

**CHARTER TOWNSHIP OF SUPERIOR BOARD
REGULAR MEETING
FEBRUARY 18, 2020
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 February 18, 2020 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 Nancy Caviston, Lynette Findley, Meghan Winslow, Lisa Lewis, Brenda McKinney, and Ken Schwartz.

Absent: Alex Williams.

4. ADOPTION OF AGENDA

It was moved by McKinney supported by Caviston, to adopt the agenda.

The motion carried by unanimous vote.

5. APPROVAL OF MINUTES

A. REGULAR MEETING OF FEBRUARY 18 2020

It was moved by Lewis supported by Winslow, to approve the minutes of the regular Board meeting of January 21, 2020 as presented.

It was moved by Caviston supported by Winslow to approve the minute of the Closed Session Meeting of January 21, 2020 as presented.

The motion carried by unanimous vote.

**CHARTER TOWNSHIP OF SUPERIOR BOARD
REGULAR MEETING
FEBRUARY 18, 2020
ADOPTED MINUTES
PAGE 2**

6. CITIZEN PARTICIPATION

A. CITIZEN COMMENTS

None

7. PRESENTATIONS AND PUBLIC HEARINGS

None

8. REPORTS

A. SUPERVISOR REPORT

Supervisor Schwartz reported on the following:

- The township hired an appraiser to evaluate the six parcels' value that Rock Property owns. The township met with the farmer who purchased the property. Fred Lucas and Supervisor Schwartz met with the farmer's attorney to explain what was going on and how this was going to work. Supervisor Schwartz and Remy Long from the Ann Arbor Greenbelt met to discuss the federal funding. Ann Arbor Greenbelt agreed they would apply for the federal funds. If the federal funds come through, it will be 50% of the appraisal value of the development rights. The township, county, and Greenville will handle the remaining funds. Remy Long believes that this would be favorably reviewed by the federal government. Greenbelt is nervous because they have a millage that is up for renewal in November, but this will take longer to be put all together. We should be in position at the next meeting to make the offer to Rock Property then we would be assigning that to the farmer and processing the developing rights. Hopefully within eighteen months we would be closing on that. The farmer would hopefully be paying \$1,000-\$2,000 per acre and the government would be paying the rest. The property would not be able to be developed in any way other than maybe a farm house or stead. Sandy Lopez asked for clarification on who is coordinating on this project. Supervisor Schwartz asked her to give him a call to clarify this for her. Township citizen who lives owns property on Freeland wanted clarification on what property was being discussed.
- The attorneys of Salem Township and Superior Township worked out an escrow agreement on the review for the sewer application. It will start off \$25,000 for engineering and \$5,000 legal fees. When either amounts are completely spent, the money will have to be refreshed in the same amount. The escrow agreement has not been executed yet.
- The library is moving forward with a preliminary site plan. It is believed that they will be going before the planning commission in March. They are hoping to have

**CHARTER TOWNSHIP OF SUPERIOR BOARD
REGULAR MEETING
FEBRUARY 18, 2020
ADOPTED MINUTES
PAGE 3**

their final site plan done around August 2020 and hope to break ground in September/October 2020. We are still working with the road commission about the expansion of Harris Rd. Supervisor Schwartz attended a Road Commission meeting today, and they asked him to meet with Matt McDonald about this.

- The Fire Chief and Supervisor Schwartz are meeting with an architect to get some ideas on what a second fire station located south of Geddes Rd would look like and what it would cost. They are looking at bringing a proposal to the board for architectural services in the summer.

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

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

The motion carried by unanimous vote.

9. COMMUNICATIONS

A. Plato Law Firm

B. Response Letter to Plato Law Firm from Superior Township Attorney, Fred Lucas

It was moved by Caviston supported by Winslow, to receive letter of commendation.

The motion carried by unanimous vote.

10. UNFINISHED BUSINESS

The following ordinance was adopted by Lewis, supported by McKinney.

Discussion: Supervisor Schwartz reported that there were no changes from the first one other than a numerical error stated ordinance adopted 2018 which was corrected to ordinance adopted in 2020.

Roll Call: Caviston: Yes; Findley: Yes; Lewis: Yes; McKinney: Yes; Schwartz: Yes; Williams: Absent; Winslow: Yes. Ordinance passed.

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

ORDINANCE AMENDING
UTILITY ORDINANCE NO. 169

First Reading: January 21, 2020

Second Reading: February 18, 2020

WHEREAS, the Charter Township of Superior is currently operating under Superior Township Utility Ordinance 169; and,

WHEREAS, the Superior Township Utility Ordinance Section 169-85 requires users to connect to the Superior Township utility system for the discharge of sanitary wastewater, and to pay the attendant fees and costs and to abide by all other provisions of the Ordinance 169; and,

WHEREAS, the Superior Township Utility Ordinance is for the use and benefit of the people of Superior Township except when necessary to provide service to non-residents to avert a public health emergency.

WHEREAS, this amendment was introduced on May 21, 2018.

NOW THEREFORE, BE IT RESOLVED that the Charter Township of Superior ordains:

Section 1. Amendment to Section 169-85

Section 169-85 of the Charter Township of Superior Utility Ordinance No. 169, is amended in its entirety to read as follows:

Section 169-85. Permit or authorization required.

- A. It shall be unlawful to discharge to the waters of the state within or through the Township, or in any area under the jurisdiction of such Township and/or to the sewage works, sewerage lines and appurtenances owned by private parties or other entities, private and/or municipal, any wastewater except as provided by an NPDES permit and/or as authorized by the Township and the YCUA in accordance with the provisions of this Ordinance. Sewage lines, equipment and appurtenances, not owned by or under the control of the Township, to serve areas outside of the Township, are prohibited in the Township and in all road rights-of-way within the Township, unless: (a) a public health emergency exists and (b) the proposed connection, sewer line and appurtenances is the only feasible way to avert the public health emergency and (c) the parties have executed an agreement setting forth the terms of use, fees, limitations and other pertinent issues.

**CHARTER TOWNSHIP OF SUPERIOR BOARD
REGULAR MEETING
FEBRUARY 18, 2020
ADOPTED MINUTES
PAGE 5**

B. Any and all entities or persons seeking permission to place sewage lines, equipment and appurtenances not owned by or under the control of the Township, in a road right-of-way within the Township, to serve areas outside of the Township, must:

- (1) Submit an application to the Township Board. The application must detail the basis for the applicant's claim that utilizing the road rights-of-way within Township meets the standards set forth subsection A, above.
- (2) Deposit funds into an escrow account with the Township an amount equal to the requirements set forth in the Township's engineering standards, unless a difference amount is deemed appropriate and reasonable by the Township Board.

Section 2. Saving Clause.

All provisions of Ordinance 169, the Superior Charter Township Utility Ordinance, not amended by this ordinance remain in full force and effect.

Section 3. Publication and Effective Date.

This Ordinance shall be published by posting in the Office of the Clerk, 3040 N. Prospect, Ypsilanti, 48198, and on the Township website - www.superior-twp.org - pursuant to Section 8 of the Charter Township Act, being MCL 42.8, 3(b) within thirty (30) days following the final adoption thereof. This Ordinance shall become effective upon publication All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Ordinance declared adopted on February 18, 2020.

Kenneth Schwartz, Supervisor
Superior Charter Township

CERTIFICATE OF ADOPTION AND PUBLICATION

I, Lynette Findley, Clerk of the Charter Township of Superior, Washtenaw County, Michigan, hereby certify that this is a true copy of an Ordinance adopted by the Superior Charter Township Board for first reading at a regular meeting held on January 21, 2020 and for final reading on February 18, 2020 and published

Lynette Findley, Clerk
Superior Charter Township

**CHARTER TOWNSHIP OF SUPERIOR BOARD
REGULAR MEETING
FEBRUARY 18, 2020
ADOPTED MINUTES
PAGE 6**

11. NEW BUSINESS

A. RESOLUTION 2020-08, Purchase Fire Turnout Gear

Fire Chief, Victor Chevrette, was asked to provide background information on this resolution. He said that the last time turnout gear was purchased was through a grant in 2014. National Fire Protection Association requires new turnout gear every 5 years. The gear that expires after 5 years goes into reserve and is used as backup gear. The total for the gear is \$18,195.65. Captain French got two quotes for the gear. One quote is for three sets for the smaller guys and the other one is for four which is for the larger guys. The gear is custom sized, and the first vendor did not have larger sizing.

The following resolution was moved by McKinney, supported by Winslow. Motion was passed unanimously.

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

RESOLUTION TO PURCHASE FIRE TURNOUT GEAR

Resolution Number: 2020-08

Date: February 18, 2020

WHEREAS, it has been recommended by the Fire Chief to purchase turn-out gear for the Charter Township of Superior Fire Department; and

WHEREAS, it is necessary to maintain the equipment for the safe and effective operation of the Superior Township Fire Department and the general public, as well as to meet standards for firefighting operations; and

WHEREAS, it is required by the National Fire Protection Association (NFPA) and the Occupational Safety and Health Administration (OSHA) to replace turnout gear every five years; and

WHEREAS, eight (8) sets of turnout gear are in need of replacement; and

**CHARTER TOWNSHIP OF SUPERIOR BOARD
REGULAR MEETING
FEBRUARY 18, 2020
ADOPTED MINUTES
PAGE 7**

WHEREAS, the cost of the gear, \$18,195.65, has been budgeted and is included in the Fire Department's budget for 2020; and

WHEREAS, the purchase will be split between two vendors: First Due for \$7,695.64 and DingesFire for \$10,500.00 to accommodate the two vendors personnel sizing needs,

NOW THEREFORE, BE IT RESOLVED that the Superior Township Board of Trustees hereby approves the purchase of eight (8) sets of turnout gear as requested.

B. RESOLUTION 2020-09, Purchase Sewer Investigative Services

The costs estimated are for cleaning and videoing the pipes not for actually lining or any structural improvements. This would be a preliminary assessment. The board agreed to do this step first. After this step, George Tsakoff will be able to say whether the township will need a whole pipe rehab or we can do spot repairs. George stated they will do the most efficient fix and that the important thing is to look at the inside of the pipe. The other part of the proposal is Fairway Glens off Wiard Rd. and McArthur Blvd. Phase one was constructed about 15 years ago. Phase two is a future development and the township owns the phase three area. Through discussion with Rick in building to assess the pipes in phase one to verify the conditions of the pipes. We want to get ahold of a problem before it becomes a bigger problem.

The following resolution was moved by Lewis, supported by McKinney. Motion was passed unanimously.

Nancy Caviston noticed a typo on the Resolution document. A motion to strike the typo clause was moved by Lewis and supported by Caviston. Motion was passed unanimously.

**CHARTER TOWNSHIP OF SUPERIOR BOARD
REGULAR MEETING
FEBRUARY 18, 2020
ADOPTED MINUTES
PAGE 8**

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN**

**RESOLUTION TO APPROVE A PROPOSAL TO PURCHASE SEWER
INVESTIGATIVE SERVICES**

RESOLUTION NUMBER: 2020-09

DATE: FEBRUARY 18, 2020

WHEREAS, the Charter Township of Superior needs to complete a quality inspection of all pipelines within the Fairway Glens and Harvest Lane project area sewer system; and,

WHEREAS, Granite Inliner has presented a proposal to perform the sewer investigative services; and,

WHEREAS, Granite Inliner (formerly LiquiForce) has been providing closed circuit television (CCTV) inspection and cleaning services to communities throughout the state of Michigan for over 20 years; and,

WHEREAS, the fees for inspecting Fairway Glens pipelines amount to \$11,496.00 and the fees for inspecting Harvest Lane is \$25,210.50 with total cost of \$32,213.00; and,

WHEREAS, direct costs incurred by Granite Inliner, such as fees for using the Township's water source or disposing any materials removed from the sewer to perform inspections will be transferred to Superior Township; and,

NOW, THEREFORE BE IT RESOLVED, that the Superior Township Board of Trustees accepts the bids from Granite Inliner to perform sewer investigative services.

The motion carried by unanimous vote.

12. BILLS for PAYMENT and RECORD of DISBURSEMENTS

It was moved by McKinney supported by Caviston, to receive bills for payment and record of disbursements.

The motion carried by unanimous vote.

**CHARTER TOWNSHIP OF SUPERIOR BOARD
REGULAR MEETING
FEBRUARY 18, 2020
ADOPTED MINUTES
PAGE 9**

13. PLEAS and PETITIONS

Fire Chief informed the Board of an on-call firefighter passing away. His Memorial Service on Saturday, February 22, 2020 at 11am at Cherry Hill Methodist Church on Ridge Rd.

14. ADJOURNMENT

It was moved by McKinley supported by Lewis, that the meeting be adjourned. The motion carried and the meeting adjourned at 7:23 p.m.

Respectfully submitted,

Lynette Findley, Clerk

Kenneth Schwartz, Supervisor