Supervisor Brenda L. Stumbo, at approximately 7:00 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

and Scott Martin

**Members Absent:** Trustees Jean Hall Currie and Mike Martin

**Legal Counsel:** Wm. Douglas Winters

#### **PUBLIC COMMENTS**

Arloa Kaiser, Township resident voiced her concerns regarding the DTE Smart Meters and encouraged the Board to continue to seek an opt out clause. She also said some of the cats out at night are not feral cats and several diseases are being found in the cat population.

Dennis Dickenson, Valley Drive Neighborhood Watch Coordinator voiced his concerns concerning the safety of children walking to school. He presented a portion of a report from the National Traffic Safety. He asked the Board to consider a snow removal ordinance that would encompass the school zone, at the very least.

#### **CONSENT AGENDA**

- A. MINUTES OF THE JANUARY 28, 2013 REGULAR MEETING
- B. STATEMENTS AND CHECKS

A motion was made by Trustee Eldridge, supported by Trustees Scott Martin to approve the Consent Agenda. The motion carried unanimously.

### SUPERVISOR REPORT

Supervisor Stumbo said her report was given at the Work Session

#### **CLERK REPORT**

Clerk Lovejoy Roe said her report was in the board packet.

Clerk Lovejoy Roe announced the celebration for the Ypsilanti Township, UAW Local 898 and Habitat Build would be held on Sunday, February 17, 2013 at 3:00 p.m. at the Habitat home located at 1115 Parkwood.

## ATTORNEY REPORT

A. SETTLEMENT PROPOSAL FROM DEUTSCHE BANK IN THE SUM OF \$8,100.00 IN SETTLEMENT OF ANY LIABILITY FOR PROPERTY LOCATED AT 1650 E. FOREST AVENUE

A motion was made by Clerk Lovejoy Roe, supported by Trustee Scott Martin to approve the Settlement Proposal from Deutsche Bank in the sum of \$8,100.00 in settlement of any liability for the property located at 1650 E. Forest Avenue. The motion carried unanimously.

## CHARTER TOWNSHIP OF YPSILANTI FEBRUARY 11, 2013 REGULAR MEETING MINUTES PAGE 2

of \$8,100.00 in settlement of any liability for the property located at 1650 E. Forest Avenue. The motion carried unanimously.

#### **B. GENERAL LEGAL UPDATE**

Attorney Winters summarized the action to be taken in regard to 2469 Washtenaw (Lucas Coney Island) and recommended a solution to close that establishment from midnight to 5:00 a.m. every morning.

A motion was made by Trustee Eldridge, supported by Clerk Lovejoy Roe to re-authorize the Board to initiate appropriate legal action in Washtenaw County Circuit Court to abate the public nuisance at 2469 Washtenaw (Lucas Coney Island), if necessary. The motion carried unanimously.

#### **OLD BUSINESS**

1. REQUEST OF JEFF ALLEN, RSD DIRECTOR TO PURCHASE SIX (6) NEW VEHICLES THROUGH STATE OF MICHIGAN PURCHASING PLAN (MI DEAL) IN THE APPROXIMATE AMOUNT OF \$145,000, BUDGETED IN LINE ITEM #595.595.000.985.000

A motion was made by Clerk Lovejoy Roe, supported by Trustee Eldridge to approve the purchase of six (6) new vehicles through the State of Michigan Purchasing Plan (MI Deal) in the approximate amount of \$145,000, budgeted in line item #595.595.000.985.000. The motion carried unanimously.

Discussion followed regarding usage of personal vehicles and looking into acquiring vehicles for employees use for Township business.

#### **NEW BUSINESS**

## 1. BUDGET AMENDMENT #2

Clerk Lovejoy Roe read the Budget Amendment into the record.

A motion was made by Clerk Lovejoy Roe, supported by Treasurer Doe to approve Budget Amendment #2 (see attached). The motion carried unanimously.

2. RESOLUTION NO. 2013-2, GIRLS ON THE RUN ROAD CLOSURE REQUEST

Clerk Lovejoy Roe read the resolution into the record.

A motion was made by Clerk Lovejoy Roe, supported by Treasurer Doe to approve Resolution No. 2013-2, Girls on the Run Road Closure request (see attached). The motion carried unanimously.

3. RESOLUTION NO. 2013-3, YPSILANTI COMMUNITY UTILITIES AUTHORITY (YCUA) WASTEWATER SYSTEM BONDS (CHARTER TOWNSHIP OF YPSILANTI – 3<sup>RD</sup> QUARTER SFR – RETENTION HEADER/SEPTAGE PROJECTS)

Clerk Lovejoy Roe read the resolution into the record.

## CHARTER TOWNSHIP OF YPSILANTI FEBRUARY 11, 2013 REGULAR MEETING MINUTES PAGE 3

A motion was made by Clerk Lovejoy Roe, supported by Treasurer Doe to approve Resolution No. 2013-3, Ypsilanti Community Utilities Authority (YCUA) Wastewater System Bonds (Charter Township of Ypsilanti – 3<sup>rd</sup> Quarter SFR – Retention Header/Septage Projects) (see attached).

Tom Colis, attorney from Miller Canfield, Township and YCUA Bond Counsel provided a brief overview, explaining the resolution provided for the financing of the improvements.

The motion carried unanimously.

4. REQUEST OF JOE LAWSON, PLANNING DIRECTOR TO APPROVE LAKEWOOD FARMS SOUTH DEVELOPMENT AGREEMENT

A motion was made by Clerk Lovejoy Roe, supported by Treasurer Doe to approve the request of Joe Lawson, Planning Director to approve and authorize the signing of the Lakewood Farms South Development Agreement, contingent on the incorporation of the changes outlined by the Board and Township Attorney.

Manny Kianicky, Vice President of S. R. Jacobson Companies provided a brief overview of the project.

The motion carried unanimously.

5. WASHTENAW COUNTY ROAD COMMISSION 2013 YPSILANTI TOWNSHIP LOCAL ROAD BOND PROGRAM AGREEMENT FOR SECTIONS 2 & 24 IN THE AMOUNT OF \$630,000.00 TO BE PAID WITH BOND PROGRAM FUNDS

A motion was made by Clerk Lovejoy Roe, supported by Treasurer Doe to approve and authorize the signing of the Washtenaw County Road Commission 2013 Ypsilanti Township Local Road Bond Program Agreement for Sections 2 & 24 in the amount of \$630,000.00 to be paid with Bond Program Funds (see attached). The motion carried unanimously.

6. REQUEST OF MIKE RADZIK, OCS DIRECTOR FOR AUTHORIZATION FOR LEGAL ACTION, IF NECESSARY, IN WASHTENAW COUNTY CIRCUIT COURT TO ABATE PUBLIC NUISANCE AT PROPERTIES LOCATED AT 2645 WOODRUFF LANE AND S. CONGRESS (K-11-40-352-014)

A motion was made by Clerk Lovejoy Roe, supported by Treasurer Doe to authorize legal action, if necessary, in Washtenaw County Circuit Court to abate the public nuisance at the properties located at 2645 Woodruff Land and S. Congress (K-11-40-352-014).

Mike Radzik, OCS Director provided a brief overview of the condition of the properties.

The motion carried unanimously.

#### **OTHER BUSINESS**

1. REQUEST TO AUTHORIZE DONATION OF \$5,000 TO FRIENDS OF RUTHERFORD POOL AND TO AMEND THE GENERAL FUND BUDGET WITH A TRANSFER FROM FUND BALANCE TO EXPEND THE \$5,000

### CHARTER TOWNSHIP OF YPSILANTI FEBRUARY 11, 2013 REGULAR MEETING MINUTES PAGE 4

A motion was made by Treasurer Doe, supported by Trustee Eldridge to donate \$5,000 to Friends of Rutherford Pool and to amend the General Fund Budget with a transfer from Fund Balance to General Fund to expend the \$5,000. The motion carried unanimously.

#### **AUTHORIZATIONS AND BIDS**

1. REQUEST OF RON FULTON, BUILDING DIRECTOR TO SEEK BIDS FOR THE DEMOLITION OF 554 AND 597 E. GRAND BLVD., 1248 E. CLARK, 2371 AND 2375 WIARD COURT AND 1650 E. FOREST AVENUE

A motion was made by Clerk Lovejoy Roe, supported by Trustee Eldridge to approve Ron Fulton, Building Director to seek bids for the demolition of 554 & 597 E. Grand Blvd., 1248 E. Clark, 2371 & 2375 Wiard Court and 1650 E. Forest Avenue. The motion carried unanimously.

Arloa Kaiser complimented the Office of Community Standards staff for all they have done, especially at Gault Village.

2. REQUEST OF YPSILANTI TOWNSHIP PARK COMMISSION TO SEEK PROPOSALS FOR PRINTING AND MAILING OF POSTCARDS CONTAINING PARKS AND RECREATION SURVEY INFORMATION

A motion was made by Trustee Eldridge, supported by Clerk Lovejoy Roe to approve the request of the Ypsilanti Township Park Commission to seek proposals for printing and mailing of postcards containing the Parks and Recreation Survey information.

Art Serafinski, Recreation Director explained about 400 people had completed the survey electronically and the purpose for this was to reach those who didn't have access electronically.

Lonnie Scott, Chairperson of the Park Commission thanked the Board for adding this item to the agenda so quickly.

The motion carried unanimously.

# **ADJOURNMENT**

A motion was made by Clerk Lovejoy Roe, supported by Trustee Doe to adjourn the meeting. The motion carried unanimously.

The meeting adjourned at approximately 7:48 p.m.

Respectfully submitted,

Brenda L. Stumbo, Supervisor Charter Township of Ypsilanti

Karen Lovejoy Roe, Clerk Charter Township of Ypsilanti

# CHARTER TOWNSHIP OF YPSILANTI 2013 BUDGET AMENDMENT #2

#### **FEBRUARY 11, 2013**

# 101 - GENERAL OPERATIONS FUND Total Increase 24,263.00

Increase various general fund departments payout of PTO & Sick Time bank line item ending in 708.004 per agreement of Teamsters Contract payout of 32 hours PTO time at 100% and any additional hours at 75%. This also effect management PTO payouts. This is funded by an Appropriation of Prior Year Fund Balance.

Revenues:	Prior Year Fund Balance	101.000.000.699.000 Net Revenues	\$16,763.00 \$16,763.00
Expenditures:	Salaries Pay Out - PTO&SICKTIME	101-171-000-708.004 101-201-000-708.004 101-209-000-708.004 101-215-000-708.004 101-227-000-708.004 101-253-000-708.004 101-266-000708.004 101-371-000-708.004 101-762-000-708.004 101-774-000-708.004	820.16 1,076.80 7,804.00 820.16 2,344.40 820.16 1,014.08 1,000.00 624.84 438.40
		Net Expenditures	16,763.00

Increase general fund Contributions & Donation revenue line item and Professional Service expenditure line item 101-956-000-801.000 for the \$7,500 donation from the Eastern Leaders Group (ELG) to support the Townships Economic Development Consultant.

Revenues:	Contributions & Donations	101.000.000.675.000	\$7,500.00
		Net Revenues	\$7,500.00
Expenditures:	Professional Services	101-956.000.801.000	7,500.00
·		Net Expenditures	\$7,500.00

**206 - FIRE FUND** Total Increase \$1,150.00

Increase Payout of PTO & Sick Time bank line item per agreement of Teamsters Contract payout of 32 hours PTO time at 100% and any additional hours at 75%. This also effect management PTO payouts. This is funded by an Appropriation of Prior Year Fund Balance.

Revenues:	Prior Year Fund Balance	206.000.000.699.000	\$1,150.00
		Net Revenues	\$1,150.00
Expenditures:	Salaries Pay Out - PTO&SICKTIME	206.206.000.708.004	\$1,150.00
		Net Expenditures	\$1,150.00

# CHARTER TOWNSHIP OF YPSILANTI 2013 BUDGET AMENDMENT #2

# **FEBRUARY 11, 2013**

226 - ENVIRO	DNMENTAL SERVICES FUND		Total Increase	\$1,063.00
hours PTO tim	out of PTO & Sick Time bank line item per age e at 100% and any additional hours at 75%. In Appropriation of Prior Year Fund Balance.			
Revenues:	Prior Year Fund Balance	226.000.000.699.000 Net Revenues	\$1,063.00 \$1,063.00	
Expenditures:	Salaries Pay Out - PTO&SICKTIME	226-226-000-708.004 Net Expenditures	\$1,063.00 \$1,063.00	
230 - RECRE	ATION FUND		Total Increase	\$2,669.00
hours PTO tim	out of PTO & Sick Time bank line item per age at 100% and any additional hours at 75%. In Appropriation of Prior Year Fund Balance.			
Revenues:	Prior Year Fund Balance	230.000.000.699.000	\$2,669.00	
		Net Revenues	\$2,669.00	
Expenditures:	Salaries Pay Out - PTO&SICKTIME	230.751.000.708.004 Net Expenditures	\$2,669.00 \$2,669.00	
248 - RENTA	L INSPECTION FUND		Total Increase	\$608.00
hours PTO tim	out of PTO & Sick Time bank line item per aç e at 100% and any additional hours at 75%. n Appropriation of Prior Year Fund Balance.		•	
Revenues:	Prior Year Fund Balance	248.000.000.699.000	\$608.00	
		Net Revenues	\$608.00	
Expenditures:	Salaries Pay Out - PTO&SICKTIME	248.248.000.708.004	\$608.00	
		Net Expenditures	\$608.00	

# CHARTER TOWNSHIP OF YPSILANTI 2013 BUDGET AMENDMENT #2

# **FEBRUARY 11, 2013**

249 - BUILDIN	NG DEPARTMENT FUND		Total Increase	\$468.00
hours PTO time	out of PTO & Sick Time bank line item per age at 100% and any additional hours at 75%.  Appropriation of Prior Year Fund Balance.			
Revenues:	Prior Year Fund Balance	249.000.000.699.000	\$468.00	
		Net Revenues	\$468.00	
Expenditures:	Salaries Pay Out - PTO&SICKTIME	249.249.000.708.004 Net Expenditures	\$468.00 \$468.00	
252 - HYDRO	STATION FUND		Total Increase	\$827.00
hours PTO time	out of PTO & Sick Time bank line item per aque at 100% and any additional hours at 75%.  Appropriation of Prior Year Fund Balance.			
Revenues:	Prior Year Fund Balance	252.000.000.699.000 Net Revenues	\$827.00 \$827.00	
Expenditures:	Salaries Pay Out - PTO&SICKTIME	252.252.000.708.004 Net Expenditures	\$827.00 \$827.00	
266 - LAW EN	NFORCEMENT FUND		Total Increase	\$4,644.00
hours PTO time	out of PTO & Sick Time bank line item per age at 100% and any additional hours at 75%.  Appropriation of Prior Year Fund Balance.			
Revenues:	Prior Year Fund Balance	266.000.000.699.000	\$4,644.00	
		Net Revenues	\$4,644.00	
Expenditures:	Salaries Pay Out - PTO&SICKTIME	266.301.000.708.004	\$1,224.00	
		266.304.000.708.004	\$3,420.00	
		Net Expenditures	\$4,644.00	

Motion to Amend the 2013 Budget (#2):

Move to increase the General Fund budget by \$24,263 to \$7,460,127 and approve the department line item changes as outlined.

Move to increase the Fire Fund budget by \$1,150 to \$4,887,557 and approve the department line item changes as outlined.

Move to increase the Environmental Services Fund budget by \$1,063 to \$2,649,938 and approve the department line item changes as outlined.

Move to increase the Recreation Fund budget by \$2,669 to \$914,410 and approve the department line item changes as outlined.

Move to increase the Rental Inspection Fund budget by \$608 to \$83,608 and approve the department line item changes as outlined.

Move to increase the Building Department Fund budget by \$468 to \$279,517 and approve the department line item changes as outlined.

Move to increase the Hydro Station Fund budget by \$827 to \$291,091 and approve the department line item changes as outlined.

Move to increase the Law Enforcement Fund budget by \$4,644 to \$6,706,139 and approve the department line item changes as outlined.

# CHARTER TOWNSHIP OF YPSILANTI RESOLUTION NO. 2013-2

# RESOLUTION REGARDING TEMPORARY ROAD CLOSURE

Resolution authorizing the temporary road closure of Hewitt Road between Washtenaw Avenue and Clark Road and both east bound lanes and one west bound lane of N. Huron River Drive between Clark Road and Oakwood Street on Sunday, May 19, 2013 from 8:30 a.m. to 11:00 a.m. for the Girls on the Run of Southeastern Michigan 5K run.

**WHEREAS**, the Charter Township of Ypsilanti Board of Trustees has approved the temporary closure of Ypsilanti Township roads as indicated above; and

**WHEREAS**, the Driveways, Banners, and Parades Act 200 of 1969 requires the Township to authorize an official designated by resolution to make such request from the Road Commission.

**NOW THEREFORE, BE IT RESOLVED** that the Township of Ypsilanti Board of Trustees designates and agrees that Sarah Henry of Girls on the Run of Southeast Michigan be the authorized official designated in this instance, when application is made to the Washtenaw County Road Commission for this temporary road closure.

Karen Lovejoy Roe, Clerk Charter Township of Ypsilanti

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. 2013-2 approved by the Charter Township of Ypsilanti, Board of Trustees assembled at a Regular Meeting held on February 11, 2013.

# **RESOLUTION NO. 2013-3**

## RESOLUTION APPROVING CONTRACT AND AUTHORIZING NOTICE (Retention Header/Septage Improvements)

Charter Township of Ypsilanti

County of Washtenaw, State of Michigan

Minutes of a regular meeting of the Township Board (the "Governing Body") of the Charter Township of Ypsilanti, County of Washtenaw, State of Michigan (the "Local Unit"), held on the 11th day of February, 2013, at 7:00 o'clock p.m., prevailing Eastern Time.

PRESENT: Members: Supervisor Brenda Stumbo, Clerk Karen Lovejoy Roe, Treasurer Larry

Doe, Trustees Jean Hall Currie, Stan Eldridge, Mike Martin and Scott

Martin

ABSENT: Members: None

The following preamble and resolutions were offered by Member Clerk Karen Lovejoy Roe and supported by Member Treasurer Larry Doe:

WHEREAS, it is necessary to acquire and construct certain wastewater system improvements, consisting of the replacement of pumps and piping associated with the retention basin discharge header and improvements to the septage receiving station include installation of screening equipment and flow meters, to serve the Local Unit (the "Improvements"); and

WHEREAS, an SRF Contract (the "Contract") has been prepared between the Local Unit and the Ypsilanti Community Utilities Authority (the "Authority") whereby the Authority will issue its bonds (the "Bonds") on behalf of the Local Unit to provide for the financing of the Local Unit's share of the cost of the acquisition, construction and installation of the Improvements; and

WHEREAS, this Governing Body has carefully reviewed the Contract and finds that it provides the best means for accomplishing the acquisition and construction of the Improvements and for providing the needed services.

#### NOW, THEREFORE, BE IT RESOLVED, THAT:

- 1. <u>Approval of Contract; Effectiveness.</u> The Contract is hereby approved and the Supervisor and the Clerk of the Local Unit are hereby authorized and directed to execute and deliver the Contract for and on behalf of the Local Unit; provided, however, that Contract shall not become effective until the expiration of forty-five (45) days after the publication of the attached notice as a display advertisement of at least ¼ page in size in the *Ypsilanti Courier*, a newspaper of general circulation within the Local Unit, which manner of publication is deemed by the Governing Body to be the most effective manner of informing the taxpayers and electors of the Local Unit of the details of the proposed Contract and the rights of referendum thereunder.
- 2. <u>Publication of Notice</u>. The Clerk is directed to publish the attached notice in the newspaper above designated as soon as possible after the adoption hereof.
- 3. All resolutions and parts of resolutions in conflict with this resolution be, and the same hereby are repealed.

AYES: Members: Supervisor Brenda Stumbo, Clerk Karen Lovejoy Roe, Treasurer Larry

Doe, Trustees Jean Hall Currie, Stan Eldridge, Mike Martin and Scott

Martin

NAYS: Members: None

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C. =

### RESOLUTION DECLARED ADOPTED.

Township Clerk

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Township Board of the Charter Township of Ypsilanti, County of Washtenaw, State of Michigan, at a regular meeting held on February 11, 2013, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Township Clerk

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

# 2013 YPSILANTI TOWNSHIP LOCAL ROAD BOND PROGRAM AGREEMENT FOR SECTIONS 2 & 24

WHEREAS, the parties of the first part desire that certain improvements be made upon the local roads in the Township of Ypsilanti, and

WHEREAS, proper authority is provided to the parties of the agreement under the provisions in Act 51 of Public Acts of 1951 as amended,

IT IS NOW THEREFORE AGREED, the parties of the second part will accomplish the improvements as specified herein, all in accordance with the standards of the parties of the second part.

Sections 2 & 24 of Ypsilanti Township: Bomber Avenue, Bradley Avenue, Emerson Road, Ide Avenue, Lakeview Avenue, McGregor Rd, Moeller Avenue, Morris Avenue, Outer Lane Drive, Pasadena Road, Snow Avenue, and Wooddale Avenue.

This work shall be performed in cooperation with Ypsilanti Community Utilities Authority whom is performing water main improvements within the right-of-way of these roadways. The road improvements shall include milling the existing pavement, the placement of a 2" HMA overlay, miscellaneous concrete curb, concrete sidewalk ramps, miscellaneous drainage improvements, shoulders, and project restoration.

Estimated Project Construction, Preliminary Engineering, Construction Engineering & Materials Testing Costs:

\$ 630,000.00

It is further understood that the Charter Township of Ypsilanti will be a named insured on the Washtenaw County Road Commission's coverages for liability for the contracted activities described above. The Road Commission will submit a certificate of insurance evidencing such coverages to the Township Clerk prior to implementation of services under the contract. Each party to this contract shall be responsible for the acts and omissions of its employees and agents.

Roy D. Townsend, Managing Director

Witness

# AGREEMENT SUMMARY

Avenue, Emerson Road, Ide Avenu	Township: Bomber Avenue, Bradley ne, Lakeview Avenue, McGregor Rd, Outer Lane Drive, Pasadena Road,
Local Road Bond Program	\$ 630,000.00
ESTIMATED AMOUNT TO BE FUNDED BY YPSI: BOND PROGRAM UNDER THIS AGREEMENT DUR:	
FOR YPSILANTI TOWNSHIP:	
Brenda L. Stumbo, Supervisor  Muly and Lad  Karen Lovejoy Roe, Clerk	Morey Wynybkowske Witness Marry Wynybkowske Witness
FOR WASHTENAW COUNTY ROAD COMMISSION:	
	Witness
Douglas E. Fuller, Chair	