

CHARTER TOWNSHIP OF GRAND BLANC
Minutes for Township Board Regular Meeting
Held at 7:00 p.m. on Thursday, June 10, 2010

The meeting was called to order at 7:00 p.m. by Supervisor Hoffman with the Pledge of Allegiance.

Board Present: Supervisor Marilyn Hoffman, Clerk Cathy Lane, Treasurer Earl Guzak, and Trustees: Larry Anderson, Paul Bush, Hans Rodgers, and Ryan Thompson.

Staff Present: Township Manager Richard Dunnill, Township Attorney David Lattie, Finance Director Debi Barriger, Jeff Markstrom of Rowe Professional Services Company, and Auditors David Helisek, Brian Camiller, and Michelle Lewis of Plante & Moran.

Motion by Clerk Lane, supported by Trustee Thompson, to approve the Agenda with the following amendments: table the Second Reading of the Amendment to the Water Rate Ordinance – the Detroit Water Board has not formally adopted the rate increase; add the First Reading of the Amendment to General Ordinance No.005 to Amend Ordinance No. 08-02 for Soil Erosion and Sedimentation Control; consider emergency request of Fire Chief Harmes to replace batteries and battery chargers for the Township-wide Outdoor Weather Warning Sirens; add the Snow Plowing Policy for the 2010-2011 Season; and reschedule the Township Board meetings of July 6 and 8, 2010, to July 13 and 15, 2010. Voice vote. Ayes: 7. Nays: 0. Motion approved.

172-2010 Presentation of 2009 Audit by Representatives of Plante Moran, LLC.

Auditors David Helisek, Brian Camiller, and Michelle Lewis provided an overview of the Township's 2009 Audit, which represents the position of the Township as of December 31, 2009. The Township received an "Unqualified Opinion." In adherence to GASBE 34 requirements, Finance Director Barriger wrote the overview of the Financial Statements. The Township's Actuarial Report to meet requirements of GASBE 45 for funding its health care packages for employees/retirees advocated increasing the annual payment to cover the Unfunded Liability. There are Unfunded Liabilities in the Police MERS Pension Fund. There has been a three-year double-digit decline in Property Tax Revenues, State Shared Revenues, and Investment Income. It will take five (5) to ten (10) years to make up these losses. The Township needs to develop multiple year budgets and attempt to determine the appropriate level of service that can be offered to the residents. The Township collects taxes for multiple governmental units; however, it retains only 16 cents [\$.16] of every dollar collected.

173-2010 Public Comment

- **Ghassan M. Saab, SGT, Ltd I**, 3407 Torrey Road, Flint, owner of The Silverton Collection on Hill Road, explained Attorney Roger Isaac provided documents to Township Attorney David Lattie to insure the Township's Quota Class C Liquor License approved on April 27, 2010, for SGT, Ltd. I, will remain in the Township. Mr. Saab is requesting that Quota Class C Liquor License be issued to Linkes, Inc., d/b/a Ichi Ban Grill, his tenant at 2381 E. Hill Road, Ste. 3, Grand Blanc, Michigan.
- **Al Pallagi, 5377 Warwick Trail**, stated he was informed Woodland Park Academy has lost its Charter for its South Saginaw Street property, which is adjacent to their condominium development. He requested the Board intervene to have ruts filled in on the property, the lawn mowed, and all the buildings cleaned up on the property or removed. Attorney Lattie was unaware of the school had lost their Charter designation and will investigate what can be done by the Township.

- **Rosemarie Goodlander, 7522 Porter Road**, showed pictures of the dead lawn and vegetation on her property caused by runoff from a container that tipped over on the cement slab of the home on Porter Road purchased by Woodland Park Academy. She stated the school is not a good neighbor and asked for assistance from the Board. The Porter Road house is not being utilized as a residence. Attorney Lattie stated the Township has been informed by the State we cannot enforce our ordinances on the School.
- **Russell Titus, 5376 Warwick Trail, President of the Warwick Pointe Condo Association**, stated Woodland Park Academy has never kept its word or been a good neighbor. He hopes with the loss of their Charter designation action can be taken to clean up the property.
- **Bill Thewalt, 7046 Iris Court**, has not received any written evidence why the Township cannot snow plow private roads – everything is verbal. He dislikes residents having to take cuts in service because of declining revenues.
- **Ed Erdt, 7212 Porter Road**, stated this Board is responsible for resolving past problems. The GCRC receives revenues for snow plowing – they should do it. General Fund monies should not be used for this service. Have the GCRC take over snow plowing the roads. Woodland Park Academy has not been good for the Township; he hopes something can be done. He has seen boys playing in the road right-of-way on Porter Road by the single-family home they purchased without supervision. The proposed one-acre Dog Park in Bicentennial Park will be inadequate for dogs to run loose.
- **Ernestine Tune, 5176 Cortland Drive**, has found several families in her 60-home subdivision have cancer. She is opposed to mosquito spraying because of the pesticides which are poison. She read from a pamphlet about hazards of pesticides and stated residents do not know the ingredients in the spray.

174-2010 – Approval of Minutes

Motion by Clerk Lane, supported by Trustee Bush, to approve the Minutes of May 6, 2010 – Joint Meeting of Fire Commission, City Council, and Township Board; May 11, 2010 – Committee of the Whole; May 24, 2010 – Special Meeting; and May 25, 2010 – Regular Meeting, as presented, and approve the May 13, 2010 – Regular Meeting with an amendment to Item 148-2010 to read \$2.22 per 1,000 c.f. Voice vote. Ayes: 7. Nays: 0. Motion approved.

175-2010 – Treasurer’s Report

Motion by Clerk Lane, supported by Trustee Bush, to approve the Accounts Payable for the General Fund \$744,561.23; DPW Fund \$898,219.53; and Solid Waste \$110,890.94 for a Total of \$1,753,671.70, as presented. Voice vote. Ayes: 7. Nays: 0. Motion approved.

Treasurer Guzak reviewed his First Quarter Financial Report for 2010, which will be posted on the Web Site.

176-2010 – Class C Quota License for SGT, Ltd. I

Attorney Lattie reported Ghassan M. Saab of SGT, Ltd. I, and his Attorney Roger Isaac were requesting the Township Board reconsider its April 27, 2010, approval for the Township’s Quota Class C Liquor License for SGT, Ltd. I, be given instead to Linkes, Inc., d/b/a as Ichi Ban Japanese Bistro & Steakhouse. They have provided legal documents to insure if Ichi Ban’s business were to close Mr. Saab would become the owner of the Township’s Quota Class C Liquor License. Mr. Saab has guaranteed it will remain in the Township at The Silverton Collection on East Hill Road. When the Board was considering authorizing a Township Quota Class C Liquor License be

given to Mr. Saab under SGT, Ltd. I, the documentation received was related to his/their financial status, business experience, and ownership of the Hill Road property. This information has not been provided to the Township by Linkes, Incorporated. The Michigan Liquor Control Commission will require that information when they are reviewing the request. Neng Duan Lin is one of five owners/operators of Linkes, Incorporated, and the restaurant. When the Liquor Control Commission and Chief David Stamm complete their investigation, the application will come back before the Township Board for final approval. Their investigation will not begin until the Board makes a decision on the Quota Class C Liquor License.

Motion by Trustee Thompson, supported by Trustee Bush, to approve changing the Township's Quota Class C Liquor License from SGT, Ltd. I, to LINKES INCORPORATED (dba ICHI BAN JAPANESE BISTRO & STEAKHOUSE), at 2381 E. Hill Road [the correct address], Suite 3, Grand Blanc, Michigan, and approve the Resolution as presented. Voice vote. Ayes: 7. Nays: 0. Motion approved.

177-2010 – Second Reading of the Amendment to the Water Rate Ordinance

The Board agreed at their June 8, 2010, meeting, to table the Second Reading of the **Amendment** to the Water Rate Ordinance until the Detroit City Council has formally adopted the proposed rate increase. It will be scheduled for the agenda when the Township receives notice the rates have been formally adopted.

178-2010 – General Ordinance No. 005 to Amend Soil Erosion and Sedimentation Control

Township Manager Dunnill contacted John O'Brien of the Genesee County Drain Commissioner's Office, who verified the County would not oppose the Township reactivating its Soil Erosion and Sedimentation Control Programs when the economy improves. At this time, these programs are not cost effective for the Township and our ordinance must be amended to return the programs to the County.

Motion by Trustee Rodgers, supported by Clerk Lane, to adopt the First Reading of the Amendment to General Ordinance No. 005 to Amend Ordinance No. 08-02 to return the Soil Erosion and Sedimentation Control Programs to the Genesee County Drain Commissioner Water and Waste Division. Roll call vote. Ayes: Guzak, Thompson, Rodgers, Lane, Hoffman. Nays: Bush, Anderson. Motion approved.

179-2010 – Award Bid for McFarlen Library Ramp

Motion by Trustee Bush, supported by Trustee Thompson, the Board award the bid for the design of the McFarlen Library Ramp to be funded by the 2010 Community Development Block Grant Funds to Ted Hu and Associates in the amount of \$985. Voice vote. Ayes: 7. Nays: 0. Motion approved.

180-2010 – Baldwin Road Water Main

Motion by Clerk Lane, supported by Trustee Bush, to enter into an Agreement with Genesee County Water and Waste for the design only of the Baldwin Road Water Main for an amount not to exceed \$28,509.60. Voice vote. Ayes: 7. Nays: 0. Motion approved.

The Board understood this Agreement would provide for connection of two (2) dead ends of our water line and for future development into other municipalities when we could anticipate reimbursement of some of these funds.

181-2010 – Proposed Dog Park in Creasey Bicentennial Park

Cassandra Crowley and Vanessa Ferguson presented an overview of their plan for a one-acre Dog Park in Creasey Bicentennial Park, which would be the first in Genesee County. All improvements relating to this project were to be funded by private contributions. It was the consensus of the Board this is a worthwhile proposal and should be presented to the Grand Blanc City Council prior to making a presentation to the Grand Blanc Parks and Recreation Commission. If this project is approved by the Parks and Recreation, Attorney Lattie noted it would come back to the Township Board, as owners of the park, for final approval of rules and regulations, as the Police Department would be responsible for handling any complaints.

182-2010 – Maintenance of Outdoor Weather Warning Sirens

Township Manager Dunnill reported West Shore Services, Inc., inspected the Township-wide Outdoor Weather Warning Sirens and determined four (4) batteries and battery chargers need to be replaced immediately at an estimated cost of \$1,200.00. Treasurer Guzak requested the Maintenance Agreement be reviewed to ascertain if it will cover some or all of the replacement costs; batteries should last four (4) years and these have only been used for two years.

Motion by Trustee Hans, supported by Trustee Bush, to authorize an expenditure not to exceed \$1,200.00 to immediately replace the four (4) batteries and battery chargers for the Township-wide Outdoor Weather Warning Sirens to get them back in service and the Township Manager is to review the Maintenance Contract to determine if it will cover any portion of the cost. Voice vote. Ayes: 7. Nays: 0. Motion approved.

183-2010 – Snow Plowing Policy for 2010-2011 Season

Township Manager Dunnill reported the Board was provided with a DRAFT of a five (5) year plan to eliminate snow plowing in the Township. Attorney Lattie explained the permit issued by the Genesee County Road Commission and our insurance carrier does not allow the Township to snow plow private roads. There is also a constitutional issue of spending General Fund monies on private roads. Trustee Bush stated we have been snow plowing roads for years and have not gotten into trouble. If we quit, the roads will not be plowed for four (4) days by the Genesee County Road Commission. Trustee Rodgers reported the DPW Report showed there are 107.35 public roads and 10.53 private roads in the Township. We spent \$110,000.00 in the 2008-2009 Season and just under \$50,000.00 for the 2009-2010 Season for snow plowing. The consensus of the Board was to maintain the same snow plowing standards used in the 2009-2010 Season – snow plowing when the depth was 4-inches and no overtime or on weekends. For the 2010-2011 Season, the Board will eliminate snow plowing of private roads and notify the property owners so they have ample time to make alternate arrangements. The Board will review the plan next year rather than implement a five-year plan and eliminate one vehicle. Clerk Lane suggested the Board obtain the records from the Genesee County Road Commission of the public roads that have not been completed and accepted as public roads by the State so residents can decide what must be done to get the “public road” designation. Board members noted the Township does not have funds to improve roads; improvements would be the expense of the homeowners.

Motion by Trustee Rodgers, supported by Trustee Thompson, for the 2010-2011 Season the Board give clear direction that snow plowing of private roads will be eliminated, one vehicle will be sold, the same snow plowing criteria would be maintained as used in the 2009-2010 Season, and the Township Supervisor, Township Manager, and/or DPW Director can declare a “snow emergency” and allow overtime when it would result in a cost savings. Voice vote. Ayes: 6. Nays: 1 [Bush]. Motion approved.

184-2010 – Re-schedule of July Meetings

Motion by Trustee Anderson, supported by Trustee Bush, to reschedule the Township Board meetings from July 6 and 8, 2010, to July 13 and 15, 2010, because of the 4th of July holiday and Township offices being closed on Monday, July 5, 2010, which makes a short work week. Voice vote. Ayes: 7. Nays: 0. Motion carried.

185-2010 - Township Board Reports

- **Supervisor Marilyn Hoffman** – put her report on the Web Site today.
- **Trustee Larry Anderson** – Board of Appeals will meet on July 22, 2010, at 6:30 p.m.
- **Trustee Paul Bush** – Fire Commission and Metro Alliance meetings are scheduled for next week.
- **Trustee Hans Rodgers** – Parks and Recreation Commission is reviewing its budget to determine how to fund some additional costs for chloriding roads.
- **Trustee Ryan Thompson** – Planning Commission agreed to allow Pulte Homes to amend their original Site Plan for the Del Webb development on Baldwin Road to allow slabs for sixty-seven (67) homes in a test area. Amendments were recommended to the Updated Master Plan. There was discussion of housing for the elderly.

186-2010 – Management Reports

- **Township Manager Richard Dunnill** – put his report on the Web Site today.
- **Township Attorney David Lattie** – no report.

Supervisor Hoffman reported the Executive Session on Staffing of the Assessing Department has been postponed as Township and Union representatives have been unable to meet.

Motion by Trustee Anderson, supported by Trustee Rodgers, to adjourn the meeting at 9:10 p.m.

Respectfully submitted,

Clerk Cathy Lane

Board Approved: July 15, 2010