

### **ACTICE** ACME TOWNSHIP REGULAR BOARD MEETING **ACME TOWNSHIP HALL** 6042 Acme Road, Williamsburg MI 49690 Tuesday, November 10, 2009 7:00 P.M.

### MEETING CALLED TO ORDER WITH THE PLEDGE OF ALLEGIANCE AT 7:00 P.M.

Members present:	D. Dunville, R. Hardin, W. Kladder, P. Scott, E. Takayama, L. Wikle, F. Zarafonitis
Members excused:	None
Staff present:	S. Vreeland, Township Manager and Recording Secretary
	J. Jocks, Legal Counsel

#### A. **STUDY SESSION:** None

#### B. LIMITED PUBLIC COMMENT:

Gordie LaPointe, 6375 Plum Drive noted the item on the Consent Calendar regarding the proposed Oil & Gas Lease renewal with Trendwell. After he learned that the township had entered into nondevelopmental exploration leases for various parklands and cemeteries he contacted the leasing companies to discuss the possibilities for the common areas in the Orchard Shores subdivision. His neighborhood ultimately entered into a non-developmental lease agreement with O.I.L. because their intial signing payment was significantly higher than Evergreen's (the predecessor of Trendwell with which the township signed) while the future royalty rates were not very much lower than Evergreen's offer. Actual well development has been slow in the past 3 years since the major drive to lease local properties for Antrim gas exploration began, and with the recent sharp drop in natural gas prices Mr. LaPointe believes it will be some time before significant well development proceeds. Perhaps it would be better for the township to invite other firms in to bid again rather than simply accepting the renewal of the lease at the existing term. And, perhaps it might be better for the township to choose the "bird in the hand" (higher signing payment) as opposed to the "bird in the bush" (potentially higher long-term royalty revenues.

Renee Kaufman, 3462 Autumn Leaf Drive in East Bay Township is part of the Fix our Roads citizen group. She thanked the Board for allowing Acme's residents to vote on this issue. The result was not what she personally hoped, but the democratic process was carried out. She expressed pride for the fellow members of her committee because they maintained a positive point of view and brought issues about local road funding into the public eye. They will continue to be involved with the County road improvement committee. They also plan to continue educating area residents through their website at www.fixourroads.net and to advocate for funding and improvements for local collector roads where current funding options are limited.

C. APPROVAL OF AGENDA: Motion by Hardin, support by Scott to approve the agenda as amended to move the special presentations to later in the meeting due to schedule conflicts for the presenters, and to remove the proposed resolution regarding LochenHeath from the agenda on advice from legal counsel that instead we can use resources on hand (a letter from the DEQ) to deal with this issue on a permit-by-permit basis.

Al Ruggirello, 7874 Turnberry Circle asked if there will be a "carte blanche blockage" on the issuance of Land Use Permits (LUPs) in Lochenheath. Kladder state that a letter received from the DEQ in December 2008 indicates that the township should not issue land use permits if they would result in the potential for more than 6,000 gallons/day (15 residential equivalents) of wastewater to be generated within the development. Mr. Ruggierello suggested that the residents and the township should get together soon so that the residents can inform the township about some new information regarding their development. Several other unidentified LochenHeath landowners in the audience asked for and received additional confirmation that the proposed resolution to cease LUP issuance in LochenHeath would be neither discussed nor voted upon this evening.

Motion carried unanimously.

#### D. INQUIRY AS TO CONFLICTS OF INTEREST: None noted.

#### E. CONSENT CALENDAR:

Motion by Zarafonitis, support by Takayama to approve the Consent Calendar as amended to remove consideration of the YCNA Oil & Gas Lease for further discussion, including:

#### **RECEIVE AND FILE:**

- 1. <u>Treasurer's Report</u> as of 09-28-09
- 2. <u>Clerk's Report</u> as of 11-02-09
- **3**. Draft Unapproved Meeting Minutes:
  - a. Planning Commission <u>09-28-09</u>, <u>10-19-09</u> and <u>10-26-09</u>
  - b. GT County Road Commission 09-23-09 and 09-25-09
  - c. Metro Emergency Services <u>09-22-09</u> and <u>10-12-09</u>
  - d. Shoreline Advisory <u>10-14-09</u>
- 4. <u>Metro Emergency Services Newsletter October 15, 2009</u>

#### **ACTION – Consider approval:**

- 5. <u>Township Board meeting minutes of 10-06-09</u>
- 6. <u>Accounts Payable</u> of \$ 230,899.15 through 11-02-09 (recommend approval: Dunville)
- 7. <u>Settlement of issue with residence at 4332 Audubon</u> being hooked to sanitary sewer system without purchasing a usage permit
- 8. <u>3-Year Extension of YCNA Non-Developmental Oil & Gas Lease</u> with Trendwell Energy (successor to Evergreen Preservation)

#### Motion carried by unanimous roll call vote.

#### F. SPECIAL PRESENTATIONS:

#### 1. Department of Public Works:

a. Discussion on the Septage Treatment plant by Ross Childs, DPW Interim Director: Childs told the public he was here to gather information for the Sewer and Water Committee of the Board of Public Works. He has some handouts he hopes people will take and review. There is discussion about funding the septage treatment facility through a special assessment on septic system users rather than a \$0.12/gallon charge on septage.

In 1996 the local septage haulers asked the County to consider building a septage treatment plant because it was known that deadlines were looming when septage could no longer be land applied on farms. This initiative was first conceived by the state in 1986. In 1996-97 a treatment plant was considered but not pursued. When it became evident around 2000 that the state was becoming serious about ending land application discussions began at the DPW, and particularly between Acme, Garfield, Elmwood, East Bay and Peninsula Townships, about building a new plant. It is well known that there is significant concern about the reports and projections on which construction of the existing facility was based, and a firm has been hired to investigate whether wrongdoing was involved.

Currently septic tank users pay haulers a \$0.12/gallon fee (\$144 for a 1,200 tank) plus traditional hauling charges, usually \$150. Flows are currently at about 50% of designed plant capacity and projections. A peak of 70,000/day was reached one day in July. Revenues are therefore also not meeting projections. A new proposal would eliminate the \$0.12/gallon fee at pumping and substitute a \$44/year special assessment. If a homeowner were to pump their tank every 2-3 years, the cost would be comparable to the current system. The special assessment would last for five

years. Only septic system users would be charged, and not sewer system users. Sewer users currently pay \$30/month per benefit in Acme Township which is significantly higher than the proposed special assessment of \$44 per property. Grease hauled would still cost \$0.12/gallon and not be special assessed, and septage hauled from out of county would still be charged \$0.12/gallon.

Some people pump less frequently, which can be an environmental concern. For instance, it appears that high levels of e coli near Airport Road are coming from faulty septic systems and are impacting nearby Mitchell Creek. Our membrane filter plant cost more than the original plant design and is costing more than projected to operate; the change was instituted because the technology created a cleaner flow at the end of the process.

In 2002 a *Record Eagle* editorial opined that the County should develop a plant large enough to serve quite a lot of septage. Their more recent opinions about the plant seem less positive.

Mr. LaPointe has read that the proposed assessment would enhance plant revenue flows, but to him it seems that this would not be the case. It seems more likely that the desired or probable outcome is more frequent pumping. He asked if there is an ordinance requiring pumping at certain intervals; there is not. Under the assessment model people would be permitted to pump every 3 years and waste haulers would no longer be responsible for collecting the fees and transmitting them to the County, which they would prefer not to have to do. There might be a possibility of the County bidding out hauling work at a lower cost than most haulers currently charge. The DPW is also implementing operational changes that should provide cost savings.

Budgeting for revenues from septage treatment next year was conservative based on projections that if people know the assessment is coming they may defer pumping one year. It could happen that under the assessment model people would be given a barcoded card good for one free pumping. Our plant is one of only three in the state currently accepting grease.

Bill Kurtz, 5761 US 31 North, asked about revenue and expenditure projections and the impacts of changes in revenue streams from special waste from Bay Harbor. This information is in the handouts Childs brought. The special assessment, if adopted by the DPW, would not be subject to public referendum, and public hearings would be required to continue it past the initial five years. Projections are that revenues from Bay Harbor will decrease significantly over each of the next two years. Childs would prefer that all special waste revenues be used exclusively to retire plant debt; legally the special assessment revenues could only be used to cover operating and maintenance expense. They would also pursue additional special waste revenue streams beyond Bay Harbor.

Rachelle Babcock, 4261 Bartlett Road, stated that many people wonder if the Bay Harbor waste can be fully treated and if it is released back to the Bay. Two different streams of waste come from Bay Harbor, both of which are pretreated before they arrive. When it arrives it is tested and is generally less strong than holding tank wastes the plant processed. Local doctor and noted environmentalist Dr. John Spencer reviewed the data and confirmed that the plant can safely handle and decently treat the waste. Childs stated that the treated wastewater entering the Boardman River from the sewage treatment plant is cleaner than the river water, and both plants are ranked in the top 100 nationally in quality. The septage plant did turn away wastes from one potential source as unacceptable; this waste is being placed in a deep injection well near Grayling.

The handouts contain year to year comparisons that show that the operating deficits are quickly reducing to zero and should be eliminated within a year or two. New research from the University of Michigan regarding biofuels from agricultural processing could help reduce operating costs and preserve local fruit processing jobs while reducing potentially negative environmental impacts.

Mr. Kurtz would like to see emphasis on treatment costs and the difference between treatment costs for sewer and septic users. Childs observed that each waste stream now composes about 50% of the total.

Meetings will occur through December, with the Sewer & Water Committee deliberating on this matter in January. The handouts contain home work and mobile contact information for Childs, and he strongly encouraged people to give him feedback. The committee has also reviewed many different funding scenarios, including hybrids between hauling and assessment charges. Dean Bott in the County Treasurer's office has run numbers regarding when the plant can become self-sustaining and build reserves for the future.

Hardin has heard that other plants around the state treat wastewater for less. Childs stated that some plants can only take certain kinds of waste, while we can take several. Upgrades to their plants to be comparable to ours would require them to raise their per gallon fees to a similar level. Hardin had also heard that holding tank waste costs more to treat, but the DPW was holding treatment costs to a level lower than for septage. This statement was made at an earlier meeting in error. Holding tank customer must pump up to 12 times a year, and due to the policies of our local Health Department there are more holding tanks in operation in Grand Traverse County than in any other county in the state.

Other forthcoming variables include the rate of new septic field permits (down 80% this year from normal), and the rate of conversion from holding tanks and septic systems to sewer systems over time.

After the first three years of a special assessment, data would be available that could inform decisions about whether to continue an assessment beyond five years, and if it could be reduced.

After October 1, 2010 no land application of septic waste will be permitted under any conditions in the state.

Kalkaska was investigating building their own treatment plant. They have received back the reports as to how much construction would cost, and it appears they would also have to charge \$0.12/gallon to treat septage. They must now consider whether they wish to build their own plant or whether they would like to have their haulers bring their waste to our plant.

If a regular system of pumping is set up and centrally administered, we can be better assured that septic systems are being regularly serviced which is better for public and environmental safety, and perhaps as with joint contracts for garbage hauling we can reduce the number of trucks on our roads and the wear and tear and need to repair and replace them.

Childs stated that to date no public money has been expended on the plant. The DPW is committed to repaying money advanced by the County to cover debt payments by the end of 2009.

b. Discussion about and approval of 2010 DPW Budget: Summary DPW budget

#### **DRAFT UNAPPROVED**

information for Acme Township was provided for review. The sewer and Orchard Shores sections are in a good position, with projected revenues exceeding projected expenditures. The position for the Hope Village water system is not as good, but should be improved by the rate increase approved this evening. LochenHeath's water and sewer systems do not have any revenue coming in to support the very minimal expenditures that still occur.

Takayama asked what "county indirect costs" are. These are overhead costs the County charges to each department.

## Motion by Scott, support by Takayama approve the 2010 Acme DPW budget as presented.

The entire Board is pleased that the sewer fund is stabilizing and an additional rate increase does not seem indicated at this time.

#### Motion carried by unanimous roll call vote.

c. <u>Update on East Bay-Acme Sanitary Flow metering</u>: Vreeland summarized the packet materials and past discussion between the DPW and Acme and East Bay Townships. Earlier this year East Bay Township Supervisor Glen Like launched an investigation into the way that the DPW was measuring sewer flows through a certain meter where flows from both townships combine, and how they were allocating various costs based on these calculations. While Mr. Lile appears to have suspected that East Bay Township was being charged too much due to a meter malfunction (which has been investigated and seems to have been resolved for the present), it has turned out that Acme Township was overcharged and is due a refund instead. The refund for 2009 is approximately \$18,000, and it is possible that refunds for prior years back to the time when the Acme sewer bypass line constructed in 2003 came into use should be investigated. It is also possible that the township's share of past County bond payments that are based on sewer flows should also be adjusted.

There are several points in the sanitary sewer system where sewer flows cross township boundaries and are metered, and there is a mathematical formula for adding and subtracting figures for each meter point to correctly assess which flows are generated in which township. The formula was never modified when the 2003 Acme bypass line became active and diverted some flows from a previous meter point to a new meter point, so the formula ended up counting the diverted flow at both the old and new meter points, effectively doubling a portion of the calculated Acme flows. The formula has been corrected, but prior to applying it and processing prior payment corrections the DPW requested motions approving the change from both township boards.

Motion by Scott, support by Zarafonitis that Acme Township approve use of the corrected Acme/East Bay flow meter reading formula, refund to Acme Township \$18, 701.52 for overpayments made during 2009, review when the formula should have changed to see if further adjustments are due for previous years, to review prior bond payments that are based on flow percentages for the same period during which adjustments are due to see if adjustments should occur to those as well, and to request reimbursement from the DPW as indicated.

There was some question as to how the reimbursements ought to be physically processed. Will they be made on the books of the DPW? Will a check or checks be issued by the DPW to Acme Township, or by East Bay Township to Acme Township?

#### Motion carried by unanimous roll call vote.

d. Flushing and Inspection of gravity sanitary line along US 31 N from southern township boundary to M-72 intersection: George Champlin, a manager with the DPW, was present to discuss this issue. Kladder stated that earlier this year the township had reason to participate in an inspection of a portion of the sewer mains in East Bay Township that Acme and East Bay jointly use. We became aware of many of the issues that are occurring with our aging sewer infrastructure. Champlin reported that the work would be done to the gravity lines along US 31 North from Tom's East Bay at the north end to Burger King at the south end. Over time various sorts of debris enters the sewer systems through a variety of routes including degraded manholes. There is a company that frequently does work for the DPW which involves both flushing the lines and inspecting them with a TV camera inserted in the pipes and moving through them on a tractor-style device. To clean and inspect the whole system would cost approximately \$150,000. This is a good time of year to do this type of work because flows are reduced seasonally. The work would have to be done at night to minimize traffic impacts on US 31. It would be best to work out a plan to clean and inspect all the lines over the next 2-3 years as effectively as possible at the lowest possible cost. In some cases the DPW may be able to do the cleaning instead of having the inspection company do it as well.

It would cost approximately \$30,000 to have the lines in the suggested project area cleaned and inspected by PCS. Items found in the sewers have included things like chunks of concrete and even bowling balls. Children often remove manhole covers and insert foreign objects. The last sewer backup cost over \$100,000 to clean up, and regular maintenance and inspection can help prevent such issues.

The section of sewer in question is entirely within Acme Township and only Acme flows run through it. The proposed cost does not include repairs of any problems found. Wikle asked if locks could be placed on the manhole covers; they can't be locked but special covers can be put in place that cost \$200 apiece. Usually foreign object problems are found more in outlying areas than in urbanized areas.

Kladder observed that a manhole near the intersection of US 31 and Bunker Hill Road was rebuilt earlier this year. It had been constructed of brick and mortar that had started to crumble due to the traffic passing overhead.

Manholes are not at uniform distances from one another, but are ideally no more than 400' apart. There is a manhole wherever different lines intersect.

Kladder believes strongly in inspection and preventive maintenance to the sewer system to prevent or delay larger problems and wear-and-tear. Budget considerations dictate the timing of work to some extent.

It is likely that this section of sewer in question has never been inspected and cleaned in entirety. \$30,624 is the proposed price, which includes disposal of debris cleaned out of the system.

## Motion by Zarafonitis, support by Dunville to accept the bid from PCS to clean and inspect the US 31 sewer lines as presented.

Takayama asked where the funding would come from; it would come from the Sewer Fund. A budget amendment will be needed; the expenditure was inserted into the sewer fund cash flow analysis that will also be discussed this evening.

#### Motion carried by unanimous roll call vote.

- e. <u>Discuss Sewer Fund status and sewer user rates:</u> Kladder reviewed the sewer fund cash flow projection worksheet provided by Vreeland. We project that the fund balance will continue to fluctuate but through the end of 2012 we should have at least \$200,000 in the fund. The projections have to take into account a large number of variables and are designed to be significantly more pessimistic than actuality where possible. Before the rates were raised to \$30/month the model continually predicted that the sewer fund would be bankrupt 2.5 years from the study date, so this is an improvement. We should see stronger system usage revenue than projected, and the DPW has consistently come in under budget for service to Acme over the past several years.
- f. <u>Discuss Hope Village Water System and rates</u>: The water system has been in place and under township ownership and management since 1996. The current water use rate structure has been in place since November 1996. Approximately a year ago some long-overdue maintenance was performed to the system, and recently a new SCADAn telemetry system was installed so that the DPW can be aware of malfunctions as soon as they occur and avoid a compounding of problems. Kladder, Vreeland and Champlin met with the facility administrator and mutually agreed to the proposed 2-year rate structure adjustment.

# Motion by Zarafonitis, support by Dunville adopt Resolution R-2009-24 adjusting Hope Village water usage rates as presented. Motion carried by unanimous roll call vote.

#### G. **REPORTS**:

- 1. <u>Sheriff's Deputy</u> Mike Matteucci: Deputy Matteucci presented the statistics for October, including 33 citations, 14 property damage accidents, 1 OUIL arrest and 12 other criminal arrests. There were a total of 291 complaints, with only 41 being criminal. The township radar trailer has been put away for the year. People allowed him to plug it in at their houses to extend the period of time it could be placed without recharging the battery, and he is always accepting requests for placements. He also urged people to report any suspicious activity in their neighborhoods to them, whether large or small. The question came up whether the trailer has been used in rural areas such as Sayler Road where high-speed travel has been witnessed; Deputy Matteucci will consider some placements in those areas.
- 2. County Commissioner's Report - Larry Inman: Inman complemented Kladder on his hard work and dedication to the septage treatment plant issue. The County has adopted its 2010 budget and is performing year-end interviews for openings on various boards and commissions. Interested individuals can contact Chris Kramer at County Administration to place an application on file. The third floor of the Governmental Center is being remodeled, particularly the Central Dispatch area which has lacked windows and natural light. They will be relocated to a corner with updated workstation furniture. County Administration offices will also move to the third floor from the second, with the vacated space on the second floor to become additional meeting space. Many local governments ask for meeting space at the County building. The City is looking for ways to reduce police and fire costs and has brought up the question of charges by the County to the City for Central Records services, particularly that the County has not charged Garfield Township or other CPO townships for such processing. The County has suggested that the City receive feedback from its residents before asking for concessions from the County as to emergency services; perhaps their constituents will desire changes to the level of city service up to and including contracting with the County rather than operating police and fire services. Fred Keeslar from County Health has held a number of successful H1N1 vaccination clinics and will continue to hold them as vaccine is available through December 1. They are focusing on inoculating seniors and children right now, but if sufficient vaccine becomes available they may open the clinics to

the general public. Last year the County examined pool operations and costs. While parks and recreation programs generally don't pay for themselves, the pool was estimated to cost \$200,000 beyond revenues. A consultant's report has been completed and the County has acted on one of the recommendations and hired Kim Moore from Oregon as the Aquatics Manager. Over the next 6 months she will prepare positive recommendations to enhance pool accessibility and financial status. Kladder noted that Inman is always very responsive to his questions.

- **3. <u>Parks and Maintenance</u> Tom Henkel:** received and filed.
- 4. **<u>Planning and Zoning</u>** John Hull: received and filed.

#### H. CORRESPONDENCE:

- 1. <u>Letter from Audrey Hankard regarding wild grapevines</u>: received and filed.
- 2. <u>10/14/09 E-mail from Ray Hicks, Lot 18 Plum Drive, opposing road millage ballot</u> <u>question</u>: received and filed.

#### I. PUBLIC HEARINGS: None

#### J. OLD BUSINESS:

1. Consider action pursuant to <u>10-14-09 Letter from Cherry Country Cove regarding</u> <u>Farmland PDR application</u>: Vreeland summarized the packet materials. Earlier this year the Board approved letters of intent for the purchase and option of development rights with 3 of the 4 Farmland Purchase of Development Rights (PDR) Round 1 applicants. Originally Cherry Country Cove was willing to option all of its development rights rather than optioning some and selling others outright as the other two applicants agreed to do. They were essentially willing to gamble on the township's ability to attract federal grants to match PDR millage dollars which by themselves would be insufficient to cover the purchase of all of the development rights offered.

In October Cherry Country Cove offered to modify the agreement with the township to sell the development rights on the smaller parcel they offered to the program before the end of 2009 and option the rights on the larger parcel for 3 years. The most significant portion of their offer is that they are willing to complete both portions of the deal with the township ultimately paying only 75% of the development rights value and Cherry Country Cove offering to cover the other 25% as a landowner contribution/bargain sale. Previously their development rights were offered to the township at full appraised value. The landowner contribution should reduce purchase costs to the point where the township can afford all of the rights offered in round 1 more easily. More land would also be preserved more immediately.

# Motion by Scott, support by Dunville that Acme Township accept the modified development rights purchase and option terms offered by Cherry Country Cove as presented and recommended by the Farmland Preservation Advisory.

Kladder observed that the township has been working on this program since 2003, and it is encouraging to see that we are on the verge of possibly opening a second round. More and more members of the farming community are indicating interest in participating, and our farmland preservation specialist continues to pursue federal grant funds to match our millage funds. The ultimate goal is to preserve farming by enhancing the economic viability.

#### Motion carried by unanimous roll call vote.

2. <u>3-Year Extension of YCNA Non-Developmental Oil & Gas Lease</u> with Trendwell Energy (successor to Evergreen Preservation): Noting Mr. LaPointe's earlier comments,

Vreeland provided a brief history of township oil and gas leasing over the past three years. The township was originally approached in late 2006 about leasing the rights to the Yuba Creek Natural Area (YCNA). There were several meetings of the YCNA Steering Committee where representatives from the bidding companies, O.I.L. and Evergreen, were questioned extensively. Many of the questions were oriented towards the environmental aspects of the proposed leases and the potential impact on the YCNA, and some were geared towards the financial details as well. Ron Reinhard, a member of the YCNA who was a former landman, was extremely helpful in this regard. Analysis of the proposed leases did reveal what was largely a bird in the hand vs. bird in the bush situation: Evergreen offered a smaller signing bonus and a future potential royalty rate that was not only a higher percentage than O.I.L offered but was also net of fewer production expenses. O.I.L. offered a much higher signing bonus but a lower future royalty rate with more expenses netted out. The decision was not only a financial one, but was also based on the township's comfort level with how the representatives of each company spoke to and interacted various township individuals and public bodies. Overall the township felt more comfortable with the Evergreen offer.

Mr. LaPointe said that the difference in royalties was 16% vs. 18%. It was indeed a gamble between money up front or money in the long run. Perhaps since there has been no development so far, it could have been better to take the larger up-front payment. Perhaps we should ask both parties to bid again. There still is not a lot of development in the area, and perhaps with depressed natural gas prices there won't be for some time. It seems to him the spread on the royalty.

Zarafonitis asked if the township had invited other companies to bid again; this letter came unsolicited for a renewal of an existing lease but the township could certainly invite Treadwell and others to bid again.

Motion by Scott, support by Zarafonitis that the township invite other companies to bid competitively for the YCNA oil and gas lease renewal. Motion carried unanimously.

#### K. NEW BUSINESS:

1. Consider approval of <u>Resolution #R-2009-23</u> approving installment financing of new fire truck for Metro Emergency Services Authority: Kladder provided pictures of the new pumper truck to be financed. Chief Parker stated that a new fire truck will be delivered in December which can be financed through Fifth Third Bank over five years at 2.85%. The purchase price is \$481,453. According to the Metro Articles of Incorporation, each member township must reaffirm its commitment to pay a pro-rata share of the debt incurred when it is a member, even if it subsequently leaves the Metro authority.

Hardin noted that a new fire station is soon to be constructed in Garfield Township, and thinking is turning to a new station in Acme in the future. Each new station needs construction, staffing and equipment, and careful financial planning is needed. Old equipment needs updating and replacing. Chief Parker stated that Metro has received a \$2.5 million grant to construct the new station, and financial and strategic planning is constantly underway to ensure prudent management. Debt management has been a key consideration. The biggest threat would be continued and/or significant decrease in property taxable values.

Motion by Scott, support by Zarafonitis to approve Resolution R-2009-23 supporting financing of a new pumper truck for Metro Emergency Services Authority as presented. Motion carried by unanimous roll call vote.

- 2. Consider proposed resolution suspending Land Use Permit permit issuance within LochenHeath: removed from the agenda.
- **3. Discuss** <u>collection of zoning application fees past due from Immanuel LLC</u>: A letter was received from Immanuel, LLC (a corporate name of Generations Management) late in the day

to day and the township needs time to evaluate and decide how to respond. Kladder suggested that the matter be tabled pending further review and communication with Generations Management. Scott stated that he is concerned about delays in billing not happening again, particularly in accordance with the recent changes in our fee escrow. Vreeland stated that the billing delays were her responsibility, and that problems in this area has been resolved and all current matters are up-to-date.

Motion by Scott, support by Takayama have township counsel and the Supervisor meet with Generations Management and return to the Board with an update/proposed course of action. Motion carried unanimously.

#### L. PUBLIC COMMENT & OTHER BUSINESS THAT MAY COME BEFORE THE BOARD:

Mr. LaPointe was surprised and pleased by the results of the road millage vote. He stated that there were many accusations made and circulated among the government and the press about the group opposed to the millage and how they conducted their campaign. In Acme Township there was a group of 7 people with 50 signs who spent less than \$500 for signs and flyers.

Kladder introduced Stephanie Kurtz, former Supervisor Bill Kurtz's grandaughter from Central High School, who attended tonight's meeting for her Civics class, and asked her to comment. She said this was her first public meeting.

Meeting adjourned at 9:38 p.m.