

Augusta Charter Township  
8021 Talladay Road, Whittaker, MI 48190  
Regular Board of Trustees Meeting  
August 25, 2009 7:00 pm

1. Call public hearing for water sewer ordinance rates amendments to order by Hafler at 7:00 pm.
2. Pledge of Allegiance.
3. Roll Call: Hafler, King, Tobler, Lula, Giszczak, Jackson and Sherbine.
4. Public comments opened at 7:01, closed at 7:01 pm.
5. Motion by King, 2<sup>nd</sup> by Lula to pass resolution to amend rates and fees for township water from \$4.554 per 100 cubic feet to \$4.675 per 100 cubic feet, including fire hydrant meter rate from \$4.554 per 100 cubic feet to \$4.675 per 100 cubic feet. Roll Call: Aye: Hafler, King, Tobler, Lula, Giszczak, Jackson and Sherbine. Nay: None. Motion passed.
6. Public comments opened at 7:07, closed at 7:07 pm.
7. Motion by Hafler, 2<sup>nd</sup> by King to adjourn public hearing at 7:07 pm.
8. Regular Board meeting called to order at 7:07 pm.
9. Roll Call: Hafler, King, Tobler, Lula, Giszczak, Jackson and Sherbine.
10. Motion by King, 2<sup>nd</sup> by Hafler to approve agenda. Motion passed.
11. Motion by Hafler, 2<sup>nd</sup> by Tobler to approve the minutes of August 11, 2009 as amended. Motion passed.
12. Public Comments opened at 7:11 pm, closed at 7:11 pm.
13. 8/25/09: Motion by Sherbine, 2<sup>nd</sup> by Giszczak to continue on the current authorized course of action in the matter of W&W Augusta, LLC lawsuit defense, directed by the Board of Trustees and not to enter into settlement negotiations at this time. Roll Call: Aye: Sherbine, Lula, Hafler, King, Giszczak, and Tobler. Nay: Jackson. Motion passed. [Note: there were eight to nine residents at meeting in support of our defense of our Master Plan.]
14. Attorney Winters left at 7:54 pm.
15. Motion by Giszczak, 2<sup>nd</sup> by Lula to accept Sheriff Report as provided. Motion passed.

16. Motion by Hafler, 2<sup>nd</sup> by Tobler to accept the Fire Department report as given. Motion passed.
17. Motion by Lula, 2<sup>nd</sup> by King to approve purchase of Rescue 42 Stabilizer Kit. Roll Call: Aye: Hafler, King, Tobler, Lula, Giszczak, Jackson and Sherbine. Nay: None. Motion passed.
18. Motion by King, 2<sup>nd</sup> by Hafler to hire three (3) fire fighters, W. Geal III, R. Fox and S. Gootee. Roll Call: Aye: Hafler, King, Tobler, Lula, Giszczak, Jackson and Sherbine. Nay: None. Motion passed.
19. Motion by Hafler, to table USDA Pay down for one year. Motion fails for lack of support.
20. Motion by Giszczak, 2<sup>nd</sup> by Sherbine (Lula withdrew 2<sup>nd</sup>) to pay the USDA an additional \$455,000 in Special Assessment payoffs collected from water district customers for a total of \$955,000 representing payoffs collected and not forwarded to the USDA since 1996 and leaving approximately \$525,000 in the Special Assessment bank accounts at this time. Roll Call: Aye: Sherbine, Giszczak and Tobler. Nay: Lula, Hafler, Jackson and King. Motion failed.
21. Motion by Jackson, 2<sup>nd</sup> by King to table the Special Assessment pay off to the next board meeting for Jackson to get USDA refinancing information and for the Treasurer to forward from MBS (Multi Bank Services) the summary of interest earned over the life of the investment and a summary of the current investment's interest rates and maturity dates (copies of bank statements) by September 3, 2009. Roll Call: Aye: Hafler, King, Tobler, Lula, Giszczak, Jackson and Sherbine. Nay: None. Motion passed.
22. Motion by Hafler to table the Pension Plan Amendment to the next Board meeting. Hafler withdrew motion.
23. Motion by Sherbine, 2<sup>nd</sup> by Giszczak to move forward with attorney review of the amended pension plan and the preparation of the IRS determination letter packet with an authorized expense of up to the budgeted \$2,400.00. Roll Call: Aye: Hafler, King, Tobler, Lula, Giszczak, Jackson and Sherbine. Nay: None. Motion passed.
24. Motion by Sherbine, 2<sup>nd</sup> by Giszczak to move the pension plan administration responsibility for the IRS determination letter be delegated to the Supervisor as part of his personnel officer responsibilities; friendly amendment Giszczak that responsibilities of personnel officer are according to MCL 42.10(n) which states that the Supervisor is "to assume all the duties and responsibilities as personnel director of all township employees..." Roll Call: Aye: Lula, Sherbine, Giszczak, Tobler and Jackson. Nay: Hafler and King. Motion passed.

25. Sherbine left meeting at 9:16 pm.
26. Motion by Tobler, 2<sup>nd</sup> by Giszczak to accept the Planning Commissions recommendation to approve the PA 116 application number 090701for Robert Schultz. Roll Call: Aye: Hafler, King, Tobler, Lula, Giszczak and Jackson. Nay: None. Absent: Sherbine. Motion passed.
27. Motion by Giszczak, 2<sup>nd</sup> by Tobler to approve journal entries number 2900-2937. Roll Call: Aye: Hafler, King, Tobler, Lula, Giszczak and Jackson. Nay: None. Absent: Sherbine. Motion passed.
28. Motion by Giszczak, 2<sup>nd</sup> by Tobler not to pay \$8,045.70 of the \$17,443.20 total invoice because it is not in the contract between Augusta Township and its utility vendor Utilities Management Services. Roll Call: Aye: Giszczak and Tobler. Nay: Lula, Hafler, Jackson and King. Absent: Sherbine. Motion failed.
29. Motion by Lula to review Utility Management Services contract and if necessary entertain bids from other utility management services after the correct dollars per hour with a salary being paid. Motion withdrawn.
30. Motion by King, 2<sup>nd</sup> by Jackson for the Utility Advisory Committee to facillitate a subcommittee consisting of OHM's Engineer Bill Craigmile, Bill Manty, Bill Tobler, Mike King and Pete Hafler for the purpose of preparing a utility services request for proposal (RFP). Friendly amendment Giszczak to limit OHM Services not to exceed \$720.00 with the project code number RFPUtility. Roll Call: Aye: Hafler, King, Tobler, Lula, Giszczak and Jackson. Nay: None. Absent: Sherbine. Motion passed.
31. Motion by Giszczak, 2<sup>nd</sup> by Lula to authorize the payments of Account Payable reference numbers 9748-9878. Roll Call: Aye: Hafler, King, Lula, Giszczak and Jackson. Nay: Tobler. Absent: Sherbine. Motion passed.
32. Public Comments opened at 10:52 pm, closed at 10:53 pm.
33. Motion by Jackson, 2<sup>nd</sup> by King, to adjourn at 10:53 pm. Motion passed.

Respectfully submitted:

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Pete Hafler, Supervisor

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Date

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Kathy Giszczak, Clerk

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Date