

**CHARTER TOWNSHIP OF SUPERIOR BOARD  
REGULAR MEETING  
MAY 21, 2018  
PROPOSED MINUTES  
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**1. CALL TO ORDER**

The regular meeting of the Charter Township of Superior Board was called to order by the Supervisor Ken Schwartz at 7:02 p.m. May 21, 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, Rodrick Green, and Nancy Caviston.

Absent: None

**4. ADOPTION OF AGENDA**

It was moved by McKinney, supported by Caviston, to adopt the agenda as presented with an addition of the first reading of the Utility Ordinance No. 169 Amendment, a road contract for the repair of sections of Tanglewood and a request for a contribution to protect 80 acres of land at the corner of Ford Road and Berry Road. The additions were added under K, L and M.

The motion carried by unanimous vote.

**5. APPROVAL OF MINUTES**

**A. REGULAR MEETING OF APRIL 16, 2018**

It was moved by Lewis, supported by McKinney, to approve the minutes of the regular board meeting of April 16, 2018.

The motion carried by unanimous vote.

**B. SPECIAL MEETING OF APRIL 23, 2018**

It was moved by Caviston, supported by Lewis, to approve the minutes of the special board meeting of April 23, 2018.

The motion carried by unanimous vote.

**C. SPECIAL MEETING OF MAY 10, 2018**

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It was moved by McKinney, supported by Caviston, to approve the minutes of the special board meeting of May 10, 2018.

The motion carried by unanimous vote.

**6. CITIZEN PARTICIPATION**

- Sandy Lopez commented that the meeting notice for the April 23, 2018 special meeting notice was not posted on the website. It was only posted in the entryway of the township hall.
- Tom Brennan introduced himself at the board meeting. He is running for Washtenaw County Commissioner.

**7. PRESENTATIONS AND PUBLIC HEARINGS**

None

**A. SUPERVISOR REPORT**

Supervisor Schwartz reported on the following:

- Salem Township wants to run a sewer line down Gotfredson Road to Geddes Road going over to Ridge Road and possibly connecting to the Ypsilanti Community Utilities Authority (YCUA) plant. Former Supervisor Bill McFarland wrote a letter around 6 years ago stating that the township was not interested in hosting a sewer line running through the township. Supervisor Schwartz wrote a letter about a year ago stating the same thing. Supervisor Schwartz received phone calls from residents on Gotfredson stating that they saw surveyors on the road. Supervisor Schwartz met with Gary Whittaker, Supervisor of Salem Township, this past Friday to discuss the issue. In 2009 there was a dispute that arose between Schostak Brothers and Salem Township regarding whether or not Salem would cooperate with Schostak to receive shovel ready funds from the Obama Administration for a sewer treatment plant in Salem Township. Salem Township did not want to work with Schostak. Schostak filed for a breach of development agreement and demanded arbitration. The Salem Township board filed a lawsuit to terminate any arbitration that could happen and claimed there was no cause for arbitration in the first place. The courts ruled against Salem Township and arbitration commenced. The arbitrators found unanimously that Salem Township did not act in good faith in respect to Schostak's request to get a no objection letter for a shovel ready project. The arbitrators ruled that Schostak did not have to build a treatment plant at their own expense to service the urban service district in Salem Township which was one of the provisions of the development

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agreement between Salem Township and Schostak. Unbeknownst to Salem Township, Michigan Economic Development Corporation (MEDC) granted Salem Township a \$10,000,000.00, no strings attached, grant to build infrastructure for the urban service district of Salem Township. Salem Township has already received \$5,000,000.00 of the grant funding. Schostak also wants the township to bond for \$3,000,000.00 in additional funds.

Schostak went to the Washtenaw County Road Commission (WCRC) to get a permit for the work. Schostak also needs to get permission from Superior Township to move forward with the project. Superior Township will not permit the work.

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

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

The motion carried by unanimous vote.

**9. COMMUNICATIONS**

None

**10. UNFINISHED BUSINESS**

None

**11. NEW BUSINESS**

**A. ORDINANCE 174-21, FLEMING CREEK ZONING ORDINANCE TEXT AMENDMENT, FIRST READING**

The ordinance amendment will require that commercial developments and subdivisions submit, as part of their site plan, technical information to the Fleming Creek Advisory Council for review and an advisory opinion.

It was moved by McKinney, supported by Findley, to approve the Fleming Creek Zoning Ordinance Text Amendment, First Reading.

Roll call:

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

Nays: None

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The motion carried by unanimous vote.

**B. FARMERS MARKET AT DIXBORO VILLAGE GREEN, TRANSIENT AND AMUSEMENT ENTERPRISES APPLICATION – 2018**

It was moved by McKinney, supported by Green, to approve the 2018 Farmers Market at Dixboro Village Green, Transient and Amusement Enterprises Application.

The motion carried by unanimous vote.

**C. RESOLUTION 2018-11, TO ADDRESS THE COLLECTION OF PAYMENTS OR REFUNDS ON TAXES UNDER/OVER \$5.00**

The township would like to write off payments that are under/over paid by \$5.00 dollars or less. This will avoid placing properties into arrears for payments that are short by \$5.00 or less. Washtenaw County does not want these properties placed in delinquent status.

It was moved by Findley, supported by Lewis, to approve the resolution to address the collection of payments or refunds on taxes under/over \$5.00.

The motion carried by unanimous vote.

**D. RESOLUTION 2018-12, TO AUTHORIZE THE ADMINISTRATIVE STAFF OF SUPERIOR TOWNSHIP TO ENTER INTO A CONTRACT WITH DTE FOR LED STREET LIGHT REPLACEMENT ON MACARTHUR BLVD, BETWEEN CLARK ROAD AND STAMFORD ROAD**

The lights will be added to the existing poles and will add additional lighting for pedestrian traffic. The cost of the additional lighting will be \$6378.88 for installation and the annual operation cost will be \$1611.72 a year. This is a temporary measure until the township decides to upgrade to more ornamental lighting.

It was moved by Caviston, supported by Green, to approve the resolution to authorize the administrative staff of Superior Township to enter into a contract with DTE for LED Street Light Replacement and MacArthur Blvd.

Roll call:

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

Nays: None

The motion carried by unanimous vote.

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**E. MEMO FROM FIRE CHIEF VICTOR CHEVRETTE AND YPSILANTI AREA MUTUAL AID AGREEMENT**

The mutual aid agreement will include Superior Township, Ypsilanti, Ypsilanti Township and Pittsfield Township and they will assist participating agencies with suppressing structure fires in predetermined areas of each municipality.

It was moved by Caviston, supported by Lewis, to approve Ypsilanti Area Mutual Aid Agreement.

The motion carried by unanimous vote.

**F. UTILITY DEPARTMENT CONCRETE BID FROM ROTONDO BROTHERS CONTRACTING CO.**

Asphalt that was damaged during the replacement of fire hydrants in Oakbrook needs to be replaced.

It was moved by McKinney, supported by Caviston, to approve the concrete bid from Rotondo Brothers Contracting Co.

The motion carried by unanimous vote.

**G. UTILITY DEPARTMENT BID FROM UIS SCADA TO INSTALL 24-HOUR MONITORING SYSTEM FOR TOWNSHIP BOOSTER AND LIFT STATIONS**

The SCADA system, a 24-hour monitoring system for the township's booster and lift station, has not been updated in more than 11 years. The technology is out of date and is no longer supported.

It was moved by McKinney, supported by Green, to approve an upgrade to the UIS SCADA 24-hour monitoring system for the township booster and lift stations.

Roll call:

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

Nays: None

The motion carried by unanimous vote.

**H. MAINTENANCE BUILDING AIR COMPRESSOR SERVICE CONTRACT AGREEMENT**

The Ingersoll Rand air compressor, purchased by the township in 2008, does not have a service contract.

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It was moved by Lewis, supported by Caviston, to approve the maintenance building air compressor service contract agreement.

The motion carried by unanimous vote.

**I. UTILITY MAINTENANCE DEPARTMENT BID FROM DUKE'S ROOT CONTROL, INC. FOR SEWER LINE ROOT CONTROL SERVICE**

It was moved by Green, supported by Caviston, to approve the bid for Duke's Root Control, Inc.

The motion carried by unanimous vote.

**J. MICHIGAN TOWNSHIPS ASSOCIATION (MTA) ANNUAL DUES JULY 2018 – JUNE 2019**

It was moved by Caviston, supported by Green, to approve payment of the MTA Annual Dues in the amount of \$5961.64.

The motion carried by unanimous vote.

**K. UTILITY ORDINANCE NO. 169 AMENDMENT**

The township prohibits private parties or other entities from running water or sewage lines in all road right-of-ways within the township that will serve areas outside the township without authorization from the township.

It was moved by McKinney, supported by Caviston, to approve the Utility Ordinance No 169 amendment.

Roll call:

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

Nays: None

The motion carried by unanimous vote.

**L. HUTCH PAVING CONTRACT TO COMPLETE ASPHALT REPAIRS ON TANGLEWOOD**

This is a completion of the repairs that Hutch Paving began in 2017.

It was moved by McKinney, supported by Green, to approve the Hutch Paving Contract to complete asphalt repairs on Tanglewood.

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Roll call:

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

Nays: None

The motion carried by unanimous vote.

**Supervisor’s Proposed Road Work 2018**

	<u>Road</u>	<u>Costs</u>	<u>Source</u>
1)	Panama Court	\$23,500	CDBG
2)	Warren (Gotfredson – Napier)	\$105,000	Township
3)	Vreeland (Hickman – Gale)	\$26,000	Township
4)	Harvest Lane (Russett – McIntosh)	\$81,500	Township
5)	Tanglewood Repairs	\$38,400	Township
6)	Dust Control	\$31,422	Township/WCRC
7)	Township Wide Limestone (2,000) ton	\$41,200	Township
8)	Right of Way maintenance, tree activity	\$15,000	Metro
	Total costs of 1-8	\$362,022	
	Less CBDG contribution	\$23,500	
	Less WCRC Match	\$53,396	
	Less WCRC Drainage	\$8,793	
	Less WCRC Dust Control	\$15,711	
	Less ROW (Metro Authority)	\$15,000	
	New total-	\$245,622	

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Current estimated general fund balance	\$1,799,000.00
2018 Budget for roads	\$150,000.00
2018 budget for row's	\$15,000.00
Budget Amendment necessary	\$80,622.00

Ridge Road from Geddes Road to Mott Road was repaired today by the Washtenaw County Road Commission (WCRC). North Prospect from Ford Road to Plymouth Road and Wiard Road will also be repaired this year by the WCRC.

Supervisor Schwartz believes that repairs on Stamford Road from MacArthur Blvd to Berkshire Drive can wait until 2019.

Trees will be planted in the right-of-way on Geddes Road between Harris Road and Andover Drive.

**M. WASHTENAW COUNTY NATURAL PRESERVATION PROGRAM  
PROTECTION OF 80 ACRES IN SUPERIOR TOWNSHIP**

Jack Smiley would like the township to pledge \$20,000.00 (\$250.00/acre) towards the preservation of 80 acres of land at the northeast corner of Ford Road and Berry Road.

It was moved by McKinney, supported by Findley, to approve a pledge of \$20,000.00 towards the preservation of 80 acres of land.

The motion carried by unanimous vote.

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

It was moved by Green, supported by McKinney, to receive bills for payment and record of disbursements in the amount of \$941,705.36.

The motion carried by unanimous vote.

**13. PLEAS and PETITIONS**

- Ellen Kurath requested a copy of the Washtenaw County Road Commission (WCRC) Annual Report.
- Michelle Deatruck stated that WCRC Director Roy Townsend is retiring June 1 and that Bill McFarland is resigning from the WCRC. The Washtenaw County Board of Commissioners

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has met with WCRC to request more transparency from the WCRC regarding their decision making process.

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**14. ADJOURNMENT**

The meeting adjourned at 8:46 p.m.

Respectfully submitted,

Paula Jefferson, Deputy Clerk

Kenneth Schwartz, Supervisor