

**CHARTER TOWNSHIP OF SUPERIOR BOARD  
REGULAR MEETING  
MARCH 19, 2018  
ADOPTED MINUTES  
PAGE 1**

**1. CALL TO ORDER**

The regular meeting of the Charter Township of Superior Board was called to order by the Supervisor Ken Schwartz at 7:00 p.m. on March 19, 2018 at the Superior Township Hall, 3040 North Prospect, Superior Township, Michigan.

**2. PLEDGE OF ALLEGIANCE**

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

**3. ROLL CALL**

The members present were Ken Schwartz, Brenda McKinney, Lynette Findley, Lisa Lewis, Alex Williams, and Nancy Caviston.

Absent: Rodrick Green

**4. ADOPTION OF AGENDA**

It was moved by Findley, supported by Lewis, to adopt the agenda as presented with an addition of the Local Governing Body Resolution for Charitable Gaming Licenses. A motion was made by Caviston, supported by Williams to add the item under H under New Business.

The motion carried by unanimous vote.

**5. APPROVAL OF MINUTES**

**A. REGULAR MEETING OF FEBRUARY 20, 2018**

It was moved by Caviston, supported by Lewis, to approve the minutes of the regular board meeting of February 20, 2018.

The motion carried by unanimous vote.

**B. SPECIAL MEETING OF MARCH 8, 2018**

It was moved by McKinney, supported by Caviston, to approve the minutes of the special board meeting of March 8, 2018.

The motion carried by unanimous vote.

**CHARTER TOWNSHIP OF SUPERIOR BOARD  
REGULAR MEETING  
MARCH 19, 2018  
ADOPTED MINUTES  
PAGE 2**

**6. CITIZEN PARTICIPATION**

- Trustee Nancy Caviston said that Napier Road, between Warren Road and Ann Arbor Road, was horrendous this past winter regarding pot holes. She commended whoever got the Wayne County Road Commission to repair the road.
- Sue Shink, Democratic Candidate for Washtenaw County Commissioner, introduced herself. She chairs the Agricultural Land Preservation Advisory Committee. She has been involved with land preservation for over 20 years.

**7. PRESENTATIONS AND PUBLIC HEARINGS**

None

**8. REPORTS**

**A. SUPERVISOR REPORT**

Supervisor Schwartz reported on the following:

- Over the past week and a half there have been four sessions of the board of review with one more to go. There were 20 value appeals of appraisal, 19 veterans' exemption applications and six hardship requests. Most of the appeals have been completed. The board will be returning this week to complete the final appeals.
- Last week Supervisor Schwartz visited the Ann Arbor Convention & Visitors Bureau. There was a Community Tourism Action Plan (CTAP) presentation and the architect that was retained by Dixboro Village Green, LLC, Dick Mitchell, presented his preliminary drawings for the pavilion. He did the presentation and Supervisor Schwartz filled in the blanks and explained to the bureau the planning commission process for the pavilion. The township received \$10,000.00 from the bureau for the pavilion in 2017. The funds have yet to be spent due to roadblocks in getting the pavilion built. The roadblocks are all clear and the plans should be going to the planning commission this month.
- Supervisor Schwartz met with arborist, Carl Burhop regarding the large oaks on Gale Road, the oak wilt problem and regarding the bids for tree trimming for Gale Road and Dixboro Village Green, LLC.
- The township officials will meet on March 29 with the Ypsilanti School District and the sheriff's department regarding the disposition of Cheney School.
- There was a phone conference today with the Peninsular Dam working group regarding the removal of the Peninsular Dam. The township has about 7 residents who have houses behind the dam. They are adamantly opposed to the removal of the dam. The dam is owned by the City of Ypsilanti and the township does not have a say in what happens to the dam. The City of Ypsilanti has funding for removal of the dam not for repair. Before a decision is made there will be a study by the Huron River Watershed Council (HRWC) who has retained the services of the engineering firm

**CHARTER TOWNSHIP OF SUPERIOR BOARD  
REGULAR MEETING  
MARCH 19, 2018  
ADOPTED MINUTES  
PAGE 3**

Princeton Hydro Engineering who will do soil borings back in the impoundment to try to determine the composition of the soil underwater. They will perform a structural study on the dam and if they propose removing it they will provide a step by step process on how to remove the dam and how to remediate the soils behind it. There is a question as to who owns the land from the old river channel to the shorelines of the people who built there. Some of the deeds state that the property is owned to the center of the channel. There will be some determination of who owns the bottom lands. Supervisor Schwartz is pushing to get the current property owners the rights for the bottom lands to the river. They are hoping to submit their analysis by the end of July. The City of Ypsilanti has set aside around \$40,000.00 for the study and the HRWC is paying for some of the study as well. The HRWC is opposed to dams and they believe removing dams restores the health of the river. The dam is from the Civil War era and has not been maintained in at least 40 years.

- The township is experiencing low water pressure at the high points of Prospect Pointe. The pressure was increased at the Clark and LeForge Booster Station. That increased pressure in the line and stopped a lot of the flow at the Geddes and Ridge valve. That has also affected YCUA's pressure. There have been meetings and a decision was made on how to stabilize the pressure at Prospect Pointe. For now, the pressure at Geddes and Ridge is being monitored. Although, that will have to change because some of the pressures are different. Rhett Gronevelt with OHM Advisors stated that the plan is to try to pull water from the main booster station at Geddes and Ridge and to supplement the booster station at Clark and LeForge. The Geddes and Ridge booster station operates on pressure supplied by Detroit, so the township does not need booster pumps to push it through our system. The township must boost the water from the Clark and LeForge booster station to get the water uphill.
- Over the last couple of weeks on MacArthur Blvd the utilities department has replaced 3 gate valves and 1 fire hydrant. They were replaced to facilitate water isolation during breaks. Under New Business there are bids for fire hydrant replacements in Oakbrook and on MacArthur. They have not been replaced since the 1960s or 1970s. There are around 900 hydrants throughout the township.
- SavCo, owner of the former Lord Fox, presently Dixboro House, is working with the planning commission and have received preliminary site plan approval and they have also received conditional use approval to serve alcohol. They are going to amend the area plan and submit a final site plan. They will be done with the process in May or June. The approval of the amendment must come before the board. Trustee Caviston inquired why the area plan had to be amended if the use of the facility remained the same as previous businesses. Township ordinance mandates that if a new site plan is submitted the area plan must be amended. Supervisor Schwartz conceded that area plans for smaller projects in Dixboro can be a burden for some developers. The supervisor agreed that this might need to be revisited for businesses where the use is remaining the same that maybe a final site plan is acceptable. Although, the planning commission makes the final determination. They could determine that the final site plan is consistent with the area plan in these instances. The fees to submit new areas plans can be costly. The administrative staff met with Rick Mayernik and Rodney

**CHARTER TOWNSHIP OF SUPERIOR BOARD  
REGULAR MEETING  
MARCH 19, 2018  
ADOPTED MINUTES  
PAGE 4**

Nanney and they agreed to waive the escrow for the updated area plan. SavCo had previously submitted over \$7500.00 in escrow and had only used a portion of it.

- Supervisor Schwartz met with Representative Ronnie Peterson a few times regarding improved pedestrian and bike access for M153 at Plymouth and Ann Arbor Roads. Joe Taylor, Representative Peterson's chief of staff, is setting up a meeting between the township and the state budget director to try to get an appropriation in the 2019 budget in order to make corrections at the intersection. Most people don't realize that there are already sidewalks there. They have sunk over the years. Several years ago, Orchard Hills participated with MDOT in a study of the intersection. The old plans were found and Supervisor Schwartz got them to Representative Peterson's Office. They took them to MDOT and that helped move the process along. Hopefully, in the next year or so there will be a budget amendment to rebuild the pedestrian/bike paths.
- The township held the Medical Marijuana Facilities Licensing Act (MMFLA) meeting on March 15. The meeting lasted about 2 hours. Fred Lucas provided an overview of the law. The supervisor expected a larger turnout. Only a couple of attendees were opposed to the township granting licenses. The supervisor thinks the township may need to hold another town hall to get a fair sampling of opinions.
- In the past month, Pinnacle Homes, who is building Prospect Pointe East, has purchased the remaining lots that were owned by Beazer Homes.
- The rehabilitation of Fairfax Manor is moving along. They would like to close the Geddes Road entrance. They informed the Washtenaw County Road Commission and they were fine with the closure. The fire marshal also did not have an issue with the proposed closure. It will be up to the planning commission to determine if the closure is a major or minor change to the site plan and if it will require a public hearing and an area plan amendment.
- The wife of the township ordinance officer, Ronald Peatry, passed away last month. The township staff purchased Famous Dave's for his family.
- There have been numerous complaints from residents regarding potholes. The Washtenaw County Road Commission will hold a special meeting prior to the April board of trustees meeting.
- Supervisor Schwartz thanked the people who donated to the purchase of a basket of food for him during his rehabilitation from knee surgery.

**B. DEPARTMENT REPORTS: BUILDING DEPARTMENT, FIRE DEPARTMENT,  
ORDINANCE OFFICER REPORT, PARKS COMMISSION MINUTES,  
SHERIFF'S REPORT**

It was moved by Caviston, supported by Lewis, that the Superior Township Board receive all reports.

The motion carried by unanimous vote.

**CHARTER TOWNSHIP OF SUPERIOR BOARD  
REGULAR MEETING  
MARCH 19, 2018  
ADOPTED MINUTES  
PAGE 5**

**9. COMMUNICATIONS**

None

**10. UNFINISHED BUSINESS**

None

**11. NEW BUSINESS**

**A. RESOLUTION 2018-04, APPROVAL OF THE WASHTENAW COUNTY SOLID WASTE PLAN 2017 AMENDMENT**

This is a form resolution that is being passed by all communities.

It was moved by McKinney, supported by Lewis, to approve the Washtenaw County Solid Waste Plan 2017 Amendment.

**CHARTER TOWNSHIP OF SUPERIOR  
WASHTENAW COUNTY, MICHIGAN**

**RESOLUTION TO APPROVE THE WASHTENAW COUNTY  
SOLID WASTE MANAGEMENT PLAN 2017 AMENDMENT**

**Resolution Number: 2018-04**

**March 19, 2018**

**WHEREAS**, Part 115 of the Natural Resources and Environmental Protection Act, 194 PA 451, as enforced by the Michigan Department of Environmental Quality (MDEQ), requires each Michigan County to have a Solid Waste Management Plan to assure that solid waste generated in the county is collected and recovered, processed or disposed of for a ten-year period at facilities that comply with state laws and rules; and,

**WHEREAS**, in furtherance of the statutory requirements, the Washtenaw County Board of Commissioners appointed a 14-member Solid Waste Planning Committee in August 2015 to amend Washtenaw County's 1999 Solid Waste Management Plan; and,

**WHEREAS**, pursuant to Michigan statute, the draft Solid Waste Management Plan amendment was opened to a lengthy and robust public comment period, held from April through October 2017; and,

**CHARTER TOWNSHIP OF SUPERIOR BOARD  
REGULAR MEETING  
MARCH 19, 2018  
ADOPTED MINUTES  
PAGE 6**

**WHEREAS**, the Plan language promotes municipal and residential coordination and collaboration with Washtenaw County to provide integrated solid waste management programs and policies that emphasize waste prevention, reduction, recycling and composting; and,

**WHEREAS**, On December 6, 2017, the Washtenaw County Solid Waste Management Plan 2017 Amendment was formally approved by the Washtenaw County Board of Commissioners and will next be presented to the twenty-eight jurisdictions within Washtenaw County for their consideration and action of approval prior to submittal to the Michigan Department of Environmental Quality for final approval.

**NOW, THEREFORE, BE IT RESOLVED** that the Charter Township of Superior supports the Washtenaw County Solid Waste Management Plan 2017 Amendment; and,

**BE IT FURTHER RESOLVED** that the Charter Township of Superior approves the Washtenaw County Solid Waste Management Plan 2017 Amendment, and supports the Plan being submitted to the Michigan Department of Environmental Quality for final approval.

The motion carried by unanimous vote.

**B. RESOLUTION 2018-05, APPROVAL OF CONTRACT WITH OHM FOR PRELIMINARY ENGINEERING FOR THE HARVEST LANE SANITARY SEWER REPLACEMENT**

As part of the SAW grant the Harvest Lane sewer was identified as a sewer that was a high maintenance line. OHM will evaluate the line and provide options for the township for repair or replacement.

It was moved by Williams, supported by Lewis, to approve the contract with OHM for preliminary engineering for the Harvest Lane Sanitary Sewer Replacement.

**CHARTER TOWNSHIP OF SUPERIOR  
WASHTENAW COUNTY, MICHIGAN**

**RESOLUTION APPROVING CONTACT WITH OHM  
FOR PRELIMINARY ENGINEERING FOR THE  
HARVEST LANE SANITARY SEWER REPLACEMENT**

**Resolution Number: 2018-05**

**Date: March 19, 2018**

**CHARTER TOWNSHIP OF SUPERIOR BOARD  
REGULAR MEETING  
MARCH 19, 2018  
ADOPTED MINUTES  
PAGE 7**

**WHEREAS**, the Superior Township Utility Department owns and maintains a (30) inch sanitary sewer main located on Harvest Lane in Superior Township; and,

**WHEREAS**, this segment of the sewer main is over 2,400 feet in length, was installed to service the war housing during World War II and has not been replaced; and,

**WHEREAS**, the sewer main is a very high maintenance segment due to its flatness and the few users it services and is close to reaching the end of its useful service life; and,

**WHEREAS**, the Township Board needs to have options explored for the replacement or the rehabilitation of this sewer.

**NOW THEREFORE, BE IT RESOLVED** that the Superior Township Board of Trustees hereby approves the proposed contract with OHM Advisors to collect data and prepare engineering options for the rehabilitation or replacement of the Harvest lane sewer main in the amount of \$17,800.00.

Roll call:

Ayes: McKinney, Schwartz, Findley, Lewis, Williams, Caviston

Nays: None

Absent: Green

The motion carried by unanimous vote.

**C. RESOLUTION 2018-06, APPROVAL OF CONTRACT WITH OHM FOR PRELIMINARY ENGINEERING AND DESIGN FOR THE MACARTHUR BOULEVARD WATER MAIN**

The preliminary engineering would take place from Harris Road to Wiard Road. This is probably the oldest water line in the township. The line is partially cast iron and partially asbestos cement. The line breaks several times a year.

It was moved by McKinney, supported by Caviston, to approve the contract with OHM for preliminary engineering for the MacArthur Boulevard Water Main.

**CHARTER TOWNSHIP OF SUPERIOR  
WASHTENAW COUNTY, MICHIGAN**

**RESOLUTION APPROVING CONTACT WITH OHM  
FOR PRELIMINARY ENGINEERING AND DESIGN FOR  
THE MACARTHUR BOULEVARD WATER MAIN**

**Resolution Number: 2018-06**

**Date: March 19, 2018**

**CHARTER TOWNSHIP OF SUPERIOR BOARD  
REGULAR MEETING  
MARCH 19, 2018  
ADOPTED MINUTES  
PAGE 8**

**WHEREAS**, the Superior Township Utility Department owns and maintains a (12) inch asbestos cement water main located on the north side of MacArthur Boulevard between Harris Road and Wiard Road; and,

**WHEREAS**, this segment of the water main is over 3,200 feet in length, was installed to service the war housing during World War II and has not been replaced; and,

**WHEREAS**, the water main is subject to numerous breaks every year and has reached the end of its useful service life; and,

**WHEREAS**, replacing the water main will increase water service reliability and safeguard fire flows to the multi-unit apartment building known as Sycamore Meadows and Danbury on the green; and,

**WHEREAS**, this segment of water main was identified for replacement within (5) five years in the Superior Township Capital Improvement Program dated 12/27/2017 as submitted to the MDEQ.

**NOW THEREFORE, BE IT RESOLVED** that the Superior Township Board of Trustees hereby approves the proposed contract with OHM Advisors to collect data and prepare preliminary engineering and final design, permitting and bidding assistance in the amount of \$82,500.00.

Roll call:

Ayes: Findley, Williams, Lewis, Caviston, McKinney, Schwartz

Nays: None

Absent: Green

The motion carried by unanimous vote.

**D. RESOLUTION 2018-07, APPROVAL OF TREE TRIMMING FOR GALE ROAD AND DIXBORO VILLAGE GREEN**

This resolution is for tree trimming projects on Gale Road and Dixboro Village Green. The trees are over 200 years old. Trimming was also performed in 2014. The work has to be done by the first or second week of April due to oak wilt spores circulating in the environment as spring progresses. Oak wilt can kill the trees. The Gale Road expenses will come out of the Right of Way fund and the Dixboro Village Green expenses will come out of the CTAP fund.

It was moved by McKinney, supported by Caviston, to approve option 1 for tree trimming on Gale Road and Dixboro Village Green at a cost of \$4730.00.



**CHARTER TOWNSHIP OF SUPERIOR  
WASHTENAW COUNTY, MICHIGAN**

**RESOLUTION TO ACCEPT BID FROM  
GREENSTREET TREE SERVICE  
FOR TREE TRIMMING ON GALE ROAD AND DIXBORO VILLAGE GREEN**

**Resolution Number: 2018-07**

**Date: March 19, 2018**

**WHEREAS**, Tree trimming and removal of debris and wood starting at the north end and heading south of Gale Road and tree trimming for Dixboro Village Green; and,

**WHEREAS**, Green Street Tree Removal has presented two options for the same service, but with a different number of workers to accomplish the job for Gale Road. Option 1 includes a 6 hour contract for 6 workers at a cost of \$2,910.00 and Option 2 includes a 6 hour contract for 4 workers at a cost of \$2,250.00. Cost of tree trimming for Dixboro Village Green would be \$1,820.00.

**NOW THEREFORE, BE IT RESOLVED** that the Superior Township Board of Trustees hereby approves one of the above options from Green Street Tree Service for trimming and removal of debris and wood for Gale Road in the amount of \$2,910.00 for Option 1 or \$2,250.00. The total amount of funds for Option 1 for both projects would be \$4730.00 or Option 2 for both projects would be \$4070.00.

Roll call:

Ayes: Lewis, Williams, Caviston, Schwartz, McKinney, Findley

Nays: None

Absent: Green

The motion carried by unanimous vote.

**E. RESOLUTION 2018-08, APPROVAL OF OAKBROOK/MACARTHUR  
SUBDIVISION FIRE HYDRANT REPLACEMENT**

The hydrants have not been replaced since the 1960s or 1970s. The hydrants will be paid for out of utilities fund.

It was moved by Caviston, supported by Findley, to approve the replacement of fire hydrants in the Oakbrook and MacArthur subdivisions.

**CHARTER TOWNSHIP OF SUPERIOR BOARD  
REGULAR MEETING  
MARCH 19, 2018  
ADOPTED MINUTES  
PAGE 10**

**CHARTER TOWNSHIP OF SUPERIOR  
WASHTENAW COUNTY, MICHIGAN**

**RESOLUTION TO ACCEPT BIDS FROM EJ USA, INC. AND FTL  
CONSTRUCTION INC. FOR OAKBROOK HYDRANT PRELACEMENT**

**Resolution Number: 2018-08**

**Date: March 19, 2018**

**WHEREAS,** There are seven hydrants in the Oakbrook subdivision that need to be replaced and an additional hydrant on MacArthur Blvd; and,

**WHEREAS,** There are several factors why the replacement is needed including age of hydrants (installed in the late 60s or early 70s), servicing the hydrants have become difficult, they sit too low in the ground and are not up to the 18" fire code and they are too costly to rebuild or raise. When snow is plowed on the roads they are covered and can hardly be seen; and,

**WHEREAS,** we have received a bid from EJ USA, Inc. to complete the work for the seven new fire hydrants in the Oakbrook subdivision at a cost of \$2813.27 for each hydrant for a total of \$19,692.89. We received a bid from FTL Construction Inc. for the hydrant at MacArthur Blvd at a cost of \$4801.00.

**NOW THEREFORE, BE IT RESOLVED** that the Superior Township Board of Trustees hereby approves the contract from EJ USA, Inc. in the amount of \$19,692.89 and the contract from FTL Construction Inc. in the amount of \$4801.00. The total for both contracts to replace eight fire hydrants would be \$24,493.89.

Roll call:

Ayes: Williams, Findley, McKinney, Schwartz, Caviston, Lewis

Nays: None

Absent: Green

The motion carried by unanimous vote.

**F. PARKS & RECREATION COMMISSION RESOLUTION 2018-01,  
RECOMMENDATION TO THE BOARD OF TRUSTEES TO INSTALL A  
SIGNALLED PEDESTRIAN CROSSWALK AT THE CORNER OF HARRIS  
ROAD AND MACARTHUR BOULEVARD**

Supervisor Schwartz will pass the resolution on to the Washtenaw County Road Commission who would need to perform a warrant study to see if the signal is warranted at the location.

**CHARTER TOWNSHIP OF SUPERIOR BOARD  
REGULAR MEETING  
MARCH 19, 2018  
ADOPTED MINUTES  
PAGE 11**

**G. PAYMENT TO WASHTENAW COUNTY FOR THE MANDATED LITIGATION COST RECOVERY FOR THE HARMON DRAIN ENFORCEMENT**

The Harmon Drain district is an offshoot of the Kimmel Drain. There are six properties in the drain district. The county sued Eddie Harmon for illegally placing fill in the Harmon drain to reclaim the wetlands on his property. There was a lawsuit to cover the litigation costs from Mr. Harmon. The jury did not award full damages. There is still a need to pay the remaining \$31,752.26. The township's portion of those fees is \$9,525.68.

It was moved by McKinney, supported by Caviston, to approve the mandated litigation cost recovery for the Harmon Drain Enforcement in the amount of \$9,525.68.

**H. LOCAL GOVERNING BODY RESOLUTION FOR CHARITABLE GAMING LICENSES**

It was moved by McKinney, supported by Lewis, to approve the local Governing Body Resolution for Charitable Gaming Licenses.

**12. BILLS for PAYMENT and RECORD of DISBURSEMENTS**

It was moved by Caviston, supported by Findley, to receive bills for payment and record of disbursements in the amount of \$700,117.27.

The motion carried by unanimous vote.

**13. PLEAS and PETITIONS**

Supervisor Schwartz would like to have a work session on millages. The millages need to be submitted to the county by May.

**14. ADJOURNMENT**

It was moved by Caviston, supported by Lewis, that the meeting be adjourned. The meeting adjourned at 8:21 p.m.

Respectfully submitted,

Lynette Findley, Clerk

Kenneth Schwartz, Supervisor