

**REGULAR BOARD MEETING  
CHARTER TOWNSHIP OF MILFORD**

**MAY 19, 2010  
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**MEMBERS PRESENT:** Donald Green, Supervisor; Holly Brandt, Clerk; Trustees Randal Busick, Dale Wiltse, Brien Worrell

**ABSENT:** Cynthia Dagenhardt, Treasurer; Trustee William Mazzara

**ALSO PRESENT:** Larry Waligora, Fire Chief; Jennifer Elowsky, Township Attorney; Aileen Wingblad, Milford Times; Nine Audience Members; Missy McDole, Recording Secretary

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

The Pledge of Allegiance was recited.

**PUBLIC HEARING, RIDGE VALLEY COMMUNITY SEWER SYSTEM SPECIAL ASSESSMENT DISTRICT (SAD) ADJUSTED FEES**

Trustee Wiltse moved, Trustee Worrell seconded to open the public hearing at 7:32 p.m.

**Vote unanimously carried.**

Supervisor Green stated that the Public Hearing was published in the Milford Times and letters were mailed to all effected homeowners. The township has received no complaints.

There was no response from the public.

Trustee Worrell moved, Clerk Brandt seconded to close the public hearing at 7:34 p.m.

**Vote unanimously carried.**

**CALL TO THE PUBLIC (NON-AGENDA ITEMS ONLY)**

There was no response from the public.

**CONSENT AGENDA**

APPROVAL OF MINUTES, APRIL 21, 2010 (REGULAR);  
APPROVAL OF BILLS: GENERAL FUND \$109,880.38; FIRE DEPARTMENT \$199,961.13; SENIOR CENTER \$5,080.60; SEMIS \$2,792.72  
NOMINATION OF ELECTION COMMISSION – MAZZARA, WORRELL  
RESOLUTION, ESTABLISHMENT OF RECEIVING/CERTIFYING BOARDS FOR TOWNSHIP ELECTIONS  
RESOLUTION, WEST NILE VIRUS PROGRAM EXPENSE REIMBURSEMENT  
APPROVAL, REVISED PARKS & RECREATION BY-LAWS

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

**SUPERVISOR'S REPORT**

Supervisor Green reported that the Morelli/Tudor land division lawsuit is going to the Michigan Supreme Court.

**PLANNING COMMISSION REPORT**

Trustee Mazzara was absent – no report was given.

**ZBA REPORT (NO MAY MEETING)**

No report was given.

**FIRE DEPARTMENT REPORT**

Chief Waligora reported the following:

Runs for the month of April 2010: 102, ytd. 311, April 2009 87, ytd. 295.

The Open House was well attended; we received many positive comments on the facility.

Request to select billing agent for medical transport.

Chief Waligora spoke regarding the proposal for billing for medical transport and how it would benefit the department financially.

Supervisor Green felt that the board needed more detailed information to make a decision on the matter.

Chief Waligora also gave the 2009 Annual Report.

**UNFINISHED BUSINESS**

**2010 – 2011 POLICE DEPARTMENT BUDGET**

Trustee Wiltse asked permission to abstain from discussion as his wife works for the police department.

Trustee Worrell moved, Trustee Busick seconded to allow Trustee Wiltse to abstain from discussion. Vote unanimously carried.

Supervisor Green said that the township board had no control over the police budget.

Trustee Busick moved, Clerk Brandt seconded to approve the police budget for 2010-2011 fiscal year as presented. Roll Call Vote: Busick, Brandt, Worrell, Green. Absent: Dagenhardt, Mazzara. Vote unanimously carried.

**NEW BUSINESS**

**RIDGE VALLEY COMMUNITY SEWER SYSTEM SPECIAL ASSESSMENT DISTRICT (SAD) ADJUSTED FEES**

Supervisor Green discussed the adjusted fees. He explained each line item and its purpose.

Greg Schone, 1314 Yellowstone Valley Dr, Milford, said he is representing the four homeowners that currently occupy four of the eighty six sites. They don't feel like the responsibility should be placed on them. They don't have any ownership rights to the water system, they did not sign up for this when they purchase homes there. They were told they would have water and sewer and would be charged a \$300.00 fee per year for all the property items including water, sewer, snow plowing, mowing, all they had in their contract was that it could be taken over by the township at a future time. They feel that the poor planning or poor construction of the system is not something that is their responsibility and additional fees should go back to the developer, builder or whoever gave approval for the system initially.

Supervisor Green explained the reason behind setting up a Special Assessment District and that there were no other options at this point.

Clerk Brandt moved, Trustee Wiltse seconded to adopt the SAD at the adjusted fees.  
**Roll Call Vote:** Brandt, Wiltse, Worrell, Busick, Green. **Absent:** Dagenhardt, Mazzara.  
**Vote unanimously carried.**

#### REQUEST TO PLAT ADDITIONAL GRAVES - OAK GROVE CEMETERY, SECTION 10

Clerk Brandt explained the proposal to plat 17 additional graves, which would create more revenue. She said new and replacement identification pins were needed.

Trustee Wiltse moved, Trustee Busick seconded to approve the proposal from Huron Cemetery Maintenance, Inc for \$156.00. **Roll Call Vote:** Wiltse, Busick, Worrell, Brandt, Green. **Absent:** Dagenhardt, Mazzara. **Vote unanimously carried.**

#### APPROVAL OF LIGHTING CONTRACTOR

Supervisor Green explained that the bidding process was handled by Green Team Coalition. The lighting project for the Civic Center is covered under the state Energy Efficiency and Conservation Block Grant (EECBG). The recommendation from Green Team Coalition is that LaBelle Electric Services receives the bid for the lighting. The lights that will be replaced are the parking lot lights and the light over the back door.

Trustee Wiltse moved, Trustee Busick seconded to approve LaBelle Electric Services to complete the lighting upgrades. **Roll Call Vote:** Wiltse, Busick, Worrell, Brandt, Green. **Absent:** Dagenhardt, Mazzara. **Vote unanimously carried.**

#### PROTECTING BOUNDARIES CONFERENCE – SUPERVISOR GREEN

Supervisor Green requested \$85.00 for attending a Protecting Boundaries Conference which he felt was very beneficial.

Trustee Worrell moved, Clerk Brandt seconded to approve \$85.00 for the class. **Roll Call Vote:** Worrell, Brandt, Busick, Wiltse, Green. **Absent:** Dagenhardt, Mazzara. **Vote unanimously carried.**

WITHDRAWL OF BALLOT PROPOSAL LANGUAGE FOR AUGUST 3, 2010  
ELECTION- MILFORD PUBLIC LIBRARY

Trustee Worrell moved, Clerk Brandt seconded to approve the request to withdraw the ballot proposal language. **Vote unanimously carried.**

MEDICAL MARIJUANA MORATORIUM

Supervisor Green reported that he spoke with legal council, police departments and township supervisors regarding medical marijuana. He said as a township we have to provide a zoning district to raise and dispense medical marijuana.

Mrs. Elowsky reported on the legal aspects of The Medical Marijuana Law.

Ms. Mary Buha, 1077 Parkway, Milford, was present and asked questions regarding what zoning classification that growing or selling would be allowed in. She also wanted to know how long the moratorium would last.

Trustee Busick moved, Clerk Brandt seconded to adopt a Medical Marijuana Moratorium as follows; The Charter Township of Milford hereby adopts a moratorium to temporarily deny any use of land for the following activities: Cultivation or processing of marijuana, distribution or dispensing of marijuana, Smoking or other administration of marijuana, Stores for specialized equipment for cultivation, processing, distributing or administering marijuana; and, Specialized schools or training for cultivation, processing, distributing or administering marijuana, and The moratorium forbidding such land use shall terminate and be of no further effect upon the effective date of a land use ordinance regulating such activities or after six (6) months from the effective date of this moratorium, whichever shall first occur. Further, to direct the Planning Commission to study the existing zoning map to see if there is a suitable zone where it would be legal. **Roll Call Vote:** Busick, Brandt, Wiltse, Worrell, Green. **Absent:** Dagenhardt, Mazzara. **Vote unanimously carried.**

RESOLUTION, CHANGING PENSION ELIGIBILITY DATE FOR INCOMING CLASS II  
EMPLOYEES

Clerk Brandt explained that Class II employees were fire fighters. The resolution would change the pension eligibility to 12 months as apposed to immediately upon hire.

Trustee Worrell moved, Trustee Busick seconded to approve the resolution as presented. **Roll Call Vote:** Worrell, Busick, Wiltse, Brandt Green. **Absent:** Dagenhardt, Mazzara. **Vote unanimously carried.**

REQUEST FOR FUNDS FOR COMMUNITY PICNIC & MOVIE IN THE PARK – PARKS  
AND RECREATION COMMISSION

Clerk Brandt moved, Trustee Worrell seconded to approve funds in the amount of \$1,617.38 for Picnic and Movie in the Park. **Roll Call Vote:** Brandt, Worrell, Busick, Wiltse, Green. **Absent:** Dagenhardt, Mazzara. **Vote unanimously carried.**

**BOARD MEMBERS REMARKS**

Trustee Busick stated that he was in the Upper Peninsula and witnessed a fire and would like to express his appreciation to our fire department.

**ADJOURNMENT**

Trustee Wiltse moved, Clerk Brandt supported to adjourn the meeting at 8:29 p.m. **Vote unanimously carried.**

Charter Township of Milford,

Holly Brandt, CMC  
Clerk