

**MEMBERS PRESENT:** Donald Green, Supervisor; Colleen Schwartz, Clerk; Cynthia Dagenhardt, Treasurer; Trustees Randal Busick, Dale Wiltse, Brien Worrell

**ABSENT:** Trustee William Mazzara

**ALSO PRESENT:** Jennifer Elowsky, Township Attorney; Larry Waligora, Fire Chief; Mark Schupan, Andy Knowlton, Schupan & Sons; Linda Dagenhardt, Aileen Wingblad, Milford Times, Twelve Audience Members, Holly Brandt, Recording Secretary

Supervisor Green called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was recited.

**PUBLIC HEARING, REPROGRAMMING OF 2009 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS**

Treasurer Dagenhardt moved, Clerk Schwartz seconded to open the public hearing at 7:31 p.m. Vote unanimously carried.

Supervisor Green stated the public hearing notice was published in the Milford Times as required. He asked if there were any comments and there was no response.

Treasurer Dagenhardt moved, Clerk Schwartz seconded to close the public hearing at 7:32 p.m. Vote unanimously carried.

**CALL TO THE PUBLIC**

Ms. Donna Corder, 915 E. Dawson Road, Milford, expressed concern for a drainage ditch problem on Dawson Road west of Old Plank Road. Supervisor Green responded that he has met with Road Commission for Oakland County representatives and he will have the township engineer look in to the matter.

Mr. Vaughn Mouradian, 1345 Oak Hollow Drive, Milford, and Mr. Douglas Dawe, 1365 Oak Hollow Drive, Milford, discussed their ongoing outdoor lighting concerns with another resident located on Grondinwood. Supervisor Green responded that he has investigated the matter and the ordinance does not address residential lighting. He said he would send the resident a letter requesting that he rectify the issue.

**CONSENT AGENDA**

Clerk Schwartz moved, Trustee Busick seconded to add \$313,800.40, Payment to George Auch Company to the General Fund bills. Vote unanimously carried.

APPROVAL OF MINUTES, AUGUST 19, 2009 (REGULAR);  
APPROVAL OF BILLS (REGULAR & BOND): GENERAL FUND \$146,501.39, FIRE  
DEPARTMENT \$621,091.05, SENIOR CENTER \$20,019.48, SEMIS 219.99;  
ADOPTION, ORDINANCE 156-A-141, SECTION 32-33, REZONING AND  
CONDITIONAL ZONING;  
REQUEST, FUNDS FOR ANNUAL FALL PICNIC, \$2,355. – PARKS & RECREATION

Trustee Busick moved, Treasurer Dagenhardt seconded to approve the consent agenda as amended. Roll call vote: **Yes** – Busick, Dagenhardt, Wiltse, Schwartz, Worrell, Green. **Absent** – Mazzara. **Vote unanimously carried.**

### **SUPERVISOR'S REPORT**

Supervisor Green stated he has submitted a letter to the Department of Environmental Quality (DEQ) regarding Childs Lake Estate's ability to connect to the Southeast Milford Interceptor Sewer (SEMIS). He said the Engineers without Borders Race event has been changed to Saturday, November 1, 2009; Kensington Metropark will soon be connecting to the SEMIS and the West Oakland Transportation Authority is now defunct due to budget constraints.

Supervisor Green requested to add the following to the agenda: Old Business, Temporary Part-Time Position; New Business, Set Public Hearing, Ridge Valley Sewer Special Assessment District (SAD); Landscape Bids, Fire Station Project; Sign Bids, Fire Station Project.

Treasurer Dagenhardt moved, Clerk Schwartz seconded to amend the agenda as requested. **Vote unanimously carried.**

### **PLANNING COMMISSION REPORT (AUGUST 27, 2009)**

Supervisor Green review the meeting of August 27, 2009.

### **ZBA REPORT (NO SEPTEMBER MEETING)**

### **FIRE DEPARTMENT REPORT**

Chief Waligora reported the following:

Runs for the month of August totaled 92 with 102 year to date.

Mutual aid tankers, engine and manpower were provided to Brighton Township for a structure fire on September 2, 2009.

All fire apparatus pumps have passed pump testing for 2009.

The Oakland County Mutual Aid Association is compiling all the Mutual Aid Box Alarm System (MABAS) with the goal of having the county on-line by January 2010.

Chief Waligora requested to hire six new firefighter trainees. He said this would bring the total of the department up to 38 firefighters.

Treasurer Dagenhardt moved, Clerk Schwartz seconded to approve the hiring of six firefighter trainees as requested. **Vote unanimously carried.**

**UNFINISHED BUSINESS**

REQUEST, EXTENSION OF IFT ABATEMENT – SCHUPAN & SONS, 16-36-451-018  
Mr. Mark Schupan and Mr. Andy Knowlton, Schupan & Sons requested a three-year extension of their nine-year real property tax abatement, which was originally granted on May 18, 2005. They provided a letter, dated September 11, 2009, from Mr. Knowlton, which indicated in detail several highlights of their business as follows: their investment in the property, 146 employees work at the facility with average salaries at \$35,000.00, promote recycling throughout the state, would like to recoup \$300,000 of their startup expenses, their great reputation and the volume of materials they process per year.

Supervisor Green said he thought variances would be necessary due to outstanding items on their site plan that have not been complied with to date. Mr. Knowlton said that he thought they would be asking for only one variance. He said thirteen of the fourteen items on the site plan should be completed shortly.

The board, Mr. Schupan and Mr. Knowlton discussed the request at length. Several board members explained to Mr. Schupan and Mr. Knowlton that they were not comfortable granting the extension at this time due to the tough economic situation with falling property values in the township. Supervisor Green also explained that General Motors has appealed their assessment with the Michigan Tax Tribunal with an 80% reduction sought.

The board questioned why they were requesting an extension so early when the original abatement would not expire until 2015. Mr. Schupan responded that he shouldn't have had to spend \$300,000 in start-up costs until the SEMIS was ready for hookup and he was hoping the abatement extension would offset that amount.

Trustee Busick moved, Clerk Schwartz seconded to decline the request of Schupan & Sons for a three-year extension to their tax abatement and directed them to request again at a later date.

Discussion:

Mr. Schupan stated that he wanted the money back that they shouldn't have spent.

Trustee Worrell disclosed that he installed the landscape for the facility and asked if he should abstain from voting on the matter. The board felt he could vote because it did not involve any monetary value that Trustee Worrell would gain if approved.

Discussion continued regarding the request. Mr. Schupan again stated that he wanted the money back that they shouldn't have spent. He said he wanted to solve problems that shouldn't have occurred in the first place. Mrs. Elowsky reminded Mr. Schupan and the board that the current litigation between Schupan & Sons and the township was a separate issue that could not be discussed at this meeting.

Trustees Wiltse and Worrell felt the expansion was good for the township. Trustee Busick felt if the board declined at this time they could still approve it at a later date.

Roll call vote: **Yes** – Busick, Schwartz, Dagenhardt, Green. **No** – Wiltse, Worrell.  
**Absent** – Mazzara. **Vote carried.**

TEMPORARY PART-TIME EMPLOYEE

Supervisor Green stated the position was posted on the township's website as requested by the board.

Treasurer Dagenhardt moved, Trustee Worrell seconded to approve the hiring of Mrs. Linda Vance to fill the temporary part-time position as requested. **Vote unanimously carried.**

**NEW BUSINESS**

REPROGRAMMING OF 2009 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS

Trustee Busick moved, Treasurer Dagenhardt seconded to approve the reprogramming of the 2009 CDBG funds as requested. Roll call vote: **Yes** – Busick, Dagenhardt, Wiltse, Schwartz, Worrell, Green. **Absent** – Mazzara. **Vote unanimously carried.**

BIDS, OAK TREE ASSESSMENT AT OAK GROVE CEMETERY

Supervisor Green announced the bids as follows:

Prime Arbor Enterprises	\$ 765.00
Site Specific, Inc.	\$4,200.00
Victorian Gardens	\$4,125.00

The board discussed the cost difference between the bids and determined the bid from Prim Arbor was detailed and specific as to the service to be performed.

Ms. Linda Dagenhardt, part-time cemetery employee, said she felt the bid from Site Specific should be the bid to accept because she knows they do good work. She offered to have the Oak Grove Cemetery Fund Committee pay for half the fee.

The board felt the bid from Prime Arbor met the bid criteria, was submitted prior to the deadline and the firm would have to perform the service according to their bid even if it actually took longer.

Trustee Wiltse moved, Trustee Busick seconded to accept the bid from Prime Arbor Enterprises in an amount not to exceed \$765.00 and authorize the supervisor to amend the budget. Roll call vote: **Yes** – Wiltse, Busick, Dagenhardt, Schwartz, Worrell, Green. **Absent** – Mazzara. **Vote unanimously carried.**

PROPOSED ORDINANCE AMENDMENT FOR SOLICITORS LICENSE

Trustee Wiltse said he has proposed this ordinance because he has concerns about various organizations that go door-to-door within the township. He felt the township needed to be aware of who is working within the township.

The board and Mrs. Elowsky discussed the proposal and Mrs. Elowsky suggested the board determine what they would like to have in an ordinance or permit so she can establish language for it.

The board determined to get their ordinance information to Mrs. Elowsky by the October meeting and place the item on the November agenda.

**REQUEST, USE OF MILFORD RECREATIONAL TRAIL FOR TOUR DE LIVINGSTON RACE EVENT, OCTOBER 10, 2009 – PETER BOWEN, HOWELL ROTARY CLUB**  
Supervisor Green stated the group was not allowed to close the trail for the event. He said the Parks & Recreation Commission will be establishing a permit application for future trail use requests and applicants will be directed to use the Huron Clinton Metropark Authority's (HCMA) application for now.

Clerk Schwartz moved, Trustee Busick seconded to approve the request for use of the trail pending the HCMA's approval. **Vote unanimously carried.**

**RECOVERY OF OPERATIONS COSTS FOR SEMIS**

Supervisor Green stated the cost for operating the SEMIS is about \$36,000 per year. He said the township engineers have said the township is allowed to pass the cost on to those connected to it.

The board discussed at length the sewer and how to pay for the operational costs. They determined more research was needed regarding options to cover the costs since only one user was connected at this time.

Trustee Wiltse moved, Treasurer Dagenhardt seconded to postpone until the next regular meeting allowing time for the supervisor to research options. **Vote unanimously carried.**

**ZBA MEETING FEE**

Supervisor Green said it costs over \$750.00 to hold a ZBA meeting. He felt the petitioners should bear the expense.

The board discussed the fees how they should be covered and it was determined the current applicant fee of approximately \$250.00 was charged. Treasurer Dagenhardt felt the fee shouldn't be raised to cover the entire cost of a meeting.

The board continued discussion regarding various methods covering the costs.

Trustee Wiltse moved, Trustee Busick seconded to postpone until the next regular meeting. **Vote unanimously carried.**

**REMOVE COMCAST FEES**

Supervisor Green stated Comcast currently charges for the service of accessing township email from an off site location. He requested permission to cancel this service. Trustee Worrell suggested Supervisor Green verify that the township's technical firm does not use this service for computer related repairs prior to cancelling it.

**REMOVE PODCAST FEATURE FROM WEBSITE**

Supervisor Green stated there are costs involved to have the meetings podcast on the website that he would like to eliminate.

Trustee Busick moved, Trustee Wiltse seconded to remove the podcast from the website as a cost savings measure. **Vote unanimously carried.**

SET PUBLIC HEARING, 2010 CDBG FUNDS

Treasurer Dagenhardt moved, Trustee Wiltse seconded to set a public hearing for 2010 CDBG funds for the third Wednesday in October, 2009. Roll call vote: **Yes** – Dagenhardt, Wiltse, Busick, Schwartz, Worrell, Green. **Absent** – Mazzara. **Vote unanimously carried.**

SET PUBLIC HEARING, RIDGE VALLEY SPECIAL ASSESSMENT DISTRICT (SAD) – RESET THE ROLL

Supervisor Green said the public hearing notice was published incorrectly.

Treasurer Dagenhardt moved, Trustee Wiltse seconded to set a public hearing to reset the special assessment roll for the Ridge Valley SAD for the third Wednesday in October. **Vote unanimously carried.**

LANDSCAPE BIDS – FIRE STATION PROJECT

Supervisor Green stated the bids as follows:

Charles Irish Company	\$42,000.00
B & L Landscape	\$42,955.00
Great Oaks	\$45,267.00

Trustee Busick moved, Trustee Wiltse seconded to approve the bid from Charles Irish Company in an amount not to exceed \$42,000.00 as presented. Roll call vote: **Yes** – Busick, Wiltse, Dagenhardt, Schwartz, Worrell, Green. **Vote unanimously carried.**

SIGN BIDS – FIRE STATION PROJECT

Supervisor Green stated the bids as follows:

ASI Sign System	\$5,314.99
Hunt Sign Company	\$3,243.82
MLS Signs	\$3,883.06

Treasurer Dagenhardt moved, Trustee Worrell seconded to approve the bid from Hunt Sign Company in an amount not to exceed \$3,243.82 as presented. Roll call vote: **Yes** – Dagenhardt, Worrell, Wiltse, Busick, Schwartz, Green. **Vote unanimously carried.**

**BOARD MEMBER'S REMARKS**

Trustee Worrell thanked the fire department for their assistance during his father's accident.

Supervisor Green said he would be setting a meeting date for the 2010 budget work session.

**ADJOURNMENT**

Trustee Busick moved, Treasurer Dagenhardt seconded to adjourn the meeting at 10:00 p.m. **Vote unanimously carried.**

**REGULAR BOARD MEETING  
CHARTER TOWNSHIP OF MILFORD**

**SEPTEMBER 16, 2009  
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Charter Township of Milford,

Colleen Schwartz, MMC  
Clerk