

**ANN ARBOR CHARTER TOWNSHIP
BOARD OF TRUSTEES MEETING
MINUTES OF MEETING
MONDAY, JANUARY 18, 2010**

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 7:32 p.m. at the Township Hall, 3792 Pontiac Trail, Ann Arbor, Michigan, 48105.

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

Absent: Trustee Claudia Sedmak.

Also Present: Township Attorney Sandra Sorini Elser, Township Planner Zak Branigan, Utilities Superintendent Rick Judkins and Fire Chief Rick Ericson.

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

III. APPROVAL OF MINUTES

Corrections to the 12/21/09 minutes: On page 2 under item IV.A. strike the fourth sentence. On page 3 under item D in the second sentence strike the remainder of the sentence after "Township". In the third sentence strike "Brown" and insert "Tom Braun", after "but" insert "the permit" and after "and" insert "he". On page 4 under item K at the end of the sentence add "in some areas of the County but not Ann Arbor Township."

IV. ANNEXATIONS, ORDINANCES, CONDITIONAL USES, ZONING

A. Request for release for annexation

Moran explained this matter was tabled at the December meeting to clarify the issues of ownership and payment of taxes. Moran said all elements have been checked and taxes have been paid. Moran recommended approval. **DiPietro moved to release parcel I-09-35-165-002, 3612 E. Huron River Drive, for annexation. Allison seconded the motion which was adopted unanimously.**

B. Wind Energy Conversion Systems Ordinance

1. Presentation

Branigan explained a series of changes were made to the proposed ordinance based on comments from the Board at the last meeting. Branigan indicated language was added to clarify the use of WECS in PUDs, and to clarify submittal requirements for threatened and endangered species. Branigan also indicated the complaint resolution section was removed. The Township attorney noted language was added under the Compliance with Laws and Regulations section to clarify the issue of indemnification.

2. Public Comment

Moran opened the public hearing at 7:42 p.m. John Petz on behalf of Domino Farms thanked the Board for their diligent work on the WECS ordinance. Petz asked the Board to consider an

appropriate fee schedule for the CUP application with different pricing for temporary structures, residential units, and commercial units. Moran closed the public hearing at 7:45.

3. Board Discussion/Action

The Board discussed the issues of application fee, indemnification, temporary towers, electromagnetic interference, and noise and sound pressure level. **DiPietro moved to table for one more month to review language to address issues discussed tonight and to extend the moratorium one more month. Allison seconded the motion which was adopted unanimously.**

C. Ordinance Amendment Section 30-63

Moran explained this is the second reading of the police power ordinance amendment to permit charges for responses to illegal and un-permitted activities. **Allison moved approval of the second reading of the amendment to code section 30-63 adding charges for fire department services with changes to section 30-63(5) striking “Township Fire Code” and inserting “this Chapter”. DiPietro seconded the motion which was adopted unanimously.**

D. Ordinance Amendment Section 74-2

Moran explained the purpose of the amendment is to allow residents to ~~rent to~~live with persons who are not related by blood, marriage, or adoption. Allison reported the Planning Commission recommends approval, a public hearing was held with no comments from the public, and the proposed amendment was fully vetted by John Hamlin. **Allison moved to accept the planning commission’s recommendation regarding the definition of family. DiPietro seconded the motion which was adopted unanimously.**

E. Ordinance Amendment Section 74-542(j),(k), and (i)

Moran explained the proposed amendment is to clarify standards for extension of PUD approvals and was recommended for approval by the Planning Commission on January 4, 2010. Board members found the amendment very confusing and recommended modifications. The Township attorney suggested rewriting the amendment so it is easier to understand. **Basch moved to table so that the Township attorney can redraft the amendment and incorporate changes recommended by the Township Board. DiPietro seconded the motion which was adopted unanimously.**

V. APPOINTMENTS, RESOLUTIONS, REPORTS, DISCUSSIONS

A. Utilities Department Monthly Report

Judkins submitted a written report to the Board. Judkins also reported on the status of the Dixboro Lift Station proposal, the Clark Road water main and water main break, and SEMCOG’s utility rate task force.

B. Public Safety

1. Fire Department

Ericson reported basement repairs are underway at Station 2, and the Department received a thank you letter from Domino Farms regarding their sprinkler break. Ericson also reported a resident saved \$1000 on their homeowner’s insurance due to the Township’s new ISO rating.

2. Sheriff Department - Sergeant P. Cook submitted a written report to the Board.

C. Assessment Contract 2010-2012

Moran indicated the contract continues in the same format, and the language is identical to last year. Moran reported due to the negative state multiplier the Township will pay less in assessing fees for 2010 but may have a possible 2-3% increase for 2011 and 2012. Basch said she was uncomfortable with the contract in that it was very dated and recommended some changes. DiPietro suggested a shorter term contract of two years instead of three, and asked Moran to question legal fees at the tribunal level. The Township attorney suggested a termination clause without cause. **DiPietro moved to authorize the Township Supervisor to negotiate a contract with Wayne County Appraisal LLC for term and amount as he deems appropriate. Basch seconded the motion which was adopted unanimously.**

D. Supervisor's Report

Moran reported he continues to explore a number of fire department consolidation proposals with Chief Ericson.

E. Clerk's Report

Basch reported the EECB grant was received favorably and the Township is likely to receive the grant. Basch also reported she is waiting for a quote for the cost of improvements to the website.

F. Treasurer's Report

DiPietro submitted a written report to the Board.

G. Planning Commission

Allison reported on the Planning Commission meeting held on January 4, 2010. The minutes were included in the Board's packets.

H. Building Department

Hamlin submitted a written activity report to the Board.

I. Farmland Preservation Committee

Allison reported there was no meeting in December because of the holidays and 2 FRPP applications are being pursued.

J. Report of Personnel Committee

Moran reported the Personnel Committee recommends a 2% increase across the board for 2010 staff salaries. **Allison moved to approve the recommendations of the Personnel Committee for 2010 staff salaries. Basch seconded the motion which was adopted unanimously.**

K. Approval of Claims Listings

Allison moved approval of the claims listings for January 5, 2010 in the amount of \$53,965.16. DiPietro seconded the motion which was adopted unanimously. Basch moved approval of the claims listing for January 15, 2010 in the amount of \$39,657.32. Dieterle seconded the motion which was adopted unanimously.

VI. INFORMATION ONLY ITEMS - Items were included in the Board's packets.

VII. NON-AGENDA ITEMS - None

VIII. PUBLIC COMMENT - None

IX. ADJOURNMENT

Allison moved to adjourn to closed session at 9:45 p.m. to discuss an opinion letter from the Township attorney. DiPietro seconded the motion which was adopted unanimously.

The Board reconvened to regular session at 10:14 p.m. Moran moved approval to take the action he recommended regarding issue number one as discussed in closed session.

Perry seconded the motion which was adopted unanimously. Moran moved approval to take the action he recommended regarding issue number two as discussed in closed session.

Perry seconded the motion which was adopted unanimously. DiPietro moved to adjourn the meeting at 10:15 p.m. Dieterle seconded the motion which was adopted unanimously.