

**SUPERIOR CHARTER TOWNSHIP BOARD
REGULAR MEETING
SEPTEMBER 19, 2011
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 September 19, 2011, 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, David Phillips, Nancy Caviston, Rodrick Green, Lisa Lewis and Alex Williams. Trustee McKinney arrived at 7:45 p.m.

4. ADOPTION OF AGENDA

Recognizing Reverend Dr. Steven D. Riley was added as item 8(f.) under Communications.

It was moved by Green, seconded by Lewis to adopt the agenda as amended

The motion carried by unanimous voice vote.

5. APPROVAL OF MINUTES

A. REGULAR MEETING OF AUGUST 15, 2011

It was moved by Caviston, seconded by Green, to approve the minutes of the regular Board meeting of August 15, 2011, as presented.

The motion carried by a voice vote.

B. SPECIAL MEETING OF AUGUST 29, 2011

It was moved by Caviston, seconded by Green, to approve the minutes of the Special Board meeting of August 29, 2011, as presented.

The motion carried by a voice vote.

6. CITIZEN PARTICIPATION

A. Ellen Kurath inquired if there are conservation easements in place on the wetlands mitigation site at Vreeland and Prospect Roads. Yes, there are. They are held by the

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Michigan Department of Natural Resources. A copy of the documents will be forwarded to Ms. Kurath.

7. REPORTS

A. SUPERVISOR REPORT

Supervisor McFarlane reported on the following: The Township is continuing to pursue the purchase of the 8.8 acre Fairfax Manor parcel thru the County Tax Sale. Supervisor McFarlane is waiting to hear from the County Treasurer on how to proceed. The County Clean-Up Day is October 8, 2011, 9:00 a.m. to 2:00 p.m. at E.M.U.'s Rynearson Stadium. They will be accepting recyclables, appliances, furniture and other household hazardous materials. Suggested donation is \$10.00. The proposed budget has been amended to reflect lower than expected AATA contract costs. The Washtenaw County Road Commission is requesting that the County Board of Commissioners levy a 0.6 mill road improvement tax on the county-wide tax roll, without voter approval. If the tax is approved, several roads and bridges in Superior Township will be improved. A County Road Commissioner has suggested that Superior Township should request that the Road Commission improve bridges along Geddes Road and suggested that a non-motorized trail be installed from U.S. 23 to Canton Township. The Parks Department made a rough cut of the grass along the Harris Road non-motorized trail. Supervisor McFarlane suggested that Trustees Green and Williams start petitions to establish a special assessment district (SAD) in the Geddes Ridge subdivision similar to the existing Sidestreet Maintenance Fund in Oakbrook and Washington Square. This SAD would pay to cut the grass along the trail on a regular basis. Hyundai has proposed to expand. It is expected that Hyundai will request the establishment of a 50% Industrial Facilities Tax (ITF) abatement, as well as a Tax Incremental Financing Authority (TIFA) that will capture 50% of the remaining eligible taxes. The TIFA funds will be used to pay on bonds issued to cover the cost of upgrading the electric service to the Hyundai site. The current electricity is not reliable enough to meet Hyundai's requirements. Establishment of the ITF, TIFA and Local Development Financing Authority (LDFA) requires approval of the Township Board. A representative from SPARK will make a presentation to the Township Board about the Hyundai expansion at the October 17, 2011 Board meeting.

B. DEPARTMENT REPORTS: BUILDING DEPARTMENT, FIRE DEPARTMENT, FIRE MARSHAL, HOSPITAL FALSE ALARM, ORDINANCE OFFICER REPORT, PARK COMMISSION MINUTES, SHERIFF'S REPORT, UTILITY DEPARTMENT, ZONING REPORT

It was moved by McKinney, seconded by Green, that the Superior Township Board receive all reports.

The motion carried by a voice vote.

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8. COMMUNICATIONS

A. MARIAN MORRIS, PURCHASE OF SITE OF FORMER FIRST FREE CHURCH OF MICHIGAN

The Board received letters from Marian Morris and Karl Williams, which outlined the Superior Land Preservation Society's (SLPS) efforts to purchase 1.18 acres at Ford Road and Gotfredson Road, which was the site of the First Free Church of Michigan. It was built in 1855, but was demolished. The SLPS wishes to preserve the property as a historical site. The SLPS requested the Board provide them with some affirmation that the Board is agreeable to accepting ownership of the property in the Township's name.

Board members indicated agreement to accepting the property in the Township's name if a title search was completed and the Township received clear title to the property.

It was moved by McKinney, seconded by Green, to receive the communications from Mrs. Marian Morris and Karl Williams regarding the 1.18 acre site of the former First Free Church of Michigan.

B. HERITAGE ACADEMY

Mr. William Davis representing the National Heritage Academies (NHA) provided several documents and made a presentation to the Board. Mr. Davis indicated that the NHA has about 9.75 acres located at the southeast corner of Geddes and Ridge Roads under contract for the proposed construction of an NHA K-8 elementary school. The school will serve approximately 750 students. NHA indicated that under State law, they are not required to obtain site plan approval from the Township, but have requested to make a presentation to the Planning Commission on October 26, 2011 as a courtesy to the Township.

It was moved by McKinney, seconded by Caviston, to receive the National Heritage Academies correspondence dated September 15, 2011.

The motion carried by a voice vote.

C. MIDDLE HURON COOPERATIVE AGREEMENT

The Huron River Watershed Council provided a draft of "The Middle Huron Cooperative Agreement for Reduction of Phosphorus Loading to the Middle Huron River Watershed".

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The agreement is between the Michigan Department of Environmental Quality (MDEQ) and various treatment plants and municipalities in the Middle Huron Watershed. The purpose of the agreement is to establish the process to cooperatively reduce phosphorus loading in the Middle Huron River Watershed to meet the goals of the Total Maximum Daily Load. Supervisor McFarlane indicated the agreement does not result in any costs to the Township and since it is a draft, the Board should accept the agreement for informational purposes only.

It was moved by Green, seconded by Caviston, for the Board to accept “The Middle Huron Cooperative Agreement for Reduction of Phosphorus Loading to the Middle Huron River Watershed”.

The motion carried by a voice vote.

D. FIRE DEPARTMENT NEW OPERATING PROCEDURES

Fire Department Chief Jim Roberts was presented and provided copies of new operating procedures for the Board. Chief Roberts explained that under the current vacation policy, when a firefighter is on vacation, they are replaced by another firefighter on overtime. This arrangement allows for more than one firefighter to be on vacation at the same time. The proposed vacation policy requires firefighters to bid on vacation days and only one firefighter can be on vacation at any time. The Township will not replace all of the firefighters who are on vacation, but will always have at least two firefighters on-duty at all times. The Township is in the process of ratifying automatic mutual aid and dual response agreements with the Ann Arbor Township Fire Department for response to all structure fires and serious auto accidents. These changes should result in substantial savings to the Township for overtime wages and should also result in there being more off-duty firefighters available to respond to call-backs when additional firefighters are needed. There were also changes to the policy on “Serving on Washtenaw County Specialty Teams”. Supervisor McFarlane explained that the changes to the vacation policy were a result of the Township attempting to lower costs in response to decreasing revenue. In 2008 the Fire Fund revenue was \$1.9 million. In 2012, the projected revenues are \$1.5 million, a loss of \$400,000 or about 20%. There was considerable discussion about the changes. Chief Roberts indicated the changes did not present contractual issues, as they fell within his authority under his right to manage. Supervisor McFarlane indicated the implementation of new policies would be monitored closely. If there were problems, the Township would review the changes.

It was moved by McKinney, seconded by Caviston, to receive the changes in the Operating Policies.

The motion carried by unanimous voice vote.

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E. FIRE DEPARTMENT MUTUAL AID AND DUAL RESPONSE AGREEMENTS

Chief Roberts explained the automatic mutual aid and dual response agreements with the Ann Arbor Township Fire Department. Both departments will automatically respond to all structure fires in either Township (excluded Superior Township responding to some of the “islands” in Ann Arbor Township) and to serious auto accidents. Supervisor McFarlane indicated the collaboration with Ann Arbor Township with the Sheriff’s Deputies has been very successful. He hopes this collaboration will be as successful.

It was moved by McKinney, seconded by Lewis, to approve the automatic mutual aid and dual response agreements with Ann Arbor Township and to authorize Supervise and Fire Chief to sign the documents.

The motion carried by a unanimous voice vote.

F. RECOGNIZING REVEREND DR. RILEY, PASTOR OF CHRIST TEMPLE BAPTIST CHURCH

Christ Temple Baptist Church, 2372 Holmes Road, Ypsilanti Township is honoring Reverend Dr. Steven D. Riley for his 30 year anniversary of being the pastor of the church. Dr. Riley has also been active in the community. Trustee Green agreed to present it to Reverend Riley.

It was moved by Green, seconded by Lewis, to approve the following recognition of Reverend Dr. Steven D. Riley:

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**RECOGNIZING REVEREND DR. STEVEN D. RILEY, PASTOR OF CHRIST
TEMPLE BAPTIST CHURCH, 2372 HOLMES ROAD, YPSILANTI**

WHEREAS, Reverend Dr. Steven D. Riley began preaching the gospel when he was eleven years old; and,

WHEREAS, Reverend Dr. Steven D. Riley has earned a Bachelor’s Degree in Theology and Philosophy, Master’s Degree in Theology and Religious Studies and Doctorate of Divinity Degree all from the Tennessee School of Religion in Memphis, Tennessee; and,

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WHEREAS, on in January 1981, Reverend Dr. Steven D. Riley became the pastor of Christ Temple Baptist Church located at 2372 Homes Road, Ypsilanti; and,

WHEREAS, Reverend Dr. Steven D. Riley, has been a member of the Council of Baptist Pastors of Detroit and Vicinity; National Baptist Convention, U.S.A., Inc.; NAACP (Lifetime); Board of Trustees of the Tennessee School of Religion; Ypsilanti Township Planning Commission; Ann Arbor Housing Authority and Phi Beta Sigma Fraternity, Inc.; and,

WHEREAS, Reverend Dr. Steven D. Riley has served as the 2nd Vice Moderator of the Huron Valley Missionary Baptist Association and has been a Visiting Lecturer for the American Baptist College in Nashville, Tennessee; and,

NOW THEREFORE, BE IT RESOLVED that the Superior Township Board of Trustees recognizes the thirty-one years of service Reverend Dr. Steven D. Riley has provided to his church and surrounding community; and,

BE IT FURTHER RESOLVED that the Superior Township Board of Trustees takes great pleasure in congratulating Reverend Dr. Steven D. Riley on this many accomplishments and herewith expresses its sincere gratitude for the invaluable contributions Reverend Dr. Steven D. Riley has made to the community of Superior Township; and,

William McFarlane

Dave Phillips

Brenda McKinney

Nancy Caviston

Rodrick Green

Lisa Lewis

Alex Williams

The motion carried by a unanimous voice vote.

9. UNFINISHED BUSINESS

A. ORDINANCE NO. 181, AN ORDINANCE TO CONFIRM ESTABLISHMENT OF THE SUPERIOR CHARTER TOWNSHIP PLANNING COMMISSION UNDER THE MICHIGAN PLANNING ENABLING ACT, ADOPTION

Ordinance No. 181 was adopted by the Board at the April 18, 2011 Board meeting. Township legal counsel has since advised that the Board should readopt the ordinance in order to satisfy any requirements that may indicate two readings of the ordinance are necessary.

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ORDINANCE NO. 181

AN ORDINANCE TO CONFIRM ESTABLISHMENT OF THE SUPERIOR CHARTER TOWNSHIP PLANNING COMMISSION UNDER THE MICHIGAN PLANNING ENABLING ACT (PUBLIC ACT 33 OF 2008, AS AMENDED; MCL 125.3801, ET. SEQ.)

**SUPERIOR CHARTER TOWNSHIP, WASHTENAW COUNTY, MICHIGAN,
HEREBY ORDAINS:**

Section 181.01. Purpose and Establishment

As authorized by the Michigan Planning Enabling Act (Public Act 33 of 2008, as amended; MCL 125.3801, et. seq.), and the Michigan Zoning Enabling Act (Public Act 110 of 2006, as amended; MCL 125.3101, et. seq.), the purpose of this Ordinance is to establish a Planning Commission for the Township with the authority, powers, and duties provided by those Acts and subject to the terms and conditions of this Ordinance.

The Planning Commission established by this Ordinance is hereby confirmed to be the successor to the Commission established by Township Board resolution under the former Township Planning Act (Public Act 168 of 1959, as amended; MCL 125.321, et. seq.).

Section 181.02. Membership

- A. The Planning Commission shall consist of seven (7) members serving for terms of three (3) years and eligible for re-appointment. Members serving on the Planning Commission as of the effective date of this Ordinance shall continue to serve for the remainder of their existing terms so long as they continue to meet eligibility requirements.
- B. One member of the Township Board shall be appointed to the Planning Commission as an ex officio member and Township Board Representative, with full voting rights. An ex officio member's term shall expire with his or her term on the Township Board. No other elected Officer or employee of the Township is eligible to be a member of the Planning Commission. In the event another member is elected to the Township Board, increasing the number of Board members serving on the Commission to more than one (1), then such member's seat on the Planning Commission shall be deemed vacant.
- C. The Township Supervisor shall appoint all Planning Commission members, including the ex officio member, subject to Township Board approval. A Planning Commission member shall hold office until his or her successor is

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appointed. Vacancies shall be filled for the unexpired term in the same manner as the original appointment.

- D. Planning Commission members shall be qualified electors of the Township, except that one (1) member may be an individual with established business or property interests in the Township who is a resident and qualified elector of another local unit of government in Michigan.
- E. Planning Commission membership shall be representative of major interests existing in the Township, including but not limited to agriculture, natural resources, recreation, education, public health, government, transportation, industry, and commerce. The membership shall also be representative of the geography and population of the Township to the extent practicable. This provision shall be applied as new members are appointed to fill Commission vacancies, and shall not be construed to restrict the re-appointment of any member serving as of the effective date of this Ordinance.

Section 181.03. Removal

The Township Board may remove a member of the Planning Commission for misfeasance, malfeasance or nonfeasance in office upon written charges and after a hearing. Not less than 15 days before the date of the hearing, notice of the date, time, and place of the hearing shall be posted at the Township Hall and mailed to the member subject to the hearing and to all other Planning Commissioners.

Section 181.04. Compensation

The Planning Commission members may be compensated for their services as provided by Township Board resolution. The Planning Commission may request from the Township Board compensation for member travel, registration, and pre-authorized expenses when performing official activities authorized by the Township Board, including but not limited to attendance at conferences, workshops, and training programs.

Section 181.05. Officers and Committees

The Planning Commission shall elect a Chair, Vice Chair, and Secretary from its membership, and may create and fill other offices as it considers advisable. The ex officio member of the Planning Commission shall not be eligible to serve as Chair. The term of each office shall be one (1) year, with opportunity for re-election as defined in the Planning Commission Bylaws.

There shall be no standing committees of the Planning Commission. The Planning Commission Chair may appoint special or ad-hoc advisory committees, as the Planning

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Commission shall deem necessary to carry on the work of the Commission. Advisory committee members may or may not be members of the Planning Commission. The Chair shall be an ex-officio member of all committees of the Commission.

Section 181.06. Bylaws, Meetings, and Records

- A. The Planning Commission shall adopt Bylaws for the transaction of business. The Planning Commission shall hold a minimum of four (4) regular meetings per year, and shall determine the time, place, and schedule of regular meetings by resolution.
- B. Unless otherwise provided in the Planning Commission Bylaws, a special meeting may be called by the Chair or by two (2) other members upon written request to the Secretary.
- C. All Planning Commission business shall be conducted at a public meeting held in compliance with the Open Meetings Act (Public Act 267 of 1976, as amended; MCL 15.261, et. seq.).
- D. The Planning Commission shall keep a public record of its resolutions, transactions, findings, and determinations. At least one (1) copy of all documents and materials in any format that are prepared, owned, used, in the possession of or retained by the Planning Commission in the performance of its official functions shall be placed on file at the Township offices per State of Michigan retention guidelines and made available to the public in compliance with the Freedom of Information Act (Public Act 442 of 1976, as amended; MCL 15.231, et. seq.).

Section 181.07. Conflicts of Interest

Before casting a vote on a matter on which a Planning Commission member may reasonably be considered to have a conflict of interest, the member shall disclose the potential conflict of interest to the Planning Commission. The member shall be disqualified from voting on the matter upon a concurring majority vote of the remaining members of the Planning Commission. Failure of a member to disclose a potential conflict of interest as required by this Ordinance constitutes malfeasance in office.

For the purposes of this Section, the Planning Commission shall define "conflict of interest" in the Planning Commission Bylaws. The Township Board may also adopt additional conflict of interest policies for the Township by resolution.

Section 181.08. Master Plan

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The Planning Commission shall be responsible for making and maintaining a Master Plan to promote public health, safety and general welfare; encourage the use of resources in accordance with their character and adaptability; preserve the rural and agricultural character of the Township; provide for planned and orderly land use and development; avoid the overcrowding of land by buildings or people; lessen congestion on public roads and streets; ensure that land uses will be situated in appropriate locations and relationships; and meet the needs of residents for food, fiber, and other natural resources, places of residence, recreation, industry, trade, service, and other uses of land within the Township's planning jurisdiction.

This Master Plan is intended to be the plan as provided for in the Michigan Planning Enabling Act, and incorporated within this Plan is the zoning plan referred to in the Michigan Zoning Enabling Act as the basis for the Township's Zoning Ordinance.

Section 181.09. Zoning Commission Authority

The Township Board hereby confirms the transfer of all authority, powers, and duties provided for "zoning commissions" under the Michigan Zoning Enabling Act to the Superior Charter Township Planning Commission. The Planning Commission shall be responsible for formulation of the Zoning Ordinance and amendments thereto, and reporting its findings and recommendations concerning the Zoning Ordinance or proposed amendments to Township Board. The Planning Commission shall also be responsible for holding hearings, reviewing, and making determinations regarding applications for approval as required by the Zoning Ordinance.

Section 181.10. Capital Improvements Program

- A. In accordance with Section 65 of the Michigan Planning Enabling Act, the Township Board hereby exempts the Planning Commission from responsibility for preparation, approval, and updating of the Township's capital improvements program of public structures and improvements, and delegates this responsibility to the Township Supervisor, subject to final approval by the Township Board.
- B. Each Township department with authority for public structures or improvements shall furnish, annually or upon request by the Township Supervisor, updated lists, plans, and estimates of time and cost for recommended public structures and improvements to the Supervisor.
- C. The Planning Commission may make recommendations to the Board about programs and financing for public structures and improvements, and may advise the Board on the consistency of the Township's capital improvements program with the adopted Master Plan's goals, objectives, and policies.

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Section 181.11. Land Division Responsibilities

The Planning Commission may recommend to the Township Board amendments or revisions to the Township's Subdivision Ordinance and rules governing the subdivision of land. Before recommending such an Ordinance or rule, the Planning Commission shall hold a public hearing, giving notice of the date, time, and place of the hearing not less than 15 days before the hearing by publication in a newspaper of general circulation within the Township and posting at the Township Hall.

The Planning Commission shall review and make recommendations on any proposed plat before action thereon by the Township Board in accordance with the Township's Subdivision Ordinance and the state Land Division Act (Public Act 288 of 1967, as amended; MCL 560.101, et. seq.).

Section 181.12. Annual Report

The Planning Commission shall make an annual written report to the Township Board concerning its operations and the status of its activities, including recommendations regarding actions by the Township Board related to the Planning Commission's scope of authority, powers, and duties under this Ordinance, the Michigan Planning Enabling Act, and the Michigan Zoning Enabling Act.

Section 181.13. Repeal of Conflicting Provisions

All other Township ordinances, Township Board resolutions, and parts thereof that conflict with provisions of this Ordinance are hereby repealed and shall be of no further force or effect.

Section 181.14. Severability

All sections, terms, provisions or clauses of this Ordinance shall be deemed independent and severable. Should a court of competent jurisdiction hold any section, term, provision or clause void or invalid, all remaining sections, terms, provisions and clauses not held void or invalid shall continue in full force and effect.

Section 181.15. 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 30 days following the final adoption thereof. Publication of this ordinance shall also be made by causing a true copy thereof to be inserted once in the Ypsilanti Courier, a newspaper

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circulating within the Charter Township of Superior. This ordinance shall take effect 63 days after the ordinance is published.

It was moved by Caviston, seconded by McKinney, for the Board to adopt Ordinance No. 181, An Ordinance to Confirm Establishment of the Superior Charter Township Planning Commission Under the Michigan Planning Enabling Act (Public Act 33 of 2008, as Amended; MCL 125>3801, Et. Seq.).

Roll call vote:

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

Nays: None

Absent: None

The motion carried.

B. LIGHT AT COMMUNITY PARK

At the July 18, 2011 Board meeting, the Board postponed the Parks Commission's request for the Township to pay for the installation of a light at Community Park until the Board's August 15, 2011 meeting. The Board requested that the Parks Commission obtain further information as to the Sheriff's Department's opinion on installing the light and the cost of the light. At the Board's August 15, 2011 meeting, Supervisor McFarlane reported that he spoke to members of the Sheriff's Department who advised him that they did not have many requests for service or complaints about the park. DTE had not yet provided the Township with the cost of the light. Board members indicated they would like to know the cost of the light before they made a decision and the issue was postponed until the September 19, 2011 Board meeting. Clerk Phillips reported that DTE finally provided an estimate for the cost of the light, \$1,252.99 to install, and an annual cost of \$228.12.

It was moved by Green, seconded by Caviston, for the Board to approve DTE to install a light in the parking lot of Community Park, and for cost of the installation and the annual cost to be paid for by the Township General Fund.

The motion was adopted by unanimous voice vote.

C. TOWNSHIP'S PURCHASE OF 8.80 ACRES THRU THE COUNTY TAX SALE

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At the August 15 Board meeting, Supervisor McFarlane explained that the Township has been working with the Washtenaw County Treasurer to exercise its right of first refusal to purchase the 8.80 parcel adjacent to the Fairfax Manor property. The Township would then enter into an agreement to convey the parcel back to Fairfax Manor as the parcel is a part of their Planned Community Area Plan. The County Treasurer drafted a resolution for the Board to approve the process. However, the attorneys for the Township and the County have not completed their review of the resolution and the Board postponed action on the issue until the September 19, 2011 Board meeting. Supervisor McFarlane indicated that the County has still not completed their review of the issue and suggested the issue be postponed until the Board's October meeting.

It was moved by Caviston, seconded by McKinney, for the Board to postpone action on the Township's purchase of 8.80 acres thru the Washtenaw County tax sale until the Board meeting of October 17, 2011.

10. NEW BUSINESS

A. ADOPT MILLAGES FOR FY2012

Supervisor McFarlane explained that the proposed millages for FY2012 are the same as the adopted millages for FY 2011. He would prefer to adopt the millages for FY2012 after the public hearing is held on the budget and the millages at the October 17, 2011 Board meeting. He provided the following information to the Board:

The current State Taxable Value for real and personal property is 542,742,823
The IFT for Hyundai is 32,271,842

I am proposing the Charter Township of Superior levy the same millage as last year for the following funds.

General fund 542,742,823 X .8192 = \$444,614.92

Law Fund 542,742,823 X 2.14 = \$1,161,469.64

Fire Fund 542,742,823 X 2.85 = \$1,546,817.04

IFT Hyundai

½ millage

General Fund 32,271,842. X .4096 = \$13,218.54

Law Fund 32,271,842 X 1.07 = \$34,530.87

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Fire Fund 32,271,842 X 1.425 = \$45,987.37

It was moved by Williams, seconded by Caviston, to postpone adopting the millages for FY2012 until the Board meeting of October 17, 2011.

The motion carried by unanimous voice vote.

**B. SET PUBLIC HEARING FOR FY2012 MILLAGESS AND BUDGETS,
ALL FUNDS**

Supervisor McFarlane explained that the proposed budget for FY2012 has been provided to the Board of Trustees. It is also posted on the Township website and is also available for review at the Township. He is requested the Board hold a public hearing on the budget and the millages at the next scheduled Board meeting, October 17, 2011.

It was moved by Caviston, seconded by McKinney, for the Board to hold a public hearing on the budget and millages at the October 17, 2011 Board meeting.

The motion carried by unanimous voice vote.

**C. RESOLUTION NO. 2011-16, RESOLUTION TO ALLOW THE SALE OF
BEER, WINE AND SPIRITS WITHIN SUPERIOR TOWNSHIP EACH SUNDAY
BETWEEN THE HOURS OF 7:00 A.M. AND NOON**

Supervisor McFarlane explained that management at the Hickory Creek golf course requested that the Township allow the sale of beer, wine and spirits between 7:00 a.m. and noon on Sundays. The Superior Food Market has made the same request. Presently, there is only one other establishment which is licensed to sell alcohol in the Township, Roger Monks restaurant on Plymouth Road.

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RESOLUTION NUMBER 2011-16

**RESOLUTION TO ALLOW THE SALE OF BEER, WINE AND SPIRITS
WITHIN SUPERIOR TOWNSHIP EACH SUNDAY, BETWEEN THE HOURS
OF 7:00 A.M. AND NOON**

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At a regular meeting of the Township Board of Superior Charter Township, Washtenaw County, Michigan, held at the Superior Township Hall, Ypsilanti, Michigan, on the 19th day of September, 2011, at 7:30 p.m., Eastern Standard Time, the following Resolution was offered by McKinney, and supported by Caviston.

WHEREAS, the Township is authorized by Sections 1111 and 1113(5) of the Michigan Liquor Control Code to allow Sunday sales of beer and wine and spirits within the Township; and

WHEREAS, an established, reputable business has requested that the Township allow Sunday morning sales of beer and wine and spirits as allowed by law; and

WHEREAS, the Township Board deems that allowing the Sunday morning sales of beer and wine and spirits as allowed by law would be a reasonable action and would benefit local businesses; and

NOW, THEREFORE, BE IT RESOLVED by the Township Board of Superior Charter Township, Washtenaw County, Michigan, as follows:

1. The Township Board hereby allows the sale of beer and wine and spirits within Superior Charter Township each Sunday between 7:00 a.m. and noon.
2. The Township Clerk shall immediately direct a copy of this Resolution to the Michigan Liquor Control Commission.
3. All prior resolutions inconsistent herewith are hereby rescinded.

Roll call vote:

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

Nays: Green

Absent: None

The motion carried.

D. SALARY ADJUSTMENT FOR C. WALKER, FRONT OFFICE SECRETARY

The Board received Memo from R. Mayernik, Building and Zoning Official, which indicated he recently reviewed the job description of Ms. Walker, who is his secretary.

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Ms. Walker has worked for the Township for almost eleven years. She also assists with accounting, payroll and health care. Mr. Mayernik recommends that Ms. Walker's salary be increased by \$1.00 per hour. Board members agreed that Ms. Walker was a valued employee and she has learned to complete numerous essential tasks.

It was moved by McKinney, seconded by Caviston, for the Board to approve a \$1.00 per hour salary increase for Ms. Walker.

The motion carried by unanimous voice vote.

E. RESOLUTION 2011-17, SET EMPLOYER MERS HCSP CONTRIBUTIONS FOR 2012

Supervisor McFarlane explained that MERS requests that the Township approve the employer contribution for the MERS Health Care Savings Plan (HCSP) prior to the start of each fiscal year. Supervisor McFarlane recommends that the employer contribution for the MERS HCSP for fiscal year 2012 remain the same, \$120 per month.

The following resolution was moved by Willams, seconded by Green:

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RESOLUTION 2011-17

**A RESOLUTION TO SET THE RATE OF EMPLOYER CONTRIBUTION TO
THE MERS HEALTH CARE SAVINGS PROGRAM FOR TOWNSHIP UNION
AND NON-UNION EMPLOYEES**

WHEREAS, on March 21, 2005, the Superior Charter Township Board adopted a Resolution to participate in the MERS Health Care Savings Program for the benefit of the union and non-union employees of the Township; and

WHEREAS, the Township contribution to each employee was set at One Hundred (\$100.00) Dollars each month, and this amount was increased to One Hundred Ten (\$110.00) Dollars on November 5, 2007; to One Hundred Fifteen (\$115.00) Dollars on November 3 2008; and to One Hundred Twenty (\$120.00) Dollars on October 18, 2010; and

Whereas, the MERS Plan stipulates that the Township Board review the amount of Township contribution annually; and

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Whereas, the cost of health care for individuals is rising faster than the national inflation rate; and

NOW, THEREFORE, BE IT RESOLVED, that the Superior Charter Township Board does hereby establishes that the contribution from the Township to each union and non-union employee enrolled in the MERS Health Care Savings Plan in Fiscal Year 2012 shall be One Hundred Twenty (\$120.00) Dollars each month.

BE IT FURTHER RESOLVED that the Township Clerk shall cause a certified copy of this Resolution to be published in the Ypsilanti Courier within 30 days after the date of passage of this Resolution.

Roll call vote:

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

Nays: None

Absent: None

The motion carried.

F. RESOLUTION 2011-18, SET MERS HCSP CONTRIBUTIN FOR GONZALES

Supervisor McFarlane explained that MERS requires the Board to approve the employee contribution for the MERS Health Care Savings Plan for all new employees. Mr. Gonzales was recently hired as a firefighter. He has completed his MERS HCSP contribution. The following resolution was moved by McKinney, seconded by Green:

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN
SEPTEMBER 19, 2011**

RESOLUTION 2011-18

A RESOLUTION TO CREATE A MERS HEALTH CARE SAVINGS PLAN AGREEMENT

WHEREAS, the Township has created a health care saving plan through the Municipal

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Employees Retirement System of Michigan, and this MERS Health Care Savings Plan is mandatory for all full-time employees,

WHEREAS Timothy Gonzales has become a full-time employee as of 8/11/11

WHEREAS the mandatory contribution for the MERS HCSP for each employee must be set by the Superior Charter Township Board,

WHEREAS the Superior Charter Township Board permits employees to request what percentage they would like to have deducted and takes this request under consideration in setting the deduction amount,

WHEREAS the employee has submitted a request,

NOW, THEREFORE, BE IT RESOLVED that a MERS HCSP Participation Agreement be created with an effective date of 8/11/11 for:

All Employees hired on the following date: 8/11/11

This group consisting of the following employees:

Name: Timothy Gonzales

with a mandatory deduction of:

2 %

FURTHERMORE, this mandatory deduction shall be applied to the following types of pay:

Regular pay only.

Regular and Overtime Pay Only

Reg Pay, Overtime Pay, Longevity & Education Bonuses, and Option for donating a Portion of Benefit Pay-Off Days

FURTHERMORE, that this deduction shall take effect the first payroll following the adoption of this resolution.

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Roll call vote:

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

Nays: None

Absent: None

The motion carried.

G. RESOLUTION 2011-19, SET MERS HCSP CONTRIBUTION FOR SUMPTER

Supervisor McFarlane explained that MERS requires the Board to approve the employee contribution for the MERS Health Care Savings Plan for all new employees. Ms. Sumpter was recently hired as the Deputy Treasurer. She has completed her MERS HCSP contribution. The following resolution was moved by McKinney, seconded by Green:

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN
SEPTEMBER 19, 2011**

RESOLUTION 2011-19

**A RESOLUTION TO CREATE A MERS HEALTH CARE SAVINGS PLAN
AGREEMENT**

WHEREAS, the Township has created a health care saving plan through the Municipal Employees Retirement System of Michigan, and this MERS Health Care Savings Plan is mandatory for all full-time employees,

WHEREAS Nicole Sumpter has become a full-time employee as of 8/31/11

WHEREAS the mandatory contribution for the MERS HCSP for each employee must be set by the Superior Charter Township Board,

WHEREAS the Superior Charter Township Board permits employees to request what percentage they would like to have deducted and takes this request under consideration in setting the deduction amount,

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WHEREAS the employee has submitted a request,

NOW, THEREFORE, BE IT RESOLVED that a MERS HCSP Participation Agreement be created with an effective date of 8/31/11 for:

All Employees hired on the following date: 8/31/11

This group consisting of the following employees:

Name: Nicole Sumpter

with a mandatory deduction of:

2%

FURTHERMORE, this mandatory deduction shall be applied to the following types of pay:

Regular pay only.

Regular and Overtime Pay Only

Reg Pay, Overtime Pay, Longevity & Education Bonuses, and Option for donating a Portion of Benefit Pay-Off Days

FURTHERMORE, that this deduction shall take effect the first payroll following the adoption of this resolution.

Roll call vote:

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

Nays: None

Absent: None

The motion carried.

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H. AATA PURCHASE OF SERVICE AGREEMENT FOR 2011-2012

The Board received the proposed contract for AATA's fixed route and A-Ride services for AATA fiscal year 2012, which is from October 1, 2011 through September 30, 2012. The cost for the fixed route service has increased from \$20,929 to \$25,471 (21.7%). The cost for the A-Ride service has decreased from \$10,501 to \$8,591 (-18.2%). The fares remain the same: \$1.50 for fixed route and \$3.00 for A-Ride.

It was moved by McKinney, seconded by Green, to approve the AATA Purchase of Service Agreement for October 1, 2011 through September 30, 2012, and to authorize the Supervisor to sign the agreement.

The motion carried by unanimous voice vote.

I. AATA AIRPORT SERVICE SUPPORT LETTER

The AATA requested the Superior Township Board forward a letter of support for a new public transportation service AATA will be implementing that will run between Downtown Ann Arbor and the Detroit Metro Airport.

It was moved by McKinney, seconded by Green, for the Board to approve the letter of support and to authorize the Supervisor, Clerk and Treasurer to sign the letter.

The motion carried by unanimous voice vote.

J. RESOLUTION 2011-20, GIRLS ON THE RUN OF SE MICHIGAN 5K RACE AT SJMH

The Girls on the Run of Southeast Michigan have requested the Township Board approve a resolution designating the official of for the Girls on the Run of Southeast Michigan's 5K Race to be held on November 20, 2011. Clerk Phillips explained that the Township has received a certificate of insurance with Superior Township as a co-insured. Also, a representative of the Sheriff's Dept. has assured him they will have a contract to provide additional police coverage for the race and there will be no cost to the Township. The following resolution was moved by McKinney, seconded by Green:

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN
RESOLUTION 2011-20**

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**A RESOLUTION DESIGNATING THE OFFICIAL FOR THE
GIRLS ON THE RUN OF SOUTHEAST MICHIGAN'S 5K RACE**

Resolution authorizing the temporary road closure of sections of West Clark (from Westview St. to East Huron River Dr.) East Huron River Drive (from West Clark to McCauley Dr.), McCauley Dr. (from East Huron River Drive to West Clark Road), there are also sections of N. Hewitt and Westview St. located in the City of Ypsilanti that will also be temporarily closed, Sunday, November 20, 2011 from 9:45 a.m. to 11:30 a.m. for the Girls on the Run of Southeast Michigan 5K race..

WHEREAS, the Township of Superior has approved the temporary closure of West Clark, East Huron River Drive and McCauley Drive as indicated; and,

WHEREAS, the Driveway's Banners and Parades Act 200 of 1969 requires the Township to authorize an official designated by resolution to make such request from the Road Commission; and,

WHEREAS, the Ypsilanti Area Jaycees have agreed to provide adequate liability insurance coverage for the event, naming the Township as an additional insured, at no cost to the Township; and,

WHEREAS, the Girls on the Run of Southeast Michigan have agreed to provide adequate additional public safety coverage for the event by local police and fire departments, at no cost to the Township.

NOW THEREFORE, BE IT RESOLVED that the Township of Superior Board of Trustees approves of the event if the above conditions are met; and, designates and agrees that Beth Gillespie of the Girls on the Run of Southeast Michigan be the authorized officials designated in this instance, when application is made to the Washtenaw County Road Commission for this temporary road closure.

Roll call vote:

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

Nays: None

Absent: None

The motion carried.

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K. STREETLIGHT ASSESSMENT FOR FY 2012

The streetlight assessments for FY 2011 were presented to the Board. The total assessment is \$82,980.87. Each subdivision is charged a different per parcel assessment, ranging from \$11.86 in Prospect Woods/Park to \$71.45 in Washington Square.

It was moved by McKinney, seconded by Caviston, for the Board to approve the Streetlight Assessments for FY 2011.

The motion carried by a voice vote.

L. BUDGET AMENDMENTS, GENERAL FUND, FIRE FUND AND FIRE RESERVE FUND

It was moved by Green, seconded by Williams, for the Board to approve the following budget amendments:

GENERAL FUND BUDGET AMMENDMENTS			
SEPTEMBER 19, 2011			
BUDGET LINE #	DESCRIPTION	DEBIT	CREDIT
101-000-574-000	STATE SHARED REVENUE	INCREASE	\$ 104,940.00
101-000-699-000	APPROPR FROM FUND BALANCE	\$ 23,794.00	DECREASE
101-446-867-000	NON-MOTOR TRAILS UPKEEP	\$ 10,000.00	INCREASE
101-965-965-000	TRANSFER TO GENERAL RESERVE	\$ 66,146.00	
1010000-664-075	TAX COLLECTION INTEREST	\$ 5,000.00	DECREASE
	TOTAL OF DEBITS/CREDITS	\$ 104,940.00	\$ 104,940.00

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FIRE FUND BUDGET AMMENDMENTS			
SEPTEMBER 19, 2011			
BUDGET LINE #	DESCRIPTION	DEBIT	CREDIT
206-000-699-028	TRANS IN FROM FIRE RESERVE FUND		\$ 61,000.00
206-336-717-033	BENEFIT DAY CASH -OUTS	\$ 51,912.00	
206-336-715-000	SOC SEC FULL TIME STAFF	\$ 3,928.00	
206-336-718-000	PENSION FULL-TIME STAFF	\$ 5,160.00	
	TOTAL OF DEBITS/CREDITS	\$ 61,000.00	\$ 61,000.00

FIRE RESERVE FUND BUDGET AMENDMENTS			
SEPTEMBER 19, 2011			
BUDGET LINE #	DESCRIPTION	DEBIT	CREDIT
207-000-699-025	APPROPRIATION FROM RESERVES		\$ 61,000.00
207-965-965-011	TRANS TO FIRE OPERATING	\$ 61,000.00	
	TOTAL DEBITS AND CREDITS	\$ 61,000.00	\$ 61,000.00

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11. PAYMENT OF BILLS

It was moved by McKinney, seconded by Caviston, that the bills be paid as submitted in the following amounts: General- \$5,685.00; Law- \$15,121.02; Utilities - \$5,730.25 for a total of \$26,536.27. Further, that the Record of Disbursements be received.

The motion carried by a unanimous voice vote.

12. PLEAS AND PETITION

There were none.

13. ADJOURNMENT

It was moved by McKinney, seconded by Lewis, that the meeting be adjourned. The motion carried by a voice vote and the meeting adjourned at 9:35 p.m.

Respectfully submitted,

David Phillips, Clerk

William McFarlane, Supervisor