

**SUPERIOR CHARTER TOWNSHIP BOARD
REGULAR MEETING
FEBRUARY 21, 2012
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 February 21, 2012, 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, Brenda McKinney, David Phillips, Nancy Caviston, Rodrick Green, Lisa Lewis and Alex Williams.

4. ADOPTION OF AGENDA

It was moved by Green, seconded by Caviston, to adopt the agenda as presented.

The motion carried by unanimous voice vote.

5. APPROVAL OF MINUTES

A. REGULAR MEETING OF JANUARY 17, 2012

It was moved by Caviston, seconded by Green, to approve the minutes of the regular Board meeting of January 17, 2012, as presented.

The motion carried by a voice vote.

B. SPECIAL MEETING OF JANUARY 19, 2012

It was moved by Caviston, seconded by Green, to approve the minutes of the special Board meeting of January 19, 2012, as presented.

The motion carried by a voice vote.

C. SPECIAL MEETING OF FEBRUARY 8, 2012

It was moved by Caviston, seconded by Green, to approve the minutes of the special Board meeting of February 8, 2012, as presented.

The motion carried by a voice vote.

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6. CITIZEN PARTICIPATION

There were no citizen comments.

7. REPORTS

A. SUPERVISOR REPORT

Supervisor McFarlane had firefighter Robert Wiggins and Fire Chief Jim Roberts make a presentation to the Board about the SAFER (Staffing for Adequate Fire and Emergency Response) grant offered by FEMA, which would provide for 100% of the funding to hire three new full-time firefighters for two years. The Board approved the Fire Chief to apply for the grant. Supervisor McFarlane reported on the following: On April 16, 2012, the Washtenaw County Road Commission will make its annual presentation to the Board; Supervisor McFarlane explained that the Washtenaw County Board of Commissioners are considering eliminating the Road Commission and having the Board of Commissioners take over their responsibilities. Supervisor McFarlane explained the reasons why he does not think it is a good idea. The Board approved a motion to support what Supervisor McFarlane said. The Board of Review will be meeting on March 12, 13 and 15, 2012; a special meeting may be needed on March 5, 2012 to address amending the Hyundai Area Plan.

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

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

The motion carried by a voice vote.

8. COMMUNICATIONS

There were no communications.

9. UNFINISHED BUSINESS

There was no unfinished business.

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10. NEW BUSINESS

**A. RESOLUTION NO. 2012-04, UTILITY DEPARTMENT GRANT APPLICATION
FOR VIDEO SECURITY INSTALLATION**

Rick Church, Utility Director, was present and provided a memo, which outlined his request. On November 21, 2011, the Board approved Mr. Church to submit for a grant from the Michigan Township Participating Plan to install security cameras at the Utility Department Administrative building and the LeForge Road pump station. His November 21, 2011 request was based upon receiving a grant in the amount of \$7,500.00. The Utility Department was awarded a grant in the amount of \$3,000.00. Mr. Church recommends that the security cameras be installed and requests Board approval to install the cameras as planning with the Utility Department paying up to \$10,000.00 towards the balance of the project.

The following resolution was moved by McKinney, seconded by Caviston:

**CHARTER TOWNSHIP OF SUPERIOR
WASHTENAW COUNTY, MICHIGAN
FEBRUARY 21, 2012**

RESOLUTION 2012-04

**A RESOLUTION APPROVING THE CHARTER TOWNSHIP OF SUPERIOR TO
ACCEPT THE MICHIGAN TOWNSHIP PARTICIPATING PLAN'S RISK
REDUCTION GRANT PROGRAM AWARD OF \$3,000.00 AND TO COMPLETE THE
INSTALLATION OF VIDEO SECURITY EQUIPMENT AT THE UTILITY
DEPARTMENT ADMINISTRATION BUILDING AND THE LEFORGE AND CLARK
BOOSTER STATION**

WHEREAS, the Charter Township of Superior Charter Township wants to emphasize the benefits of an effective risk management and loss control program, and;

WHEREAS, the Charter Township of Superior wants to demonstrate that risk management and loss control practices can be applied to governmental operations and facilities, and;

WHEREAS, the Charter Township of Superior wants to implement equipment and methods of service to operate and provide water and sewer service safely and economically, saving utility customers dollars and protecting our customers and employees, and;

WHEREAS, as authorized by Resolution No. 2011-25, which the Board adopted on November 21, 2011, the Utility Department applied for a Michigan Township Participating Plan's Risk

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Reduction Grant Program to be used to install video security equipment in the Utility Department Administration Building and upgrade the security system at its LeForge and Clark Booster Station, and;

WHEREAS, the total cost of labor and materials for the Township's proposed project at the Utility Department Administration Building and the LeForge and Clark Booster station was estimated to be \$11,665.00 and as indicated in previously adopted Resolution No. 2011-25, the Utility Department was approved to expend \$4,165.00 towards the purchase of the video security equipment if the grant received was \$7,500.00, and;

WHEREAS, the Utility Department was awarded a grant from the Michigan Township Participating Plan's Risk Reduction Grant Program in the amount of \$3,000.00, leaving a balance of \$8,665.00 to complete the proposed installation of video security in the Utility Department Administration Building and the LeForge and Clark Booster station, and;

NOW, THEREFORE BE IT RESOLVED that the Charter Township of Superior Board of Trustees approves the Superior Township Utility Department to accept the \$3,000.00 Michigan Township Participating Plan grant for funding to install video security at the Utility Department Administration Building and the LeForge and Clark Booster Station, and;

NOW, THEREFORE BE IT FURTHER RESOLVED that the Charter Township of Superior Board of Trustees approves the Utility Department staff and the Township Supervisor to engage in all actions necessary to facilitate and complete all grant-related requirements and the purchase and installation of the proposed video security equipment for the Utility Department Administration Building and the LeForge and Clark Booster station. These actions include but are not limited to: selecting the equipment, vendors and contractors; and the authorization for the expenditure of funds from Utility Department accounts for activities not covered by the grant in an amount not to exceed \$10,000.00.

Roll call vote:

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

Nays: None

Absent: None

The motion carried.

B. DIXBORO VILLAGE GREEN FARMER'S MARKET APPLICATION

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Township resident Tom Freeman made a presentation about his group, Dixboro Village Green, Inc. (DVGI), requesting to operate a farmers market on the Village Green of the Dixboro United Methodist Church (DUMC). DVGI, which was incorporated as a Michigan non-profit organization, will lease the appropriate property from the DUMC, including parking and the use of the lavatories. The market will operate one day a week, Friday evening, from 2:00 p.m. until dusk, from May through October. Rick Mayernik, Building/Zoning Official, provided a memo and other reference information which outlined the Zoning Ordinance regulations and requirements, and the action required by the Board. If the activity is operated by a non-profit for the purpose of raising funds, the activity is subject to obtaining a certificate of zoning compliance through the Zoning Official. Mr. Freeman indicated that DVGI met the criteria of a non-profit. The Board was required to review the application per Section 6.05 of the Zoning Ordinance and to make a finding to accept or reject the application.

It was moved by Phillips, seconded by McKinney for the Township Board to accept the application and recommend that prior to approving zoning compliance, the applicant satisfactorily address all of the issues listed in Mr. Mayernik's February 16, 2012 Memo and that the certificate of zoning compliance be issued for one year at a time.

The motion carried by a voice vote.

C. RESOLUTION NO. 2012-06 PARKS, RECREATION AND OPEN SPACE 5 YEAR PLAN

The Parks is mandated by the State of Michigan to review, revise and adopt a five plan. The previous five year plan was for 2006 – 2010. The Park Commission reviewed and revised the plan. The Park Commission held a public hearing on the plan, after which they recommended the plan to the Board for approval.

The following resolution was moved by Phillips, seconded by McKinney:

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN
FEBRUARY 21, 2012**

RESOLUTION 2012-06

**A RESOLUTION TO ADOPT THE PARK, RECREATION, AND OPEN SPACE
FIVE-YEAR PLAN 2011-2015**

At a regular meeting of the Township Board of Trustees of Superior Charter Township, Washtenaw County, Michigan, held at the Township Hall of said Township on the twenty first day of February 2012, at 7:30 p.m. Eastern Standard Time, the following resolution was offered by Phillips, and seconded by McKinney.

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WHEREAS, the Superior Charter Township Park Commission has developed a five-year plan for the park lands, open space, and recreation programs in the Township; and

WHEREAS, the plan serves as a guideline for park land, open space, and recreation planning by the Park Commission; and

WHEREAS, the plan also serves as a planning tool for other Township board and commissions, such as the Planning Commission and the Township Board; and

WHEREAS, the adoption of a five-year plan is mandated by the State of Michigan for eligibility for State grants; and

WHEREAS, the Park Commission held a Public Hearing prior to the adoption of the Plan to enable the residents of the Township to express their views on the Plan; and

WHEREAS, the Park Commission has recommended that the Superior Charter Township Board adopt the Plan;

NOW, THEREFORE, BE IT RESOLVED, that the Superior Charter Township Board concurs with the recommendation of the Park Commission and hereby adopts the Parks, Recreation, and Open Space Plan for the Years 2011-2015.

Roll call vote:

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

Nays: None

Absent: None

THE RESOLUTION WAS DECLARED ADOPTED.

**D. SUPERIOR LAND PRESERVATION SOCIETY (SLPS) FREE CHURCH
PROPERTY OWNERSHIP**

Sandi Lopez and Marion Morris explained that the Superior Land Preservation Society (SLPS) has purchased the 1.18 acres on the southwest corner of Gotfredson and Ford Roads, which was the former site of the Free Church of Superior Township. They indicated that the Township Board previously indicated the Board would approve the ownership of the property be conveyed to the Township with the condition that SLPS obtain title insurance on the property. They

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indicated that SLPS has not yet obtained a title insurance policy on the property. They requested that the agenda item be postponed until they obtain the required title insurance policy.

It was moved by McKinney, seconded by Green, to postpone action on the Superior Land Preservation Society's request to convey ownership of the 1.18 acre parcel of the former Free Church of Superior Township until the SLPS obtains title insurance on the property.

The motion carried by a voice vote.

E. ORDINANCE NO. 183, AMEND ORDINANCE NO. 180 FLOOD HAZARD AREA REGULATION, FIRST READING

The Federal Emergency Management Agency (FEMA) has scheduled new Flood Insurance Rate Maps to be adopted on April 3, 2012. This requires the Township to amend Ordinance No. 180 to reflect the new maps. Copies of proposed Ordinance No. 183 and Ordinance No. 180 with changes were provided to the Board.

The following resolution was moved by Phillips, seconded by McKinney:

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN**

ORDINANCE NO. 183

AN ORDINANCE TO AMEND ORDINANCE 180-AN ORDINANCE TO DESIGNATE AN ENFORCING AGENCY TO DISCHARGE THE RESPONSIBILITY OF SUPERIOR CHARTER TOWNSHIP, WASHTENAW COUNTY, AND TO DESIGNATE REGULATED FLOOD HAZARD AREAS UNDER THE PROVISIONS OF THE STATE CONSTRUCTION CODE ACT, ACT NO. 230 OF THE PUBLIC ACTS OF 1972, AS AMENDED

THE CHARTER TOWNSHIP OF SUPERIOR ORDAINS:

Section 183.01, amend Section 180.03 as follows:

Remove Section 3 in entirety and replace with the following new Section 3:

Section 3. DESIGNATION OF REGULATED FLOOD PRONE HAZARD AREAS.
The Federal Emergency Management Agency (FEMA) Flood Insurance Study (FIS) Entitled "Washtenaw County, Michigan (All Jurisdictions)" and dated 4/3/12 and the Flood Insurance Rate Map(s) (FIRMS) panel number(s) of 26161C; 0260E, 0266E, 0267E, 0268E, 0269E, 0280E, 0281E, and 0288E dated 4/3/12 are adopted by reference for the purposes of administration of the Michigan Construction Code, and declared to be a part of Section 1612.3 of

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the Michigan Building Code, and to provide the content of the “Flood Hazards” section of Table R301.2(1) of the Michigan Residential Code.

Section 183.02 Severability.

Should any section, subdivision, sentence, clause or phrase of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part as invalidated.

Section 183.03 Publication.

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. This Ordinance shall become effective immediately upon said publication and the same shall be recorded in the Ordinance Book of the Township, and such recording authenticated by the signatures of the Supervisor and Clerk.

Roll call vote:

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

Nays: None

Absent: None

THE RESOLUTION WAS DECLARED ADOPTED.

F. PRIORITY HEALTH INSURANCE ANNUAL REVIEW

In a memo dated February 21, 2012, Susan Mumm, Accountant, provide information on the Township’s health insurance plan with Priority Health. Renewing the current plan would result in a 12.9% increase for 2012. The agent from the Hylant Group provided quotes from nine different health insurance plans. Some other plans with reduced benefits would be less expensive. Other plans with similar or better benefits would be more expensive. A 10% increase was budgeted for 2012. Supervisor McFarlane recommended the Board approve renewing the health insurance coverage with Priority Health with the 12.9% increase. He said the health care issue will be addressed during this year’s contract negotiations with the firefighters. He suggested that the Township cannot continue to absorb the cost increases for health care. He suggested that cost reductions be explored through other plans with reduced benefits.

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It was moved by Caviston, seconded by McKinney, to renew the current health care coverage plan with Priority Health for 2012.

The motion carried by a voice vote.

G. RESOLUTION NO. 2012-03, GIRLS ON THE RUN OF SOUTHEAST MICHIGAN'S 5K RUNNING RACE

Clerk Phillips explained that the Girls on the Run of Southeast Michigan are requested to conduct a 5K running race on May 20, 2012. The route through the Township remains the same. They have provided the Township with a certificate of insurance, which names the Township as an additional insured. Clerk Phillips verified with the Sheriff's Department that they have contracted for the additional required deputies.

The following resolution was moved by McKinney, seconded by Caviston:

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN
RESOLUTION 2012-03**

**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 Elliott Dr.), Elliott Drive (from McAuley Drive to McAuley Drive), McAuley Dr. (from Elliott Drive to Elliott Drive), there are also streets located in Ypsilanti Township, the City of Ypsilanti and the campus of Eastern Michigan University that will also be temporarily closed, Sunday, May 20, 2012 from 9:45 a.m. to 11:45 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, Elliott 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 Girls on the Run of Southeast Michigan 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,

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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 Sarah Henry 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: McFarlane, McKinney, Phillips, Caviston, Green, Lewis, Williams

Nays: None

Absent: None

The Resolution was adopted.

H. LOCAL DEVELOPMENT FINANCE AUTHORITY BYLAWS

On February 13, 2012, the Local Development Finance Authority met for the first time, at which time they reviewed and recommended the approval of bylaws for the authority.

It was moved by McKinney, seconded by Green, for the Board to approve the following bylaws:

BYLAWS

Of

THE LOCAL DEVELOPMENT FINANCE AUTHORITY

OF THE CHARTER TOWNSHIP OF SUPERIOR

(A Michigan Local Development Finance Authority formed pursuant to Act 281 of the Public Acts of 1986, MCL 125.2151 et seq)

ARTICLE I

Name and Address

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Section 1. **Name.** The name of the Authority is the Local Development Finance Authority of the CHARTER TOWNSHIP OF SUPERIOR (the Authority).

Section 2. **Address.** The address of the Authority is 3040 N. Prospect Road Ypsilanti, MI 48198

ARTICLE II

Directors

Section 1. **General Powers.** The Board of Directors (the Board) of the Authority shall exercise the powers and manage the business and affairs of the Authority.

Section 2. **Board of Directors.** The composition of the Board and the terms and procedures for the appointment, removal, and replacement of Directors shall be governed by the applicable statutes, ordinances, and bylaws of the Authority.

Section 3. **Conflict of Interest.** In accordance with Township policies, State law and Federal law, a director who has a conflict of interest in any manner before the Board shall disclose that interest prior to the Board taking any action with respect to the matter. This disclosure shall become part of the record of the Board's official proceedings. Any member making such disclosure shall then refrain from participating in the Board's decision-making process relative to such matter. Conflict of interest shall include, but not be limited to, direct personal or professional benefit to the Board member or any entity in which the Board member serves as an officer, shareholder, or holds another financial interest.

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Section 4. **Meetings.** Regular meetings of the Board may be called by a quorum of the Board. A special meeting of the Board may be called by the Secretary or the Deputy Secretary/Treasurer of the Board upon written request of the Chairperson of the Board or any four (4) Directors. Notice shall be given at least 24 hours in advance of the meeting to each Director of the Board.

The meetings of the Board shall be public, and the appropriate notice of such meetings shall be provided to the public. The Board shall hold an annual meeting in the second calendar quarter of each year at which time officers of the Board shall be elected as provided in Article III, Section 2.

Section 5. **Notice.** Notice of any meeting shall be given in accordance with the Open Meetings Act (Act No. 267 of the Public Acts of 1976 as amended).

Section 6. **Quorum.** A majority of the Directors appointed and serving constitutes a quorum for the transaction of business at any meeting of the Board. However, whenever a quorum is not present at any meeting, a majority of the Board present may adjourn the meeting from time to time without further notice. The vote of the majority of the Directors present at a meeting at which a quorum is present constitutes the action of the Board, unless the vote of a larger number is required by statute or by these bylaws. Amendment of the bylaws by the Board requires the vote of not less than a majority of the Directors of the Board appointed and serving.

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Section 7. **Rules of Procedure.** The rules of parliamentary procedure as set forth in the latest edition of *Robert's Rules of Order* shall govern the Authority in all cases to which such rules are applicable, provided that they are not in conflict with statutes, ordinances, or these bylaws.

Section 8. **Attendance.** Excessive absenteeism, including but not limited to missing three (3) consecutive regular meetings without reasonable excuse, may be reported by the Board, in its discretion based upon the impact of the absenteeism on the Board's ability to properly perform its essential functions, to the Township Board of Trustees for potential removal for cause.

ARTICLE III

Officers

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Section 1. **Officers.** The officers of the Authority shall be elected by the Board and shall consist of a Chairperson, Vice Chairperson, Secretary and Treasurer. The Board may also appoint a Deputy Secretary/Treasurer who need not be a Director. The same person may hold two offices; however the same person shall not hold the office of Chairperson and Vice Chairperson simultaneously. An officer shall not execute, acknowledge, or verify an instrument in more than one capacity if the instrument is required by law or these bylaws to be executed, acknowledged, or verified by two or more officers.

Section 2. **Nomination, Election, and Term of Office.** The officers of the Authority shall be elected by the Board at an annual meeting held during the second calendar quarter of each year. The term of each office shall be for one (1) year. Each officer shall hold office until his/her successor is appointed. No person shall hold the same office for more than three successive terms. The election shall be conducted through a nomination process. The Chairperson shall open the nomination process and members may nominate themselves or other members for an officer position. For the first meeting, the Township Supervisor shall open the nominations. After all nominations have been made and accepted by the nominee(s), the chairperson will then conduct a vote for each nomination relating to the officer position in question. A majority vote of the members appointed and serving shall be sufficient to elect a member to the officer position for which he/she was nominated. Nomination and election of the Chairperson position shall be first, followed by the Vice Chairperson, Secretary/Treasurer, and Deputy

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Secretary/Treasurer (if any). Members of the Board shall serve without compensation but shall be reimbursed for actual and necessary expenses. Such reimbursement requires the approval of the Charter Township of Superior Board of Trustees.

Section 3. **Vacancies.** A vacancy in any office because of death, resignation, removal, disqualification, or otherwise, shall be filled by the Board at any regular or special meeting of the Board for the unexpired portion of the term of such office. Vacancies shall be filled by the second regular meeting or the passage of six months following the occurrence of the vacancy, whichever time period is shortest.

Section 4. **Chairperson and Vice Chairperson.** The Chairperson shall be the chief executive officer of the Authority, but he or she may from time to time delegate all or any part of his/her duties to the Vice Chairperson. He or she, or in his/her absence, the Vice Chairperson, shall preside at all meetings of the Board; he or she shall have general and active management of the business of the Authority; and he or she shall perform all the duties of the office as provided by law or these bylaws. He or she shall be an ex-officio member of all standing committees, and shall have the general powers and duties of supervision and management of the Authority.

Section 5. **Secretary/Treasurer and Deputy Secretary/Treasurer.** The Secretary/Treasurer and Deputy Secretary/Treasurer shall attend all meetings of the Board and record all votes and the minutes of all proceedings in a book to be kept for that

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purpose. They shall further perform all duties of the office of the Secretary/Treasurer as provided by law or these bylaws.

Section 6. **Delegation of Duties to the Offices.** In the absence of any officer of the Authority, or for any other reason that the Board may deem sufficient, the Board may delegate, from time to time and for such time as it may deem appropriate, the powers or duties, or any of them, of such officer to any other officer, or to any Director, provided a majority of the Board appointed and serving concurs therein.

ARTICLE IV

Contracts, Loans, Checks and Deposits, and Annual Reports

Section 1. **Contracts.** The Board may authorize any officer or officers, agent or agents, to enter into any contract or execute and deliver any instrument in the name of and on behalf of the Authority, and such authority may be general or confined to specific instances.

Section 2. **Loans/Grants.** No grant or loan shall be contracted on behalf of the Authority and no evidence of indebtedness shall be issued in its name unless authorized by a resolution of the Board and approved by the Charter Township of Superior Board of Trustees. Such authority may be general or confined to specific instances.

Section 3. **Checks, Drafts, Etc.** All checks, drafts, or other orders for payment of money, notes, or other evidences of indebtedness issued in the name of the

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Authority shall be signed by such officer or officers, agent or agents of the Authority and in such a manner as shall from time to time be determined by resolution of the Board.

Section 4. **Deposits.** All funds of the Authority not otherwise employed shall be deposited from time to time to the credit of the Authority in such banks, trust companies, or other depositories consistent with established Township policy and procedures, including but not limited to Superior Township Board Policy No. 03.02.001, Investment Policy.

Section 5. **Annual Reports.** All funds of the Authority shall be publicized annually as part of the audited Township Annual Financial Report. A report detailing the activities of the Authority shall be presented annually to the Board and the Township Board of Trustees for review.

ARTICLE V

Fiscal Year

The fiscal year of the Authority shall correspond at all times to the fiscal year of the Charter Township of Superior.

ARTICLE VI

Amendments

Amendment or repeal of the bylaws by the Board requires the affirmative vote of not less than a majority of the Directors of the Board appointed and serving at a regular or special meeting called for that purpose. All amendments shall be subject to the approval of the Charter Township of Superior Board of Trustees.

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I HEREBY CERTIFY that the above bylaws were adopted the _____ day of _____, 2012.

Secretary

Approved by Board of Trustees at a regular meeting held the _____ day of _____, 2012.

David Phillips, Township Clerk

The motion carried by a voice vote.

I. RESOLUTION NO. 2012-05, CALLING PUBLIC HEARING REGARDING APPROVAL OF THE DEVELOPMENT PLAN AND TAX INCREMENT FINANCE (TIF) PLAN OF THE LOCAL DEVELOPMENT FINANCE AUTHORITY (LDFA)

Supervisor McFarlane explained that prior to the Board approving a Development Plan and Tax Increment Finance Plan, a public hearing must be held.

RESOLUTION CALLING PUBLIC HEARING REGARDING APPROVAL OF DEVELOPMENT PLAN AND TAX INCREMENT FINANCING PLAN OF THE LOCAL DEVELOPMENT FINANCE AUTHORITY OF THE CHARTER TOWNSHIP OF SUPERIOR

RESOLUTION NO. 2012-05

Charter Township of Superior
County of Washtenaw, Michigan

Minutes of a regular meeting of the Township Board of the Charter Township of Superior, County of Washtenaw, Michigan, held in the Township offices, on the 21st day of February, 2012, at 7:30 o'clock p.m., Eastern Standard Time.

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

ABSENT: None

The following preamble and resolution were offered by McKinney and supported by Caviston:

WHEREAS, the Charter Township of Superior, County of Washtenaw, Michigan (the "Township") pursuant to provisions of Act 281, Public Acts of Michigan, 1986, as amended ("Act 281"), on January 19, 2012 duly established the Local Development Finance Authority of the Charter Township of Superior (the "Authority") which exercises its powers within the District designated by the Township Board (the "District"); and

WHEREAS, in accordance with the provisions of Act 281, the Authority has prepared and approved a Development Plan and Tax Increment Financing Plan (the "Plan") relating to the expansion project at the Hyundai North America Technical Center Inc. facility ; and

WHEREAS, the Authority has forwarded the Plan to the Township Board requesting its approval of the Plan; and

WHEREAS, prior to approval of the Plan by the Township Board, it is necessary to conduct a public hearing in connection with the consideration of the Plan as required by Act 281.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Township Board hereby acknowledges receipt of the Plan from the Authority and directs the Township Supervisor and the Township Clerk to advise all local taxing jurisdictions of the Plan and the Township Board's intention to consider approval of the Plan.

2. A public hearing is hereby called for Monday the 16th day of April, 2012 at 7:30 p.m., prevailing Eastern Time, in the Township Hall in the Township to consider adoption by the Township Board of a resolution approving the Plan.

3. The Township Clerk shall cause notice of said public hearing to be published in the *Ypsilanti Courier*, a newspaper of general circulation in the Township, twice before the public hearing. The first publication of the notice shall be not less than 20 days before the date set for the public hearing. The notice shall be published as a

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display advertisement prominent in size.

4. The notice of the hearing shall be in substantially the following form:

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

**PUBLIC HEARING ON DEVELOPMENT PLAN AND
TAX INCREMENT FINANCING PLAN OF THE LOCAL DEVELOPMENT
FINANCE AUTHORITY OF THE CHARTER TOWNSHIP OF SUPERIOR**

**TO ALL INTERESTED PERSONS IN THE CHARTER TOWNSHIP OF
SUPERIOR:**

PLEASE TAKE NOTICE that the Township Board of the Charter Township of Superior, Michigan, will hold a public hearing on Thursday, the 16th day of April, 2012, at 7:30 p.m., prevailing Eastern Time in the Township Hall located at 3040 N. Prospect, Ypsilanti, Michigan, to consider the adoption of a resolution approving a Development Plan and Tax Increment Financing Plan for the Local Development Finance Authority of the Charter Township of Superior pursuant to Act 281 of the Public Acts of Michigan of 1986, as amended.

The property to which the Development Plan and Tax Increment Financing Plan applies is at the Hyundai North America Technical Center Inc. facility located at 6800 Geddes Road, located near the southwest corner of Geddes Road and LeForge Road in the Township.

Copies of the proposed Development Plan and Tax Increment Financing Plan, maps, plats, etc. are on file at the office of the Township Clerk for inspection during regular business hours, will be available for public inspection at the public hearing and are posted on the Township's website: <http://www.superior-twp.org/>

At the public hearing, all interested persons desiring to address the Township Board shall be afforded an opportunity to be heard in regard to the approval of the Development Plan and Tax Increment Financing Plan for the Local Development Finance Authority of the Charter Township of Superior. All aspects of the amendments to the Amended and Restated Tax Increment Financing and Development Plan will be open for discussion at the public hearing.

Persons wishing to express their views may do so in person at the public hearing, or in writing addressed to the Township Board at the above address. Superior Township will

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provide necessary reasonable auxiliary aids and services to individuals with disabilities upon four (4) business days' notice to the Township. Individuals requiring auxiliary aids or services should contact Superior Charter Township by writing the Township Clerk.

This notice is posted in compliance with Public Act 267 of 1976, as amended, the Open Meetings Act, MCLA 41.72a (2)(3) and the Americans with Disabilities Act.

FURTHER INFORMATION may be obtained from the Township Clerk.

This notice is given by order of the Township Board of the Charter Township of Superior, Michigan.

David Phillips, Township Clerk, 3040 N. Prospect Road, Ypsi., MI 48198, 734-482-6099

5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

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

NAYS: None

ABSENT: None

ABSTAIN: None

RESOLUTION DECLARED ADOPTED.

Township Clerk

J. BUDGET AMENDMENTS

It was moved by Caviston, seconded by Lewis to approve the following Budget Amendments:

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GENERAL FUND BUDGET AMENDMENTS			
2/21/2012			
BUDGET LINE #	DESCRIPTION	DEBIT	CREDIT
101-000-402-050	PILOT TAXES	INCREASE	\$1,675.00
101-965-965-000	TRANS TO GENERAL RESERVE	\$1,675.00	INCREASE
	TOTAL OF DEBITS/CREDITS	\$ 1,675.00	\$ 1,675.00

LAW FUND BUDGET AMENDMENTS		2/21/2012	
BUDGET LINE #	DESCRIPTION	DEBIT	CREDIT
266-310-703-000	REG SHERIFF'S CONTRACT	\$150,594.00	INCREASE
266-310-703-000	SUMMER DEPUTY	DECREASE	\$37,648.00
266-310-703-003	ST JOESPH HOSTIAL LAW ENFORCEMENT	INCREASE	\$112,945.50
266-310-703-011	SHERIFF'S OVERTIME	DECREASE	\$0.50
	TOTAL OUTSTANDING A/P	\$ 150,594.00	\$ 150,594.00

Roll call vote:

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

Nays: None

Absent: None

The motion carried.

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11. PAYMENT OF BILLS

It was moved by Caviston, seconded by Green, that the bills be paid as submitted in the following amounts: Utility Fund - \$1,051.00; for a total of \$1,051.00. 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 Green, that the meeting be adjourned. The motion carried by a voice vote and the meeting adjourned at 8:30 p.m.

Respectfully submitted,

David Phillips, Clerk

William McFarlane, Supervisor