

Augusta Charter Township
8021 Talladay Road, Whittaker, MI 48190
Special Board of Trustees Meeting
January 27, 2009 6:00 pm and
Regular Board of Trustees Meeting
January 27, 2009 7:00 pm

1. Call Meeting to Order by Hafler at 6:02 pm.
2. Pledge of Allegiance
3. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee.
4. Public comments opened at 6:03 pm, closed 6:04 pm.
5. Motion by Hafler, 2nd by Tobler to move into executive closed session with Augusta Charter Township Attorney Doug Winters, under Open Meetings Act, MCL 15.268(h) "to discuss Attorney Winters legal opinion regarding the conflict of interest between Augusta Charter Township and Coexe Corporation, d.b.a. Coexe Solutions where in Township Trustee Mike King serves as Corporate Vice President of the December 16, 2006 contract for computer network services." Friendly amendment by King, 2nd by Hafler to amend the motion to change it from "conflict of interest" to "perceived conflict of interest". Roll Call: Aye: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Nay: none. Motion passed.
6. Special meeting not called back to order, instead the regular meeting scheduled to begin at 7:00 pm was called to order at 7:12 pm.
7. Pledge of Allegiance.
8. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee.
9. Motion by Giszczak, 2nd by Sherbine that in an effort to conduct Township business efficiently the following amendments to the agenda are offered:

To remove to our next meeting Giszczak request for Item 10L "YCUA Allocation" as it is a low priority;

To add after Attorney Reports Item 8B Assessors Report and move Item 10B (1, 2 & 3) (hardship Guidelines, Board of Review Scheduling

Change Resolution and Alternates to Board of Review) to Assessor reports;

To move from NEW business to OLD Business:

Item 10F Real Estate One Sales Listing Renewal as Item 9B
Item 10H "Water Sewer Rate Resolution" as Item number 1 under
Item 9A's "Water/Sewer Rate Study Discussion";
Item 10E "Residential Irrigation Meter off Season Billing" as Item
number 2 under Item 9A's "Water/Sewer Rate Study Discussion";

To move from New Business Item 10I to Clerk's Reports to Item J3d
"Budget Reductions- IT Support Committee".

To move from New Business to Old Business Item 10C "U.S. Congress
Economic Stimulus Package Discussion as Item 9C (per prior Board
meeting to table to this meeting);

To Change Item 8J3a "Trustees Warrants for December 2008" to
January 2009;

To remove agenda items because no action has been asked to be
considered by the Board as there was no information provided in the
Board Package for consideration:

Item 8C "Utility Committee Report"
Item 8E "Fire Department Building Advisory Committee Report -
No report",
Item 8F "Planning Commission Report – No Report",
Item 8G "Zoning Board of Appeals Report – No Report",
Item 8H "Farmland Preservation Board Report – No Report",
Item 8I "Webmaster Report",
Item 8J1 "Supervisor's Report",
Item 8J2 "Treasurer's Report" (as this was presented at the last
board meeting that the Treasurers cash is included in the Trustees
Warrant Report"),
Item 10D "Water Master Plan Discussion" (this is currently a tabled
item awaiting feedback from OHM). Friendly amendment Hafler
accepted by Giszczak to keep item 8C Utility Committee Report
on the agenda.

Roll Call requested by Giszczak: Aye: Sherbine, Giszczak, Tobler, and
McGehee. Nay: Lula, Hafler and King. Motion passed.

10. Motion by Tobler, 2nd by King to accept the January 12, 2009 Special Meeting Minutes as presented. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
11. Motion by Giszczak, 2nd by Sherbine to approve the January 13, 2009 Meeting Minutes as amended. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee.
12. Motion by Hafler, 2nd by King to amend 18, 19, 20, 21 and 22 to remove "Supervisor" from the motion. Discussion by Giszczak included that the designation of "Supervisor" represents that the motion to appoint to the Planning Commission can only be done by the Supervisor and in that capacity the designation of "Supervisor" precedes the Board of Trustees name to represent the role they play in the action being taken. Roll Call: Aye: Sherbine, Lula, Hafler and King. Nay: Giszczak, Tobler and McGehee. Motion passed.
13. Correspondence.
14. Public Comments opened at 7:32 pm, closed at 7:41 pm.
15. Motion by Giszczak, 2nd by Lula to authorize the Supervisor and Clerk to sign the documents to terminate the Augusta Farms September 16, 2005 Planned Unit Development (PUD) agreement with the reversion of the zoning to Agricultural Residential and accept receipt of the \$50,000 as paid in full and to be applied against outstanding review fees and other fees due to the General Fund; and to Authorize the Attorney to attend the closing of the property know as Augusta Farms on Wednesday January 28, 2009. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
16. Motion by Giszczak, 2nd by McGehee to take a ten minute break for the Supervisor and Clerk to sign and certify the documents as presented by the Attorney. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
17. Meeting called to order at 8:15 pm.
18. Motion by Hafler, 2nd by King to accept the Sheriff report as presented and delivered. Motion passed.
19. Motion by Sherbine, 2nd by Giszczak to adopt the current hardship guidelines and current income levels as presented by the Township

- Assessor in the Hardship Resolution. Roll Call: Ayes: Sherbine, Giszczak, McGehee and Tobler. Nays: Lula, Hafler and King.
20. Motion by Giszczak, 2nd by King to adopt the resolution to select "alternative starting date" for the Board of Review. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
 21. Motion by Giszczak, 2nd by McGehee to adopt the Resolution to Allow Local Residents to Protest in Writing to the Board of Review. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
 22. Motion by Giszczak, 2nd by Hafler to post for letters of interest for volunteers to serve as Alternate Tax Board of Review with friendly amendment Sherbine that the volunteer would be paid if asked to fill an active position. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
 23. Motion by Giszczak, 2nd by Hafler to table the utility service fees discussion to the next meeting to allow the Trustees to review the proposed hand out recommendations for utility related service fees. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
 24. Motion by Giszczak, 2nd by Tobler to accept the Fire Department report as provided. Motion passed.
 25. Motion by Giszczak, 2nd by Sherbine to authorize the payment of warrants as provided in the Clerks January 27, 2009 warrant report. Friendly amendment Tobler accepted by Giszczak to discuss Utility Management Services invoice separately. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
 26. Motion by Tobler, 2nd by King to pay the Utility Management Services invoice as submitted. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
 27. Motion by Giszczak, 2nd by Sherbine to accept December 2008 Income Statement as provided. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
 28. Motion by Giszczak, 2nd by Sherbine to approve Journal Entries number 2597-2650. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.

29. Motion by King, 2nd by Lula that because the automatic renewal clause of Coexe Solutions IT Network Services contract creates a perceived conflict of interest with Trustee King, co-owner of Coexe Solutions, Coexe Solutions IT Network Services has decided to terminate its contractual relationship with Augusta Charter Township by agreeing to issue the 15 day notice letter pursuant to section 6.2 and agreed to have the Coexe Financial Services contract reviewed by Attorney Winters for a recommendation of remedy to perceived conflict of interest to the Board. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
30. Motion by Giszczak, 2nd by Tobler, that in the spirit of budget reduction measures, to set up an IT Support Committee to a) develop a Request for Proposal (RFP) for IT Services for our Board of Trustees' review and approval, b) issue the RFP to IT Service Companies, c) evaluate the proposals, d) present all proposals received with recommendations to the Board. Further I would like to nominate Trustees King, McGehee and Tobler to utilize their knowledge and expertise. Friendly amendment by Sherbine, 2nd by Tobler to identify interim IT support as needed. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
31. Motion by Sherbine, 2nd by McGehee to table the "Water/Sewer Rate Study Discussion, the "Water Sewer Rate Resolution", and Residential Irrigation Meter Off Season Billing" to the next meeting. Motion passed.
32. Motion by Giszczak 2nd by Lula to authorize Supervisor Hafler and Clerk Giszczak to sign the revised Real Estate One Exclusive Right to Sell Contract with the contract dates amended from December 31, 2008 to June 30, 2009 and leaving the sales list prices as is. For the parcel at Willis Road and Stony Creek Road (T-20-07-100-008) as \$88,600 and the parcel at Willis Road and Whittaker Road (T-20-03-300-009) as \$111,500. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
33. Motion by Sherbine, 2nd by Tobler to table the Federal/State Stimulus Package to the next meeting. Motion passed.
34. Motion by Giszczak, 2nd by Sherbine to table the Freedom of Information Act form revisions. Motion passed.
35. Motion by Giszczak, 2nd by Tobler to authorize the BSA Training class called "Tax Level II" requested by Treasurer Sherbine for \$195.00. Roll

Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee.
Motion passed.

36. Motion by Sherbine, 2nd by Tobler to accept the Principal Pension Plan document amendments and direct the Clerk to sign the documents and return to Principal by January 31, 2009 deadline. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
37. Motion by Giszczak, 2nd by Lula to authorize Treasurer Sherbine to contact an ERISA Attorney and present a proposal to the Board for the pension plan determination letter requirements. Roll Call: Sherbine, Lula, Hafler, King, Giszczak, Tobler, and McGehee. Motion passed.
38. Motion by Giszczak, 2nd by Sherbine to authorize Supervisor and Clerk to sign the Audit Engagement letter for the fiscal year ending March 31, 2009 for not to exceed \$13,700 for the audit, \$500 for the preparation of the Michigan State Form F-65 and \$2,500 for non-audit related services. Roll Call: Aye: Sherbine, Giszczak, Tobler, and McGehee. Nay: Hafler, King, Lula. Motion passed.
39. Public Comments opened at 10:47 pm, closed at 10:53 pm.
40. Motion by Hafler, 2nd by King, to adjourn at 10:53 pm.

Respectfully submitted:

Pete Hafler, Supervisor

Date

Kathy Giszczak, Clerk

Date