

**ANN ARBOR CHARTER TOWNSHIP
BOARD OF TRUSTEES MEETING
MINUTES OF MEETING
MONDAY, AUGUST 20, 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 7:33 p.m. at the Township Hall, 3792 Pontiac Trail, Ann Arbor, Michigan, 48105.

Present: Supervisor Michael Moran, Treasurer Virginia Forshee, Trustees John Allison, Richard Dieterle and Della DiPietro.

Absent: Clerk Rena Basch and Trustee Randolph Perry.

Also Present: Township Attorney Sandra Sorini Elser, Fire Chief Rick Ericson, Utilities Superintendent Rick Judkins, Controller Colleen Coogan and Township Engineer Damien Wetzel.

II. CITIZEN PARTICIPATION – No citizen signed up for participation.

III. APPROVAL OF MINUTES

DiPietro moved approval of the July 16, 2007 minutes. Allison seconded the motion which was adopted unanimously.

IV. SECOND QUARTER BUDGET REVIEW AND BUDGET AMENDMENTS

Coogan presented the budget amendments which were included in the revenue expenditure report. Coogan requested the Board approve the amendments as presented in quarter one and quarter two. **DiPietro moved approval of the amendments in quarter one and quarter two. Allison seconded the motion which was adopted unanimously.**

Coogan gave a brief review of the second quarter budget report. Coogan indicated tax revenues have not been recognized yet, and she is in the process of streamlining the accounts system so that all departments are the same for every fund. Coogan said inter-fund allocations are not yet complete and record keeping procedures for soil erosion permits and expenses for the WCC water main loop should be resolved in the third quarter.

V. ANNEXATIONS, ORDINANCES, CONDITIONAL USES, ZONING

A. AYRSHIRE NEIGHBORHOOD SEWER SYSTEM SPECIAL ASSESSMENT DISTRICTS

Township Engineer Damien Wetzel gave a brief presentation on the Ayrshire subdivision Water and Sewer Special Assessment District. Wetzel indicated an informational meeting was held on March 13th with the Ayrshire community, and based upon the information received, the Township attorney provided the community with a petition for residents to sign indicating their interest in water and sewer service. Wetzel

noted the drawings of the sanitary sewer and water alignment are strictly conceptual at this time. Wetzel provided a preliminary engineering cost estimate for scope of services and a conceptual engineering opinion of probable cost for the water and sewer district.

The Township attorney explained the legal framework for establishing a special assessment district. The resolutions declare the Board's intention to establish a public sanitary sewer and water system and set a public hearing to determine the support for the project. The Township attorney explained that residents owning fifty percent of the acreage must approve the district for the Board to proceed with the project. However, the Board can proceed on its own without petitions from fifty percent of acreage unless residents owning twenty percent of the acreage object to the project.

DiPietro moved approval declaring intention to proceed with the establishment of an Ayrshire public sanitary sewer system special assessment district and a public water system special assessment district. Allison seconded the motion which was adopted unanimously.

DiPietro moved approval to set the first public hearing for the establishment of an Ayrshire public sanitary sewer system special assessment district and a public water system special assessment district for Tuesday September 18, 2007 at 7:00 p.m. Allison seconded the motion which was adopted unanimously.

Allison moved approval for the Township to engage Stantec for up to \$6500 to perform task one indicated in their proposed contract. Dieterle seconded the motion which was adopted unanimously.

- B. Water Service Agreement among City of Ann Arbor, WCC and Ann Arbor Township**
- C. Amendment of Water Supply Agreement between City of Ann Arbor and Ann Arbor Township**
- D. Public Utility Dedication and Easement Agreement between WCC and Ann Arbor Township**

Moran said these agreements involve the outgrowth of the WCC health and fitness facility. In the process of determining whether the building could be constructed it was required that the Township receive approval from the City to supply additional water to WCC. The current water line which runs under Washtenaw Avenue is very old and frequently fails causing the WCC to shut down. In addition, the Township's water service to HCR on Clark Road is a dead end and the Township has no ability to provide additional water or a second feed in the event of a major failure. Therefore, the Township has negotiated a resolution with the City of Ann Arbor and WCC. Under the resolution WCC has agreed to build a new metering pit and a new line to connect to the WCC at their expense. The WCC will dedicate the line to Ann Arbor Township with an easement to cover its maintenance. The Township will then construct a loop along Clark Road to Huron River Drive which will give the Township the ability to serve HCR from a second feed. Moran noted the contract between the City and WCC provided that when WCC became contiguous with the City it would seek annexation which is contrary to the

boundary agreement. Moran said the City has consented to his request to remove this provision from the contract and WCC has agreed not to seek annexation.

DiPietro moved approval of the first amendment to the City of Ann Arbor and Ann Arbor Charter Township Water Supply Agreement, first amendment to the Joint Use Agreement for water mains between the City of Ann Arbor and Ann Arbor Charter Township, Public Utility Dedication and Easement Agreement and Water Loop Easement Agreement with Washtenaw Community College regarding the Clark Road water main, and the Water Service Agreement Among City of Ann Arbor, Ann Arbor Charter Township and Washtenaw Community College. Allison seconded the motion which was adopted unanimously.

VI. APPOINTMENTS, RESOLUTION, REPORTS, DISCUSSIONS

A. Appointments to Zoning Board of Appeals

Moran requested approval of the reappointment of Richard Mitchell and Lawrence Burgess to the ZBA. **Allison moved approval to accept Supervisor Moran's recommendation to appoint Richard Mitchell and Lawrence Burgess to the ZBA. Dieterle seconded the motion which was adopted unanimously.**

B. Appointment to the Planning Commission

Moran requested approval of the reappointment of Richard Mitchell and Peter Kotila to the Planning Commission. **Allison moved approval to accept Supervisor Moran's recommendation to appoint Richard Mitchell and Peter Kotila to the Planning Commission. DiPietro seconded the motion which was adopted unanimously.**

C. 2006 Annexation Population Adjustment Joint Resolution with City of Ann Arbor

Moran advised the Board this is an annual resolution regarding annexations that occurred in 2006. **DiPietro moved approval of the joint resolution of Charter Township of Ann Arbor and the City of Ann Arbor regarding annexation of properties by the City of Ann Arbor during the year 2006. Allison seconded the motion which was adopted unanimously.**

D. WATS 2007 – 2008 Dues

Moran recommended and requested the approval of payment of WATS membership dues. **DiPietro moved approval of payment of WATS FY 2007-2008 membership dues for Ann Arbor Township in the amount of \$1000. Dieterle seconded the motion which was adopted unanimously.**

E. Discussion regarding Washtenaw Metro Alliance Open Spaces Plan

Moran included in the Board's packet a copy of the WMA's open spaces plan. Moran said the WMA is requesting the Township to adopt a resolution that requires the Township to include the plan in the Township's master plan. Moran suggested the matter be deferred to the Planning Commission for further review and recommendation. **Allison moved approval to seek the Planning Commission's input on the**

resolution and open spaces plan. DiPietro seconded the motion which was adopted unanimously.

Trustee Allison left the meeting at 8:32 p.m.

F. Supervisor's Report

Moran reported the Utilities Committee has learned the City of Ann Arbor is planning major reconstruction of their waste water treatment plant. The WCDC has consented to the Township's request to rescind the drainage district for Pinebrooke estates. US 23 rail continues at a very slow pace and the project needs a million dollar federal planning grant as well as additional operational support from MDOT and the federal government. In the York Township MDEQ discharge permit case the hearing examiner held the applicant had to only identify the benefits that would flow from the project and the responsibility of the MDEQ was to evaluate those benefits and determine whether they were important enough to permit additional pollution discharge. The Township filed an amicus brief on behalf of York Township which was successful. The MDEQ ruled that it must pay attention to zoning issues and must evaluate the benefits and detriments from the proposed project. The police authority study continues to move forward and a report is expected in late September or early October. Wireless Washtenaw is having very serious difficulties and they have discovered it is more expensive to build the network than intended. The Farmland and Open Space Preservation Board recommends the Township become a member of Preserve Washtenaw. Moran also reported the Township will need to make some committee appointments as a result of vacancies due to retirement and annexation.

G. Clerk's Report

Basch submitted a written report to the Board.

H. Treasurer's Report

Forshee submitted a written report to the Board.

I. Planning Commission

The minutes from the July 2nd meeting were included in the Board's packets.

J. Public Safety

1. Fire Department

Ericson reported on an updated capital improvement plan. Ericson reported that Lieutenant Volger acquired a \$158,000 grant for self contained breathing apparatus and the Department will be able to sell its old equipment for about \$30,000 - \$40,000. Ericson requested the Board adopt the Department's new fee schedule for fire department services. **Dieterle moved approval to accept the schedule of charges for fire department services effective September 1, 2007 with increases in cost of a firefighter from \$20 per hour to \$25 per hour, dispatch fee from \$16.17 per call to \$17 per call and to establish a rate of \$450 per hour for a aerial ladder truck which is similar to the cost of a fire engine tanker. DiPietro seconded the motion which was adopted unanimously.**

2. Sheriff Department

Lieutenant Filipiak submitted a written report to the Board.

K. Utilities Department

Judkins submitted a written report to the Board. Judkins reported Barton Hills Village will be requesting the Township to enforce soil erosion control through the Township's ordinance. Judkins also reported the by-pass connections for both sewer lift stations are complete and the next phase will be looking into a portable pump for reliability and emergencies.

L. Building Department

Dresselhouse submitted a written report to the Board.

M. Farmland and Open Space Preservation Board

The minutes from the July 11th meeting were included in the Board's packet.

N. Approval of Claims Listing

DiPietro moved approval of the claims listing for August 1, 2007 in the amount of \$271,216.19. Dieterle seconded the motion which was adopted unanimously.

Dieterle moved approval of the claims listing for August 15, 2007 in the amount of \$122,729.59. DiPietro seconded the motion which was adopted unanimously.

DiPietro moved approval of the claims listing for July 18 -19, 2007 in the amount of \$13,709.40. Dieterle seconded the motion which was adopted unanimously.

VII. INFORMATIONAL ITEMS

Items were included in the Board's packets.

VIII. NON-AGENDA ITEMS – None.

IX. PUBLIC COMMENT

Eulalai Stewart thanked the Township for their efforts on the Ayrshire special assessment district and said she hopes it comes to a good conclusion.

X. ADJOURNMENT

Forshee moved approval to adjourn the meeting at 9:15 p.m. DiPietro seconded the motion which was adopted unanimously.