

**SUPERIOR CHARTER TOWNSHIP BOARD
REGULAR MEETING
OCTOBER 2, 2006
ADOPTED 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 October 2, 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, Rodrick Green, Lisa Lewis, and David Phillips. Nancy Caviston was on vacation.

4. ADOPTION OF AGENDA

It was moved by McKinney, supported by Green, to adopt the agenda as presented.

The motion carried.

5. APPROVAL OF MINUTES

A. REGULAR MEETING OF SEPTEMBER 18, 2006

It was moved by McKinney, supported by Green, to approve the minutes of the regular Board meeting of September 18, 2006, as presented.

The motion carried.

6. CITIZEN PARTICIPATION

Ellen Kurath, 2203 Hickman, read a letter to the Board concerning the proposed roundabout at Geddes and Superior Roads. She asks for a detailed review of the design, location, and cost for the roundabout. The letter will be sent to the Road Commission for review.

Stanley Stewart, 1787 Manchester, addressed the Board concerning ordinance enforcement. He wants a monthly update on the unlicensed cars in driveways and what has been done about them. Ordinance Officer, John Hudson, was present and stated that he cites unlicensed cars as a civil infraction, but the courts are slow. He said that he cited a homeowner in May, the case came up last week, and the judge gave the homeowner until

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November to remove or license the car. McFarlane said that he will contract MTA and SEMCOG to see if there is another option besides civil infractions to correct the problem.

Michael David BenDor, 2820 Stommel, wants the sign ordinance enforced for the realtor signs that go up Friday evening and are taken down Sunday evening.

7. REPORTS

A. SUPERVISOR

The Supervisor reported on seven items:

1. The Blue Ribbon Police Committee recommended that the Township contact other municipalities concerning a regional police department. On September 28 officials from seven townships and the City of Ypsilanti met to discuss the issue. The consensus was for every municipality to provide funds, \$5-6,000, for a feasibility study.

It was moved by McKinney, supported by Lewis, that the Superior Charter Township Board authorize the Supervisor to participate in the feasibility study for a regional police department at a cost of approximately \$5,000.00 to \$6,000.00.

The motion carried.

2. At the October 16 meeting the Board should set the Public Hearing for the 2007 Budget for the November 6 Board meeting. The budgets are tight for next year and will be available for Board review on October 16.
3. On September 20 a public forum was held concerning establishing a heritage corridor along Plymouth Road. The residents who attended generally were in favor of the idea as long as there were no restrictions on their property.
4. Last week a Sheriff Deputy caught a felon in the act, but the Sheriff would not book him because the jail was full.
5. The Ypsilanti District Library is interested in establishing a branch in the Township now that the millage has been approved and the Township is part of the District. Until they can build their own building they will be using the meeting room at the Fire Substation at MacArthur and Harris.

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6. The next Board agenda will have a discussion on the proposed streetlight at Andover and Geddes. The Detroit Edison cost estimate and the traffic crash report will be available.
7. The non-motorized trail extension along MacArthur past Harris is almost complete. McFarlane has been talking with Ypsilanti Township and the Urban County committee about constructing a non-motorized trail along Clark from Prospect to MacArthur.

B. DEPARTMENT REPORTS: FALSE ALARM REPORT, PARK COMMISSION MINUTES

It was moved by McKinney, supported by Green, that the False Alarm Report from the Treasurer and the Park Commission minutes for the August 28, 2006 meeting be received.

The motion to receive the reports carried.

C. 2006 FINANCIAL STATEMENT – ALL FUNDS

It was moved by McKinney, supported by Green, that the Superior Charter Township Board receive the 2006 Utility Fund for August and the July 2006 Financial Statements for all other funds.

The motion carried.

8. COMMUNICATIONS

A. HARC – SYRINGE EXCHANGE

At the regular meeting of the Superior Charter Township Board on September 5, the Board discontinued the HIV/AIDS Needle Exchange Program. On September 18, Lemont Gore, Outreach Coordinator for HARC (HIV/AIDS Resource Center) sent a letter to the Supervisor saying that HARC has built a relationship with the Township that they value and would like to see continue to grow.

Mr. Gore was present at the meeting and said that the van came to the corner of Harris and MacArthur twice each week for about 1½ hours and that needle exchange has been proven to work prevent the transmission of HIV/AIDS and Hepatitis C.

McFarlane reminded Gore that the program was experimental and complaints from citizens was the reason the Board stopped the program.

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Several residents of Superior Township spoke against the program, and several non-residents with HARC spoke for the program.

The HARC program operates from an office on Clark Road with bus routes from the Township. McFarlane told Gore to consider alternatives to the present program and come back in three months.

It was moved by Green, supported by McKinney, that the HARC letter concerning syringe exchange program be received.

The motion carried.

9. UNFINISHED BUSINESS

HEALTHCARE SAVINGS PLAN – EMPLOYEE REQUEST

The Superior Charter Township Park Ranger was injured in August of 2005 and has been on disability ever since. He has been a part of the Health Care Savings Program and is 50% vested or is entitled to \$6,000.00 of the current total of \$12,000.00. Because he will never be able to do the work he was hired to do, the Park Commission terminated his employment effective October 15, 2006. At the September 18 Board meeting he asked the Board to amend the Health Care Savings Plan to allow employees who leave employment due to a Township work-related injury to have their Plan become fully vested.

The Accountant, Susan Mumm, spoke with the MERS Health Care Savings Plan Division and there are no legal problems with amending the Township Health Care Savings Plan to fully vest employees who are permanently disabled from a job-related injury.

It was moved by Williams, supported by McKinney, that Attachment A of the Superior Charter Township MERS Health Care Savings Program Agreements for all employees be amended as follows:

However, if an employee becomes disabled from a job-related injury such that he/she can not return to his/her position, and Superior Township cannot offer the employee an alternative job of comparable pay that can accommodate his/her disability, the unvested employer money in the employee's account shall become 100% vested upon separation from service with Superior

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Township.

The motion carried unanimously.

10. NEW BUSINESS

A. ORDINANCE 134-46 – REGENCY WOODS - REZONING

On August 3, 2005, 442 Superior, LLC, (Biltmore), submitted a petition (STPC #05-23) to rezone five parcels in Sections 28 and 29 consisting of 441.82 acres from A2 to PC, the project known as Regency Woods. The project required an amendment to the Growth Management Plan prior to rezoning. After public hearings and preliminary studies were conducted, Biltmore was asked to provide additional information, which they did not submit. The project was tabled until the information was presented or until August 23, 2006. The petitioner was advised of the need to submit the information. On September 27 the Planning Commission recommended denial the petition for rezoning.

It was moved by Williams, supported by Lewis, that the Superior Charter Township Board concur with the recommendation of the Planning Commission and deny the rezoning request by 442 Superior, LLC to rezone five parcels in Sections 28 and 29 consisting of 441.82 acres from A2 to PC.

Roll call vote:

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

Nays: None

Absent: Caviston

The motion carried.

B. AATA SERVICE AGREEMENT

AATA sent the Purchase of Service Agreement for the October-September 2007 fiscal year. The cost to Superior Charter Township for Fixed Route Service increased \$5.00 from \$15,680 to \$15,685. The cost of the A-Ride service increased by 134% because the ridership went from 545 trips to 1,384 trips. The actual cost per trip decreased by 3¢ from \$20.38 to \$20.35.

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It was moved by Williams, supported by McKinney, that the Superior Charter Township Board authorize the Supervisor to sign the Purchase of Service Agreement with the Ann Arbor Transportation Authority for FY2007 for Fixed Route and A-Ride Service for a combined cost of \$23,664.

Roll call vote:

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

Nays: None

Absent: Caviston

The motion carried.

C. UTILITY DEPARTMENT – FINAL CHANGE ORDER FOR THE UTILITY MAINTENANCE FACILITY

The new Utility Maintenance Facility is almost complete and the department is moving in. A final change order for a number of items includes additional work required and represents a total of less than 1% of the cost of the original contract. The contingency allowance for this project was 3%, a very small amount, and these final costs are well within the estimated total project cost.

Rick Church, Utilities Director, was present to answer questions.

It was moved by Williams, supported by Green, that the Superior Charter Township Board approve the final change cost of \$20,307.95 for the Utility Maintenance Facility.

Roll call vote:

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

Nays: None

Absent: Caviston

The motion carried.

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D. ANNUAL REVIEW OF EMPLOYER CONTRIBUTION TO HEALTH CARE SAVINGS PLAN

The Resolution which adopted the Health Care Savings Plan in 2005 stated that the employer contribution shall be reviewed annually. A 2% increase was put in the 2006 budgets, but never formally reviewed by the Board.

It was moved by McKinney, supported by Green, that the Superior Charter Township Board authorizes the employer contribution to the MERS Health Care Savings Plan remain at \$100.00 per month or \$1200.00 per year for both the 2006 and 2007 budget years.

Roll call vote:

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

Nays: None

Absent: Caviston

The motion carried.

On the same subject, the Accountant/Human Resources Administrator recommended that the Personnel Manual be amended to include the information concerning the employer contribution.

It was moved by Williams, supported by Phillips, that the Superior Charter Township Personnel Manual be amended by adding the following:

D. There is also a monthly employer contribution. As of 2005 it is \$100/month. *The employer contribution shall be reviewed annually by the Board of Trustees. The board, at its discretion, shall increase the employer annual contribution to compensate for inflation or increases in health care costs. The board shall also maintain the right to decrease the amount, or freeze any raises, based on the financial position of the Township, or in light of expanded health care coverage by the federal or state government.* This employer money is placed in employee's accounts on a monthly basis but is subject to a vesting schedule. The vesting schedule is as follows: 25% after six years of employment, 50% after nine years of employment, 75% after 12 years of employment, and 100% after fifteen years of employment. The employer contribution can be reduced or increased by a decision of the Township Board of Trustees.

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The motion carried.

E. GENERAL FUND BUDGET AMENDMENTS

It was moved by Williams, supported by Lewis, that the 2006 General Fund Budget be amended as follows:

Increase the following line items:

101-265-920-075	Drains	\$14,253.00
101-000-699-000	Appropriation/Fund Balance	14,253.00

Roll call vote:

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

Nays: None

Absent: Caviston

The motion carried.

11. PAYMENT OF BILLS

It was moved by McKinney, supported by Green, that the bills be paid in the following amounts: General Fund - \$3,375.00, and Utility Fund - \$2,007.00 for a total of \$5,382.00.

The motion carried.

12. PLEAS AND PETITIONS

There were none.

13. ADJOURNMENT

It was moved by McKinney, supported by Lewis, that the meeting adjourn.

The motion carried and the meeting adjourned at 8:40 p.m.

Respectfully submitted,
Kay Williams, Clerk