

**ANN ARBOR CHARTER TOWNSHIP
BOARD OF TRUSTEES
MINUTES OF MEETING MONDAY, MARCH 20, 2017**

I. CALL TO ORDER

The regular monthly meeting of the Ann Arbor Charter Township Board of Trustees was called to order by Supervisor Moran at 7:34 p.m.

Present: Supervisor Michael Moran, Clerk Rena Basch, Treasurer Della DiPietro, Trustees John Allison, Ken Kohrs, and Randolph Perry.

Absent: Claudia Sedmak.

Also Present: Township Attorney Matt Rechten, Fire Chief Mark Nicholai, and Utilities Director Rick Judkins.

II. CITIZEN PARTICIPATION - No citizen signed up for participation.

III. APPROVAL OF MINUTES

Corrections to 2/20 /17 minutes: On page 2 under item E in the 2nd line change the first “2013” to “2017”; and on page 3 under item J in the 2nd line strike “with a 3% penalty” and insert “to the Township.” **Perry moved approval of the February 20, 2017 meeting minutes as amended. Kohrs seconded the motion which was adopted unanimously.**

V. ANNEXATIONS, ORDINANCES, CONDITIONAL USES, ZONING

A. NEW ORDINANCE, Adding New Chapter 26, Article IX, Use of Sealant Products

Moran reported this is not a zoning ordinance but has been recommended for approval by Planning Commission at its February 6, 2017 meeting. Kohrs expressed concern of the ordinance being effective on the date of publication and recommended a waiting period of 60 to 90 days to allow time for the Township to inform and educate the community of the ban on coal tar sealants. DiPietro concurred with Kohrs indicating the Township needs to educate citizens on the use of alternatives, and recommended including an article in the newsletter informing residents of the new ordinance. Allison reported the ordinance is similar to the City’s and other townships but there was no intent by the Planning Commission to rush this through, and agreed for the need of an educational brochure with additional information included in the newsletter and on the website. Perry suggested limiting the ordinance to commercial applicators who do most of the work. Perry also expressed concern over the strict liability clauses and recommended the enforcement section be ‘knowingly’ intent based. The Board agreed that subsection 26-5289d(3) was unnecessary and agreed to strike it. The Board also agreed that the penalty should be per occurrence and non-discretionary and deferred the appropriate amount of the fine to the Township attorney. The Board also agreed to remove the strict liability under the prohibition section and to allow for a 60-day implementation period. **Basch moved approval on first reading of An Ordinance to Prohibit the Use and Sale of High-PAH Content Sealant Products, including Coal-Tar Based Sealants, within Ann Arbor Township and to Require Registration of Commercial Applicators with changes discussed tonight. Allison seconded the motion which was adopted unanimously.**

V. APPOINTMENTS, RESOLUTIONS, REPORTS, DISCUSSIONS

A. Agreement Between Ann Arbor Township and Washtenaw County Road Commission for the Ann Arbor Technology Park Road Improvements

Perry moved approval of the Agreement between Ann Arbor Charter Township and the Washtenaw County Road Commission for the Ann Arbor Technology Park Road Improvements as drafted. DiPietro seconded the motion which was adopted unanimously.

B. Contract Renewal with Emergent Health Partners for Fire Dispatch Service 2017

Moran reported this is the same contract the Township has had in the past but is now for a two-year period. Perry expressed concern that the comprehensive general liability insurance coverage may not be sufficient because they have no obligation to indemnify the Township for their faults. Attorney Rechten reported the amount is within range of a modest sized construction project but the question is whether the Township's exposure is more in this case. Rechten recommended the contract include naming the Township as an additional insured and notification of any lapse in coverage. Moran reported the Board has until July to take action and recommended tabling for further information on insurance coverage. **Basch moved to table for additional information. Kohrs seconded the motion which was adopted unanimously.**

C. Contract for New Server, Nimble Systems

Moran reported the updated contract includes an hourly rate, estimated cost for hardware and software, and the limited server warranty policy. **Basch moved approval of the contract with Shulman Clark Associates LLC DBA Nimble Systems for New Server in an amount not to exceed \$15,000. Allison seconded the motion which was adopted unanimously.**

D. Rate Increase Request from Barry Lonik, Treemore Ecology

Moran reported Barry Lonik is requesting an increase of \$10 per hour to \$90 per hour for project work only. Moran noted no increase is requested for monitoring work, which remains the same at \$60 per hour, and that there has been no increase in the project rate for ten years. **Perry moved approval of the rate increase of \$10 per hour for project work as requested by Barry Lonik, Treemore Ecology. Allison seconded the motion which was adopted unanimously.**

E. Public Safety

1. Sheriff's Office

The Board received a written report from the Sheriff's Department.

2. Fire Department

Chief Nicholai submitted a written report to the Board on the department's activity for the month of February 2017.

G. Utilities Department

Judkins submitted a written report to the Board on the department's activity for the month of February 2017. Judkins also reported the Township's pole barn roof was damaged from the recent wind storm, and that he received a quote from Morton Building Company for repairs at an estimated cost of \$6500. **DiPietro moved approval of the expenditure of \$6500 for repair of the pole barn roof. Kohrs seconded the motion which was adopted unanimously.**

H. Supervisor's Report

Moran reported they are holding bi-weekly meetings on the Dixboro Road Shared-Use Trail project to keep updated on its progress, and that ~~Gellman~~-MDEQ is trying to undermine the CARD group, as everyone has hired their own attorneys and none of the interested parties can participate. Moran also reported on the Board of Review appeal hearings, and that he is working on a proposal for code enforcement with Carlisle Wortman.

I. Clerk's Report

Basch reported an election is scheduled in May for a school millage proposal, and that she is busy preparing for the annual audit. Basch also reported on a local food summit.

J. Treasurer's Report

DiPietro reported she is waiting on settlement with the County for tax collection, and that she is preparing the Township newsletter.

K. Planning Commission

Allison reported on the March 6, 2017 Planning Commission meeting. The minutes were included in the Board packets.

L. Building Department - Pace submitted a written report to the Board.

M. Farmland Preservation Committee - No report.

N. Approval of Claims Listings

Allison moved approval of the claims listing dated March 1, 2017 in the amount of \$361,753.84. Kohrs seconded the motion which was adopted unanimously. Kohrs moved approval of the claims listing dated December 31, 2016 through March 15, 2017 in the amount of \$75,767.63. DiPietro seconded the motion which was adopted unanimously.

VI. INFORMATION ONLY ITEMS - None

VII. NON-AGENDA ITEMS - None

VIII. PUBLIC COMMENT - None

IX. ADJOURNMENT

Moran moved to adjourn the meeting at 9:18 p.m.