

**SUPERIOR CHARTER TOWNSHIP BOARD  
REGULAR MEETING  
MAY 1, 2006  
APPROVED MINUTES  
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**1. CALL TO ORDER**

The regular meeting of the Superior Charter Township Board was called to order by the Supervisor at 7:30 p.m. on May 1, 2006, at the Superior Township Hall, 3040 North Prospect, Ypsilanti, Michigan.

**2. PLEDGE OF ALLEGIANCE**

The Supervisor led the assembly in the pledge of allegiance to the flag.

**3. ROLL CALL**

The members present were William McFarlane, Kay Williams, Brenda McKinney, Nancy Caviston, Rodrick Green, Lisa Lewis, and David Phillips.

**4. ADOPTION OF AGENDA**

It was moved by McKinney, supported by Lewis, to adopt the agenda as amended.

The motion carried.

**5. APPROVAL OF MINUTES**

**A. REGULAR MEETING OF APRIL 17, 2006**

It was moved by Williams, supported by Phillips, to approve the minutes of the regular Board meeting of April 17, 2006, as presented.

The motion carried.

**6. CITIZEN PARTICIPATION**

**A. PFEFFER, HANNIFORD & PALKA – 2005 AUDIT REPORT**

Ken Palka, of Pfeffer, Hanniford & Palka, attended the meeting to present the 2005 Audit of all funds. Palka commended the Board and staff for good management. He said that Susan and Keith did an excellent job. The books and records are in very good shape. The auditors gave an unqualified opinion, which is the highest level given.

Palka discussed the comment section with the Board and explained that none of the comments were serious, just a better way of doing things.

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It was moved by Williams, supported by Caviston, that the 2005 Audit of All Funds be received.

The motion carried unanimously.

**B. OTHER CITIZEN PARTICIPATION**

Michael David Ben Dor, 2820 Stommel, reminded everyone about the election on May 2, and said that the Superior Land Conservancy was supporting the ballot issue for a 0.25 mill legal defense fund for the Growth Management. They sent a letter to residents urging passage of the millage, but still need about \$1,300 to help pay for the letter.

Ellen Kurath, 2203 Hickman, discussed population projections and how they are often wrong.

**7. REPORTS**

**A. SUPERVISOR**

The Supervisor reported on eight items:

1. McFarlane said that he called Washtenaw County Corporation Counsel last week to find out the status of the Township copy of the Sheriff Contract which we signed in December and have not received. Sheriff Minzey has not signed the contract. The County has signed and if the Sheriff does not sign soon, the County will send our copy without the Sheriff's signature. The Township is receiving the service the contract provides.
2. The Washtenaw County Road Commission has scheduled a community forum on Wednesday, June 14, at 7:00 p.m. at the Township Hall on modern roundabouts and the proposed roundabout at Superior and Geddes.
3. The April State Shared Revenue Payment was \$390.00 short of the projection.
4. McFarlane is researching a False Alarm Ordinance which he will present at the next meeting. Some home security systems are failing and calling the sheriff deputies needlessly. One home had deputies respond to 26 false alarms, which takes them away from other duties. Last year the deputies responded to 883 false alarms. Residents will be able to have

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- one or two, but there should be a limit to encourage them to get their security systems fixed.
5. The May 15 meeting will begin at 6:00 p.m. with a presentation by the Washtenaw County Metro Alliance regarding coordinated open space and parks. The Planning Commission, Park Commission and interested citizens have been invited to attend. The meeting has been posted on the Township website.
  6. The May 15 meeting will also have the interviews for the vacancy on the Planning Commission at 7:30 p.m. with the vacancy being filled at the June 5<sup>th</sup> Board meeting.
  7. McFarlane complimented the Park maintenance crew. They are keeping things looking beautiful and are fixing things as they see them without being asked.
  8. At the last meeting the Board requested that the Planning Commission consider changes in the requirements for a conditional use for cell phone towers. The Administrative Staff has developed some possible language for the change.

It was moved by Williams, supported by McKinney, that the following language be suggested to the Planning Commission for the Public Hearing:

Location of Towers:

- a. No tower shall be located within two (2) miles of another commercial communication tower **unless it can be demonstrated by the applicant that there is a need for an additional commercial communication tower. The Planning Commission shall make the determination of necessity based on the technical requirements of the tower, the service needs of the Township residents, and other factors as may be appropriate on a case by case basis. However, under no circumstance shall a commercial communication tower be permitted to locate less than one (1) mile from another commercial communication tower.** [Delete This requirement may be waived in the sole discretion of the Township Board if one (1) of the following conditions are met: Communications apparatus is located on an existing tower or other structure capable of accommodating such apparatus; or the tower is of an exceptional design so as to create a positive architectural and/or environmental feature which is compatible

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with the character of the surrounding area and community. –  
end of Deletion]

b. No tower shall be located closer than [delete eight hundred (800)] **two hundred (200)** feet from the boundary of any Residential or Rural District, including any PC District incorporating residential uses.

c. A tower shall have a minimum setback from all property boundaries equal to the height of the tower.

d. Guys and accessory buildings must satisfy the minimum zoning district regulations.

e. [delete - For purposes of measurement tower setbacks and separation distances shall be calculated and applied to facilities located irrespective of municipal and county jurisdictional boundaries.]

The motion carried.

**B. DEPARTMENT REPORTS: UTILITY DEPARTMENT,  
PLANNING COMMISSION COORDINATOR, ASSESSOR,  
OHM MONTHLY, PARK COMMISSION MINUTES**

It was moved by McKinney, supported by Caviston, that the Utility Department Report dated March 1, 2006, the Planning Commission Coordinator Report for April, 2006, the Assessor's Report dated April 28, 2006, the OHM Monthly Report for April, and the Park Commission Minutes for March 27, 2006 be received.

The Assessor's report was very helpful and had a chart of the 2006 assessed value and taxable value by Township Sections which is interesting and informative.

Phillips noted that Planning Coordinator's Report showed considerable development interest in the SE corner of Section 33, and perhaps a special study of that area is warranted.

The motion to receive the reports carried.

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**C. FEBRUARY 2006 FINANCIAL STATEMENTS - ALL FUNDS (UTILITY FUND MARCH STATEMENT)**

It was moved by McKinney, supported by Caviston, that the Superior Charter Township Board receive the February 2006 Financial Statements for all funds: General, Fire, Law Enforcement, Parks and Recreation, Streetlights, Payroll, Trust and Agency, Utilities (March), Building, Side Street Maintenance, Fire Reserve Fund, and Fire Construction Bond Fund.

The motion carried.

**8. COMMUNICATIONS**

**A. GOVERNOR GRANHOLM – MICHIGAN CIVIL RIGHTS INITIATIVE**

Governor Jennifer Granholm thanked the Board for adopting the Resolution opposing the Michigan Civil Rights Initiative.

It was moved by McKinney, supported by Green, that the Superior Charter Township Board receive the letter from Governor Granholm.

The motion carried.

**C. JOHN RINTAMAKI – RESIGNATION FROM ZBA**

Because John Rintamaki was on the Zoning Board of Appeals as the representative from the Planning Commission, he is no longer able to serve on the ZBA.

It was moved by Caviston, supported by McKinney, that the resignation of John Rintamaki from the Superior Charter Township Zoning Board of Appeals be accepted with regret.

The motion carried.

**D. YPSILANTI CHARTER TOWNSHIP – HOUSEHOLD HAZARDOUS WASTE COLLECTION EVENT**

Scott D. Brown, Environmental Services Superintendent for Ypsilanti Charter Township, wrote to thank the Board for the support and

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involvement in the Household Hazardous Waste Collection Event being held on May 20 from 9:00 a.m. until noon at the Ypsilanti Township Civic Center, 7200 S. Huron River Drive.

It was moved by Williams, supported by Caviston, that the letter concerning the Household Hazardous Waste Collection Event be received and the information posted in the Township Hall and on the website.

The motion carried.

**8. UNFINISHED BUSINESS**

**A. BALLOT LANGUAGE FOR INCREASE IN MILLAGE FOR POLICE PROTECTION**

Township Attorney, John Etter, drafted the language for the 0.75 millage proposal for police services to be placed on the August Primary Election ballot.

It was moved by Williams, supported by Lewis, that the Superior Charter Township Board adopt the following Resolution:

**SUPERIOR CHARTER TOWNSHIP  
WASHTENAW COUNTY, MICHIGAN  
MAY 1, 2006  
A RESOLUTION TO PLACE A MILLAGE REQUEST FOR POLICE  
PROTECTION ON THE AUGUST 2006 PRIMARY BALLOT**

WHEREAS, the Charter Township of Superior has need for additional funds beyond those provided by the current police millage to maintain adequate police coverage; and

WHEREAS, the Township Board has studied and considered alternatives for providing those additional funds and determines that such funds should be raised by tax assessed against all real and tangible personal property in said Township; and

WHEREAS, in order to make available adequate taxing power therefore and levy such additional tax, it is necessary that the qualified electors approve an increase in the constitutional tax rate limitation in effect in the Township and authorize such levy, by virtue of the provisions of Section 6 and 31 of Article IX of the Constitution of Michigan, 1963, and in accordance with the Property Tax Limitation Act, Act No. 62 of 1933, as amended;

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NOW, THEREFORE, BE IT RESOLVED THAT:

At the primary election to be held in the Charter Township of Superior, County of Washtenaw, State of Michigan, on Tuesday, August 8, 2006, at the regular voting places in the Township, between the hours of 7:00 o'clock a.m. and 8:00 o'clock p.m., local time, there shall be submitted to the qualified electors of the Township the following proposition:

**CHARTER TOWNSHIP OF SUPERIOR  
TAX-RATE LIMITATION AND LEVY PROPOSAL**

**(POLICE PROTECTION)**

Shall the limitation on the total amount of general ad valorem taxes which may be assessed in anyone year upon real and tangible personal property in the Charter Township of Superior, Washtenaw County, Michigan, be increased, as provided by Section 6 of Article IX of the Constitution of Michigan, 1963, by 0.75 mills (\$0.75 per \$1,000.00) of the taxable value for a period of three (3) years, 2006 - 2008, inclusive, and shall the levy of such a tax be authorized for the purpose of providing additional revenue for police protection, which increase will raise in the first year of such levy an estimated \$421,997.00.

1. The Township Clerk is directed to post and publish notices of registration and notices of election, have proper ballots prepared and provided in sufficient quantity, and do all things and provide all supplies necessary for the submission of said proposition at such election as required by law to be done.
2. The Notice of Election for said election in Charter Township of Superior shall include notice of the submission of said proposition in substantially the following form:

**To THE QUALIFIED ELECTORS OF THE CHARTER TOWNSHIP OF  
SUPERIOR**

**PLEASE TAKE NOTICE** that at the primary election to be held in the Charter Township of Superior, County of Washtenaw, Michigan, on Tuesday, the 8th day of August, 2006, the following proposition shall be submitted to the qualified electors:

**CHARTER TOWNSHIP OF SUPERIOR  
TAX-RATE LIMITATION AND LEVY PROPOSAL**

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**(POLICE PROTECTION)**

Shall the limitation on the total amount of general ad valorem taxes which may be assessed in any one year upon real and tangible personal property in the Charter Township of Superior, Washtenaw County, Michigan, be increased, as provided by Section 6 of Article IX of the Constitution of Michigan, 1963, by 0.75 mills (\$0.75 per \$1,000.00) of the taxable value for a period of three (3) years, 2006 - 2008, inclusive, and shall the levy of such a tax be authorized for the purpose of providing additional revenue for police protection, which increase will raise in the first year of such levy an estimated \$421,997.00.

Roll call vote:

Ayes: McFarlane, Williams, McKinney, Caviston, Green, Lewis,  
Phillips

Nays: None

The motion carried.

**9. NEW BUSINESS**

**A. PFEFFER, HANNIFORD & PALKA THREE-YEAR  
CONTRACT FOR AUDITING SERVICES**

The current Township auditors have submitted a proposed contract for an additional three years. The firm has performed well, is professional, works well with our staff, and has given excellent service for many years.

It was moved by McKinney, supported by Lewis, that the Superior Charter Township Board authorize the Supervisor to sign the contract with Pfeffer, Hanniford, and Palka to conduct the audits of the general purpose financial statements of the Township at a cost of \$19,200 for 2006, \$19,400 for 2007 and \$19,600 for 2008.

Roll call vote:

Ayes: McFarlane, Williams, McKinney, Caviston, Green, Lewis,  
Phillips



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Nays: None

The motion carried.

**B. REQUEST FOR A FAMILY MEDICAL LEAVE ACT  
LEAVE OF ABSENCE FROM PAT SHREWSBURY**

Pat Shrewsbury, Utility Clerk, must undergo surgery and will be absent for at least four weeks. She has requested a FMLA leave of absence. The Utility Department has determined how they will function in her absence and recommends that she be granted the leave without pay.

It was moved by McKinney, supported by Caviston, that the Superior Charter Township Board approve the Family Medical Leave Act Leave of Absence for Pat Shrewsbury as recommended by the Utility Manager on April 24, 2006.

The motion carried.

Williams asked the Board if they wanted to continue to consider employee family leave requests, or if they wanted the Administrative Staff to make those decisions. The Board was divided on the issue and asked that language be presented at the next Board meeting for review and discussion.

**C. UTILITY DEPARTMENT PURCHASE OF A FRONT-END  
LOADER/TRACTOR**

The Utility Department wants to purchase the 1020 John Deere with loader from the Park and Recreation Department. The price of \$3,500.00 is the resale value as quoted by Thesier Equipment Company. The Department will use the tractor for a variety of functions such as loading their dump truck with fill during water main break repairs and loading and unloading of pallets of various materials.

It was moved by McKinney, supported by Green, that the Superior Charter Township Board authorize the Utility Department to purchase the 1020 John Deere Front-end Loader Tractor from the Park Commission for \$3,500.00.

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The motion carried unanimously.

**D. UTILITY DEPARTMENT PURCHASE OF PORTABLE  
SANITARY SEWER CAMERA**

The Board had previously given authorization to the Utility Department to secure bids for a portable sanitary sewer camera.

It was moved by Williams, supported by McKinney, that the Superior Charter Township Board authorize the purchase of a portable sanitary sewer camera from Jack Doheny Supplies for \$29,207.70.

The motion carried unanimously.

**E. WASHTENAW COUNTY ROAD PROJECTS FOR 2006**

The Supervisor recommended that the Berkshire and Galpin repair projects be completed in 2006. The proposed budget for roads for 2006 is \$150,000, by adding the Washtenaw County Roads matching funds of \$37,833, a total of \$187,833.00 is available. Because the Road Commission has not provided firm numbers for projects the difference of \$14,124.60 may be used for overruns.

It was moved by Williams, supported by McKinney, that the Superior Charter Township Board approve the following Road Commission Projects for 2006:

1. Berkshire: Prospect to Stamford. Work to include milling the existing surface and the placement of 3" of bituminous overlay. Final cost to be determined by competitive bid. \$100,200.
2. Galpin: Fleming Creek to Ford Road. Work to include the placement of 3" of bituminous overlay with aggregate shoulders. Final cost to be determined by competitive bid. \$16,300
3. Calcium Chloride for gravel roads for dust control. Two applications of 60,860 gallons at \$28,604.20 each. \$57,208.40

TOTAL: \$173,708.40

Roll call vote:

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Ayes: McFarlane, Williams, McKinney, Caviston, Green, Lewis,  
Phillips

Nays: None

The motion carried.

**F. POLICE STUDY COMMITTEE APPOINTMENTS**

The Supervisor proposed that the following citizens who have shown an interest in serving be appointed to the Blue Ribbon Police Study Committee to investigate the future needs of the Township regarding police coverage. The focus will be 2009 and beyond. The Township has signed a contract with the Sheriff /Washtenaw County for 2006-2009. There is an opt-out clause with six months notification. [Note: The Township provided a signed copy in December 2005, and has not received a copy signed by the County or Sheriff as of April 27, 2006.]

Citizens

1. John Rintamaki
2. Melinda Hart
3. Cliff Smith
4. Stanley Stewart
5. Carl Saddler
6. John Langs
7. Janie Jones
8. Rick Hoffman
9. Tim Mavrellis

Elected Representatives

1. Dave Phillips
2. Lisa Lewis
3. William McFarlane

Township Staff

1. Deborah Kuehn, Planning Coordinator
2. Garvin Smith, Fire Chief
3. Ron Smith, Captain Fire Dept
4. John Hudson, Neighborhood Watch Coordinator

Sheriff Representative – Undersheiff Mahoney

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Possible Intern from EMU, U of M, Washtenaw Community College.

It was moved by McKinney, supported by Caviston, that the Superior Charter Township Board concur with the recommendation of the Supervisor and appoint the citizens listed above to the Blue Ribbon Police Study Committee.

The motion carried.

**G. WASHTENAW DEVELOPMENT COUNCIL ANNUAL CONTRACT**

It was moved by Williams, supported by Caviston, that the Superior Charter Township Board authorize the Supervisor and Clerk to sign the Washtenaw Development Council Agreement for 2006 for the annual sum of \$1,000.00.

Roll call vote:

Ayes: McFarlane, Williams, McKinney, Caviston, Green, Lewis, Phillips

Nays: None

The motion carried.

**H. SALARY FOR DEPUTY TREASURER**

Treasurer McKinney has a new deputy: Katena Duling-Monk. She has a degree in mathematics from Michigan State University and comes highly recommended.

It was moved by Caviston, supported by Green, that the Superior Charter Township Board authorize the salary of the Deputy Clerk, Katena Duling-Monk be set at \$15.80 per hour, which is the same rate as the previous deputy.

The motion carried unanimously.

**I. RESOLUTION TO AUTHORIZE THE DEPUTY CLERK TO SIGN CHECKS.**

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It was moved by McKinney, supported by Lewis, that the Superior Charter Township Board adopt the following Resolution:

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WASHTENAW COUNTY, MICHIGAN  
MAY 1, 2006**

**A RESOLUTION TO AUTHORIZE THE DEPUTY TREASURER TO SIGN CHECKS**

WHEREAS the Katena Duling-Monk has been appointed Deputy Treasurer; and

WHEREAS the Deputy Treasurer should be authorized to sign checks in the absence of the Treasurer;

NOW, THEREFORE, BE IT RESOLVED that Katena Duling-Monk shall be designated to serve as an Authorized Signer as one of the authorized officers in the following accounts:

BANK ONE:	Building Fund	885-84
	General Fund	5503
	Grounds Maintenance	2460
	Law Fund	5552
	Park Fund	5537
	Street Light	5578
	Tax Checking	5560
	Trust & Agency	5545
	Utility Fund	5529
	Government Operating	2742
	Fire Fund Trust	1919
	Utility Debt Service	1923
	Eyde 440 Utility Study	2025
	O & M Checking	5529
	Fire Bond 2003 Savings	0617
	Fire Bond 2003 Checking	2435
	Utility Bond 2003 Savings	0583
	Utility Bond 2003 Checking	2427
	Utility Section 36	8192
	Utility Cap Reserves Savings	0831
	Utility Cap Reserve Checking	8234

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CITIZENS BANK	Fire Fund	6709
	Payroll	7804
	Fire Accrued Absences	3620
COMERICA	Utility Capital Reserve	9842
	Utility O&M	9826
	Building Pool Fund	2971
	General Pool Fund	4196
	Building Reserve Pool Fund	3275
	Fire Reserve Money Market	2779
	General Reserve Accrued Ab.	4187

BE IT FURTHER RESOLVED that the above does not negate Resolutions adopted on October 5, 1999, October 2, 2000, February 5, 2001, and July 16, 2001, authorizing the signatures of William McFarlane, Kay Williams, and Brenda McKinney.

BE IT FURTHER RESOLVED that checks shall be signed by Brenda McKinney or Katena Duling-Monk and by William McFarlane or Kay Williams.

Roll call vote:

Ayes: McFarlane, Williams, McKinney, Caviston, Green, Lewis, Phillips

Nays: None

THE RESOLUTION WAS DECLARED ADOPTED.

**CERTIFICATION**

I, Kay Williams, the duly qualified Clerk of the Charter Township of Superior, Washtenaw County, Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted at a regular meeting of the Superior Charter Township Board held on May 1, 2006.

Kay Williams, Superior Charter Township Clerk

**J. RESOLUTION IN COOPERATION WITH THE CITY OF YPSILANTI FOR AATA FARES**

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It was moved by Williams, supported by McKinney, that the Superior Charter Township Board adopt the following Resolution:

**SUPERIOR CHARTER TOWNSHIP  
WASHTENAW COUNTY, MICHIGAN  
MAY 1, 2006**

**A RESOLUTION IN COOPERATION WITH THE CITY OF YPSILANTI  
FOR AATA FARES**

**WHEREAS**, the Superior Charter Township Board hereby agrees that we need to maintain the same level of AATA bus service for the City of Ypsilanti and Superior Charter Township residents; and

**WHEREAS**, the Ann Arbor Transportation Authority (AATA), in an effort to avoid a significant decrease in bus service in the City of Ypsilanti has proposed a twenty-five cent increase to full-cash fares and a smaller increase to corresponding discount fares; and

**WHEREAS**, the increase will not be an additional burden on our taxpayers; and

**WHEREAS**, the AATA bus service provides the only affordable means of transportation for many Township and City residents;

**NOW THEREFORE BE IT RESOLVED** that Superior Charter Township goes on record and extends our cooperation in providing the same level of bus service to all residents in Eastern Washtenaw County by increasing the AA A bus fares by twenty-five cents, if it is agreeable to the City of Ypsilanti; and

**BE IT FURTHER RESOLVED** that this resolution of cooperation be sent to the Ypsilanti City Council and the townships of Ypsilanti and Pittsfield.

Roll call vote:

Ayes: McFarlane, Williams, McKinney, Caviston, Green, Lewis,  
Phillips

Nays: None

The motion carried.

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**K. AMENDMENT TO MARCH 6, 2006, MINUTES**

On March 6 the Superior Charter Township Board adopted a resolution to place the Ypsilanti Library proposal on the August ballot.

The minutes inadvertently left the actual words from Attachment B out of the minutes. The Resolution said that the wording was approved, but the wording was left out of the official minutes.

It was moved by Williams, supported by Lewis, that the Superior Charter Township Board add the actual wording of Exhibit B, the ballot wording for the Ypsilanti District Library Proposal for the August 8 Primary Election, to the March 6, 2006 minutes, rather than refer to Exhibit B, as follows:

***EXHIBIT B***

**Library Millage Proposal**

Shall the Ypsilanti District Library levy an amount not to exceed 1.6 mills (\$1.60 on each \$1,000 dollars of taxable value) against all taxable real and tangible personal property within Superior Township, except for the portion of Superior Township located in Ann Arbor District Library District, in perpetuity beginning in the year 2006, for the purpose of providing funds for all district library purposes authorized by law; and shall the Ypsilanti District Library levy such additional new millage for said purpose; the estimate of the revenue the Ypsilanti District Library will collect if the millage is approved and levied by the Library in the 2006 calendar year is approximately \$476,000?

Roll call vote:

Ayes: McFarlane, Williams, McKinney, Caviston, Green, Lewis,  
Phillips

Nays: None

The motion carried.



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**11. PAYMENT OF BILLS**

It was moved by Caviston, supported by Green, that the bills be paid in the following amounts: General Fund - \$6,100.53 for a total of \$6,100.53.

The motion carried.

**12. PLEAS AND PETITIONS**

There were none.

**13. ADJOURNMENT**

It was moved by Caviston, supported by Green, that the meeting adjourn. The motion carried and the meeting adjourned at 9:00 p.m.

Respectfully submitted,

Kay Williams, Clerk