

**SUPERIOR CHARTER TOWNSHIP BOARD
REGULAR MEETING
SEPTEMBER 16, 2013
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 William McFarlane at 7:30 p.m. on September 16, 2013, at the Superior Township Hall, 3040 North Prospect, Ypsilanti, Michigan.

2. PLEDGE OF ALLEGIANCE

The Supervisor McFarlane led the assembly in the pledge of allegiance to the flag.

3. ROLL CALL

The members present were William McFarlane, David Phillips, Brenda McKinney, Nancy Caviston, Rodrick Green, Lisa Lewis and Alex Williams.

4. ADOPTION OF AGENDA

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

The motion carried by unanimous voice vote.

5. APPROVAL OF MINUTES

A. REGULAR MEETING OF AUGUST 19, 2013

It was moved by McKinney, seconded by Lewis, to approve the minutes of the regular Board meeting of August 19, 2013, as presented.

The motion carried by a unanimous voice vote.

6. CITIZEN PARTICIPATION

A. WASHTENAW COUNTY SHERIFF JERRY CLAYTON

Washtenaw County Sheriff Jerry Clayton was present and presented a plaque to Supervisor McFarlane. He congratulated Supervisor McFarlane on his retirement and his service to the Township and the community. He indicated that he appreciated Supervisor McFarlane's contribution to the Sheriff's Department's work with contract communities.

B. WASHTENAW COUNTY COMMISSIONER DAN SMITH

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District 2, Washtenaw County Commissioner, Dan Smith, read a resolution from the Washtenaw County Board of Commissioners. It highlighted Supervisor McFarlane's accomplishments and Commissioner Smith congratulated him on his retirement.

C. RESOLUTION NO. 2013-24, SUPERIOR TOWNSHIP ACCOUNTANT SUSAN MUMM

Susan Mumm, Township Accountant, read the following resolution on behalf of Township employees and Board members and presented Supervisor McFarlane with a framed copy.

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

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN
A RESOLUTION OF APPRECIATION TO BILL MCFARLANE
FOR HIS SERVICE TO SUPERIOR TOWNSHIP
RESOLUTION NUMBER: 2013-21
DATE: SEPTEMBER 19, 2013**

WHEREAS, Bill McFarlane served as a Superior Township Trustee from 1984-1988 and as Superior Township Supervisor from 1992 to 2013, and

WHEREAS, Bill McFarlane, during his tenure, has provided stewardship of the township that reflected deep caring and diligent concern for the welfare the township that he has lived in since boyhood, and

WHEREAS, Bill McFarlane governed Superior Township with the utmost professionalism, and

WHEREAS, Bill McFarlane demonstrated the highest degree of fiscal responsibility such that Superior Township has for over two decades, and continues to this day, to be a model of financial security, frugality, and responsible debt management, and

WHEREAS, Bill McFarlane has supervised the township from a proactive stance that protected the long-term quality of life for Township residents, and

WHEREAS, Bill McFarlane supervised his employees with respect, fairness, and a refreshing sense of humor and upbeat attitude, and

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WHEREAS, Bill McFarlane has been a model of creative problem solving and compromise, and

WHEREAS, Bill McFarlane has exemplified punctuality and impeccable attendance, often starting work early and rarely missing a day of work or board meeting in twenty-one years of service, and

WHEREAS, Bill McFarlane has exemplified community service and epitomized leadership in his long tenure as Township Supervisor, and

NOW THEREFORE BE IT RESOLVED, that the citizens of Superior Township, the elected officials, and staff of Superior Township hereby express their deep appreciation and sincere gratitude for the dedication, hard work, and positive energy that Bill McFarlane has given to Superior Township for over twenty years and wish him the best of luck and happiness in his retirement.

The resolution was adopted by unanimous voice vote.

D. RESOLUTION NO. 2013-26, SUPERIOR TOWNSHIP CLERK DAVID PHILLIPS

David Phillips, Clerk, read the following resolution, after which the plaque was unveiled.

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

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN
A RESOLUTION TO APPROVE THE DEDICATION OF THE
CHARTER TOWNSHIP OF SUPERIOR'S BOARD MEETING ROOM AS THE
WILLIAM A. McFARLANE BOARD MEETING ROOM
RESOLUTION NUMBER: 2013-26
DATE: SEPTEMBER 19, 2013**

WHEREAS, Bill McFarlane served as a Superior Township Trustee from 1984-1988 and as Superior Township Supervisor from 1992 to 2013, and

WHEREAS, when Bill McFarlane began as Supervisor of Superior Township, the only space available for board and other public meetings was located in what is now the office space of the Township Hall, and

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WHEREAS, although this space was functional, it was undeniable that in order to better serve the needs of the community, the Township needed more office space and a more appropriate board meeting room, and

WHEREAS, during Bill McFarlane's tenure as Supervisor he managed the Township's finances in such a fiscally responsible manner that the Township was able to accumulate sufficient funds in the General Fund Reserve to pay for the construction of a new board meeting room addition and improvements to the office space, and

WHEREAS, under the leadership of Bill McFarlane as Supervisor, in 2001, the improvements to the office space and the addition of the Township board meeting room were completed by Phoenix Contractors, Inc. at a cost of \$877,238, which was \$33,962 less than the original contract price, and

WHEREAS, the Township was able to pay the entire \$877,328 from the General Fund Reserve, without incurring any debt, and

WHEREAS, this new construction has faithfully served the community and has been used for many, many board meetings, other public meetings and as a conference room, and

NOW THEREFORE BE IT RESOLVED, that due to these special accomplishments, the Superior Township Board of Trustees hereby dedicates this board meeting room as the William A. McFarlane Board Meeting Room, and

NOW THEREFORE BE IT FURTHER RESOLVED, that the Township's audit firm, Pfeffer, Hanniford and Palka, and Congressman John Dingell, have graciously donated a plaque, which was installed in the entryway of this board meeting room to commemorate this dedication.

The resolution was adopted by a voice vote.

E. CITIZEN COMMENTS

At this point in the agenda, Supervisor McFarlane indicated that the Board would receive citizen comments related to the appointment of the new supervisor. He indicated he was required by law to abstain from the appointment process and he appointed Treasurer Brenda McKinney to moderate this portion of the meeting. Trustee Alex Williams indicated he was a candidate for the position and he requested to also abstain from this portion of the agenda.

At this time Treasurer McKinney began to chair the meeting.

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It was moved by Phillips, seconded by McKinney, for the Board to approve Trustee Alex Williams to abstain from all items on the agenda related to the appointment of the supervisor.

The motion carried by voice vote.

There were no citizen comments related to the appointment of the supervisor or any other issue.

F. APPOINT CANDIDATE TO THE POSITION OF SUPERVISOR

1. ACCEPT LETTERS OF INTEREST

Clerk David Phillips explained that the Township received letters of interest from three candidates, Kenneth Swartz, Evert Van Raden and Alexander Williams.

It was moved by Lewis, seconded by McKinney, to accept the letters of interest from candidates Schwartz, Van Raden and Williams

2. INTERVIEW CANDIDATES

All three candidates were interviewed and asked the same five questions, which related to their education, qualifications and experience; the Township's budget and taxes; and, candidates were provided an opportunity to ask questions of the Board.

3. APPOINT CANDIDATE TO THE POSITION OF SUPERIOR TOWNSHIP SUPERVISOR

Treasure McKinney, called for a motion.

It was moved by Green, seconded by Lewis, for the Board to appoint Kenneth Schwartz to the position of Supervisor.

Ayes: McKinney, Phillips, Caviston, Green, Lewis

Nays: None

Absent: None

Abstain: McFarlane, Williams

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The motion carried.

Clerk Phillips, explained that appointment would commence on the close of business on September 30, 2013 and would end at noon on November 20, 2014. The office of Supervisor would be on the ballot for both the 2014 and 2016 election cycle.

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

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN**

**SEPTEMBER 16, 2013
RESOLUTION NO. 2013-27**

**A RESOLUTION FOR THE SUPERIOR TOWNSHIP BOARD OF TRUSTEES TO
APPOINT A SUPERVISOR FOR
THE CHARTER TOWNSHIP OF SUPERIOR**

WHEREAS, on August 19, 2013, the Superior Township Board of Trustees accepted the letter of resignation from the current Supervisor, William McFarlane, with his last day being September 30, 2013, and

WHEREAS, according to State of Michigan law, the Township Board has 45 days from the day after the vacancy occurs to appoint a person to fill the vacancy, and

WHEREAS, according to State of Michigan law, the Township Board may appoint someone to fill the vacancy up to 30 days prior to the effective date of the resignation, and

WHEREAS, the Township has advertised, accepted letters of interest and conducted interviews for filling the vacancy, and

WHEREAS, the interviews provided a candidate, Kenneth Schwartz, who the Township Board believes has the education, experience and other qualifications that will enable him/her to perform the duties, tasks and responsibilities of the position of Supervisor of Superior Township in a satisfactory manner, and

NOW THEREFORE BE IT RESOLVED, the Charter Township of Superior Board of Trustees appoints Kenneth Schwartz to the position of Supervisor of the Charter Township of Superior and this appointment will continue until noon on November 20, 2014, and

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NOW THEREFORE BE IT FURTHER RESOLVED, that Kenneth Schwartz's salary for serving as the Supervisor shall be \$73, 254.00 per year, prorated based upon their length of service during each year and will include the benefit package offered to all Superior Township full-time employees.

Ayes: Phillips, Caviston, Green, Lewis, McKinney

Nays: None

Absent: None

Abstain: McFarlane, Williams

The resolution was adopted.

At this time Supervisor McFarlane resumed the position of chairperson of the meeting.

G. PUBLIC HEARING FOR BUDGETS AND MILLAGE RATES FOR FY2014

It was moved by Caviston, seconded by Green, to open the public hearing on the budgets and millage rates for FY2013.

The motion passed by unanimous voice vote.

Supervisor McFarlane reviewed the budgets and the millage rates. He said most of the budgets are very similar to the previous year's budgets. He is recommending the General Fund Millage be reduced in half because the General Fund reserve has about \$1.5 million, is adequate and we are not making any interest on keeping the funds in a bank account. The Utility Department Fund is anticipating increases in costs for the Township Utility Department to purchase water and sewer service from Y.C.U.A., which reduces the transfer out to Capital Reserves from \$150,000 to \$8,474. He recommended that the Utility closely monitor the situation and they may have to reduce costs or raise rates in order to maintain an adequate transfer to Capital Reserves.

Resident Martha Kern commented that the Township should increase the contribution to public transportation.

Resident John Hudson commented that the Superior Township AATA bus route takes riders to the transfer station in downtown Ypsilanti and he feels it may not be a safe are for children.

It was moved by Caviston, seconded by Lewis, to close the public hearing.

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The motion carried by unanimous voice vote.

7. REPORTS

A. SUPERVISOR REPORT

Supervisor McFarlane reported on the following: He said it was an honor to work with the people of Superior Township for the past 21 years. He suggested the Board monitor the land being taken off the tax roles as the Township needs to increase its tax-base. He recommended that the Township achieve this through construction of unaffordable homes and expanding the research and development district. He thanked everyone and said he was humbled by all of the kind words and recognition.

B. DEPARTMENT REPORTS: BUILDING DEPARTMENT, FIRE DEPARTMENT, FIRE MARSHALL, 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.

C. TREASURER'S QUARTERLY INVESTMENT REPORT PERIOD ENDING JULY 31, 2013

Board members commented that the current interest rate is very low. However, this is because the banks are only offering very low interest.

It was moved by Caviston, seconded by Lewis, for the Board to receive the Treasurers Investment Report for the period ending July 31, 2013.

The motion carried by a voice vote.

8. COMMUNICATIONS

A. FIRE CHIEF, LETTER OF RETIREMENT

Fire Chief James Roberts was present and he provided a memorandum to the Board indicating that he had been offered a position with another employer and he was retiring from the Township with his last day being Friday, September 27, 2013. He thanked the Township for the opportunity

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to be the Fire Chief and said he enjoyed it. Board members and audience members thanked him for his years of service.

It was moved by McKinney, seconded by Green, for the Board to receive, with regrets, the letter of retirement from Fire Chief Jim Roberts. .

The motion carried by a unanimous voice vote.

B. FIRE CHIEF JAMES ROBERTS, MEMO, GRANT APPLICATIONS

Fire Chief James Roberts and presented a memo to the Board dated August 22, 2013 indicating the Fire Department will seek Board approval prior to submitting any application for a grant. They will not complete and submit any grant applications prior to obtaining Board approval. Board members commented that they appreciated the Fire Department's success in obtaining grants but sometimes there are financial constraints involving the grant match that the Fire Department may not be aware of.

It was moved by McKinney, seconded by Williams, for the Board for the Board to receive the communication from Fire Chief James Roberts, Grant Applications, dated August 22, 2013.

The motion carried by a unanimous voice vote.

C. KEITH LOCKIE, PARKS DIRECTOR, PROPOSED PARKS DEPARTMENT BUDGET FOR FY2014

In a memo dated September 16, 2013, Parks Director Lockie advised the Board that on August 26, 2013, the Parks Commission recommended approval of the proposed Parks Department budget for FY2014.

It was moved by McKinney, seconded by Caviston, for the Board to receive the communication from Parks Director Keith Lockie, 2014 Proposed Park Budget, dated September 16, 2013.

The motion carried by a unanimous voice vote.

D. DAVID PHILLIPS, MEMO, RE: ATTORNEY FRED LUCAS PRIVILEGED MEMO DATED SEPTEMBER 13, 2013 REGARDING AUTUMN WOODS

Clerk David Phillips indicated that Attorney Fred Lucas had no objections to removing the attorney-client privilege removed from his September 13, 2013 memo regarding Autumn Woods

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and making it a public document. The memo address issues with the Township accepting ownership of approximately 8.5 acres from the developer of Autumn Woods in exchange for the Township releasing them from certain obligations.

It was moved by Phillips, seconded by Green, for the Board to approve removing the attorney-client privilege from Attorney Fred Lucas' September 13, 2013 memo regarding Autumn Woods and making it a public document.

9. UNFINISHED BUSINESS

There was none.

10. NEW BUSINESS

A. FIRE DEPARTMENT GRANT APPLICATIONS

In a memo dated September 12, 2013, Fire Chief James Roberts outlined four grants the Fire Department requested to apply for: 1.) FEMA AFG Vehicle Replacement Grant for \$907,000 to replace the ladder truck with a Township match of 5% or \$45,350; 2.) FEMA AFG Firefighter's Safety Grant for \$77,267 for new life saving safety equipment with a Township match of 5% or \$3,864; 3.) FEMA AFG PPE Grant in partnership with four other fire departments for turn-out gear with the Township's match being \$3,457; 4.) FEMA AFG Fire Hose, Nozzle and Appliance Grant for \$109,409 for fire suppression equipment with the Township's match being 10% or \$10,491.

Chief Roberts felt they would all benefit the Fire Department and recommended the Board approve the Fire Department completing and submitting the grant applications.

It was moved by Caviston, seconded by Lewis, to approve the Fire Department applying for the four grants as outlined in Fire Chief James D. Roberts' September 12, 2013 Memo, the FEMA AFG Vehicle Replacement Grant; the FEMA AFG Firefighter's Safety Grant; the FEMA AFG PPE Grant; and the FEMA AFG Fire Hose, Nozzle and Appliance Grant.

The motion carried by a unanimous voice vote.

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B. UTILITY DEPARTMENT GENERATOR MAINTENANCE AGREEMENT

Rick Church, Utility Director was present and he presented a Request for Legislation to the Board for approve a generator maintenance agreement with Bridgeway Power Generation for one year. This agreement will cover all of the Utility Department generators and one general fund generator.

The following resolution was moved by Phillips, seconded by Green,

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN**

A RESOLUTION FOR APPROVAL FOR ENTERING INTO A PREVENTATIVE MAINTENANCE AGREEMENT WITH BRIDGEWAY POWER GENERATION FOR ONE GENERAL FUND AND ALL UTILITY DEPARTMENT GENERATORS.

RESOLUTION NUMBER: 2013-28

DATE: September 16, 2013

WHEREAS, the Superior Township Utility Department is a Michigan Charter Township, and

WHEREAS, the Superior Township Utility Department has the power, privilege and authority to maintain and operate a utility department providing water and sewer services for the water and sewer district of the Township, and

WHEREAS, the Utility Department recognizes the need to have a qualified company provide preventative maintenance services for all of the Utility Department generators and one General Fund generator in order to ensure that they are in good working condition, and

WHEREAS, the Department recommends Bridgeway Power Generation to provide the service for one year at a price of \$5,652.64;

NOW, THEREFORE BE IT RESOLVED: that the Superior Township Utility Department is allowed to enter into a service agreement with Bridgeway Power Generation and that the cost of this agreement is to be taken from the Department Operation and Maintenance Fund.

The motion carried by a unanimous voice vote.

C. APPROVE SALARY FOR THE DEPUTY SUPERVISOR

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In a memo dated September 10, 2013, Supervisor McFarlane appointed Kenneth Schwartz as his Deputy Supervisor and that he be paid \$15.00 per hour, with no additional benefits, for his hours worked.

It was moved by McKinney, seconded by Green, for the Board to approve the salary of \$15.00 per hour, with no additional benefits for Kenneth Schwartz for the position of Deputy Supervisor.

The motion carried by unanimous voice vote.

D. RESOLUTION 2013-22, ADOPT FY 2014, BUDGET, ALL FUNDS

The Board reviewed and discussed the various budgets. Except for several activities, the budget is very similar to the FY2013 budget. There are ample amounts in all reserve funds. Except for the Utility Fund and the reduction of the General Fund millage, there are no major changes in revenues or expenses. Due to the new contract with Y.C.U.A. the Utility Fund will have to be monitored.

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

**CHARTER TOWNSHIP OF SUPERIOR
BOARD OF TRUSTEE'S
A RESOLUTION ADOPTING GENERAL APPROPRIATIONS ACT:
2014 BUDGETS FOR ALL FUNDS**

**SEPTEMBER 16, 2013
RESOLUTION 2013-22**

WHEREAS: the Charter Township of Superior Board of Trustee's has carefully reviewed the Township's current and projected financial needs, and

WHEREAS: the Charter Township of Superior Board of Trustees recognizes its responsibility to the citizens of Superior Township to carefully monitor the Township funds and provide for the needs of the Township, and

WHEREAS: the Board of Trustees of the Charter Township of Superior has carefully considered the projected revenues and expenditures for the coming year, and

NOW THEREFORE BE IT RESOLVED: that the Charter Township of Superior Board

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of Trustee's adopt the proposed budgets for the 2014 calendar year: the General Fund Budget by activity dated September 16, 2013, the Fire fund Budget dated September 16, 2013, the Fire Reserve Budget dated September 16, 2013, the Building Fund budget dated September 16, 2013, the Law Fund budget dated September 16, 2013, the Park Fund Budget dated September 4, 2013, the Utility Fund Budget dated August 13, 2013, The Streetlight Budget dated September 16, 2013, the Side Street Maintenance fund budget dated September 16, 2013, the Legal Defense Growth Management fund dated September 16, 2013, and the Hyundai Special Assessment Fund dated September 16, 2013.

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

Nays: None

Absent: None

The motion carried.

E. RESOLUTION 2013-23, ADOPT FY 2014 MILLAGE RATES

Board members reviewed and discussed the proposed millage rates for FY2014. Supervisor McFarlane suggested that if the Rock Development issue is resolved, it may not be necessary to renew the Legal Defense Millage. He indicated that \$305,000 is again being budgeted for roads. He proposed reducing the General Fund millage by half. This reduction would result in a decrease of \$20.00 to \$40.00 a year for the average homeowner. He said the General Fund has almost \$1.5 million and that it is not earning any interest McFarlane felt it is better to provide our residents with a tax reduction instead of leaving it in the bank where it earns little or no interest. Board members commented support for the proposal but indicated it may be necessary to return the millage to its former level because of unforeseen events, such as the State reducing or eliminating the Personal Property Tax.

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

**CHARTER TOWNSHIP OF SUPERIOR
BOARD OF TRUSTEE'S RESOLUTION**

SEPTEMBER 16, 2013

RESOLUTION 2013-23

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A RESOLUTION ADOPTING GENERAL APPROPRIATION ACT MILLAGE RATES:

WHEREAS: the Charter Township of Superior Board of Trustee’s has carefully reviewed the Township’s current and projected financial needs, and

WHEREAS: the Board of Trustee’s recognizes its responsibility to the citizens of the Charter Township of Superior to carefully monitor the Township funds and provide necessary revenue to offset proposed expenditures, and

WHEREAS: the auditors suggested that millage rates for revenue should be by resolution, and

WHEREAS: the projected revenues will be based on the taxable value of the parcels based on or after tax tribunal hearing results are submitted, and

THEREFORE BE IT RESOLVED: that the Charter Township of Superior Board of Trustee’s adopts the millage on the attachment by Resolution as listed.

	TAXABLE VALUE	MILLAGE	TOTAL TAX REVENUE
GENERAL			
REG	\$ 539,796,793.00	0.4096	\$221,100.77
IFT	\$ 35,699,093.00	0.2048	\$ 7,311.17
FIRE	Voter Approved 2012-2014		
REG	\$ 539,796,793.00	3.0	\$ 1,619,390.38
IFT	\$ 35,699,093.00	1.5	\$ 53,548.64
LAW	Voter Approved 2012-2014		
REG	\$ 539,796,793.00	2.25	\$ 1,214,542.78
IFT	\$ 35,699,093.00	1.125	\$ 40,161.48
LEGAL DEFENSE	Voter Approved 2012-2014		
REG	\$ 539,796,793.00	0.125	\$ 67,474.60
IFT	\$ 35,699,093.00	0.0625	\$ 2,231.19

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

Nays: None

Absent: None

The motion carried.

F. RESOLUTION 2013-24, AFFIRM SALARIES, NON-UNION EMPLOYEES

Supervisor McFarlane proposed a 2% salary increase for all non-union employees. He said employees are continuing to perform well.

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

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN
SEPTEMBER 16, 2013
RESOLUTION 2013-24**

**A RESOLUTION AFFIRMING THE SALARIES OF ALL NON-UNION EMPLOYEES
OF SUPERIOR TOWNSHIP FOR THE 2014 BUDGET**

WHEREAS: the Superior Charter Township Board of Trustees approved the 2014 budgets for all funds on September 16, 2013; and

WHEREAS: the Board of Trustees did not specifically designate the compensation for the full-time and part time Township employees and

WHEREAS: the Township auditors have requested that the compensation for the employees be approved by the Board of Trustees by resolution; and

WHEREAS: the residents of Superior Township continue to receive service that reflects positively on the employees, officials and trustees of the Township,

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NOW THEREFORE BE IT RESOLVED: that compensation for all full-time and part-time non-union employees be two percent (2%) higher in 2014 than their compensation in 2013 as listed in the 2014 budget adopted by the Superior Charter Township Board of Trustees.

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

Nays: None

Absent: None

The motion carried.

G. RESOLUTION 2013-25, AFFIRM SALARIES FOR TOWNSHIP ELECTED OFFICIALS

Supervisor McFarlane indicated he was recommending a 2% raise for the Clerk and Treasurer for FY2014 and no change for the Supervisor and Trustees.

The following resolution was offered by McKinney, seconded by Lewis:

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN
SEPTEMBER 16, 2013
RESOLUTION 2013-25**

A RESOLUTION AFFIRMING THE SALARIES OF FULL-TIME ELECTED OFFICIALS AND TOWNSHIP TRUSTEES FOR THE 2014 BUDGET

WHEREAS: the Superior Charter Township Board of Trustees approved the 2014 budgets for all funds on September 16, 2013; and

WHEREAS: the Board of Trustees did not specifically designate the compensation for the full-time elected officials or the Board of Trustees; and

WHEREAS: the Township auditors have requested that the compensation for the full-time elected officials and the Trustees be approved by the Board of Trustees by resolution; and

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WHEREAS: the residents of Superior Township continue to receive service that reflects positively on the employees, officials and trustees of the Township,

NOW THEREFORE BE IT RESOLVED: that compensation for the Treasurer and Clerk be two percent (2%) higher in 2014 than their compensation in 2013 as listed in the 2014 budget adopted by the Superior Charter Township Board of Trustees.

BE IT FURTHER RESOLVED: that the compensation for the Trustees to remain the same.

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

Nays: None

Absent: None

The motion carried.

H. AUTUMN WOODS DEVELOPMENT L.L.C. , RELEASE AND SETTLEMENT AGREEMENT

Autumn Woods L.L.C. has offered to convey the approximately 8.5 acres that was withdrawn from the Autumn Woods condominium development to the Township in exchange for the Township releasing them from completing payment of the \$28,858.47 they owe the Township for water and sewer availability fees plus some other considerations.

In a memo dated September 13, 2013, Attorney Fred Lucas, outlined issues relating to entering into the agreement. He indicated the Township should consider if the value of the property merits releasing the developer from the obligations under the development agreement. Board members expressed general support for the agreement but indicated there were items as indicated in Attorney Lucas' memo that needed to be addressed.

It was moved by Phillips, seconded by McKinney, for the Board to tentatively approve the Release and Settlement Agreement between Autumn Woods L.L.C. and the Township subject to the following conditions: 1.) all issues addressed in Attorney Fredrick Lucas' September 13, 2013 Memo, Autumn Woods Development L.L.C. are resolved to the satisfaction of the Superior Township Board of Trustees; 2.) the revised Release and Settlement Agreement shall be brought back before the Superior Township Board of Trustees for final approval and approval to sign;

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3.) a Phase 1 environmental assessment will be completed at the Township's cost and the results will be satisfactory to the Superior Township Board of Trustees.

The motion carried by unanimous voice vote.

I. METRO ACT RIGHT OF WAY PERMIT EXTENSION

The Metro Act Right of Way Permit was originally signed by the Township in 2003. It allows the Township to receive fees when utilities work within the right-of-way. \$8,862 was budget for this revenue in the FY2013 budget.

It was moved by McKinney, seconded by Lewis, to approve the Metro Act Right of Way Extension and to authorize the Supervisor to sign the extension..

The motion carried by unanimous voice vote.

J. STREETLIGHT ASSESSMENTS

In a memo dated September 16, 2013, Susan Mumm, Accountant, calculated the total annual street light assessment for 2013 to be \$89,351.83. She also calculated the annual assessment per parcel for the various streetlight districts.

It was moved by McKinney, seconded by Green, for the Board to approve the Streetlight Assessment for 2013 as provided by Susan Mumm with her memo dated September 16, 2013. :

The motion carried by unanimous voice vote.

11. PAYMENT OF BILLS

It was moved by Caviston, seconded by Lewis, that the bills be paid as submitted in the following amounts: Law- \$14,375.14; Utilities- \$7,070.50 for a total of \$21,454.64. Further, that the Record of Disbursements be received.

The motion carried by a unanimous voice vote.

12. PLEAS AND PETITION

Marion Morris complained about speeding vehicles on Prospect Road. Another member of the audience complained about erratic drivers in the Dixboro village area. He some are speeding

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near bus stops where children are standing. Supervisor McFarlane indicated he will contact the Sheriff's Department and request additional traffic enforcement in the area.

13. ADJOURNMENT

It was moved by McKinney, seconded by Caviston, that the meeting be adjourned. The motion carried by a voice vote and the meeting adjourned at 9:50 p.m.

Respectfully submitted,

David Phillips, Clerk

Kenneth Schwartz, Supervisor