

CHARTER TOWNSHIP OF VAN BUREN
BOARD MEETING MINUTES
JULY 18, 2017

Supervisor McNamara called the meeting to order at 7:00 p.m. in the Board Room. Present: Supervisor McNamara, Clerk Wright, Treasurer Budd, Trustee Frazier, Trustee Martin, Trustee Miller and Trustee White. Others in attendance: Planning and Economic Development Director Akers and Deputy Director Best, Human Resource Director Sumpter, Lieutenant Bazy, Public Safety Director Laurain and Deputy Director (Police) Wright, Executive Assistant Selman, Fire Marshall McInally, Public Services Director Taylor, Attorney Mannarino and an audience of twenty-nine (29).

Supervisor McNamara congratulated Clerk Wright for recently being election the Michigan Association of Municipal Clerk's 2017 Township Clerk of the Year. Clerk Wright was presented with commemorations in recognition of his achievement by Congresswoman Dingell, Senator Hopgood and Representative Pagan in conjunction with Governor Snyder and Lt. Governor Calley, and Wayne County Commissioner Hadious.

APPROVAL OF AGENDA: Budd moved, Frazier seconded to approve the revised agenda which added the Closed Session minutes of June 19, 2017 to the consent agenda and to consider approval of Edward Jones and One America as service providers for the Townships defined contribution plans, authorize the transfer of all funds, and further authorize the Supervisor and Clerk to execute the agreements. Motion Carried.

PUBLIC HEARING: Martin moved, White seconded to open the Public Hearing to receive public comment on the Assessment Roll for the McBride Rd. Improvement Special Assessment District at 7:14 p.m. Motion Carried. Director Akers explained that each homeowner in the assessment district would be assessed at \$578.22 for five years for the road improvements. The Van Buren Public Schools district has committed to \$90,000.00 for the project to be paid upon completion of the preliminary engineering. The balance of the project is being funded (80% of the total cost) by the Wayne County Local Road Initiative. Resident Richard Jurnigan of 46680 McBride opposed the Special Assessment District questioning why Beck Road was not being paved and requesting increased Police presence to enforce speed limits. Supervisor McNamara, in conjunction with Director Akers, explained that Beck Road was identified by Wayne County as a primary road and that funding was only provided for improvements to local roads. Budd moved, Wright seconded to closed the public hearing at 7:23 p.m. Motion Carried.

CONSENT AGENDA: Miller moved, Budd seconded to approve the revised Consent Agenda [Work Study Session minutes of June 19, 2017, Closed Session minutes of June 19, 2017, Board Meeting minutes of June 20, 2017, Prepaid List of June 23, 2017, Prepaid List of June 29, 2017, Prepaid List of July 13, 2017, Voucher List of July 5, 2017 and the Voucher List of July 18, 2017]. Motion Carried.

CORRESPONDENCE: Supervisor McNamara recognized Wayne County Sheriff Benny Napoleon honoring him for his commitment to the safety and welfare of the Township. Sheriff Napoleon deputized five Van Buren Township Marine Officers with County authority, with shared use of the County patrol boat, in a collaborative effort to patrol the lake. Representative of the auditing firm Plante Moran presented the results of the 2016 Township financial audit. Trustee White announced the Red Cross will hold a blood drive at the Township on Saturday July 22, 2017 from 9 a.m. until 3:00 p.m.

PUBLIC COMMENT: Resident questioned the Board as to what efforts were being made to fund Other Post-Employment Benefits (OPEB). Treasurer Budd indicated OPEB funds in the amount of 100K were

being put away annually for general OPEB liabilities and that the Downtown Development Authority and Water and Sewer Departments were also funding for OPEB liabilities for their Departments.

UNFINISHED BUSINESS: None.

NEW BUSINESS: Budd moved, Miller seconded to accept the Plante Moran 2016 financial audit. Motion Carried. The Township received an overall unqualified audit which translates into a financially secure position and the Township is in an overall good financial state.

Frazier moved, Miller seconded to approve Edward Jones and One America as service providers for the Townships defined contribution plans, authorize the transfer of all funds, and further authorize the Supervisor and Clerk to execute the agreements. Motion Carried. The Township defined contribution retirement plan has been under review for over a year. The Retirement Committee interviewed several companies, while Plante Moran Financial Advisor completed an extensive analysis on fees associated with the current providers. The Committee concluded that Edward Jones and One America were best suited for the employees and the Township.

Frazier moved, White seconded to approve the re-appointments of Steve Partridge and Gerald Graf to the Water and Sewer Commission with terms to expire June 1, 2019. Motion Carried.

Martin moved, White seconded to approve Resolution 2017-15 the Downriver Utility Wastewater Authority (DUWA) Stipulated Agreement. Motion Carried. The agreement allows Wayne County to continue its court ordered financing plan with the transfer of ownership of the Downriver Sanitary Disposal System to the local communities of the DUWA Board.

Miller moved, Budd seconded to approve the Township Vehicle Management & Replacement Policy. Motion Carried. The policy was developed by a work group comprised of the Public Services Director, Deputy Director of Developmental Services, Senior Director, Recreation Director and Executive Assistant. It (a) establishes a vehicle pool, (b) transportation account in the Building & Grounds budget, (c) establishes a Board Fleet Subcommittee and provides for the acquisition of a GPS fleet tracking system that includes maintenance records and reporting capabilities.

Frazier moved, White seconded to approve and confirm Resolution 2017-16 the assessment role for the McBride Road Improvement Special Assessment District. Motion Carried. The resolution confirms the assessment role for the McBride Road Improvement project, divides the payments into five (5) equal annual installments and sets a 1.25% interest rate on the loan the Township will provide to cover the cost of the special assessment district.

Frazier moved, White seconded to approve Resolution 2017-17 authorizing a loan from the Landfill fund in the amount of \$185,407.00 at an interest rate of 1.25% for the McBride Road Improvement Project. Motion Carried. The loan will be paid back over the next five years with funds received from the Special Assessment District and the contribution of 90K from the Van Buren Public Schools District.

Frazier moved, White seconded to approve the re-authorization of Wade Trim to continue preliminary Engineering Services for the McBride Road Improvement Project. Motion Carried. Wade Trim began the survey when the project was put on hold and has agreed to resume work at the original pricing which includes the survey work already performed.

Budd moved, Wright seconded to approve the second (final) reading of Ordinance 06-20-17 (1) an amendment to the General Code of Ordinances Article II (Municipal Civil Infractions) of Chapter 1 (General Provisions). Roll Call Vote. Yeas: McNamara, Budd, Wright, Frazier, Martin, Miller and White. Motion Carried. The addition of Article II (municipal Civil Infraction) of Chapter 1 (General Provisions) provides enforcement power/remedies to the township to take action against violations and provides enforcement power in the district court, which will allow for more cost-effective ordinance enforcement.

Wright moved, Martin seconded to approve the second (final) reading of Ordinance 06-20-17 (2) the addition to the General Code of Ordinances Section 14-36 (Animal Waste) to Chapter 14 (Animals), Article II (Dogs), Division 1 (Generally). Roll Call Vote. Yeas: McNamara, Budd, Wright, Frazier, Martin, Miller and White. Motion Carried. The addition of Section 14-36 provides enforcement power/remedies to the township to take action against this nuisance as well as civil infraction penalties for violation.

Miller moved, Budd seconded to approve the second (final) reading of Ordinance 06-20-17 (3) the addition to the General Code of Ordinances Article VI (Diseased or Dangerous Trees, Shrubs, or Plants) to Chapter 42 (Environment). Roll Call Vote. Yeas: McNamara, Budd, Wright, Frazier, Martin, Miller and White. Motion Carried. The addition of Article VI to Chapter 42 provides enforcement power/remedies to the township to take action against these nuisances.

Wright moved, White seconded to approve the second (final) reading of Ordinance 06-20-17 (5) an amendment to the General Code of Ordinances Section 66-34 to 66-36 of Article II (Collection and Disposal) of Chapter 66 (Solid Waste). Roll Call Vote. Yeas: McNamara, Budd, Wright, Frazier, Martin, Miller and White. Motion Carried. The addition of the storage container ordinances, Sec. 66-34 to 66-36, provides rules for the rules of placement and time limit for the containers as well as penalties for the violation of the article and remedies available to the township.

Wright moved, Miller seconded to approve the first reading of Ordinance 07-18-17 (1) an amendment to the General Code of Ordinances Chapter 50 (Law Enforcement), Article 1 (In General) Sec. 50-1 to 50-3. Motion Carried. The ordinance authorizes the Township to train and utilize persons other than Police Officers to issue certain parking citations (civil infractions only).

Martin moved, White seconded to approve the Landlord Consent Agreement with STS Hydropower LTD (operator of French Landing Dam). Motion Carried. The agreement is a necessary component due to the financial restructuring by their parent company, Eagle Creek Hydro Holdings, LLC. and allows Eagle Creek to use the French Landing Dam lease as an asset in the restructuring.

Martin moved, White seconded to approve the Consent and Acknowledgement with Eagle Creek Hydro Holdings, LLC (Parent Company of STS Hydropower, LTD.). Motion Carried. The agreement is a necessary component due the financial restructuring and informs DTE Energy of the re-financing.

Frazier moved, Miller seconded to approve the Drawdown Agreement with Eagle Creek Hydro Holdings, LLC (Parent Company of STS Hydropower, LTD.). Motion Carried. The agreement allows the Township to authorize a one-time drawdown of the lake level for maintenance activities. Residents would be given a two-year advance notice if a drawdown were to occur and notices would be placed in the local newspaper and mailed to lake front property owners.

REPORTS: April 2017 Budgetary Report. The April Budgetary Report was received by the Board. Copies are available for review at the Clerk's Office 46425 Tyler Rd., Van Buren Township, MI 48111.

ANNOUNCEMENTS: Belleville Council for the Arts will hold its monthly meeting and annual picnic at Horizon Park on August 3, 2017 at 5:00 p.m. before Music Lakeside which begins at 7:00 p.m., Wayne County Community College District-Western Campus hosts Inter-Cultural Conversations, focusing on diverse cultures, the last Wednesday of every month at 9 a.m. in the Ted Scott room.

NON-AGENDA ITEMS: Residents from the Cobblestone Ridge Subdivision commented on the poor condition the developer has left throughout their subdivision specifically noting the foundations, open basements, lack of attention to the common areas, and safety issues. Supervisor McNamara in conjunction with Director Akers, provided an update to the residents on the efforts underway to remedy the situation which include a 25K performance bond and commencement of construction upon finalization of the bond agreement. Residents cautioned the Board that the developer has made numerous promises in the past that have not been kept and urged the Board to closely monitor all agreements made to resolve issued. Board members assured the residents that they will keep a close eye on the progress. The public is invited to attend meetings of the Western Wayne County Chapter of the NAACP the 2nd Monday of each month at 7:00 p.m. Meetings are held at Christian Faith Ministries 27500 Marquette in Garden City. For more information contact Gina Wilson-Steward at 313-949-3133 for additional information.

ADJOURNMENT: Miller moved, Frazier seconded to adjourn at 9:36 p.m. Motion Carried.

Leon Wright, Township Clerk

Date: _____

Kevin McNamara, Supervisor

Date: _____