

SPRINGFIELD TOWNSHIP BOARD MEETING
May 10, 2007
SYNOPSIS

CALL TO ORDER: 7:30 p.m. by Supervisor Walls

PUBLIC COMMENT:

CONSENT AGENDA:

- a) Approved Minutes: April 12, 2007, Regular Meeting with bills and additional disbursements of \$376,266.12
- b) Accepted April 2007 Treasurer's Report
- c) Received April 2007 Reports: Building, Electrical, Plumbing, Mechanical and Fire
- d) Authorized payment of bills as presented, total \$115,169.64
- e) Adopted Resolution designating Supervisor Walls and Chief Oaks as Township Coordinators for Federal Surplus Assistance Program
- f) Adopt Resolution regarding Cost Recovery for Presidential Political Campaigns
- g) Approved appointment of CAYA Board of Director nominees, per CAYA List
- h) Authorized \$480.00 electrical permit refund to John Young Electric
- i) Received communications and placed on file.

PUBLIC HEARING:

OLD BUSINESS:

- 1. Adopted Amendments to Ordinance #27
- 2. Adopted Resolution for Revised Building Department Fund Deficit Elimination Plan

NEW BUSINESS:

- 1. Approved Uniform Video Service Local Franchise Agreements with Comcast and Michigan Bell, dba AT&T
- 2. Holly Area Schools (Davisburg Elementary): Tabled request for waiver of Stormwater Standards
- 3. Sewer Ordinance: Authorized Second Reading
- 4. Prospectors PUD: Extended final site plan extension to June 8, 2008
- 5. Conditionally approved 5th Amendment to Consent Judgment: Rothwell et al vs. Springfield Township

PUBLIC COMMENT: None

ADJOURNED: 9:00 p.m.

NANCY STROLE, Clerk

Call to Order: Supervisor Collin Walls called the May 10, 2007 Regular Meeting of the Springfield Township Board to order at 7:41 p.m. at the Springfield Township Civic Center, 12000 Davisburg Road, Davisburg, MI 48350.

Roll Call:

Board Members Present

Collin W. Walls	Township Supervisor
Jamie Dubre	Township Treasurer
Nancy Strole	Township Clerk
Dennis Vallad	Township Trustee
David Hopper	Township Trustee
Roger Lamont	Township Trustee
Marc Cooper	Township Trustee

Board Members Not Present

Others Present

Greg Need	Township Attorney
Leon Genre	Building Director

Agenda Additions & Changes: NONE

Public Comment: NONE

Consent Agenda:

★ Trustee Hopper moved to approve the Consent Agenda as published. Trustee Cooper supported the motion. Vote on the motion. Yes: Walls, Dubre, Strole, Vallad, Hopper, Lamont and Cooper; No: none. The motion carried by a 7 to 0 vote.

- a) Approval of Minutes: April 12, 2007 Regular Meeting with bills and additional disbursements of \$376,266.12.
- b) Acceptance of April Treasurer's Report.
- c) Receipt of April 2007 Reports: Building, Electrical, Plumbing, Mechanical, and Fire.
- d) Authorize payment of bills as presented, totaling \$115,169.64.
- e) Adopt Resolution designating Supervisor Walls and Chief Oaks as Township Coordinators for Federal Surplus Assistance Program.
- f) Adopt Resolution regarding Cost Recovery for Presidential Political Campaigns.

- g) Approve appointment of CAYA Board of Director nominees, per CAYA List.
- h) Authorize \$480.00 electrical permit refund to John Young Electric.

Receipt of Communications:

- Independence Township Senior Transportation Report.
- Resolution from Waterford Township for Cost Recovery for political campaigning.
- Letter from Comcast regarding educational support services.
- Letter from RCOC regarding 2007 Gravel Haul Program.

Old Business:

1. Second Reading: Amendments to Ordinance #27

Trustee Hopper suggested changing the order of “State of Michigan and/or Oakland County” on page 2, Section 3.00, item 2c to be consistent with the rest of the document.

Supervisor Walls explained that the most significant change in the ordinance is that the Tentative Preliminary Plat would be reviewed by the Planning Commission and then go to the Township Board, but from then on, everything comes directly to the Township Board.

- ★ **Clerk Strole moved adoption of Amendments to Ordinance #27 as published for Second Reading with the non-substantive revision requested by Trustee Hopper, said amendments to take effect seven days after Notice of Publication of Adoption. Trustee Vallad supported the motion. Vote on the motion. Yes: Walls, Dubre, Strole, Vallad, Hopper, Lamont and Cooper; No: none. The motion carried by a 7 to 0 vote.**

2. Revised Building Department Fund, Deficit Elimination Plan

Supervisor Walls explained that he was contacted by the Department of Treasury after they received our Deficit Elimination Plan and asked for a detail on 2007. In preparing the details, he discovered we could easily reduce expenditures.

Clerk Strole commented that the figures provided in the Supervisor’s memo dated May 3, 2007 are less realistic than the figures presented last month.

- ★ **Treasurer Dubre moved the Resolution as provided. Trustee Hopper supported the motion. Vote on the motion. Yes: Walls, Dubre, Vallad, Hopper, Lamont and Cooper; No: Strole. The motion carried by a 6 to 1 vote.**

New Business:

1. Uniform Video Service Local Franchise Agreement

Supervisor Walls said Board Members received copies of the Franchise Agreement from Comcast and a copy of his letter to them indicating that the agreement is complete in accordance with the statute. Supervisor Walls explained that we submitted the same Franchise Fees and PEG fees for Comcast that was in our previous franchise and that Comcast had preliminarily agreed to. The suggested action is to approve this agreement or, if we don't approve the agreement, it still goes into effect because the agreement is complete. The franchise agreement submitted by AT&T had exactly verbatim the state required franchise form as was Comcast.

★ Clerk Strole moved to authorize the Supervisor to execute the agreements with AT&T and Comcast at the 5% and 2% fees shown and that the Board approves the Franchise Agreement. Trustee Lamont supported the motion. Vote on the motion. Yes: Walls, Dubre, Strole, Vallad, Hopper, Lamont and Cooper; No: none. The motion carried by a 7 to 0 vote.

2. Holly Area Schools (Davisburg Elementary): Request for waiver of Storm Water Standards

Mr. William Lee of Integrated Design Solutions said they have been proceeding with construction and they do have additional inverts that have not been put on the drawings yet. They can get those taken care of within the next week. They are still tracing down one line that appears to go off the site of the school to the south. Where it goes after that, they have no idea.

Trustee Hopper asked the applicant if he is bringing an existing, non-conforming situation slightly more into conformance? Mr. Lee said, yes. Supervisor Walls asked the applicant if he looked at alternatives to a total waiver? Mr. Lee said at one time they looked into doing a rain garden and bio swale and felt that because of the expense the waiver is the most economical way. Supervisor Walls said statutorily we have no authority over this construction and the applicant is not required to be at the Township even for an administrative review. He asked Mr. Lee why they submitted? Is he (Supervisor Walls) looking at the wrong statutes? Mr. Lee explained that the way the state law is written right now is unusual. The Township has no jurisdiction over the schools except for storm water because the Township is its own MS4 District. Because they are coming into the Township's system, they must go through plan review. As far as the other site issues are concerned, the state looks at it as advisory comments that they have.

Clerk Strole asked the applicant if this requires the Board's consent or approval or is it just our review and then they can do what they want? Mr. Lee said they need an approval for the storm water for occupancy.

Supervisor Walls said it appears that there is enough fall following the chain from the one catch basin off the corner to the northeast area where there is a ball field, so they could have some partial detention. He asked the applicant if he looked at that? Mr. Lee said yes, they have looked at it and it is more cost effective for the school district to keep the system as it's running now. Mr. Lee said the rain garden or bio swale would cost about \$20,000 as asked by Clerk Strole. Supervisor Walls asked \$20,000 in relationship to what size of project? Mr. Lee said approximately 3 million dollars. Supervisor Walls said \$20,000 to attempt to improve the quality of the storm water and to reduce the velocity of the storm water and filter out sediments was not worth it? Mr. Lee said it was determined it would not improve the quality of the site. Supervisor Walls said he could not, in good conscience, totally waive the design standard without at least seeing what alternatives there might be, especially since the applicant has said there is one.

Clerk Strole said she is astounded to learn that the school district has written off expending a relatively modest amount of funds in comparison to the total project cost to improve water quality and retention of storm water, which is critically important these days. Mr. Lee said he would bring that information back to the school board. Mr. Lee said they do not know that the school district is purposely and willfully polluting the environment but would bring these comments back to the school board.

Supervisor Walls said they are not accusing the School Board of intentionally polluting the environment but he too doesn't understand the decision not to spend the money to improve the water quality.

- ★ **Supervisor Walls moved to table the request for a waiver until such time as the applicant presents to the Board information on alternatives and at least partial compliance and addresses the variance from standard requirements contained in Section 1, 5 of the Design and Construction Standards. Trustee Lamont supported the motion. Vote on the motion. Yes: Walls, Dubre, Strole, Vallad, Hopper, Lamont and Cooper; No: none. The motion carried by a 7 to 0 vote.**

3. Sewer Ordinance

Supervisor Walls explained that this is the Softwater Sewer Ordinance that we need to put in place in order to implement contracts with the Oakland County Drain Commission and Independence Township to allow the replacement of the current sewage treatment plant and the extension of the sewer line into Independence Township.

Greg Need explained that the Board is required to adopt the material parts of Independence Township's ordinance. Because of their contract with Detroit, it must also include all the Detroit language.

Clerk Strole noted on page 17, Section 2.07 the word “be” should be added after “the system shall...” On page 24, the 3rd line states “shall be owned, operated and maintained by the governing community.” She asked if the governing community is Independence Township and if so should we add “Independence Township.” Page 1, Section 1.03 the word “Detroit” should be added in “the 1997 city Charter.” Mr. Need said he would make those changes.

- ★ Supervisor Walls moved that with the changes mentioned this evening, we authorize the Clerk to publish the Softwater Sewer Ordinance for Second Reading at our June meeting. Trustee Cooper supported the motion. Vote on the motion. Yes: Walls, Dubre, Strole, Vallad, Hopper, Lamont and Cooper; No: none. The motion carried by a 7 to 0 vote.**

4. Prospectors PUD Extension Request

Mr. Wickersham explained that they are asking for an extension due to the economy, the real estate market and the terrible market that we are in. He is hoping that the Board would take into consideration that he assisted with the light on the corner of White Lake and Andersonville Rd. Mr. Wickersham said he is still working with a prospective purchaser.

- ★ Clerk Strole moved that the Board extend our initial extension for Prospectors PUD which was originally granted from June 9, 2006 to June 8, 2007, to revise the extension period of June 9, 2006 to June 8, 2008. Trustee Vallad supported the motion. Vote on the motion. Yes: Walls, Dubre, Strole, Vallad, Hopper, Lamont and Cooper; No: none. The motion carried by a 7 to 0 vote.**

5. 5th Amendment to Consent Judgment: Rothwell et al vs. Springfield Township

Supervisor Walls said this request asked to modify the requirement for a shared drive on what shows on the drawings in the Consent Agreement as parcels 1 and 2.

- ★ Supervisor Walls moved that the Board approve the fifth amendment to the Consent Agreement of Rothwell et al vs. Springfield Township, that amendment to be the removal of the condition of the shared drive on White Lake Ct. for parcels 1 and 2 with the condition that before the amendment is drafted that the applicant place an amount in escrow to cover the cost of drafting the amendment and the Township’s legal fees, the amount to be determined by the Township attorney after looking at the current documents, any excess to be returned and the amendment in addition to the waiving of the shared drive to indicate completion of the project in accordance with the plan by 12-31-2008 or before. Treasurer Dubre supported the motion. Vote on the motion. Yes: Walls, Dubre, Strole, Vallad, Hopper, Lamont and Cooper; No: none. The motion carried by a 7 to 0 vote.**

Public Comment: None

Adjournment:

Hearing no other business, Supervisor Walls adjourned the meeting at 9:00 p.m.

Collin W. Walls, Township Supervisor

Nancy Strole, Township Clerk

Res.2007-Deficit Elimination

**RESOLUTION
BUILDING DEPARTMENT FUND DEFICIT ELIMINATION PLAN**

WHEREAS, the Springfield Township Building Department Fund Balance went into a deficit position at the end of 2006; and

WHEREAS, the Springfield Township Supervisor prepared a Deficit Elimination Plan for review by the Township Board; and

WHEREAS, the Deficit Elimination Plan is required to be approved by Resolution of the Springfield Township Board; and

WHEREAS, the Resolution of approval and Deficit Elimination Plan are required to be sent to the State of Michigan Department of Treasury – Audit Division.

NOW THEREFORE BE IT RESOLVED: that the attached Deficit Elimination Plan for the Springfield Township Building Department Fund, revised May 2, 2007, is hereby approved and the Supervisor is directed to submit a certified copy of this Resolution and Deficit Elimination Plan to the Department of Treasury.

Moved by Dubre, Supported by Hopper

Yes: Cooper, Dubre, Hopper, Lamont, Vallad, Walls

No: Strole

Absent: none

CERTIFICATION

I, Nancy Strole, duly elected Clerk of the Charter Township of Springfield, hereby certify that the foregoing is a true copy of a Resolution adopted by the Springfield Township Board of Trustees at its Regular Meeting held on the 10th day of May, 2007.

Nancy Strole, Clerk

Res.2007-Political Campaigns

POLITICAL CAMPAIGNS COST RECOVERY RESOLUTION

WHEREAS, Springfield Township recognizes the need for providing security for all Presidential candidates and for the President; and

WHEREAS, in response to the seriousness of Michigan's current economic downturn, municipal leaders are attempting to conserve monies and seek cost savings wherever possible; and

WHEREAS, political campaigning has already begun and will continue throughout 2007 and 2008; and

WHEREAS, in the past, Presidential candidates and political candidates for federal office have made numerous visits to Oakland County communities, and in 2006 the President visited Springfield Township to attend a private fundraising event for a political candidate; and

WHEREAS, Waterford Township, in particular, has incurred substantial, recurring costs to provide needed security for these campaign visits, including securing the airport and assisting with traffic control and lane closures; and

WHEREAS, costs incurred by Oakland County and/or local units of government for providing the services of police officers, emergency medical technicians and fire fighters can be substantial; and

WHEREAS, in response to Michigan's sharp economic downturn and to significant and continuing reductions in state revenue sharing, local units of government have eliminated nearly all discretionary spending and cannot afford to pay for the security costs required by political candidates for certain elective offices; and

WHEREAS, Presidential candidates, and candidates whose campaigns enlist visits by a sitting or former President, must consider the financial burden placed upon local units of government and accept these expenses as part of their campaign costs.

NOW, THEREFORE, BE IT RESOLVED, that the Springfield Township Supervisor and Springfield Township Fire Chief are directed to attempt to recover from a candidate's political campaign any costs incurred by the Township to provide required security support for a Presidential candidate or a candidate who enlists a visit by a sitting or former President.

BE IT FURTHER RESOLVED, that Springfield Township supports Waterford Township's effort to have federal or state legislation passed which mandates reimbursement by political campaigns for security costs incurred by local governments on behalf of a candidate.

BE IT FURTHER RESOLVED, that a copy of this Resolution be provided to Waterford Township, the Michigan Townships Association, and federal and state representatives of Springfield Township.

Certification

I, Nancy Strole, duly elected Clerk of the Charter Township of Springfield, certify that the foregoing is a true copy of a Resolution passed by the Springfield Township Board of Trustees at its Regular Meeting held on the 10th day of May, 2007.

Nancy Strole, Clerk

BILLS PRESENTED FOR PAYMENT:

GENERAL FUND

Petty Cash	\$ 25.50
DTE Energy	1,243.30
Jamie Dubre	490.85
Oakland County Assoc. of Assessing Officers	30.00
BS&A Software	1,150.00
Sherman Publications, Inc.	96.80
Pontem Software by RIA (2)	779.86
Sarah Richmon	2,500.00
Resource Data Systems	4,240.00
Quill (2)	162.16
Hubbell, Roth & Clark (3)	5,180.00
Carol Jones	9.53
All N One Lawn Care	190.00
Print Pal	89.90
Oakland County Treasurer	54.54
Road Commission for Oakland County	1.73
Spring Mountain	53.25
UNUM	<u>300.51</u>

TOTAL

\$ 16,597.93

Additional Disbursements:

Collin Walls	\$ 150.35
Smith's Disposal (2)	130.00
Mike Forst	1,293.68
Mike LaLone, Inc.	910.25
Adkison, Need & Allen PLLC	6,119.41
Bear Claw Bags	72.75
McLeod USA (2)	1,151.64
Nextel Communications	23.96
McKay's Hardware, Inc.	51.91
Print Pal	89.90
Office Depot	28.00
Quill (3)	540.06
Road Maintenance Corp	890.64
DTE Energy – Street Lighting	1,770.70

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Vadim Municipal Software, Inc.	298.00
Mat Rental Service	49.00
Consumers Energy	1,037.74
Carlisle/Wortman Assoc., Inc. (4)	2,005.00
A&C Builders Hardware, Inc.	37.20
Suburban Office & Janitorial (2)	168.71
Unicare	178.23
Petty Cash	15.61
Absolute Building Maintenance	2,735.00
Municipal Benefit Services	8,885.36
All Waste LLC	8,215.00
American United Life	13.47
Springfield Twp. Parks & Rec.	75,000.00
DTE Energy (2)	1,349.18
J&M Window Cleaning	400.00
Bugs Bee Gone, LLC	200.00
Susan Weaver	162.50
First Class Tire Shredder	406.00
Pitney Bowes	<u>768.00</u>
TOTAL	\$ 115,147.25
<u>GRAND TOTAL</u>	<u>\$ 131,745.18</u>

BILLS PRESENTED FOR PAYMENT:

FIRE FUND

Marlan H. Hillman	\$ 201.19
Oakland County Treasurer	48.89
Dickinson Wright, PLLC	7,000.00
UNUM	78.44
52 nd District Court (2)	190.00
Petty Cash	19.90
Allen & Hope & Associates	20.00
AT&T	37.81
Beardslee Sand & Gravel	750.00
Cavalier	247.66
Comcast	45.95
Cynergy Wireless	40.95
Kerton Lumber	47.75

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Lessors	19.80
Auto Parts Mazza	284.62
Michigan Water Conditioning	22.50
Office Depot	79.99
RK Communications	80.65
Roland Segal	10.00
Tri County Court Services	<u>10.00</u>
TOTAL	\$ 9,236.10

Additional Disbursements:

Road Commission for Oakland County (2)	\$ 1,057.55
Nextel Communications	59.52
Unicare	47.58
Building Department	5,536.00
Specification Service Co.	528.00
Oakland County Sheriff's Dept.	1,452.00
Municipal Benefits Services	2,221.34
Mark's Home, Inc.	15,792.03
52 nd District Court	68.00
Petty Cash	50.00
Consumers Energy (2)	266.81
Richard A. Morris	68.69
Douglass Safety Systems LLC	108.00
DTE Energy (2)	272.38
Independence Twp. Fire Dept.	330.00
Mike LaLone, Inc. (2)	561.00
Lessor's (4)	102.30
RK Communications (2)	<u>638.00</u>
TOTAL	\$ 29,159.20
<u>GRAND TOTAL</u>	<u>\$ 38,395.30</u>

BILLS PRESENTED FOR PAYMENT:

NONE

TOTAL

POLICE FUND

\$ 0.00

\$ 0.00

Additional Disbursements:

Michigan State Police

\$ 125.00

Oakland County Sheriff's Dept.

115,896.01

TOTAL

\$ 116,021.01

GRAND TOTAL

\$ 116,021.01

BILLS PRESENTED FOR PAYMENT:

General Fund (2)

TOTAL

GRAND TOTAL

CABLE TV FUND

\$ 273.50

\$ 273.50

\$ 273.50

BILLS PRESENTED FOR PAYMENT:

Petty Cash

\$ 20.00

Oakland County Treasurer

34.20

JP Morgan Chase Bank

84,221.67

TOTAL

\$ 84,275.87

Additional Disbursements:

The Bank of New York

\$ 275.00

TOTAL

\$ 275.00

GRAND TOTAL

\$ 84,550.87

BILLS PRESENTED FOR PAYMENT:

UNUM

Ron Shelton

Tim Koerber

Charles B. Warner

TOTAL

BUILDING DEPT FUND

\$ 35.00

698.88

857.58

634.25

\$ 2,225.71

Additional Disbursements:

Road Commission for Oakland County (2)

\$ 111.24

Nextel Communications

105.51

Unicare

19.50

Groveland Auto Service	20.00
Refund – John Young	480.00
Petty Cash	<u>35.00</u>
TOTAL	\$ 771.25
<u>GRAND TOTAL</u>	<u>\$ 2,996.96</u>

BILLS PRESENTED FOR PAYMENT:

**LAKE IMPROVEMENT
FUND**

<i>Dixie Lake</i>	
Progressive AE	\$ 2,250.00
<i>Waumegah Well</i>	
DTE Energy	<u>310.53</u>
TOTAL	\$ 2,560.53

Additional Disbursements:

<i>Waumegah Interest</i>	
Oakland County	<u>\$ 432.50</u>
TOTAL	\$ 432.50
<u>GRAND TOTAL</u>	<u>\$ 2,993.03</u>

BILLS PRESENTED FOR PAYMENT:

SOFTWATER LAKE FUND

None	<u>\$ 0.00</u>
TOTAL	\$ 0.00

GRAND TOTAL FOR ALL FUNDS

\$ 376,975.85