

**ANN ARBOR CHARTER TOWNSHIP  
BOARD OF TRUSTEES MEETING  
MINUTES OF MEETING  
MONDAY, MARCH 19, 2007**

**I. ROLL CALL**

The regular monthly meeting of the Ann Arbor Charter Township Board of Trustees was called to order by Supervisor Moran at 7:34p.m. at the Township Hall, 3792 Pontiac Trail, Ann Arbor, Michigan, 48105.

The board adjourned to closed session at 7:00 p.m. to discuss settlement of pending litigation.

Present: Supervisor Michael Moran, Treasurer Virginia Forshee, Clerk Rena Basch, Trustees John Allison, Richard Dieterle, Della DiPietro and Randolph Perry.  
Also Present: Township Attorney Sandra Sorini Elser, Fire Chief Rick Ericson and Utilities Superintendent Rick Judkins.

**II. CITIZEN PARTICIPATION**

Linda Young, 2828 Englave Drive, presented a letter and pictures to the Board documenting the poor conditions of Englave Drive. Young said the road has deteriorated over the years to the point where it is now a safety hazard. Young said the road elevation has lowered significantly to the point that there is an underground stream or aquifer which now comes close to the surface of the road. Young explained that last week several vehicles became stuck up to their axles and needed to be extracted by a towing service. Young urged the Board and the WCRC to begin planning for the repair and eventual paving of this section of the roadway from Newport to the intersection of Danbury and Englave Drive.

**III. Allison moved that the Board approve the action discussed in the closed session. Dieterle seconded the motion which was adopted unanimously.**

**IV. APPROVAL OF MINUTES OF FEBRUARY 19, 2007 BOARD MEETING**

Corrections to the 2/19/07 minutes: On page 1 in the last paragraph second line, strike "additional barriers erected" and insert "new regulations imposed"; strike "those" and insert "them" and strike "current" and insert "proposed". On page 2 in the first line strike "some time" and insert "10 months." On page 3 in the first paragraph second line, strike "new resolution of the system" and insert "Board based on the rate study". In the second paragraph seventh line strike "but" and insert "with the understanding that ordinary site plan reviews." In the last paragraph first line, strike "more" and insert "another". On page 6 in the last line under non-agenda items add at the end of the sentence "and will be located in the Ann Arbor area." **DiPietro moved approval of the February 19, 2007 minutes as amended. Allison seconded the motion which was adopted unanimously.**

**V. WASHTENAW COUNTY PARKS DEPARTMENT**

Tom Freeman, Deputy Director of WCPR, presented a brief overview of the Parker Mill Park project. Freeman explained that Parker Mill is an historical park and is located on Geddes ~~road~~ Road just east of Dixboro Road. Freeman said the purpose of the project is to extend existing trails within the park to other trails in the area and provide a loop into the park for patrons. Freeman said the trail will be approximately 800 feet long by 10 feet wide with an asphalt surface for non-motorized mixed use. Freeman provided a diagram of the location of the park and location of the trail as a visual aid for the Board. Freeman said they have been working with the WCRC and WCDC in regards to the permitting process. Judkins pointed out that a significant part of the proposed path is on top of the water main and crosses the sanitary sewer line which would be an increase in costs to utilities for repairs in the event there was ever a failure. Freeman advised the Board the trail is put in at the County's risk and the Township would not be responsible for repairs. Freeman requested the Board to pass a motion indicating they were not opposed to the trail. **DiPietro moved approval in support of the trail at the end of the current Parker Mill trail up to the northeast corner of Dixboro and Geddes as outlined in Mr. Freeman's presentation and that the Township would not be responsible for repairing the trail in the event there is a need to repair water and sewer mains underneath. Dieterle seconded the motion which was adopted unanimously.**

#### **VI. WASHTENAW COUNTY ROAD COMMISSION**

Steve Puuri, Managing Director of WCRC, gave a brief presentation of the WCRC annual activities. Also present was Chairman Wes Prater, Vice Chair Fred Veigel, Director of Operations Ken Nixon, and Director of Engineering Roy Townsend. Puuri highlighted the cost summary of projects in the Township including routine primary road maintenance, local road maintenance, bridge projects and the overlay matching program. Puuri explained approximately 29% of the primary road fund was transferred to the local road fund for local road improvements. Puuri said since 2004 the Michigan Transportation Funds have decreased by 3% while costs continue to increase. In 2007 the WCRC received \$17,756,000 in grant money due to large projects coming to fruition this year and their budget of 44 million is 12 million higher than last year because of grant money. Puuri indicated the budget is offset by an equivalent amount of expenditures. Puuri explained the matching program is identical to last year but the local bridge program was revised to reflect the new 50/50 cost sharing policy adopted by the Board in 2006. Puuri described the 2007 matching amounts due to new miles of roadway and further explained the primary road overlay program, dust control, and traffic counts. Puuri said the color maps are an updated history of asphalt conditions throughout the County, and the Capital Improvement Plan includes 32 projects over a 5 year period.

#### **VII. ANNEXATIONS, ORDINANCES, CONDITIONAL USES, ZONING**

##### **A. Ordinance Amendment – Part 80, Sanitary Sewer System Use, Rate and Fee Ordinance**

Moran indicated this is the second reading of the ordinance. **Allison moved approval of the Sanitary Sewer System Use Rate and Fee Ordinance Part 80. DiPietro seconded the motion which was adopted unanimously.**

**B. Ordinance Amendment – Part 81, Supplemental Sewer Use Ordinance**

Moran said this is the second reading of the ordinance. Moran indicated only the changes from the first reading were included in the Board's packets due to the 60 page document and that the changes were not terribly substantial. **DiPietro moved approval of the Supplemental Sewer Use Ordinance Part 81. Dieterle seconded the motion which was adopted unanimously.**

**C. Ordinance Amendment – Part 82, Water Supply System Use, Rate and Fee Ordinance**

Moran said this is a second reading of the ordinance and the only changes included the insertion of some asterisks. **Basch moved approval of the Water Supply System Use Rate and Fee Ordinance Part 82. Allison seconded the motion which was adopted unanimously.**

**D. Ordinance Amendment – Industrial Districts Section 10.02F2 and 10.03E**

Moran explained these amendments had been previously addressed by the Planning Commission but because of technical reasons another notice and hearing was required. Moran said the Planning Commission recommends approval. **Allison moved approval to accept the Planning Commission's recommendation to approve the Industrial Districts Section 10.02F2 and 10.03E. DiPietro seconded the motion which was adopted unanimously.**

**E. Zoning Ordinance Article XXII – 130.2200 – Site Plan Review**

Moran said Perry has taken the approach to make the ordinance more readable and ~~addressable and~~ to make it more understandable. Moran said he would prefer the Board to table the matter until Perry's review is complete. **DiPietro moved approval to table the zoning ordinance site plan review. Dieterle seconded the motion which was adopted unanimously.**

**V.VIII APPOINTMENTS, RESOLUTIONS, REPORTS, DISCUSSIONS**

**Allison moved approval to amend the agenda to advance item VIII.O. DiPietro seconded the motion which was adopted unanimously.**

**O. Farmland and Open Space Preservation Board**

On behalf of the FOSPB Raymond Grew presented the Board with a Small Farm Initiative for the Township. Grew explained the situation of small farms in southeast Michigan, the opportunity for a small farm initiative in the Township, the Township's commitment to farmland preservation and the challenges facing a small farm initiative. Grew said the FOSPB recommends that the Township launch a small farm initiative with the understanding that it begin as an exploration to determine what sources of funding are available, to identify potential small farm proprietors and interested landowners, and to test various approaches to making small acreage farming an important part of the Township. DiPietro asked what criteria the FOSPB will be considering in determining a viable small farm. Grew said one of the major elements is a very sound business plan. **DiPietro moved approval in support of the concept of a small farm initiative and authorizes the FOSPB to further explore the possibilities of funding and the**

**development of a business plan. Allison seconded the motion which was adopted unanimously.**

**A. Resolution Adopting Washtenaw Metro Alliance Plan for Coordination of Parkland and Open Space**

Moran explained this resolution addresses whether the Township supports the WMA approach and the intent to consolidate and recognize the existence of open space and finding ways to connect open space with other jurisdictions. Moran further explained the purpose of WMA is for all jurisdictions to plan cooperatively in ways to connect open space through their general development plans. **Allison moved approval that the Township supports the WMA vision but ~~has some concerns~~ requests more information about implementation. Dieterle seconded the motion which was adopted unanimously.**

**B. Appointment of Election Commissiontee Member**

Moran informed the Board that Clerk Basch needs a replacement on the Election Commissiontee due to Gene Ragland's resignation. DiPietro volunteered to serve on the commissiontee. **Basch moved approval to appoint Della DiPietro as the third member of the Election Commissiontee. Allison seconded the motion which was adopted unanimously.**

**C. Contract for Compliance Audit of Federal Farm and Ranchland Grant**

Moran explained the Township was to pay up to \$7,000 to audit the grant for the Kapp farm. Moran said the money went directly to closing instead of the Township. Due to on going discussions Moran asked the auditors to contact Jim Marshall to find out what they are suppose to audit. ~~Moran said after a week of no response he has no contract at this time to present to the Board for approval~~ Auditors advised that no audit is required.

**D. Care Response Ambulance, Request for Letter of Support to Operate**

Ericson informed the Board two to three years ago Care Response Ambulance started a business in Washtenaw County transporting patients to and from hospitals, nursing homes and residential homes. Huron Valley Ambulance strongly opposed them due to Care Response cutting into their profits. At the time Care Response wasn't in compliance with county and state licensing laws. At a recent discussion of the Washtenaw and Livingston County Medical Control Board, Care Response now has all the proper licensing and properly trained individuals and is operating in Washtenaw County. Care Response is basically competition to Huron Valley which will help lower rates. Care Response also provides basic life support. Ericson said he is in favor of a letter of support to operate. DiPietro ~~said she is not inclined to grant marketing support and would have asked about the legal need for a letter, and if needed asked~~ to hear from Care Response directly before issuing a letter of support to operate. General discussion of the Board members included no objection to the issuance of the letter of support versus requiring somebody from Care Response Ambulance to present their request to the Board. **DiPietro moved approval to table until a representative from Care Response can appear before the Board with documentation as to what is required from the**

**medical control authority and provide more background on their service. Basch seconded the motion which was adopted unanimously.**

#### **E. Supervisor's Report**

Moran reported the County continues to work on their PWS ordinance and there has not yet been a full presentation to the BOC. The County made changes in the ordinance to make it absolutely clear they were not intending to supersede any township ordinance and that the stronger of the two ordinances where there were competing provisions would apply. Moran included in the Board's packet a request for proposal for the Eastern Washtenaw Police Authority Feasibility Study. Moran reported the Police Services Steering Committee continues to discuss issues related to the Sheriff Department and is making some progress at reducing costs for contracted services. Two US 23 corridor studies are on-going; one is by MDOT from Brighton to the triple which includes a local land use committee and the second is a US 23 rail study from 8 mile to Plymouth road. Wireless Washtenaw continues to ~~improve progress,~~ and there is a informational meeting scheduled for March 26, 2007 at 7 p.m. at Manchester High School.

#### **F. Clerk's Report**

Basch reported the Election Commission~~tee~~ met on March 8, 2007 and a ~~S~~school ~~B~~board election is scheduled for May 8, 2007.

#### **G. Treasurer's Report**

Forshee submitted a written report to the Board.

#### **H. Planning Commission**

Allison reported on the Planning Commission meeting held on March 5, 2007. The minutes were included in the Board's packets.

#### **I. Public Safety**

##### **1. Fire Department**

Ericson reported on fire run payments and a updated capital improvement plan. Ericson informed the Board the bill for \$33,543.80 under claims listing is actually a bill funded through a fire act grant in the amount of \$45,000 for emergency turn out gear. Ericson explained he was involved in a car accident with the Department's Ford Explorer and provided the Board with a copy of the police report. Ericson said the insurance company has totaled the vehicle therefore he needs permission from the Board to purchase a new vehicle. Ericson provided the Board with four bids estimating the purchase price of a new vehicle. **Dieterle moved approval to purchase a new vehicle comparable to the Ford Explorer in an amount not to exceed \$26,000. Allison seconded the motion which was adopted unanimously.**

##### **2. Sheriff Department**

Lieutenant Filipiak submitted a written report to the Board.

#### **M. Utilities Department**

Judkins submitted a written report to the Board. Judkins advised the Board if the WCRC continues to request wider ROW or larger easements the Township needs to be aware of the location of utilities and whether they need to be moved. Judkins stressed any agreement to move utilities should be done at the expense of the WCRC. Judkins also reported he filed paperwork to terminate the storm water permit.

**N. Building Department**

Gary Dressellhouse submitted a written report to the Board.

**P. Approval of Claims Listing**

**DiPietro moved approval of the claims listing for February 19, 2007 in the amount of \$411.80. Basch seconded the motion which was adopted unanimously.**

**Allison moved approval of the claims listing for March 1, 2007 in the amount of \$69,983.91. DiPietro seconded the motion which was adopted unanimously.**

**Allison moved approval of the claims listing for March 14, 2007 in the amount of \$144,594.95 including a fee of \$33,543.80 for firemen emergency equipment for turn out gear. DiPietro seconded the motion which was adopted unanimously.**

**IX. INFORMATIONAL ITEMS**

Items were included in the Board's packets.

**X. NON-AGENDA ITEMS – None**

**XI. PUBLIC COMMENT – None**

**XII. ADJOURNMENT**

**Forshee moved approval to adjourn the meeting at 10:32 p.m. DiPietro seconded the motion which was adopted unanimously.**