

**ANN ARBOR CHARTER TOWNSHIP
BOARD OF TRUSTEES MINUTES OF MEETING
MONDAY, NOVEMBER 16, 2009**

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 7:33 p.m. at the Township Hall, 3792 Pontiac Trail, Ann Arbor, Michigan, 48105.

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

Absent: Trustee John Allison

Also Present: Township Attorney Sandra Sorini Elser, Controller Jerry Kruse, Utilities Superintendent Rick Judkins and Fire Chief Rick Ericson.

II. CITIZEN PARTICIPATION

No citizen signed up for participation.

III. APPROVAL OF MINUTES

DiPietro moved approval of the October 19, 2009 meeting minutes. Basch seconded the motion which was adopted unanimously.

IV. PUBLIC HEARING ON 2010 BUDGET

Moran opened the public hearing at 7:34 p.m. There were no public comments. Moran closed the public hearing at 7:34 p.m. The Board questioned the controller regarding projected tax collections and life insurance costs for the proposed 2010 budget. The Board decided to present the 2010 budget at the December meeting for approval.

V. REPORT OF COMPENSATION COMMISSION

Moran provided Board members with a copy of the written report from the Compensation Commission. Moran advised the Board they have only two options under the Compensation Commission's formula to either accept or reject their recommendation. **Perry moved to adopt the recommendation of the Compensation Commission. Dieterle seconded the motion which was adopted unanimously.**

VI. ANNEXATIONS, ORDINANCES, CONDITIONAL USES, ZONING

A. Proposed Wind Turbine Ordinance

Moran explained that since the Township created a moratorium there has been much statewide action regarding wind turbine issues but not much statutory help addressing rooftop antennae. Moran provided the Board with copies of some recent articles against commercial wind farms. Moran said one resident has already contacted the Township and wants to install two rooftop systems. Moran recommended extending the moratorium so that the proposed ordinance may be modified to include regulation of rooftop systems. **DiPietro moved to extend the moratorium to the end of January 2010. Dieterle seconded the motion which was adopted unanimously.**

VII. APPOINTMENTS, RESOLUTIONS, REPORTS, DISCUSSIONS

A. Utilities Department Monthly Report

Judkins submitted a written report to the Board. Judkins updated the Board on the Windshadow Drive soil erosion control/natural feature setback violations involving a new 5,000 square foot home site. Judkins also reported the utility map books are now available, the Geddes Road

roundabouts are under construction, and the park and ride lot will be completed soon.

B. Public Safety

1. Fire Department

Ericson reported the old fire rescue one has been listed for sale. Ericson requested the Township's fire code ordinance be amended to allow the fire department to charge for illegal events. Ericson reported during a mutual aid fire the operator of their tanker truck parked too close to the fire and melted all the plastic on the truck and cracked the windshield. Ericson said the repairs to the fire truck cost \$1800. Ericson also reported the check valves failed on both sump pumps at station 2 and flooded the basement and elevator shaft.

2. Sheriff Department

Sergeant P. Cook submitted a written report to the Board.

C. Discussion of Definition of "Family" in Township Ordinances

Moran explained this is before the Board prior to the Planning Commission holding a public hearing. Moran said the Township's ordinance does not allow homeowners to rent to persons in single family residences and has led to the research of the definition of family. Moran said he asked the zoning administrator to collect information from other jurisdictions and send it to the Planning Commission for discussion. Moran expressed concern of residents not living as a family unit which may lead to apartments and would be difficult to enforce. The Planning Commission recommends allowing up to 3 additional persons not related by blood, marriage, or adoption to occupy a single family residence. The Board agreed to send the definition of "Family" back to the Planning Commission for further input on the number of unrelated persons allowed to occupy a single family residence.

D. Resolution Approving PA116 for Pardon

Basch moved approval of the Pardon PA116 Farmland Agreement dated November 16, 2009. DiPietro seconded the motion which was adopted unanimously.

E. Re-appointment to Compensation Commission

Moran requested the Board re-appoint Wayne Jones to another five year term on the Compensation Commission. **Basch moved approval of the re-appointment of Wayne Jones to the Compensation Commission for another five year term ending January 1, 2015. Sedmak seconded the motion which was adopted unanimously.**

F. Supervisor's Report

Moran reported the Planning Commission gave ~~theoretical-preliminary~~ approval of the Verdura project. Moran reported he attended the Newport sewer meeting and was told by City representatives that no one will be required to annex to the City at this time. Moran also reported he continues to serve on the Sheriff's finance committee and that he met with Scio Township's new road committee and the new president of the Village of Barton Hills. Moran asked the Board to approve the final amount for payment on the Clark Road project. **DiPietro moved approval of spending \$28,094.72 for payment to the WCRC including \$12,452 for Clark Road improvements. Sedmak seconded the motion which was adopted unanimously.**

G. Clerk's Report

Basch reported she submitted the application for the Energy Block Grant before the filing deadline. Basch also reported there was a 30% turnout for the WISD millage election and it cost the Township \$3,000 to operate the 2 precincts.

H. Treasurer's Report

DiPietro submitted a written report to the Board. DiPietro requested the Board change the due date for Ayrshire public sanitary sewer special assessments to be consistent with the due date for winter taxes. **Sedmak moved approval of the resolution changing the due date for Ayrshire public sanitary sewer special assessments. Basch seconded the motion which was adopted unanimously.**

I. Planning Commission

The minutes were included in the Board's packets.

J. Building Department

Hamlin submitted a written activity report to the Board.

K. Farmland Preservation Committee

No report.

L. Approval of Claims Listings

Dieterle moved approval of the claims listings for September 30, 2009 through November 2, 2009 in the amount of \$324,404.13. Sedmak seconded the motion which was adopted unanimously. Basch moved approval of the claims listing for November 1, 2009 through November 11, 2009 in the amount of \$52,140.26. Dieterle seconded the motion which was adopted unanimously.

VIII. INFORMATION ONLY ITEMS

Items were included in the Board's packets.

IX. NON-AGENDA ITEMS

Moran asked the Board to approve the resolution recognizing NSF International on their 65th Anniversary. Sedmak commented that she lives near NSF International and they have been very good neighbors. **DiPietro moved approval of the resolution recognizing NSF International on the sixty fifth anniversary of their founding. Sedmak seconded the motion which was adopted unanimously.**

X. ADJOURN TO CLOSED SESSION TO DISCUSS TERMS OF PDR FOR PROPERTY PREVIOUSLY APPROVED FOR FEDERAL MATCHING FUNDS

Dieterle moved to convene to closed session at 8:50 p.m. DiPietro seconded the motion which was adopted unanimously. The Board reconvened at 8:58 p.m. DiPietro moved to approve the action discussed in closed session. Dieterle seconded the motion which was adopted unanimously.

XI. PUBLIC COMMENT

There were no public comments.

XII. ADJOURNMENT

DiPietro moved to adjourn the meeting at 8:59 p.m.