

**CHARTER TOWNSHIP OF YPSILANTI
MINUTES OF THE DECEMBER 19, 2023 REGULAR BOARD MEETING**

Supervisor Brenda Stumbo called the meeting to order at approximately 7:00pm in the Ypsilanti Township Civic Center Board Room, 7200 S. Huron River Drive, Ypsilanti Township. The Pledge of Allegiance was recited followed by a moment of silent prayer.

Members Present: Supervisor Brenda Stumbo, Clerk Heather Jarrell Roe, and Treasurer Stan Eldridge
Trustees: Ryan Hunter, John Newman II, Gloria Peterson, and Debbie Swanson

Members Absent: None

Legal Counsel: Wm. Douglas Winters

YPSILANTI TOWNSHIP FIRE DEPARTMENT PROMOTION CEREMONY

Fire Chief Densmore publicly promoted Kimberlee Raglin from Lieutenant to Senior Captain and Zachary Roland from Fire Fighter to Lieutenant.

PUBLIC HEARING

**A. RESOLUTION 2023-25, ADOPTION OF THE 2024-2028 YPSILANTI CHARTER
TOWNSHIP PARKS AND RECREATION MASTER PLAN**

The public hearing was opened by Supervisor Stumbo at 7:04pm.

Liz Gundon, Beckett & Rader stated they have been leading the masterplan for the Parks and Recreation Master Plan. She explained the highlights of the plan.

Supervisor Stumbo stated the Board will vote on this Resolution at the January 16, 2024 Board Meeting.

Ms. Gundon stated this must be submitted before February 1, 2024 to the Michigan Department of Natural Resources. She stated she would like the comments from the Board by January 2, 2024.

CHARTER TOWNSHIP OF YPSILANTI
MINUTES OF THE DECEMBER 19, 2023 REGULAR BOARD MEETING
PAGE 2

Trustee Swanson stated questions she had regarding the Master Plan.

Supervisor Stumbo stated she will send her questions to Ms. Gundon.

Trustee Hunter asked how cell phone data can be used to determine someone's race or ethnicity. Ms. Gundon stated that she could provide more information on how that process works.

Karen Lovejoy Roe, Township Resident stated that in the past our lobbyist would tell us the grants that were available. We would look what we could use an available grant for and apply. She also stated a few priorities that she would like the plan to include such as maintenance of bike paths.

The public hearing was closed by Supervisor Stumbo at 7:49 PM.

4. PUBLIC COMMENTS

There were two public comments.

5. CONSENT AGENDA

A. MINUTES OF THE DECEMBER 5, 2023 WORK SESSION AND REGULAR MEETING

Supervisor Stumbo stated the changes to the minutes.

B. STATEMENTS AND CHECKS

- 1. STATEMENTS AND CHECKS FOR DECEMBER 19, 2023 IN THE AMOUNT OF \$1,608.384.44**
- 2. CLARITY HEALTHCARE DEDUCTIBLE ACH FOR NOVEMBER 2023 IN THE AMOUNT OF \$30,890.99**
- 3. CLARITY HEALTHCARE ADMIN FEE FOR NOVEMBER 2023 IN THE AMOUNT OF \$1,589.27**

C. TREASURER'S REPORT NOVEMBER 2023

CHARTER TOWNSHIP OF YPSILANTI
MINUTES OF THE DECEMBER 19, 2023 REGULAR BOARD MEETING
PAGE 3

A motion was made by Treasurer Eldridge and supported by Clerk Jarrell Roe to approve the consent agenda with the minutes and corrections.

The motion carried unanimously.

ATTORNEY REPORT

A. GENERAL LEGAL UPDATE

Attorney Winters updated the status for the sale of real estate to Aldis. He said they are getting the final drafts of the purchase agreement. He said he believes the closing will be sometime in January 2024. He said they will break ground as soon as the frost laws are lifted. Attorney Winters stated they plan to have the store open by late spring/early summer 2024.

Attorney Winters updated the board regarding the lawsuit against the property owners at 2402-2416 E. Michigan Ave. and 850 Minion St. and said the hearing is scheduled for January 10, 2024. He said his concern is what should be done regarding the sampling results that were collected by the Water Resource Commissioners Office. He said the initial results regarding the samples is that it contains a coal by- product in it. He said it is believed that there was illegal dumping on the property. He gave percentages of all the levels of contamination found in the samples. He said he has sent the findings to EGLE and asked Evan Pratt from the Water Resource Commissioners Office to issue an urgent meeting to develop an action plan. He said although there is a court hearing scheduled it was set up before we found the problems with the storm water. Attorney Winters suggested that we should now get in contact with the Attorney Generals' Office and insist on more testing to see if this poisonous material has ended up anywhere else in the area.

Supervisor Stumbo stated she is concerned about the washing of the trucks on Minion St. and that they may be washing the hazardous material into the adjacent neighborhood among other places.

CHARTER TOWNSHIP OF YPSILANTI
MINUTES OF THE DECEMBER 19, 2023 REGULAR BOARD MEETING
PAGE 4

Trustee Swanson stated that we need to urgently do something and not wait for the court hearing. She said we inherited a mess and we need to act on it now.

A motion was made by Treasurer Eldridge and supported by Trustee Hunter to authorize our legal staff to expedite the process and reach out to the State of Michigan's Attorney General, Egle, EPA, and our elected officials at state and federal level to take immediate action to try and halt all the activity not only at the East Michigan Ave site but also at the partners' site on Minion St. (see attached).

The motion carried unanimously.

Supervisor Stumbo suggested we notify the media.

Luke Blackburn, YCUA Director responded to a question and stated that this would have very little impact on the water that is delivered to our residents since our water comes from Great Lakes Water Authority. He said he was surprised the EGLE came out and inspected this facility and didn't do anything since they have their own criminal division.

Attorney Winters updated the board on negotiations with the firefighter's contract.

NEW BUSINESS

RESOLUTION 2023-19, 2024 FISCAL YEAR BUDGET

Clerk Jarrell Roe read the resolution into the record.

A motion was made by Clerk Jarrell Roe and supported by Trustee Peterson to approve the resolution (see attached).

The motion carried unanimously.

**CHARTER TOWNSHIP OF YPSILANTI
MINUTES OF THE DECEMBER 19, 2023 REGULAR BOARD MEETING
PAGE 5**

Supervisor Stumbo thanked Elizabeth Cuellar, Deputy Supervisor, for her work on her first budget and she did a great job working well with Javonna Neel our Accounting Director.

REQUEST TO APPROVE ADOPTING THE ANNUAL EXEMPTION OPTION AS SET FORTH IN 2011 PUBLIC ACT 152, THE PUBLICLY FUNDED HEALTH INSURANCE CONTRIBUTION ACT

A motion was made by Clerk Jarrell Roe and supported by Treasurer Peterson to approve adopting the annual exemption of option as set forth in 2011 Public Act 152, the publicly funded health insurance contribution act.

The motion carried unanimously.

REQUEST TO APPROVE THE AGREEMENT WITH OHM ADVISORS FOR OVERSEEING CONSTRUCTION SERVICES FOR THE HEWITT ST. FIRE STATION INTERIOR AND EXTERIOR CEILING IMPROVEMENTS IN THE AMOUNT OF \$9,750.00 BUDGETED IN LINE ITEM #206-901-008-971

A motion was made by Clerk Jarrell Roe and supported by Trustee Eldridge to approve the agreement with OHM Advisors for overseeing construction services for the Hewitt St. Fire Station interior and exterior ceiling improvements in the amount of \$9,750.00 budgeted in line item # 206-901-008-971 (see attached).

The motion carried unanimously.

REQUEST TO APPROVE THE AGREEMENT WITH THE WASHTENAW COUNTY ROAD COMMISSION FOR THE INSTALLATION OF A PEDESTRIAN CROSSING AT HOLMES ROAD AND PEABODY STREET IN THE AMOUNT OF \$36,321.50 BUDGETED IN LINE ITEM #101-446-982-000

A motion was made by Clerk Jarrell Roe and supported by Trustee Swanson to approve the agreement with the Washtenaw County Road Commission for the

CHARTER TOWNSHIP OF YPSILANTI
MINUTES OF THE DECEMBER 19, 2023 REGULAR BOARD MEETING
PAGE 6

Installation of a pedestrian crossing at Holmes Rd. and Peabody Street in the amount of \$36,321.50 budgeted in line item #101-446-982-000 (see attached).

The motion carried unanimously.

REQUEST TO EXTEND THE TERM OF THE EXISTING METRO ACT PERMIT WITH AT&T WITH AN EXPIRATION DATE OF DECEMBER 31, 2028

A motion was made by Treasurer Eldridge and supported by Trustee Hunter to approve the request to extend the term of the existing Metro Act permit with AT&T with an expiration date of December 31, 2028 (see attached).

Trustee Swanson expressed her concern and shared photos with the board of unkept utility boxes. The board discussed reporting mechanisms for the unkept utilities.

The motion carried.

RESOLUTION 2023-26, DESIGNATION OF DEPOSITORIES

A motion was made by Clerk Jarrell Roe and supported by Trustee Peterson to approve Resolution 2023-26, Designation of Depositories (see attached).

The motion carried unanimously.

RESOLUTION 2023-27, ROBERT'S RULES OF ORDER

A motion was made by Clerk Jarrell Roe and supported by Treasurer Eldridge to approve Resolution 2023-27, Robert's Rules of Order (see attached).

The motion carried unanimously.

RESOLUTION 2023-28, DESIGNATION OF NEWSPAPERS OF CIRCULATION

CHARTER TOWNSHIP OF YPSILANTI
MINUTES OF THE DECEMBER 19, 2023 REGULAR BOARD MEETING
PAGE 7

A motion was made by Clerk Jarrell Roe and supported by Treasurer Eldridge to approve Resolution 2023-28, Designation of Newspapers of Circulation (see attached).

The motion carried unanimously.

REQUEST TO AMEND THE TOWNSHIP BOARD POLICY

A motion was made by Clerk Jarrell Roe and supported by Trustee Peterson to Approve the Request to Amend the Township Board Policy.

Clerk Jarrell Roe stated she would like a friendly amendment to state the Clerks' Office will submit the audio to the IT Department within 24 hours. Clerk Jarrell Roe explained that the clerk's office does not have the ability to post audio to the website. The friendly amendment was not accepted.

Supervisor Stumbo stated that the Board meetings will be at 6:00 PM with no separate work session. She said we will move the public comments to the end of the meeting, but residents can speak on each agenda item.

Trustee Swanson questioned why they were eliminating the work session before the board meeting and including it all together. She feels the board meetings will go longer.

Supervisor Stumbo stated that all residents can hear the complete meeting and know they won't miss anything that would be discussed at a 5:00 PM work session. She said our residents may speak on each agenda item and if they still have comments they can state them during public comments.

The motion carried unanimously.

RESOLUTION 2023-29, 2024 BOARD MEETING DATES

A motion was made by Clerk Jarrell Roe and supported by Treasurer Eldridge to Approve Resolution 2023-29, 2024 Board Meeting Dates (see attached).

CHARTER TOWNSHIP OF YPSILANTI
MINUTES OF THE DECEMBER 19, 2023 REGULAR BOARD MEETING
PAGE 8

The motion carried unanimously.

RESOLUTION 2023-30, BOARDS AND COMMISSIONS

A motion was made by Clerk Jarrell Roe and supported by Treasurer Eldridge to Approve Resolution 2023-30, Boards and Commissions (see attached).

The motion carried unanimously

RESOLUTION 2023-31, TO FILE PETITION PURSUANT TO CHAPTER 20 OF ACT 40 OF THE PUBLIC ACTS OF MICHIGAN, 1956, AS AMENDED, REGARDING THE BEYER RELIEF DRAIN FUND

A motion was made by Clerk Jarrell Roe and supported by Trustee Peterson to Approve Resolutions 2023-31, to file Petition Pursuant to Chapter 20 of Act 40 of the Public Acts of Michigan, 1956, as amended, regarding the Beyer Relief Drain Fund (see attached).

The motion carried unanimously

RESOLUTION 2023-32, TO FILE PETITION PURSUANT OF CHAPTER 20 OF THE ACT 40 OF THE PUBLIC ACTS OF MICHIGAN, 1956, AS AMENDED, REGARDING THE YPSILANTI TOWNSHIP DRAIN #01

A motion was made by Clerk Jarrell Roe and supported by Treasurer Eldridge to Approve the Resolution 2023-32, to File Petition Pursuant of Chapter 20 of the Act 40 of the Public Acts of Michigan, 1956, as amended, regarding the Ypsilanti Township Drain #01 (see attached).

The motion carried unanimously.

BUDGET AMENDMENT #18

CHARTER TOWNSHIP OF YPSILANTI
MINUTES OF THE DECEMBER 19, 2023 REGULAR BOARD MEETING
PAGE 9

A motion was made by Clerk Jarrell Roe and supported by Trustee Swanson to approve budget amendment #18 (see attached).

The motion carried unanimously.

OTHER BUSINESS

A motion was made by Clerk Jarrell Roe and supported by Trustee Peterson to Approve and Sign a Proposal between the Charter Township of Ypsilanti for Abatement and Cleaning Services at the Parks and Grounds PNG Building in a Not to Exceed Amount of \$21,822.00 to be Charged in Line Item #213 753 931 002 contingent of Attorney Approval.

Supervisor Stumbo stated this had to do with the bats that were in the attic area of the building and the roof was replaced.

Mike Saranen, Safety Coordinator, stated that after the roof was repaired, they did testing and found evidence of bat guano. He said the work would get done while employees are off. He said they are recommending Midwest who they have used before. He said the company will come back in January to make sure everything was done correctly.

Attorney Winters stated that the documents have only a dollar figure and did not contain a contract.

Mike Saranen said Midwest only sent the three pages and no other contract. He stated Midwest will only remove and not replace the insulation. He said the insulation will be replaced at a later date and he will come back to the board for the replacement of the insulation cost.

Trustee Swanson stated she would want to make sure everything was cleaned so there was no contamination left. She questioned where it would be disposed.

Mike Saranen stated it will be white gloved cleaned and the bags will be sealed and put in the dumpster to avoid any contamination.

**CHARTER TOWNSHIP OF YPSILANTI
MINUTES OF THE DECEMBER 19, 2023 REGULAR BOARD MEETING
PAGE 10**

The motion carried unanimously.

A motion to adjourn was made by Clerk Jarrell Roe and supported by Trustee Peterson.

Motion carried unanimously.

The meeting was adjourned at approximately 10:29 PM.

Respectfully Submitted,

A handwritten signature in blue ink that reads "Brenda L. Stumbo".

**Brenda L. Stumbo, Supervisor
Charter Township of Ypsilanti**

A handwritten signature in blue ink that reads "Heather Jarrell Roe".

**Heather Jarrell Roe, Clerk
Charter Township of Ypsilanti**

2461 E MICHIGAN - CIRCULAR INVESTMENTS, LLC d/b/a AMS GROUNDS

2402 E MICHIGAN - DARI HOLDINGS, LLC d/b/a OKD TRUCKING

PHOTOS TAKEN BY BELINDA KINGSLEY ON 10/27/23

















December 06, 2023

Washtenaw County Water Resources
Commissioner's Office
220 N. Main St.
Ann Arbor, MI 48104

Subject: YTD #11

Dear : Mr. Sheehan

Thank you for making Brighton Analytical, L.L.C. your laboratory of choice. Attached are the results for the samples submitted on 11/06/2023 for the above mentioned project. NELAP/TNI Accredited Analysis and EGLE Drinking Water Certified Analysis will be identified in their respective reporting formats. Hard copies can be supplied at your request for a fee of \$20.00 per copy.

The invoice for this project will be emailed separately. If you have any questions concerning the data or invoice, please don't hesitate to contact our office. We welcome your comments and suggestions to improve our quality systems. Please reference Brighton Analytical, L.L.C. Project ID 93373 when calling or emailing. We thank you for this opportunity to partner with you on this project and hope to work with you again in the future.

Sincerely,
Brighton Analytical, L.L.C.



Brighton Analytical LLC
2105 Pless Drive
Brighton, Michigan 48114
Phone: (810)229-7575 (810)229-8650
e-mail: bai-brighton@sbcglobal.net
EGLE Certified #9404
NELAC Accredited #176507

Sample Date: 11/06/2023
Submit Date: 11/06/2023
Report Date: 12/06/2023

To: Washtenaw County Water Resources
Commissioner's Office
220 N. Main St.
Ann Arbor, MI 48104

BA Report Number: **93373**

Project Name: **YTD #11**

BA Sample ID: **CU05471**

Project Number:

Sample ID: **CB North**

Parameters	Result	Units	DL	Method Reference	Analyst	Analysis Date
Total Metal Analysis						
Total Arsenic	3800	ug/Kg	100	SW846 6020A	MH	11/09/2023
Total Cadmium	450	ug/Kg	50	SW846 6020A	MH	11/09/2023
Total Chromium	11000	ug/Kg	500	SW846 6020A	LT	11/13/2023
Total Copper	9200	ug/Kg	1000	SW846 6020A	LT	11/13/2023
Total Lead	6100	ug/Kg	1000	SW846 6020A	MH	11/09/2023
Total Mercury	Not detected	ug/Kg	50	SW846 7471A	MH	11/10/2023
Total Zinc	76000	ug/Kg	1000	SW846 6020A	LT	11/13/2023
Metal Soil (digestion)	Digested			3050	MH	11/08/2023
Mercury (digestion)	Digested			7470/7471	MH	11/10/2023
Inorganic Analysis						
Ammonia	16000	ug/Kg	1000	EPA 350.1	RM	11/28/2023
Nitrate (ASTM Leach)	Not detected	ug/Kg	1000	SW846 9056	JT	11/08/2023
Nitrite (ASTM Leach)	Not detected	ug/Kg	1000	SW846 9056	JT	11/08/2023
Phosphorus (total)	240000	ug/Kg	200	EPA 365.2	MB	12/05/2023
Total Inorganic Nitrogen	16000	ug/Kg	1000		MB	11/06/2023
TPH Analysis (1664 SGT-HEM)						
TPH 1664 (extraction)	Extracted			1664	MB	11/14/2023
Organic Analysis						
Oil & Grease	690000	ug/Kg	10000	EPA 1664M	MB	11/13/2023
Total Petroleum Hydrocarbons	340000	ug/Kg	40000	EPA 1664M	MB	11/14/2023
Oil & Grease (extraction)	Extracted			1664/413.1	MB	11/13/2023
PNA Analysis						
Benzo(a)pyrene	4400	ug/Kg	330	SW846 8270D	RG	11/09/2023
PNA solid GC/MS (extraction)	Extracted			3510C/3545	MB	11/08/2023
%Solid	78	%		ASTM D2216	AP	11/07/2023



Brighton Analytical LLC
2105 Pless Drive
Brighton, Michigan 48114
Phone: (810)229-7575 (810)229-8650
e-mail: bai-brighton@sbcglobal.net
EGLE Certified #9404
NELAC Accredited #176507

Sample Date: 11/06/2023
Submit Date: 11/06/2023
Report Date: 12/06/2023

To: Washtenaw County Water Resources
Commissioner's Office
220 N. Main St.
Ann Arbor, MI 48104

BA Report Number: **93373** Project Name: **YTD #11**

BA Sample ID: **CU05471** Project Number:

Sample ID: **CB North**

Parameters	Result	Units	DL	Method Reference	Analyst	Analysis Date
------------	--------	-------	----	------------------	---------	---------------

DL=Reported detection limit for analytical method requested. Some compounds require special analytical methods to achieve EGLE designated target detection limits (TDL).

All soil results based on dry weight.

Released by Cynthia L. Williams
Date 12/6/2023



Brighton Analytical LLC
2105 Pless Drive
Brighton, Michigan 48114
Phone: (810)229-7575 (810)229-8650
e-mail: bai-brighton@sbcglobal.net
EGLE Certified #9404
NELAC Accredited #176507

Sample Date: 11/06/2023
Submit Date: 11/06/2023
Report Date: 12/06/2023

To: Washtenaw County Water Resources
Commissioner's Office
220 N. Main St.
Ann Arbor, MI 48104

BA Report Number: **93373**

Project Name: **YTD #11**

BA Sample ID: **CU05472**

Project Number:

Sample ID: **CB South**

Parameters	Result	Units	DL	Method Reference	Analyst	Analysis Date
Total Metal Analysis						
Total Arsenic	2900	ug/Kg	100	SW846 6020A	MH	11/09/2023
Total Cadmium	760	ug/Kg	50	SW846 6020A	MH	11/09/2023
Total Chromium	20000	ug/Kg	500	SW846 6020A	LT	11/13/2023
Total Copper	53000	ug/Kg	1000	SW846 6020A	LT	11/13/2023
Total Lead	19000	ug/Kg	1000	SW846 6020A	MH	11/09/2023
Total Mercury	Not detected	ug/Kg	50	SW846 7471A	MH	11/10/2023
Total Zinc	180000	ug/Kg	1000	SW846 6020A	LT	11/13/2023
Metal Soil (digestion)	Digested			3050	MH	11/08/2023
Mercury (digestion)	Digested			7470/7471	MH	11/10/2023
Inorganic Analysis						
Ammonia	22000	ug/Kg	1000	EPA 350.1	RM	11/28/2023
Nitrate (ASTM Leach)	Not detected	ug/Kg	1000	SW846 9056	JT	11/08/2023
Nitrite (ASTM Leach)	Not detected	ug/Kg	1000	SW846 9056	JT	11/08/2023
Phosphorus (total)	480000	ug/Kg	200	EPA 365.2	MB	12/05/2023
Total Inorganic Nitrogen	22000	ug/Kg	1000		RM	11/28/2023
TPH Analysis (1664 SGT-HEM)						
TPH 1664 (extraction)	Extracted			1664	MB	11/14/2023
Organic Analysis						
Oil & Grease	310000	ug/Kg	10000	EPA 1664M	MB	11/13/2023
Total Petroleum Hydrocarbons	160000	ug/Kg	40000	EPA 1664M	DG	11/15/2023
Oil & Grease (extraction)	Extracted			1664/413.1	MB	11/13/2023
PNA Analysis						
Benzo(a)pyrene	1700	ug/Kg	330	SW846 8270D	RG	11/09/2023
PNA solid GC/MS (extraction)	Extracted			3510C/3545	MB	11/08/2023
%Solid	79	%		ASTM D2216	AP	11/07/2023



Brighton Analytical LLC
2105 Pless Drive
Brighton, Michigan 48114
Phone: (810)229-7575 (810)229-8650
e-mail: bai-brighton@sbcglobal.net
EGLE Certified #9404
NELAC Accredited #176507

Sample Date: 11/06/2023
Submit Date: 11/06/2023
Report Date: 12/06/2023

To: Washtenaw County Water Resources
Commissioner's Office
220 N. Main St.
Ann Arbor, MI 48104

BA Report Number: **93373** Project Name: **YTD #11**
BA Sample ID: **CU05472** Project Number:

Sample ID: **CB South**

Parameters	Result	Units	DL	Method Reference	Analyst	Analysis Date
------------	--------	-------	----	------------------	---------	---------------

DL=Reported detection limit for analytical method requested. Some compounds require special analytical methods to achieve EGLE designated target detection limits (TDL).

All soil results based on dry weight.

Released by Cynthia L. Williams
Date 12/6/2023

	Brighton Analytical, L.L.CTM 2105 Pless Drive Brighton, MI 48114 Phone: 810-229-7575 Fax: 810-229-8650 email: bai-brighton@sbcglobal.net				BA PROJECT #: 93373		Analysis Requested/Method								PAGE: ____ OF ____										
	COMPANY NAME Wash tenaw County Water Resources				ABBREVIATIONS FOR SAMPLE MATRIX S = Solid L = Liquid DW = Drinking H ₂ O WW = Wastewater O = Oil P = Wipe A = Air (Tedlar Bag) F = Filter T = Tube GW = Groundwater SW = Surface Water M = Misc.		<div style="display: flex; justify-content: space-between;"> <div style="writing-mode: vertical-rl; transform: rotate(180deg);"> Heavy Metals (Zinc, Copper, Lead, Cadmium, Chromium) </div> <div style="writing-mode: vertical-rl; transform: rotate(180deg);"> Phosphorus </div> <div style="writing-mode: vertical-rl; transform: rotate(180deg);"> Inorganic Nitrogen </div> <div style="writing-mode: vertical-rl; transform: rotate(180deg);"> PAH's: benzo(a) pyrene </div> <div style="writing-mode: vertical-rl; transform: rotate(180deg);"> Oils & Grease with TPH </div> <div style="writing-mode: vertical-rl; transform: rotate(180deg);"> Mercury </div> <div style="writing-mode: vertical-rl; transform: rotate(180deg);"> Arsenic </div> </div>								COMPANY INFO: Wash tenaw County Water Resources										
PROJECT NAME YTD #11															PROJECT NUMBER (25 SPACES MAXIMUM)		Attn: Harry Sheehan PHONE: 734-222-6860 SEND: EMAIL: sheehanh@wash tenaw .org								For Laboratory Use Only: Sample received within holding time? yes <input checked="" type="checkbox"/> no <input type="checkbox"/> Temperature of samples °C: on ice
				Sample collected by Dave Streeter		If RUSH approved by		Container Type & Quantity																	For Laboratory Use Only: pH verified in login? yes <input checked="" type="checkbox"/> no <input type="checkbox"/> Headspace/bubbles in VOA'S? yes <input type="checkbox"/> no <input type="checkbox"/> n/a <input checked="" type="checkbox"/> Sample containers and COC match? yes <input checked="" type="checkbox"/> no <input type="checkbox"/>
REQUESTED TURNAROUND: (X BOX WITH TAT NEEDED) Default TAT Standard: 7 - 10 Business days RUSH: 1 Business day (verify with lab) @3x Surcharge RUSH: 2 Business days @2x Surcharge (Non TCLP) RUSH: 3 Business days @1.5x Surcharge (TCLP @ 2X)				<input type="checkbox"/> STD <input type="checkbox"/> 1 DAY <input type="checkbox"/> 2 DAY <input type="checkbox"/> 3 DAY		Sampling		Sample Matrix								P.O. NUMBER:									
Brighton ID #				Sample Description 35 Characters Limit CWO				Date		Time		BILLING ADDRESS (IF REQUIRED)													
1) 426797				CB North				5471		11/6		11:00		1											
2) 426804				CB South				5472		11/6		11:00		1											
3)																									
4)																									
5)																									
6)																									
7)																									
8)																									
9)																									
10)																									
Special Instructions:														For Laboratory Use Only: Field pH/Temp/Time/Initials											
Please fill out the Chain of Custody completely and review. Incorrect or incomplete information will result in a "hold" on all analyses. All hold samples = \$10.														Drinking Water Only:											
Send to LCHD? yes <input type="checkbox"/> no <input type="checkbox"/> Chlorinated Water Supply? yes <input type="checkbox"/> no <input type="checkbox"/> MCL Failure yes <input type="checkbox"/> no <input type="checkbox"/> Client Notified (date/time/initials): _____																									
Trans. #		RELINQUISHED BY:				RECEIVED BY:				DATE:		TIME:		Trans. #		RELINQUISHED BY:				RECEIVED BY:				DATE/TIME:	
1		Dave Streeter				Jo Clapp				11/6/23		1:51		3											
2														4											



BRIGHTON ANALYTICAL, LLC

QUALITY ASSURANCE/QUALITY
CONTROL

REPRESENTATIVE BATCH QUALITY CONTROL

Accuracy & Precision

Analyst: MB

Parameter: PHOS

Analysis Date: 12/5/2023

Method Reference: 365.2

SPIKE - ACCURACY

Laboratory Identification	Spike Conc. (µg/L)	Background (µg/L)	Percent Recoveries	Acceptable Range (%)	Method Blank Concentration
WP 330	4340	<200	98/97	90-110	<200

SPIKE - PRECISION

Laboratory Identification	Observed A (µg/L)	Observed B (µg/L)	RPD	Acceptable Range	
WP 330	4160	4160	0.00	≤ 20%	

MISCELLANEOUS

	Standard ID #	%Recovery	
Independent Secondary Reference Material:	WP 330	96%	
Method Standard (Laboratory Control Spike):			

COMMENTS: _____

REPRESENTATIVE BATCH QUALITY CONTROL **Accuracy & Precision**

Analyst: MB

Parameter: TPH

Analysis Date: 11/14/2023

Method Reference: EPA 1664

SPIKE - ACCURACY

Laboratory Identification	Spike Conc. (mg)	Background (mg)	Percent Recoveries	Acceptable Range (%)	Method Blank Concentration
Lab Control Samples (LCSs)	20	ND	80%	80 - 120	<20000

SPIKE - PRECISION

Laboratory Identification	Observed A (mg)	Observed B (mg)	RPD	Acceptable Range	
Lab Control Samples (LCSs)	16.0	18.1	12.3	≤ 20%	

COMMENTS: _____

REPRESENTATIVE BATCH QUALITY CONTROL **Accuracy & Precision**

Analyst: MB Parameter: OIL& GREASE
 Analysis Date: 11/13/2023 Method Reference: EPA 1664

SPIKE - ACCURACY					
Laboratory Identification	Spike Conc. (mg)	Background (mg)	Percent Recoveries	Acceptable Range (%)	Method Blank Concentration
Lab Control Samples (LCSs)	40	ND	96%	80 - 120	<10000
SPIKE - PRECISION					
Laboratory Identification	Observed A (mg)	Observed B (mg)	RPD	Acceptable Range	
Lab Control Samples (LCSs)	38.2	42.0	9.5	≤ 20%	

COMMENTS: _____

ICP-MS

METHOD 200.8/6020

REPRESENTATIVE BATCH PRECISION AND ACCURACY QUALITY CONTROL SUMMARY

Analysis Date: 11/13/2023 Standard ID: 080723 S Batch: 11/13/2023 S1
 Matrix Spike Lab ID: CU05923 Matrix: Soil Analyst: LT

Metals	Matrix Spike - Precision *			Matrix Spike - Accuracy**				Miscellaneous***		
	Matrix Spike (ug/Kg)	Matrix Spike Dup (ug/Kg)	RPD (%)	Spk Conc (ug/Kg)	MS Recovery (%)	MSD Recovery (%)	Sample Conc (ug/Kg)	Method Blk (ug/Kg)	LCS-Method STD (%)	Ind. Std. SPEX 1&3 (%)
Chromium	91168	102863	12.1	100000	82.9	94.6	8311	<500	86.7	97.1
Copper	91908	103941	12.3	100000	79.0	91.0	12945	<1000	87.3	100.7
Zinc	126046	142075	12.0	100000	86.9	102.9	39164	<1000	94.8	107.6
Arsenic	90091	98241	8.7	100000	79.9	88.0	10240	<100	92.3	95.6
Selenium	83452	93607	11.5	100000	83.3	93.4	182	<100	92.1	92.6
Silver	1044	1228	16.2	1000	102.4	120.8	20	<100	94.4	106.3
Cadmium	108486	124557	13.8	100000	108.2	124.3	279	<50	91.6	97.5
Barium	151761	170532	11.6	100000	108.6	127.3	43185	<100	100.3	102.0
Lead	123006	141167	13.7	100000	115.6	133.7	7427	<1000	96.5	102.1

* Matrix spike precision range +/- 20% RPD

** Matrix spike accuracy range +/- 30% recovery

*** LCS accuracy range +/- 15% recovery / Ind std accuracy range +/- 10% recovery

Comments: _____

Ion Chromatograph EPA Method 300.0

Date: 11/8/2023

Reviewed by: _____

Analyst: RM/JT

ERA P327

ERA #: WP 330Exp. Date: Nov-25

Analyte	Sample Conc.	LCS Value	LCS Conc.	% Rec. LCS	ERA Conc.	ERA TRUE Value	% Rec ERA	Control Limits	Units
Fluoride	<100	5,000	4,661	93	1,922	1,950	99	90-110%	µg/L
Chloride	<1000	50,000	46,506	93	39,889	40,000	100	90-110%	µg/L
Nitrite	<10	1,000	923	92				90-110%	µg/L
Nitrate	<10	1,000	950	95	14,183	14,400	98	90-110%	µg/L
Sulfate	<1000	50,000	46,576	93	9,610	9,800	98	90-110%	µg/L

Sample ID# 5594

Analyte	Sample Conc.	Spike Value	MS Conc.	MSD Conc.	% Rec MS	% Rec MSD	RPD	Control Limits	Units
Fluoride	898	5,000	5,826	5,869	99	99	0.7	80-120%	µg/L
Chloride	28,015	50,000	77,222	77,450	98	99	0.3	80-120%	µg/L
Nitrite	3	1,000	981	986	98	98	0.5	80-120%	µg/L
Nitrate	0	1,000	892	894	89	89	0.3	80-120%	µg/L
Sulfate	8,220	50,000	57,074	57,214	98	98	0.2	80-120%	µg/L

Sample ID# 5599

Analyte	Sample Conc.	Spike Value	MS Conc.	MSD Conc.	% Rec MS	% Rec MSD	RPD	Control Limits	Units
Fluoride	584	5,000	5,563	5,530	100	99	0.6	80-120%	µg/L
Chloride	117,809	50,000	165,846	165,392	96	95	0.3	80-120%	µg/L
Nitrite	221	1,000	1,209	1,197	99	98	1.0	80-120%	µg/L
Nitrate	3,218	1,000	4,195	4,189	98	97	0.1	80-120%	µg/L
Sulfate	579,945	50,000	622,191	622,449	84	85	0.0	80-120%	µg/L

Sample ID# 5809

Analyte	Sample Conc.	Spike Value	MS Conc.	MSD Conc.	% Rec MS	% Rec MSD	RPD	Control Limits	Units
Fluoride	140	5,000	5,091	4,837	99	94	5.1	80-120%	µg/L
Chloride	64,435	50,000	113,319	111,084	98	93	2.0	80-120%	µg/L
Nitrite	11	1,000	998	949	99	94	5.1	80-120%	µg/L
Nitrate	0	1,000	907	859	91	86	5.4	80-120%	µg/L
Sulfate	54,677	50,000	103,303	100,921	97	92	2.3	80-120%	µg/L

ICP-MS METHOD 6020

REPRESENTATIVE BATCH PRECISION AND ACCURACY QUALITY CONTROL SUMMARY

Analysis Date: 11/09/2023

Standard ID: 080723 S

Batch: 11/08/2023 S1

Matrix Spike Lab ID: CU05519

Matrix: Soil

Analyst: MH

Metals	Matrix Spike - Precision *			Matrix Spike - Accuracy**				Miscellaneous***		
	Matrix Spike (ug/Kg)	Matrix Spike Dup (ug/Kg)	RPD (%)	Spk Conc (ug/Kg)	MS Recovery (%)	MSD Recovery (%)	Sample Conc (ug/Kg)	Method Blk (ug/Kg)	LCS-Method STD (%)	Ind. Std. SPEX 1&3 (%)
Chromium	95260	95663	0.4	100000	89.5	89.9	5717	<500	90.7	106.3
Nickel	96218	98030	1.9	100000	88.7	90.5	7555	<1000	95.8	102.5
Copper	91874	93408	1.7	100000	85.0	86.5	6878	<1000	91.7	109.7
Zinc	99986	101803	1.8	100000	78.3	80.1	21723	<1000	87.2	97.9
Arsenic	99506	98675	0.8	100000	95.9	95.1	3594	<100	97.1	100.0
Selenium	91439	90180	1.4	100000	91.3	90.1	124	<200	95.7	97.4
Silver	1002.00	1011.00	0.9	1000	99.1	100.0	11	<100	96.7	106.1
Cadmium	106727	104841	1.8	100000	106.5	104.7	187	<50	100.2	93.4
Barium	122727	121026	1.4	100000	106.5	104.8	16219	<1000	100.5	105.2
Lead	111367	109466	1.7	100000	107.3	105.4	4099	<1000	99.9	98.8

* Matrix spike precision range +/- 20% RPD

** Matrix spike accuracy range +/- 30% recovery

*** LCS accuracy range +/- 20% recovery / Ind std accuracy range +/- 10% recovery

Comments: _____

REPRESENTATIVE BATCH QUALITY CONTROL

Accuracy & Precision

Analyst: MH

Parameter: Mercury

Analysis Date: 11/10/23

Method Reference: 245.1/7470/7471

Matrix: SOIL

Batch: S1

SPIKE - ACCURACY					
Laboratory ID	Spike Concentration (ug/Kg)	Background (ug/Kg)	Recoveries (%)	Acceptable Range (%)	Method Blank Concentration (ug/Kg)
CU05519	100	9.3	85 / 93	70 - 130	<50
SPIKE - ACCURACY					
Laboratory ID	Observed A (ug/Kg)	Observed B (ug/Kg)	RPD (%)	Acceptable Range (%)	
CU05519	94.6	102.4	7.9	0 - 20	
MISCELLANEOUS					
		Standard ID #	Recovery (%)	Acceptable Range (%)	
Independent Secondary Reference Material:		Spex 111023	96.8	90 - 110	
Method Standard (Laboratory Control Spike):		Hg- 111023	102.2	85 - 115	

COMMENTS: _____

GC/MS

SEMI-VOLATILE METHOD (PNA) 8270

REPRESENTATIVE BATCH PRECISION AND ACCURACY QUALITY CONTROL SUMMARY

Analysis Date: 11/9/2023 Std ID: #4420/#4435 Inst./Detec: HP5973/GC-MS

Laboratory ID#: CU05424 Matrix: SOIL Ext. Date: 11/08/2023 MB Analyst: RG

SURROGATES	Matrix Spike-Precision*			Matrix Spike - Accuracy				LCS-%recovery	
	Spike 1	Spike 2	RPD	Spk Conc ug/L	% Recovery	Range (%)	Sample surr.recov.	LCS-MStd	Method Blank
Nitrobenzene-d5	89	92	3.3	100	91	18-142	105	45	46
2-Fluorobiphenyl	71	74	4.1	100	73	34-144	82	70	72
Terphenyl-d14	67	66	1.5	100	67	22-152	66	61	72
COMPOUNDS							Background		
Naphthalene	145.0	140.0	3.5	50	41	32-173	122.0	94	<330
Acenaphthylene	43.4	43.6	0.5	50	87	37-190	ND	93	<330
Acenaphthene	42.4	42.1	0.7	50	85	43-172	ND	88	<330
Fluorene	44.7	42.9	4.1	50	88	30-196	ND	98	<330
Phenanthrene	43.3	42.1	2.8	50	85	36-189	ND	91	<330
Anthracene	47.1	45.9	2.6	50	93	50-144	ND	101	<330
Fluoranthene	99.1	50.3	65.3**	50	149	35-211	ND	121	<330
Pyrene	44.3	41.2	7.3	50	86	58-145	ND	82	<330
Benzo[a]anthracene	42.5	44.3	4.1	50	87	34-185	ND	91	<330
Chrysene	29.2	29.7	1.7	50	59	32-180	ND	59	<330
Benzo[b]fluoranthene	37.7	38.8	2.9	50	77	31-162	ND	85	<330
Benzo[k]fluorathene	48.0	48.9	1.9	50	97	52-151	ND	98	<330
Benzo[a]pyrene	50.8	51.2	0.8	50	102	49-187	ND	108	<330
Indeno[1,2,3-cd]pyrene	29.7	30.6	3.0	50	60	51-159	ND	65	<330
Dibenzo (a,h) anthracene	24.9	24.1	3.3	50	49**	58-158	ND	58	<330
Benzo[g,h,i]perylene	32.9	31.8	3.4	50	65	56-165	ND	69	<330

* Matrix Spike Precision +/-20 Relative Percent Difference.

Comments: **Out of range due to sample matrix.

REPRESENTATIVE BATCH QUALITY CONTROL

Accuracy & Precision

Analyst: RM

Parameter: Ammonia Soils

Analysis Date: 11/28/2023

Method Reference: 350.1

SPIKE - ACCURACY

Laboratory Identification	Spike Conc. (µg/L)	Background (µg/L)	Percent Recoveries	Acceptable Range (%)	Method Blank Concentration
5184 MS/MSD	500	1,969	98 / 81	80 - 120	< 10ppb

SPIKE - PRECISION

Laboratory Identification	Observed A (µg/L)	Observed B (µg/L)	RPD	Acceptable Range	
5184 MS/MSD	2458	2374	3.5%	≤ 20%	

MISCELLANEOUS

	Standard ID #	%Recovery		
Independent Secondary Reference Material:	WP 330	110%		

COMMENTS: _____

From: Snell, Debora (EGLE) <SNELLD@michigan.gov>

Sent: Wednesday, November 1, 2023 10:06 AM

To: Jason Iacoangeli <jjacoangeli@ypsitownship.org>; Brenda Stumbo <bstumbo@ypsitownship.org>; Belinda Kingsley <bkingsley@ypsitownship.org>

Cc: Lambert, Laura (EGLE) <LambertL4@michigan.gov>; Schwerin, Gary (EGLE) <SchwerinG@michigan.gov>

Subject: 2402 and 2416 E. Michigan Ave - Coal stockpile

You don't often get email from snellD@michigan.gov. Learn why this is important

Hi Jason.

Thank you for speaking with me yesterday, Oct 31, regarding the coal stockpile located at 2402/2416 E. Michigan Ave in Ypsilanti Township. EGLE staff met yesterday to discuss the situation and review recent township actions. Based on the information provided by the township, EGLE staff have the following comments:

It is clear from the photos that material from the coal stockpile is being tracked out and/or running off-site into the road and storm drain. We concur with the township's response, requiring installation of soil erosion and sedimentation controls and requiring removal of the pile as soon as possible. Please note, violations involving land use inconsistent with zoning are a local matter and are outside the purview of EGLE.

Township documents refer to the material as coal ash, however without documentation or analytical results, it is unclear to EGLE staff what exactly the material is at this point. Of note, EGLE Materials Management Division (MMD) staff responded in July 2023 to a complaint at this location regarding "coal ash" being stored in a residential neighborhood. MMD staff inspected the site and found the material did not appear to be coal ash. Staff were told the material was reclaimed coal from DTW Trenton and was being trucked to the St Mary's facility in Charlevoix. Had the material been coal ash, its placement and disposal would be regulated under Michigan's Part 115, Solid Waste Management Rules. However, because this material was determined to be a product, not a waste, the Part 115 statute did not apply and the complaint was closed. The material shown in recent township photos appears to be similar in appearance to the material present on the site in July 2023.

You mentioned during our telephone conversation that erosion controls were planned to be installed yesterday and the trucking company plans to start removing the pile.

In addition to these actions, we recommend inspecting the nearby storm drain and removing any solids/sedimentation that may have accumulated in the drain as a result of runoff from the pile.

Please provide an update on the installation of erosion controls and storm drain inspection/cleanout (if needed).

Feel free to contact me if you have any questions or require further information or assistance.

Thank you.

Deb Snell

Environmental Quality Analyst

Michigan Department of Environment, Great Lakes, and Energy

Water Resources Division - Jackson District Office

301 E. Louis Glick Hwy., Jackson, MI 49201

snellid@michigan.gov | Ph: 517-539-1097

FOLLOW US | [Michigan.gov/EGLE](https://michigan.gov/EGLE)

VTD #11 Samples	"CR Number"		"CR Study"		conversion factor (2)	source
Contaminant	Result [ppb]	Threshold [ppb]	Result [ppb]			
Arsenic	4,490	336	2,390		1	aquatic maximum value for protection of aquatic life in ambient water (https://www.michigan.gov/-/media/Project/Website/legis/Documents/Programs/WQS/NPDES/part-4-water-quality-standards.pdf?rev=437a25de19803a2a6110961ab702)
Cadmium	620	2,000	720			Michigan Background Soil Survey for Human-Extr (https://www.michigan.edu/helaf/-/media/Project/Website/legis/Documents/Programs/MMC/Hazardous-Waste/Michigan-Background-Soil-rev-July-2005.pdf?rev=4022b6a484418ba0270562a010028ba&n=4872A2A01880EAC78AC78BC4F838B8D5F1)
Chromium	14,000	16	20,000		0.002	aquatic maximum value for protection of aquatic life in ambient water (https://www.michigan.gov/-/media/Project/Website/legis/Documents/Programs/WQS/NPDES/part-4-water-quality-standards.pdf?rev=437a25de19803a2a6110961ab702)
Copper	9,200	9,000	12,000		0.96	Michigan Background Soil Survey for Human-Extr (https://www.michigan.edu/helaf/-/media/Project/Website/legis/Documents/Programs/MMC/Hazardous-Waste/Michigan-Background-Soil-rev-July-2005.pdf?rev=4022b6a484418ba0270562a010028ba&n=4872A2A01880EAC78AC78BC4F838B8D5F1)
Lead	6,100	11,000	19,000			Michigan Background Soil Survey for Human-Extr (https://www.michigan.edu/helaf/-/media/Project/Website/legis/Documents/Programs/MMC/Hazardous-Waste/Michigan-Background-Soil-rev-July-2005.pdf?rev=4022b6a484418ba0270562a010028ba&n=4872A2A01880EAC78AC78BC4F838B8D5F1)
Mercury	not detected		not detected			
PbC	76,000	59,000	180,000		0.078	Michigan Background Soil Survey for Human-Extr (https://www.michigan.edu/helaf/-/media/Project/Website/legis/Documents/Programs/MMC/Hazardous-Waste/Michigan-Background-Soil-rev-July-2005.pdf?rev=4022b6a484418ba0270562a010028ba&n=4872A2A01880EAC78AC78BC4F838B8D5F1)
Arsenite	14,000	n/a	22,000			# 323.1200 (2) a maximum of 4 seasonal design flows may be granted when determining surface water effluent limitations for ammonia or substances... If it is determined by the department that the use of such design flows will protect water quality and be consistent with the protection of the public health, safety, and welfare... (https://www.michigan.gov/-/media/Project/Website/legis/Documents/Programs/WQS/NPDES/part-4-water-quality-standards.pdf?rev=437a25de19803a2a6110961ab702)
Nitrite	not detected		not detected			
Nitrate	not detected		not detected			
Total Inorganic Nitrogen	16,000	16*	22,000			# 323.1200 (2) nutrients shall be limited to the extent necessary to prevent stimulation of growth of aquatic... plants in EGLE doc
Phosphorus	140,000	3,000	490,000			Michigan Background Soil Survey for Human-Extr (https://www.michigan.edu/helaf/-/media/Project/Website/legis/Documents/Programs/MMC/Hazardous-Waste/Michigan-Background-Soil-rev-July-2005.pdf?rev=4022b6a484418ba0270562a010028ba&n=4872A2A01880EAC78AC78BC4F838B8D5F1)
Oil & Grease	100,000	n/a*	100,000			# 323.1200 Rule 50. The surface waters of the state shall not have any of the following physical properties in untreated quantities which are or may become injurious to any designated use: ... (1) Oil films in EGLE doc
Total Inorganic Phosphorus	140,000	100	180,000			https://www.epa.gov/assessing-and-managing-environmental-effects-to-public-health/background-toxicologic-hazard-screening
Hydrocarbons	4,490	1,000	1,700			Background Toxicologic Hazard Screening (BTHS): An Assessment of Statistics and Distributions (https://www.epa.com/research/products/000000000000000000)

highlighted > higher than the threshold
 * highest concentration in public rate gardens was 75,900 ppb at Grigh



EVAN N. PRATT, P.E.

WATER RESOURCES COMMISSIONER

705 North Zeeb Road
P.O. Box 8645
Ann Arbor, MI 48107-8645

email: drains@washtenaw.org
www.washtenaw.org/drains

HARRY SHEEHAN
Chief Deputy Water Resources Commissioner

SCOTT MILLER, P.E.
Deputy Water Resources Commissioner

Telephone 734.222.6860
Fax 734.222.6803

December 15, 2023

Mr. Wm. Douglas Winters, Esq
61 N. Huron St
Ypsilanti, MI 48197

RE: 2402 and 2416 E. Michigan Ave Sampling

Dear Mr. Winters;

With regard to the noted properties at 2402 and 2416 East Michigan Avenue, pursuant to Township request our field staff visited this location and verified a large stockpile(s) of an unknown black material on site. We are also in receipt of correspondence from EGLE that you provided to us, describing the industrial origin of the materials, etc. and will not re-iterate that information here.

Pursuant to the Township's request, our field staff has also verified evidence that the flow of water from the stockpile on this property has created a black staining leading from the stockpile and terminating at the road drainage structure(s) at the entrance drive to the property. Please see the attached photo.

The staining surrounds the immediate area of the drainage structure(s) and did not appear to have another source other than the properties in question. In other words, there was no other staining on the roadway leading to the drainage structure from any direction, but there was staining from the site/driveway of the property in question to the drainage structures.

As we discussed subsequent to your initial correspondence on this matter, County Water Resources staff obtained sediment samples from the drainage structures on November 6, 2023. Our office followed standard sampling and chain of custody protocols to collect sediment from two drainage structures identified on the attached map as "CB North and CB South". As you can see on that map, these in-street drainage structures (known as Catchbasins or CB's) are located on either side of the site entrance from Wiard Road and receive flow from the site and stockpile area when it rains.

These samples were provided to Brighton Analytical, LLC to determine concentrations of a variety of regulated toxic substances. We attach those results in the original format submitted by Brighton Analytical, noting the actual concentrations (in parts per billion) found in the samples along with the lowest concentration detectable (DL or detection limit) by the methods used by Brighton Analytical, LLC.

We have also attached a separate spreadsheet generated by Water Resources staff re-stating the laboratory results and identifying which substances exceed what appear to be the regulatory threshold of said substances, along with citations for the applicable regulatory statutes and/or reference documents establishing said regulatory thresholds.

The sample from the location labelled “CB North” indicates elevated levels of Arsenic, Zinc, Chromium, and Phosphorous as well as Hydrocarbons and Polycyclic Aromatic Hydrocarbons (PAHs).

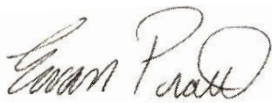
The sample from the location labelled “CB South” indicated elevated levels of the same substances with the exception of PAH’s. Elevated levels of Copper and Lead were also detected at this location.

All of these substances have regulatory water quality thresholds established by USEPA for compliance with the National Pollution Discharge Elimination System (NPDES) permitting that is the basis for the Municipal Separated Storm Sewer System (MS4) permit required by the state of Michigan’s Department of Environment, Great Lakes, and Energy (MI EGLE). As you know, my office, the Road Commission, and the Township each have MS4 NPDES permits through EGLE requiring action if elevated levels of these substances and other pollutants are found in the public system.

Because the stockpiled material is on a private site, we did not sample that material directly. The Township may wish to seek sampling results from the property owner to better establish the nature of any regulated substances within the stockpile, since (as noted above) it is clearly evident that each time it rains, material from the stockpile is being transported to the public drainage system.

Please feel free to contact me for any clarification or further discussion on this matter.

Sincerely,



Evan N Pratt

Water Resources Commissioner
Washtenaw County

Cc: Brenda Stumbo, Ypsilanti Township Supervisor
Heather Jarrell-Roe, Ypsilanti Township Clerk
Stan Eldridge, Ypsilanti Township Treasurer
Matthew MacDonnell, Managing Director, Washtenaw County Road Commission
Brent Schlack, Director of Engineering, Washtenaw County Road Commission
Harry Sheehan, Chief Deputy, Washtenaw County Water Resources
Heather Rice, Environmental Manager, Washtenaw County Water Resources
Catherine Wytychak, Water Quality Specialist, Washtenaw County Water Resources

Resolution No. 2023-19

Charter Township of Ypsilanti
2024 Fiscal Year Budget

WHEREAS the Township Supervisor has prepared and submitted to the Township Board the proposed budgets for calendar year 2024; and

WHEREAS the Township Board has advertised the tentative millage rates in the Washtenaw Legal News and held the public hearing on December 5, 2023 on the budget and the tentative millage rates pursuant to Section 16 of the Uniform Budgeting Accounting Act (Truth in Budgeting); and

WHEREAS the Township Board has reviewed the proposed tax rates and budgeted; and

NOW THEREFORE BE IT RESOLVED that the Charter Township of Ypsilanti Board of Trustees adopts the 2024 Fiscal Year Budget by cost center, as follows:

Expenditures:

General Fund - Fund 101		
101	TOWNSHIP BOARD	160,641
171	TOWNSHIP SUPERVISOR	328,680
191	ACCOUNTING	453,311
215	TOWNSHIP CLERK	473,683
223	INDEPENDENT AUDITING	35,900
228	COMPUTER SUPPORT	869,038
247	BOARD OF REVIEW	3,230
253	TREASURER	464,177
257	ASSESSING DEPARTMENT	567,680
262	ELECTION DEPARTMENT	591,845
265	RESIDENT SVCS: BLDG OPERATIONS	860,038
266	LEGAL SERVICES	350,000
267	GENERAL SERVICES	161,700
270	HUMAN RESOURCES	446,890
271	COMMUNICATION & PUBLIC RELATIONS	216,666
272	OTHER FUNCTIONS	610,927
287	COURT DUE PROCESS	475,000
445	STORMWATER & DRAINS AT LARGE	661,520
446	HIGHWAYS AND STREETS	664,000
602	PUBLIC HEALTH	407,970
701	PLANNING COMMISSION	10,648
702	ZONING BOARD OF APPEALS	5,095
703	COMMUNITY DEVELOPMENT	391,767
729	COMMUNITY STABILIZATION	1,140,000
752	RESIDENT SVCS: ADMINISTRATION	67,639
770	RESIDENT SVCS: PARKS & GROUNDS	1,114,489
901	CAPITAL OUTLAY	5,319,631
902	CAPITAL OUTLAY - SPECIAL	8,226,122
999	OTHER FINANCING USES	1,816,892
Total General Fund Expenditure by Department:		\$ 26,895,179
Fire Department - Fund 206		
269	Civil Service Commission	24,850
336	Fire	4,818,020
901	Capital Outlay	257,000
Total Fire Department Fund by Department		Total: \$ 5,099,870
Parks - Fund 208		Total: \$ 9,220
Bike, Sidewalk, Rec, Roads, GF - Fund 213		
Bike Path, Sidewalk, Recreation, Roads, Operations - Fund 213		
446	Highways and Streets	\$ 1,411,529
753	Bike, Sidewalk, Rec, Roads, GF	893,786
901	Capital Outlay	1,283,300
906	Debt Services	-
Total BSR II Fund by Department		Total: \$ 3,588,615
Fire Pension and OPEB - Fund 216		Total: \$ 1,468,627
Fire Special Millage Capital - Fund 217		Total: \$ 1,544,869
Environmental Services - Fund 226		Total: \$ 3,880,266
Recreation - Fund 230		Total: \$ 920,895

14B Court - Fund 236	Total:	\$ 1,787,686
Building Department - Fund 249	Total:	\$ 991,899
Local Development Finance Authority - Fund 250	Total:	\$ 74,313
Hydro Station - Fund 252	Total:	\$ 1,184,811
Law Enforcement - Fund 266		
301 Sheriff Services		\$ 7,401,735
303 Community Engagement		345,431
304 Ordinance		881,468
Total Law Enforcement Fund by Department	Total:	\$ 8,628,634
Opioid Settlement - Fund 284	Total:	\$ 21,984
Nuisance Abatement - Fund 287	Total:	\$ 49,077
Debt 2006 Bond - Fund 398	Total:	\$ 234,290
Golf Course - Fund 584	Total:	\$ 946,388
Compost - Fund 597	Total:	\$ 858,617
Motor Pool - Fund 661	Total:	\$ 393,036
	Grand Total:	\$ 58,578,276

BE IT FURTHER RESOLVED that the revenues, transfers in, and appropriations of prior year fund balance are estimated as follows:

Revenues:

	Revenues	\$ 16,052,523	
	Transfer-in	-	
	Appropriation of prior year fund balance	10,842,656	
General Fund - 101	Total:	\$ 26,895,179	
	Revenues	\$ 5,226,134	
	Transfer-in	-	
	Appropriation of prior year fund balance	-	
Fire Department Fund - 206	Total:	\$ 5,226,134	
	Revenues	\$ 5,000	
	Transfer-in	-	
	Appropriation of prior year fund balance	4,220	
Parks Commission Fund - 208	Total:	\$ 9,220	
	Revenues	\$ 2,476,871	
	Transfer-in	470,000	
	Appropriation of prior year fund balance	641,744	
Bike Path, Sidewalk, Recreation, Roads, Operations - 213	Total:	\$ 3,588,615	
	Revenues	\$ 1,485,154	
	Transfer-in	-	
	Appropriation of prior year fund balance	-	
Fire Pension & OPEB Millage Fund - 216	Total:	\$ 1,485,154	
	Revenues	\$ 10,000	
	Transfer-in	-	
	Appropriation of prior year fund balance	1,534,869	
Fire Special Millage Capital Fund - 217	Total:	\$ 1,544,869	
	Revenues	\$ 4,021,362	
	Transfer-in	-	
	Appropriation of prior year fund balance	-	
Environmental Services Fund - 226	Total:	\$ 4,021,362	
	Revenues	\$ 413,900	
	Transfer-in	506,995	
	Appropriation of prior year fund balance	-	
Recreation Fund - 230	Total:	\$ 920,895	

	Revenues	\$	786,224
	Transfer-in		1,001,462
	Appropriation of prior year fund balance		-
14B Court - 236	Total:	\$	1,787,686
	Revenues	\$	676,750
	Transfer-in		-
	Appropriation of prior year fund balance		315,149
Building Department Fund - 249	Total:	\$	991,899
	Revenues	\$	74,588
	Transfer-in		-
	Appropriation of prior year fund balance		-
Local Development Finance Authority Fund - 250	Total:	\$	74,588
	Revenues	\$	441,960
	Transfer-in		81,000
	Appropriation of prior year fund balance		661,851
Hydro Station Fund - 252	Total:	\$	1,184,811
	Revenues	\$	9,606,116
	Transfer-in		-
	Appropriation of prior year fund balance		-
Law Enforcement Fund- 266	Total:	\$	9,606,116
	Revenues	\$	2,000
	Transfer-in		-
	Appropriation of prior year fund balance		19,984
Opioid Settlement Fund - 284	Total:	\$	21,984
	Revenues	\$	37,800
	Transfer-in		-
	Appropriation of prior year fund balance		11,277
Nuisance Abatement Fund - 287	Total:	\$	49,077
	Revenues	\$	-
	Transfer-in		234,290
	Appropriation of prior year fund balance		-
Debt 2006 Bond Fund - 398	Total:	\$	234,290
	Revenues	\$	692,050
	Transfer-in		254,338
	Appropriation of prior year fund balance		-
Golf Course Fund - 584	Total:	\$	946,388
	Revenues	\$	611,200
	Transfer-in		-
	Appropriation of prior year fund balance		247,417
Compost Fund - 597	Total:	\$	858,617
	Revenues	\$	250,562
	Transfer-in		-
	Appropriation of prior year fund balance		157,539
Motorpool Fund - 661	Total:	\$	408,101
	Grand Total:	\$	59,854,985

BE IT FURTHER RESOLVED that the Township Supervisor is authorized to approve transfers of budgetary funds within a cost center in consultation with the effected Department Director and/or the Accounting Director; and

BE IT FURTHER RESOLVED that the following property tax revenues and tax rates be authorized and that the Township Treasurer is ordered to levy such funds and rates, and collect and deposit to the various specific uses and funds as required by ordinance or resolution;

Levied Property Tax Revenues and Rates:

<u>Operating</u>	<u>Rate</u>	<u>Revenue</u>
General	0.9797	\$ 1,646,382 *
Fire Department	3.0850	\$ 5,184,331 *
Solid Waste	2.3742	\$ 3,989,834 *
Law Enforcement	5.5570	\$ 9,338,517 *
Bike Path, Sidewalk, Recreation, Roads, Operations	0.9930	\$ 1,668,733 *
Operating Total:	<u>12.9889</u>	<u>\$ 21,827,796</u>
<u>Debt</u>		
Fire Pension	0.8800	\$ 1,478,837 *
Debt Total:	<u>0.8800</u>	<u>\$ 1,478,837</u>
Grand Total:	<u><u>13.8689</u></u>	<u><u>\$ 23,306,632</u></u>

*Amount calculated using 2023 taxable value minus Renaissance Zone totaling 1,680,496,116.
This figure does not include any adjustments.

The Township will levy the 1% Tax Administration fee on property taxes collected by the Township Treasurer on behalf of other governmental units, as permitted by State law.

I, Heather Jarrell 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. 2023-19 approved by the Charter Township of Ypsilanti, Board of Trustees assembled at a Regular Meeting held on December 19, 2023.

Heather Jarrell Roe

Heather Jarrell Roe, Clerk



November 28, 2023

Steven W. Densmore BA, PEM, FPE, FI-II
Fire Chief Charter Township of Ypsilanti
Central Fire Station
222 S. Ford Blvd, Ypsilanti, Mi 48198
sdensmore@ypsitownship.org

RE: Proposal for Fire Station 3 RFP Assistance
Professional Engineering Design Services

Dear Chief Densmore:

Thank you for the opportunity to submit this proposal to provide Professional Services for the preparation of RFP documents for the improvements needed at Fire Station 3. This proposal provides key personnel and project manager contact information as well as project understanding, deliverables, schedule, and an hourly not to exceed budget.

PROJECT UNDERSTANDING

Fire Station 3 has recently experienced multiple roof leaks that caused damage to the station ceilings. The leaks have since been repaired and now the Township would like to address the water damage from those leaks as well as several other needed improvements. The repairs may be summarized as follows:

- Repair the apparatus bay ceiling damage and paint to match
- Replace apparatus bay attic insulation
- Replace existing gutter system with commercial grade system
- Replace 4 windows

We offer the following scope of services for the completion of the design of this project.

SCOPE

Task 1 – Specifications and Bid Package Assembly

In order to develop the necessary specifications, OHM will follow applicable building codes as well as the standard front-end specifications commonly used on other Township Capital projects. This document will define the bid scope as noted in the project understanding. These specifications will pertain to specific items such as special instructions to bidders (Township requirements), supplemental and technical specifications, and a method of payment for the contractor to follow.

Following a kickoff meeting with the Township, OHM Advisors will develop a bid package. The bid package will require the necessary bonding, prevailing wage information, and insurance requirements as well as a bid form that will allow the Township to compare bids on an “apples to apples” basis. After completion of the bid package, the Township will be provided with two hard copies of the package for review along with an updated final opinion of



probable cost. Final adjustments to the package will then be made based on the Township's comments prior to advertising and bidding. This can be reviewed either with an in person or virtual review meeting prior to bidding. A final bid package will be submitted to the Chief for placement on a Board Agenda to receive authorization to seek bids. OHM will have a representative available at this meeting to answer any questions.

Task 2 – Bidding Assistance

The final bid package will be provided to the Township to be posted on the Michigan Inter-governmental Trade Network (BidNet). OHM will assist with the bid process and conduct a bid opening. OHM can also hold an onsite pre-bid conference with potential bidders, if requested by the Township. OHM will address any questions and/or any Requests for Information (RFIs) received by the bidding contractors during the bid phase. OHM will hold a bid opening at the Township on the date specified in the bid documents. Bids will be received, read aloud, collected, tabulated, and reviewed. A letter of recommendation will be provided to the Township based on price, references, and other criteria outlined in the bid documents.

DELIVERABLES

Task	Deliverable
Task 1	Final Bidding Package (Reviewed by Township Attorney)
Task 2	Recommendation of Award Letter

KEY PERSONNEL

This project team has been specifically selected to best meet the technical aspects of the design and facilitate coordination with the Township. Below is a list of key personnel and their role on this project.

Project Team Members	Role on Project	Specific Duties
Matthew D. Parks, P.E.	Principal in Charge	Township Liaison and Point of Contact
David Boersma, AIA	Project Manager	Management & Lead Architect

ASSUMPTIONS/CLARIFICATIONS

- The bid package will be limited to the apparatus bay ceiling repairs, gutter system replacement and the replacement of four windows.
- An allowance for Township Building Permits will be included in the contract documents. OHM will submit the permit package. However, fees for this will not be included in the scope through OHM. It's expected that the Township will internally bill or waive these fees. Contractor fees will be paid through the contract as indicated above.
- Any additional tasks outside of the above scope of services can be conducted at an hourly rate or as negotiated between the Township and OHM Advisors. Additional work will not be conducted prior to Township written authorization.
- No construction oversight or contract administration services are included in the proposal. The Township can inspect and administer this project with their staff or OHM can submit a proposal under separate cover for consideration upon request. In general, projects like this require approximately 10% of the overall construction cost to administer construction services. This can change based on the level of service provided.
- Any meetings in addition to the meetings outlined in the above scope are not included in the scope of services but can be attended upon request. Time spent for these meetings will be charged on an hourly basis.



SCHEDULE

OHM Advisors intends to start work within three weeks of approval of the proposal (Likely to be in early 2024). Final bid documents should be complete within five weeks. OHM Advisors should be notified immediately of any deadline changes to satisfy the Township's needs, as significant changes in the final project schedule could affect total cost.

FEE

OHM Advisors will invoice the Charter Township of Ypsilanti for the above stated services on an hourly not-to-exceed basis, in accordance with our 2024 Rate Schedule. Invoices will be sent monthly as work is performed.

Design Tasks	Design Fee
Task 1: Specification and Final Bid Package Assembly	\$5,750.00
Task 2: Bidding Assistance	\$4,000.00
Total	\$9,750.00


The total fee is estimated to be \$9,750.00. Additional services can be provided on an hourly basis, as requested.

ACCEPTANCE

If this proposal is acceptable to you, a signature on the enclosed copy of this letter and initials on the contract terms and conditions will serve as our authorization to proceed.

Thank you for giving us the opportunity to present this proposal to you. We look forward to working with you throughout this project.

OHM ADVISORS
CONSULTANT



Matthew D. Parks, P.E.

Principal in Charge

(Signature)

(Name)

(Title)

(Date)

Charter Township of Ypsilanti
CLIENT



Ms. Brenda Stumbo and Heather Jarrell Roe

Township Supervisor and Clerk

12-20-2023

TERMS & CONDITIONS



1. THE AGREEMENT. These Terms and Conditions and the attached Proposal or Scope of Services, upon acceptance by CLIENT, shall constitute the entire Agreement between Orchard, Hiltz & McCliment, Inc. (OHM ADVISORS), a registered Michigan Corporation, and CLIENT. OHM ADVISORS and CLIENT may be referred to individually as a Party or collectively as Parties. This Agreement supersedes all prior negotiations or agreements and may be amended only by written agreement signed by both Parties.
2. CLIENT RESPONSIBILITIES. CLIENT, at no cost, shall:
 - a. Provide access to the project site to allow timely performance of the services.
 - b. Provide all information in CLIENT'S possession as required by OHM ADVISORS to perform the services.
 - c. Designate a person to act as CLIENT'S representative who shall transmit instructions, receive information, define CLIENT policies, and have the authority to make decisions related to services under this Agreement.
3. PROJECT INFORMATION. OHM ADVISORS shall be entitled to rely on the accuracy and completeness of services and information furnished by CLIENT, other design professionals, or consultants contracted directly to CLIENT.
4. PERIOD OF SERVICE. The services shall be completed within the time specified in the Proposal or Scope of Services, or if no time is specified, within a reasonable amount of time. OHM ADVISORS shall not be liable to CLIENT for any loss or damage arising out of any failure or delay in rendering services pursuant to this Agreement that arise out of circumstances that are beyond the control of OHM ADVISORS.
5. COMPENSATION. CLIENT shall pay OHM ADVISORS for services performed in accordance with the method of payment, as stated in the Proposal or Scope of Services. CLIENT shall pay OHM ADVISORS for reimbursable expenses for subconsultant services, equipment rental, or other special project related items at a rate of 1.15 times the invoice amount.
6. TERMS OF PAYMENT. Invoices shall be submitted to the CLIENT each month for services performed during the preceding period. CLIENT shall pay the full amount of the invoice within thirty days of the invoice date. If payment is not made within thirty days, the amount due to OHM ADVISORS shall include a service fee at the rate of one (1%) percent per month from said thirtieth day.
7. STANDARD OF CARE. OHM ADVISORS shall perform their services under this Agreement in a manner consistent with the professional skill and care ordinarily provided by similar professionals practicing in the same or similar locality under the same or similar conditions.
8. RESTRICTION OF REMEDIES. OHM ADVISORS is responsible for the work of its employees while they are engaged on OHM ADVISORS' projects. As such, and in order to minimize legal costs and fees related to any dispute, CLIENT agrees to restrict any and all remedies it may have by reason of OHM ADVISORS' breach of this Agreement or negligence in the performance of services under this Agreement, be they in contract, tort, or otherwise, to OHM ADVISORS, and to waive any claims against individual employees.
9. LIMIT OF LIABILITY. To the fullest extent permitted by law, CLIENT agrees that, notwithstanding any other provision in this Agreement, the total liability in the aggregate, of OHM ADVISORS to CLIENT, or anyone claiming under CLIENT, for any claims, losses, damages or costs whatsoever arising out of, resulting from, or in any way related to this Agreement or the services provided by OHM ADVISORS pursuant to this Agreement, be limited to \$25,000 or OHM ADVISORS fee, whichever is greater, and irrespective of whether the claim sounds in breach of contract, tort, or otherwise.
10. ASSIGNMENT. Neither Party to this Agreement shall transfer, sublet, or assign any duties, rights under or interest in this Agreement without the prior written consent of the other Party.
11. NO WAIVER. Failure of either Party to enforce, at anytime, the provisions of this Agreement shall not constitute a waiver of such provisions or the right of either Party at any time to avail themselves of such remedies as either may have for any breach of such provisions.
12. GOVERNING LAW. The laws of the State of Michigan will govern the validity of this Agreement, its interpretation and performance.
13. INSTRUMENTS OF SERVICE. OHM ADVISORS shall retain ownership of all reports, drawings, plans, specifications, electronic data and files, and other documents (Documents) prepared by OHM ADVISORS as Instruments of Service. OHM ADVISORS shall retain all common law, statutory and other reserved rights, including, without limitation, all copyrights thereto. CLIENT, upon payment in full for OHM's services, shall have an irrevocable license to use OHM's Instruments of Service for or in conjunction with repairs, alterations or maintenance to the project involved but for no other purpose. CLIENT shall not reuse or make any modifications to the Documents without prior written authorization by OHM ADVISORS. In accepting and utilizing any Documents or other data on any electronic media provided by OHM ADVISORS, CLIENT agrees they will perform acceptance tests or procedures on the data within 30 days of receipt of the file.
14. CERTIFICATIONS. OHM ADVISORS shall have 14 days to review proposed language prior to the requested dates of execution. OHM ADVISORS shall not be required to execute certificates to which it has a reasonable objection, or that would require knowledge, services, or responsibilities beyond the scope of this Agreement, nor shall any certificates be construed as a warranty or guarantee by OHM ADVISORS.
15. TERMINATION. Either Party may at any time terminate this Agreement upon giving the other Party 7 calendar days prior written notice. CLIENT shall within 45 days of termination pay OHM ADVISORS for all services rendered and all costs incurred up to the date of termination in accordance with compensation provisions in this Agreement.
16. RIGHT TO SUSPEND SERVICES. In the event CLIENT fails to pay OHM ADVISORS the amount shown on any invoice within 45 days of the date of the invoice, OHM ADVISORS may, after giving 7 days' notice to CLIENT, suspend its services until payment in full for all services and expenses is received.

17. OPINIONS OF PROBABLE COST. OHM ADVISORS preparation of Opinions of Probable Cost represents OHM ADVISORS' best judgment as a design professional familiar with the industry. CLIENT recognizes that OHM ADVISORS has no control over costs of labor, equipment, materials, or a contractor's pricing. OHM ADVISORS makes no warranty, expressed or implied, as to the accuracy of such opinions as compared to bid or actual cost.
18. JOB SITE SAFETY. Neither the professional activities of OHM ADVISORS, nor the presence of OHM ADVISORS or our employees and subconsultants at a construction site shall relieve the Contractor or any other entity of their obligations, duties, and responsibilities including, but not limited to, construction means, methods, sequences, techniques or procedures necessary for performing, superintending or coordinating all portions of the work of construction in accordance with the contract documents and the health or safety precautions required by any regulatory agency. OHM ADVISORS has no authority to exercise any control over any construction contractor or any other entity or their employees in connection with their work or any health or safety precautions.
19. CONTRACTOR SUBMITTALS. If included in the services to be provided, OHM ADVISORS shall review the contractor's submittals such as shop drawings, product data, and samples for the limited purpose of checking for conformance with information given and the design concept expressed in the construction documents issued by OHM ADVISORS. Review of such submittals is not for the purpose of determining the accuracy and completeness of other information such as dimensions, quantities, and installation or performance of equipment or systems, which are the contractor's responsibility. OHM ADVISORS review shall not constitute approval of safety precautions or, unless otherwise specifically stated by OHM ADVISORS, of any construction means, methods, techniques, sequences or procedures. OHM ADVISORS approval of a specific item shall not indicate approval of an assembly of which the item is a component.
20. CONSTRUCTION OBSERVATION. If requested, OHM ADVISORS shall visit the project construction site to generally observe the construction work and answer questions that CLIENT may have. OHM ADVISORS shall not be required to make exhaustive or continuous on-site inspections to check the quality or quantity of the construction work, or to determine whether the construction work is being constructed in accordance with the Contract Documents.
21. HAZARDOUS MATERIALS. As used in this Agreement, the term hazardous materials shall mean any substances, including without limitation asbestos, toxic or hazardous waste, PCBs, combustible gases and materials, petroleum or radioactive materials (as each of these is defined in applicable federal statutes) or any other substances under any conditions and in such quantities as would pose a substantial danger to persons or property exposed to such substances at or near the Project site. Both Parties acknowledge that OHM ADVISORS' Scope of Services does not include any services related to the presence of any hazardous or toxic materials. In the event OHM ADVISORS or any other person or entity involved in the project encounters any hazardous or toxic materials, or should it become known to OHM ADVISORS that such materials may be present on or about the jobsite or any adjacent areas that may affect the performance of OHM ADVISORS' services, OHM ADVISORS may, at its sole option and without liability for consequential or any other damages, suspend performance of its services under this Agreement until CLIENT retains appropriate qualified consultants and/or contractors to identify and abate or remove the hazardous or toxic materials and warrants that the jobsite is in full compliance with all applicable laws and regulations. CLIENT agrees, notwithstanding any other provision of this Agreement, to the fullest extent permitted by law, to indemnify and hold harmless OHM ADVISORS, its officers, partners, employees and subconsultants (collectively, OHM ADVISORS) from and against any and all claims, suits, demands, liabilities, losses, damages or costs, including reasonable attorneys' fees and defense costs arising out of or in any way connected with the detection, presence, handling, removal, abatement, or disposal of any asbestos or hazardous or toxic substances, products or materials that exist on, about or adjacent to the Project site, whether liability arises under breach of contract or warranty, tort, including negligence, strict liability or statutory liability, regulatory or any other cause of action, except for the sole negligence or willful misconduct of OHM ADVISORS.
22. WAIVER OF CONSEQUENTIAL DAMAGES. The Parties waive consequential damages for claims, disputes or other matters in question arising out of or relating to this Agreement. This mutual waiver is applicable, without limitation, to all consequential damages due to either Party's termination of this Agreement.
23. WAIVER OF SUBROGATION. The Parties waive all rights against each other and any of their contractors, subcontractors, consultants, agents, and employees, each of the other, for damages caused by fire or other causes of loss to the extent covered by property insurance obtained pursuant to a written contract or other property insurance applicable to the construction work.
24. THIRD PARTIES. Nothing contained in this Agreement shall create a contractual relationship with, or a cause of action in favor of, a third party against either CLIENT or OHM ADVISORS.
25. CODE REVIEW/ACCESSIBILITY. In providing its services under this Agreement, OHM ADVISORS may have to interpret federal and or state laws, codes, ordinances, regulations and/or statutes. CLIENT understands and agrees that these may be subject to different and possibly contradictory interpretations by relevant governmental officials charged with interpreting same and furthermore understands and agrees that OHM ADVISORS does not warrant or guarantee that their interpretation will be consistent with the interpretation of the relevant governmental officials. OHM ADVISORS shall not be liable for unreasonable or unforeseeable interpretation of federal and or state laws, codes, ordinances, regulations and/or statutes by governmental officials charged with interpreting same.
26. DISPUTE RESOLUTION. In an effort to resolve any conflicts that arise during the project or following the completion of the project, the Parties agree that all disputes between them arising out of or relating to this Agreement shall be submitted to nonbinding mediation, unless the Parties mutually agree otherwise, as a prerequisite to further legal proceedings. The Parties agree to share the mediator's fee and any filing fees equally, and the mediation shall be held in the place where the project is located, unless another location is mutually agreed upon.

Township Supervisor
Brenda L. Stumbo
Township Clerk
Heather Jarrell Roe
Township Treasurer
Stan Eldridge



**YPSILANTI
TOWNSHIP**
— OFFICE OF THE CLERK —

Trustees
Ryan Hunter
John Newman II
Gloria Peterson
Debbie Swanson

December 20, 2023

Sheryl Soderholm Siddal
Managing Director
Washtenaw County Road Commission
555 N. Zeeb Road
Ann Arbor, MI 48103

Re: ***Request to approve the agreement with the Washtenaw County Road Commission for the installation of a pedestrian crossing at Holmes Rd. and Peabody St.***

At the regular meeting held on December 19, 2023, the Charter Township of Ypsilanti Board of Trustees approved the agreement with the Washtenaw County Road Commission for the installation of a pedestrian crossing at Holmes Rd. and Peabody St. in the amount of \$36,32150 budgeted in line item #101-446-982-000.

Attached is a copy of the pedestrian crossing agreement and the traffic control device agreement signed by the Township. Please return a fully executed copies of the agreements to my office.

Should you have any questions, please contact my office.

Sincerely,

Heather Jarrell Roe
Clerk

Enclosure

cc: Javonna Neel, Accounting Director
Brenda Stumbo, Supervisor
Adam Lape, WCRC
Files

**HOLMES ROAD AT PEABODY STREET PEDESTIAN CROSSING AGREEMENT
BETWEEN CHARTER TOWNSHIP OF YPSILANTI AND
THE WASHTENAW COUNTY ROAD COMMISSION**

THIS AGREEMENT, made and entered into this 3rd day of January, 2024 between the Board of the Charter Township of Ypsilanti (the "Township") and the Board of Washtenaw County Road Commissioners (the "Road Commission").

WHEREAS, the Township desires to improve the pedestrian crosswalk crossing on Holmes Road at Peabody Street with rectangular rapid flashing beacons (the "Project"); and

WHEREAS, proper authority is provided to the parties of this Agreement under the provisions of Act 51 of Public Acts of 1951, as amended; and

WHEREAS, the Road Commission will prepare project documents for the Project, including plan preparation and material purchases; and

WHEREAS, the Road Commission will manage the installation and modernization of the Project; and

WHEREAS, the Township shall promptly reimburse the Road Commission upon receipt of any invoices for all costs and expenses attributed to the Project;

THEREFORE, BE IT AGREED that the Township will pay the Road Commission for all actual costs of the Project, estimated to be \$36,321.50.

AGREEMENT SUMMARY

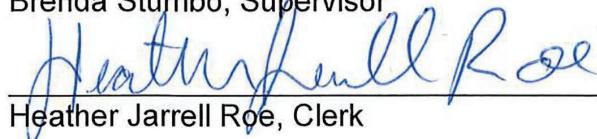
Estimated Costs

Holmes Road at Peabody Street Pedestrian Crossing	\$36,321.50
--	--------------------

FOR YPSILANTI TOWNSHIP:

 12-20-23

Brenda Stumbo, Supervisor

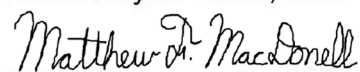
 12-20-23

Heather Jarrell Roe, Clerk

FOR WASHTENAW COUNTY ROAD COMMISSION:

 Barbara Ryan Fuller
2024.01.03 13:59:03 -05'00'

Barbra Ryan Fuller, Chair


Matthew MacDonell, Managing Director

WASHTENAW COUNTY ROAD COMMISSION555 N. ZEEB ROAD
ANN ARBOR, MICHIGAN 48103**TRAFFIC CONTROL DEVICE AGREEMENT**

LOCATION: Holmes Road at Peabody Street AGREEMENT NO. 1

DEVICE TYPE(S): RRFB assembly and all signage for crossing EFFECTIVE DATE OF THIS AGREEMENT: _____

Under authority of state law and by virtue of resolutions formally adopted by their respective governing bodies, the undersigned hereby agree to participate in the cost of maintenance and operation of the traffic control device(s) at the location(s) listed above on the basis of the division of costs as shown below. Details of the location are as shown on the attached documentation.

PARTICIPATION AGREEMENT

Agency	<u>WASHTENAW COUNTY ROAD COMMISSION</u>	<u>0%</u>
Agency	<u>Ypsilanti Township</u>	<u>100%</u>
Agency	_____	_____
Other	_____	_____

BILLING AGREEMENT: It is agreed that the **Washtenaw County Road Commission** shall bill the parties designated above on the participation agreement for their proportionate share of all costs relative to the maintenance and operation of the traffic control device(s) on the first billing cycle after the charges are incurred.

It is further agreed that the agency responsible for payment of energy billings and/or leased line interconnection billings included in the operation costs, shall be the Ypsilanti Township.

It is further agreed that the agency responsible for performing maintenance by approved guidelines and policies, shall be the **Washtenaw County Road Commission**.

"In the event the traffic control device(s) referred to in this agreement is located on a road or street that is not under the jurisdiction of the **Washtenaw County Road Commission**, the authority having the jurisdiction over the road or street hereby agrees to save harmless, indemnify, represent, and defend the **Washtenaw County Road Commission** from any claims, demands, or suits arising out of or relating to the maintenance and operation of the traffic control device(s) which is the subject matter of this agreement."

It is further agreed that title to all equipment at the roads listed in this agreement shall remain with the agency having jurisdiction of the road in which the equipment is located.

This agreement is terminable on a unanimous decision between all parties.

Agency <u>WASHTENAW CO. ROAD COMM.</u>	Agency <u>Ypsilanti Township</u>
Signed By <u>Barbara Ryan Fuller</u> <u>2024.01.03 13:59:50 -05'00'</u>	Signed By <u>Brenda L. Stumbo</u>
Print Name _____	Print Name <u>Brenda L. Stumbo</u>
Title <u>Board Chair</u>	Title <u>Supervisor</u>
Date _____	Date <u>12-20-2023</u>

Agency <u>WCRC</u>	Other <u>Ypsilanti Township</u>
Signed By <u>Matthew F. MacDonell</u>	Signed By <u>Heather Jarrell Roe</u>
Print Name <u>Matthew F. MacDonell</u>	Print Name <u>Heather Jarrell Roe</u>
Title <u>Managing Director</u>	Title <u>Clerk</u>
Date <u>1/3/2024</u>	Date <u>12-20-2023</u>



AT&T Michigan
Angela Wesson
METRO Act Administrator
54 N. Mill Street
Mailbox #30
Pontiac, MI 48342

November 27, 2023

Ypsilanti Charter Township Clerk
7200 S Huron River Dr
Ypsilanti, MI 48197

METRO ACT RIGHT OF WAY PERMIT EXTENSION

Dear Ypsilanti Charter Township Clerk,

This is a letter agreement which extends the existing METRO Act Permit issued by the Ypsilanti Charter Township/Washtenaw County to Michigan Bell Telephone Company d/b/a AT&T Michigan ("AT&T") which expires on December 31, 2023. The extension is for a term to end on December 31, 2028.

If this is agreeable, please sign both copies of the extension letter agreement in the place provided below and return to AT&T Michigan at the address on this letterhead. Upon receipt AT&T will acknowledge and return one copy for your files.

Additional information regarding this renewal request may be found at <http://www.michigan.gov/mpsc>. Please click on Regulatory Information, Telecommunications, and METRO Act/Right of Way.

We would appreciate return of the signed copies within 30 days of receiving this request. Your cooperation is appreciated.

If you have any questions feel free to contact Ms. Angela Wesson via e-mail, AD3245@att.com or 248-877-9518.

Agreed to by and on behalf of the
Ypsilanti Charter Township

By: 
Signature

Its: _____

Date: _____

Michigan Bell Telephone Company d/b/a
AT&T acknowledges receipt of this.
Permit Extension granted by the municipality.

By: 
Angela Wesson

Its: METRO Act Administrator

Date: 12-26-23

CHARTER TOWNSHIP OF YPSILANTI

RESOLUTION NO. 2023-26

**DESIGNATION OF DEPOSITORIES
FOR 2024**

NOW THEREFORE, BE IT RESOLVED that Bank of Ann Arbor-Ypsilanti Office, Comerica Bank, Charter One, Ann Arbor State Bank/Level One, Fifth Third Bank, Chase Bank, PNC Bank, United Bank & Trust, Fidelity Bank, Huntington National Bank, Key Bank, TRUE Community Credit Union, Vanguard Group, US Bank and their successors be designated depositories for all Charter Township of Ypsilanti funds and securities for the 2024 calendar year.

I, Heather Jarrell 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. 2023-26 approved by the Charter Township of Ypsilanti, Board of Trustees assembled at a Regular Meeting held on December 19, 2023.



Heather Jarrell Roe, Clerk
Charter Township of Ypsilanti

CHARTER TOWNSHIP OF YPSILANTI

RESOLUTION NO. 2023-27

ADOPTION OF ROBERT'S RULES OF ORDER

NOW THEREFORE, BE IT RESOLVED that Robert's Rules of Order shall be adopted by the Charter Township of Ypsilanti Board of Trustees for the 2024 calendar year.

I, Heather Jarrell 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. 2023-27 approved by the Charter Township of Ypsilanti, Board of Trustees assembled at a Regular Meeting held on December 19, 2023.



Heather Jarrell Roe, Clerk
Charter Township of Ypsilanti

CHARTER TOWNSHIP OF YPSILANTI

RESOLUTION NO. 2023-28

DESIGNATION OF NEWSPAPER OF CIRCULATION

NOW THEREFORE, BE IT RESOLVED that Washtenaw Legal and MLive/AnnArbor.com be designated as the newspapers of general circulation for the Charter Township of Ypsilanti advertisements and publications for the 2024 calendar year.

I, Heather Jarrell 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. 2023-28 approved by the Charter Township of Ypsilanti, Board of Trustees assembled at a Regular Meeting held on December 19, 2023.



Heather Jarrell Roe, Clerk
Charter Township of Ypsilanti

CHARTER TOWNSHIP OF YPSILANTI

RESOLUTION NO. 2023-28

DESIGNATION OF NEWSPAPER OF CIRCULATION

NOW THEREFORE, BE IT RESOLVED that Washtenaw Legal and
MLive/AnnArbor.com be designated as the newspapers of general circulation
for the Charter Township of Ypsilanti advertisements and publications for the
2024 calendar year.

I, Heather Jarrell 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. 2023-28 approved by the Charter Township of Ypsilanti, Board of Trustees assembled at a Regular Meeting held on December 19, 2023.




Heather Jarrell Roe, Clerk
Charter Township of Ypsilanti

CHARTER TOWNSHIP OF YPSILANTI
2023 Boards and Commissions Appointments and Reappointments
Resolution No. 2023-30

REAPPOINTMENTS

<u>Local Development Finance Authority</u>	<u>Exp. Date</u>
Fanta, Andrew (Ypsi Schools)	12/31/2027
Neel, Javonna (Financial)	12/31/2027
Rose, Aaron (Ypsi Schools)	12/31/2027
<u>Planning Commission</u>	<u>Exp. Date</u>
Doe, Larry	12/31/2026
Sinkule, Bill	12/31/2026
Copeland, Caleb	12/31/2026
Tyson, Bianca	12/31/2026
<u>Ypsilanti Community Utilities Authority</u>	<u>Exp. Date</u>
Peterson, Gloria	12/31/2026
<u>Zoning Board of Appeals</u>	<u>Exp. Date</u>
Burnett, Edward	12/31/2026

I, Heather Jarrell 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. 2023-30 approved by the Charter Township of Ypsilanti, Board of Trustees assembled at a Regular Meeting held on December 19, 2023.



Heather Jarrell Roe, Clerk
Charter Township of Ypsilanti

RESOLUTION 2023-31

A RESOLUTION TO FILE PETITION PURSUANT TO CHAPTER 20 OF ACT 40 OF THE PUBLIC ACTS OF MICHIGAN, 1956, AS AMENDED, REGARDING THE BEYER RELIEF DRAIN

WHEREAS, the Township of Ypsilanti, Michigan, is a Michigan municipal entity ("Township"); and

WHEREAS, the Township acting by and through its legislative body, the Township Board, recognizes that it is necessary for the public health to perform maintenance and improvements, as more fully described on Exhibit A attached hereto and made a part hereof (the "Drain Project"), to the Beyer Relief Drain (the "Drain") pursuant to Chapter 20 of Public Act 40 of Michigan, 1956, as amended ("Drain Code"); and

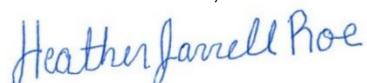
WHEREAS, the lands to be benefited by the Drain are wholly located within the Township; and

WHEREAS, the Township recognizes that it will be subject to assessment to pay for a percentage of the cost of the Drain Project; and

NOW, THEREFORE BE IT RESOLVED THAT, the Township Board does authorize the filing of a petition for the Drain Project.

BE IT FURTHER RESOLVED THAT the Clerk is authorized to execute the petition for the Drain Project.

I, Heather Jarrell 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. 2023-31 approved by the Charter Township of Ypsilanti, Board of Trustees assembled at a Regular Meeting held on December 19, 2023.



Heather Jarrell Roe, Clerk
Charter Township of Ypsilanti

EXHIBIT A

DESCRIPTION OF MAINTENANCE AND IMPROVEMENTS

On August 24, 2023, an intense rainfall occurred over regions in Ypsilanti Township that qualified as a 500-year storm event. Over a four-hour period, the neighboring Willow Run Airport registered 5.37 inches of rainfall which resulted in infrastructure damage, expansive flooding, and basement backups. Residents in the West Willow neighborhood were particularly impacted with widespread reported flooding and damage. Due to the age of the system and a number of changes that have happened throughout history to modify drainage patterns, a stormwater conveyance model will be necessary to identify the root causes of the flooding issues and identify potential solutions. The study will aim to develop a set of stormwater management alternatives that can be incorporated into upcoming CIP planning efforts to improve the level of service for the impacted community. Portions of the Beyer Relief Drain are expected to have missing data. As a result, a field evaluation will be necessary to collect asset data to fill in the network data gaps. With the projected recurrence of catastrophic storm events on the rise as a result of climate change, planning needs to take place now that will address current problems while simultaneously planning for the future needs. Proposed solutions will need to consider that catastrophic events may begin to occur on a more regular basis into the future. Engagement with the public will be an important and challenging aspect of this project but is absolutely critical to the long-term success of potential solutions.

Ultimately, after a system alternatives analysis of the stormwater model, stormwater conveyance alternatives to improve flow and reduced flooding in the network will be considered. After evaluation of the alternatives, a proposed configuration will be selected and presented to stakeholders for consideration and implementation.

RESOLUTION 2023-32

A RESOLUTION TO FILE PETITION PURSUANT TO CHAPTER 20 OF ACT 40 OF THE PUBLIC ACTS OF MICHIGAN, 1956, AS AMENDED, REGARDING THE YPSILANTI TOWNSHIP DRAIN #01

WHEREAS, the Township of Ypsilanti, Michigan, is a Michigan municipal entity ("Township"); and

WHEREAS, the Township acting by and through its legislative body, the Township Board, recognizes that it is necessary for the public health to perform maintenance and improvements, as more fully described on Exhibit A attached hereto and made a part hereof (the "Drain Project"), to the Ypsilanti Township Drain #01 (the "Drain") pursuant to Chapter 20 of Public Act 40 of Michigan, 1956, as amended ("Drain Code"); and

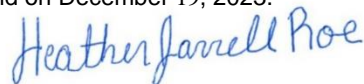
WHEREAS, the lands to be benefited by the Drain are wholly located within the Township; and

WHEREAS, the Township recognizes that it will be subject to assessment to pay for a percentage of the cost of the Drain Project; and

NOW, THEREFORE BE IT RESOLVED THAT, the Township Board does authorize the filing of a petition for the Drain Project.

BE IT FURTHER RESOLVED THAT the Clerk is authorized to execute the petition for the Drain Project.

I, Heather Jarrell 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. 2023-32 approved by the Charter Township of Ypsilanti, Board of Trustees assembled at a Regular Meeting held on December 19, 2023.



Heather Jarrell Roe, Clerk
Charter Township of Ypsilanti

EXHIBIT A

DESCRIPTION OF MAINTENANCE AND IMPROVEMENTS

On August 24, 2023, an intense rainfall occurred over regions in Ypsilanti Township that qualified as a 500-year storm event. Over a four-hour period, the neighboring Willow Run Airport registered 5.37 inches of rainfall which resulted in infrastructure damage, expansive flooding, and basement backups. Residents in the West Willow neighborhood were particularly impacted with widespread reported flooding and damage. Due to the age of the system and a number of changes that have happened throughout history to modify drainage patterns, a stormwater conveyance model will be necessary to identify the root causes of the flooding issues and identify potential solutions. The study will aim to develop a set of stormwater management alternatives that can be incorporated into upcoming CIP planning efforts to improve the level of service for the impacted community. With the projected recurrence of catastrophic storm events on the rise as a result of climate change, planning needs to take place now that will address current problems while simultaneously planning for the future needs. Proposed solutions will need to consider that catastrophic events may begin to occur on a more regular basis into the future. Engagement with the public will be an important and challenging aspect of this project but is absolutely critical to the long-term success of potential solutions.

A large portion of the Ypsilanti Township #01 Drain is currently owned by the WCRC and has not been digitally mapped. As a result, an extensive field evaluation will be necessary to clean, televise, and collect asset data to fill in the network data gaps. Coordination with WCRC and vested team members will be necessary throughout this project to identify sustainable solutions that will benefit the community as well as the asset owners.

Ultimately, after a system alternatives analysis of the stormwater model, stormwater conveyance alternatives to improve flow and reduced flooding in the network will be considered. After evaluation of the alternatives, a proposed configuration will be selected and presented to stakeholders for consideration and implementation.

**CHARTER TOWNSHIP OF YPSILANTI
2023 BUDGET AMENDMENT #18**

December 19, 2023

AMOUNTS ROUNDED UP TO THE NEAREST DOLLAR

101 - GENERAL OPERATIONS FUND	Total Increase	<u>\$151,239.00</u>
--------------------------------------	-----------------------	----------------------------

Request to increase the budget for PTO payout at 75%. This will be funded by an appropriation of prior year fund balance.

Revenues:	Prior Year Fund Balance	101-000-699.999	\$1,404.00
		Net Revenues	<u>\$1,404.00</u>
Expenditures:	Salaries Pay Out	101-191-708.004	\$1,304.00
	FICA	101-191-715.000	\$100.00
		Net Expenditures	<u>\$1,404.00</u>

Request to increase the motor pool internal line for a vehicle transferred during 2023. This will be funded by an appropriation of prior year fund balance.

Revenues:	Prior Year Fund Balance	101-000-699.999	\$5,333.00
		Net Revenues	<u>\$5,333.00</u>
Expenditures:	Motor Pool Internal	101-265-943.000	\$5,333.00
		Net Expenditures	<u>\$5,333.00</u>

Request to increase the seasonal wage line due to the higher number employees used to cut grass in the parks this year. The FICA line needs to be increased because we are now paying FICA instead of deferred compensation, as approved at the April 4, 2023 Board Meeting. This will be funded by an appropriation of prior year fund balance.

Revenues:	Prior Year Fund Balance	101-000-699.999	\$19,502.00
		Net Revenues	<u>\$19,502.00</u>
Expenditures:	Salary Temporary/Seasonal	101-770-707.000	\$8,832.00
	F.I.C.A/Medicare	101-770-715.000	\$10,670.00
		Net Expenditures	<u>\$19,502.00</u>

Request to increase budget to transfer funds from General Fund to 14B District Court Fund for operations such as payroll and health care. Due to the circumstances revolving around the COVID-19 pandemic, the Court revenue is still not up to pre-pandemic levels. Funds will only be transferred as needed. This will be funded by an appropriation of prior year fund balance.

Revenues:	Prior Year Fund Balance	101-000-699.999	\$125,000.00
		Net Revenues	<u>\$125,000.00</u>
Expenditures:	Transfer to 14B Court	101-999-995.236	\$125,000.00
		Net Expenditures	<u>\$125,000.00</u>

**CHARTER TOWNSHIP OF YPSILANTI
2023 BUDGET AMENDMENT #18**

December 19, 2023

236- 14B DISTRICT COURT FUND

Total Increase \$0.00

Request to accept transferred funds from General Fund to 14B District Court Funds for operations such as payroll and health care. Due to the circumstances revolving around the COVID-19 pandemic, the Court revenue is still not up to pre-pandemic levels. The net to the Fund Balance will be zero because we will increase the transfer in revenue line and decrease the fines and costs revenue line. This will be funded by a Transfer of cash from General Fund to 14B District Court Fund.

Revenues:	Contribution from General Fund	236-000-699.101	<u>\$125,000.00</u>
		Net Revenues	<u><u>\$125,000.00</u></u>
Revenues	14B Ordinance Fines and Costs	236-000-605.001	<u>(\$125,000.00)</u>
		Net Revenues	<u><u>(\$125,000.00)</u></u>

Motion to Amend the 2023 Budget (#18)

Move to increase the General Fund budget by \$151,239 to \$29,094,785 and approve the department line item changes as outlined.

Move to change the department line items as outlined for the 14B District Court Fund budget.