

Augusta Charter Township
8021 Talladay Road, Whittaker, MI 48190
Regular Board of Trustees Meeting
Tuesday, April 26, 2011 7:00 pm

1. Call meeting to order at 7:00 pm.
2. Pledge of Allegiance.
3. Roll Call: Hafler, Giszczak, Sherbine, King, Lula, Shelby, and Tobler.
4. Motion by Giszczak, 2nd by Tobler to add closed session to follow Bendzinski Water Sewer Rate Study presentation, add Election Equipment Storage, add Agenda Requests, remove Household Hazardous Waste Collection Day (Cancelled to due lack of participation), move Freedom of Information Act Coordinator to follow Freedom of Information Act Appeal, and add Freedom of Information Act Form. Roll Call: Aye: King, Sherbine, Giszczak, Shelby, Lula, and Tobler. Nay: Hafler. Absent: None. Motion passed.
5. Motion by Sherbine, 2nd by Tobler to approve meeting minutes of April 12, 2011 as amended. Roll Call: Aye: King, Sherbine, Giszczak, Shelby, Lula, and Tobler. Nay: Hafler. Absent: None. Motion passed.
6. Public comments opened at 7:07 pm, closed 7:10 pm.
7. Motion by King, 2nd by Shelby to accept the Bendzinski Water Sewer Rate Study Report as presented and refigure the rates based on usage only with no minimums; friendly amendment Giszczak, accepted for report by second meeting in May, May 24th. Roll Call: Aye: Hafler, Giszczak, Sherbine, King, Shelby, Lula, and Tobler. Nay: None. Absent: None. Motion passed.
8. Motion by Giszczak, 2nd by Shelby to move into closed session to discuss litigation on the copier lease. Roll Call: Aye: Hafler, Giszczak, Sherbine, King, Shelby, Lula, and Tobler. Nay: None. Absent: None. Motion passed.
9. Meeting called back to order at 8:30 pm.
10. Motion by Giszczak, 2nd by Tobler to authorize Attorney Winters to proceed as directed in executive closed session in the matter of **De Lage Landen Financial Services v Augusta Charter Township litigation.**

Roll Call: Aye: Hafler, Giszczak, Sherbine, King, Shelby, Lula, and Tobler.
Nay: None. Absent: None. Motion passed.

11. Motion by Giszczak, 2nd by Tobler to acknowledge that the Freedom of Information Act request appeal submitted by Lynda Dew to the Board at their meeting on April 12, 2011 has been resolved through the Clerk's office email dated April 23, 2011 expanding the one hour 3 to 4 pm to two hours from 2 to 4 pm view appointment for the Freedom of Information Act request dated March 21, 2011. Further that the April 23, 2011 email from the Clerk was acknowledged by Lynda Dew's receipt of the April 23, 2011 email notice by email. Friendly amendment King for the Freedom of Information Act Coordinator to provide a written response designating the two (2) hour window, amendment not accepted by Giszczak; Friendly amendment Sherbine for the Freedom of Information Act Coordinator to provide a written response designating the two (2) hour appointment, amendment accepted by Giszczak. Roll Call: Ayes: Sherbine, Lula, King, Tobler and Giszczak. Nay: Hafler and Shelby. Motion passed.
12. Motion by Giszczak, 2nd by Tobler to appoint Clerk Giszczak as the Freedom of Information Act Coordinator and direct the Supervisor to turn over all Freedom of Information files, requests, and forms to the Clerk immediately; further to authorize the Township Attorney to review Freedom of Information Act request questions for appropriate responses as needed. Roll Call: Ayes: Sherbine, Lula, Shelby, Tobler and Giszczak. Nay: Hafler and King. Motion passed.
13. Motion by Giszczak, 2nd by Tobler to add two (2) lines to the Freedom of Information Act form as "View only amount of time requested: ____" on the line above the "View Only Available Dates/Times..." line and to add "View only preferred Date: ____ Preferred Start time: ____." Just following the "View Only Available Dates/Times..." line. Friendly amendment Lula, accepted by Giszczak that the rest of the form remains the same on both front and back. Roll Call: Ayes: Sherbine, Lula, Shelby, King, Tobler and Giszczak. Nay: Hafler. Motion passed.
14. Motion by Hafler, 2nd by Giszczak to accept the Fire Department report as submitted. Motion passed.

15. Motion by Giszczak, 2nd by Lula to authorize the prepayment of the ATV purchase from J&L Motorsports for \$12,115.0 approved at the 4/12/2011 Board meeting as a one time only prepay. Roll Call: Aye: Hafler, Giszczak, Sherbine, King, Shelby, Lula, and Tobler. Nay: None. Absent: None. Motion passed.
16. Motion by Sherbine, 2nd by Tobler to accept the Treasurer's cash report as submitted. Roll Call: Aye: Hafler, Giszczak, Sherbine, King, Shelby, Lula, and Tobler. Nay: None. Absent: None. Motion passed.
17. Motion by Giszczak, 2nd by Tobler to approve warrants #11814-11925. Roll Call: Aye: Hafler, Giszczak, Sherbine, King, Shelby, Lula, and Tobler. Nay: None. Absent: None. Motion passed.
18. Motion by Giszczak, 2nd by Sherbine to approve Journal Entry #3454-3516. Roll Call: Aye: Giszczak, Sherbine, Shelby, and Tobler. Nay: Hafler, King and Lula. Absent: None. Motion passed.
19. Motion by Giszczak, 2nd by Tobler to table the Assessors request to purchase Plat Maps for \$432.00 to the next meeting. Roll Call: Aye: Giszczak, Lula, Shelby, and Tobler. Nay: Hafler, King and Sherbine. Absent: None. Motion passed.
20. Motion by Tobler, 2nd by Giszczak to accept the four (4) proposals to the Washtenaw County Road Commission: 1) Tuttle Hill Road, Judd to Talladay \$34,000, 2) Talladay Road, Whittaker to Hitchingham \$30,600 (to conclude previous drainage project from last year), 3) McKean Road, Bemis to Willis \$33,500 (proposed drainage project including ditching and berm removal, 4) Dust Control \$38,148.96 and authorize the Supervisor and Clerk to sign the contract. Roll Call: Aye: Hafler, Giszczak, Sherbine, King, Shelby, Lula, and Tobler. Nay: None. Absent: None. Motion passed.
21. Motion by Giszczak, 2nd by Sherbine to approve the Election Department's use of Fire Hall No. 2's storage closet effective May 1st, 2011, to provide the Board with the new IBACH rental allocation to include the General fund's Clerk's department portion based upon the number of square feet and to be charged to the Clerk's department. Roll Call: Aye: Hafler, Giszczak, Sherbine, King, Shelby, Lula, and Tobler. Nay: None. Absent: None. Motion passed.
22. Motion by Giszczak, 2nd by Tobler to direct that agenda requests continue to be due on Thursdays before the Board of Trustees meetings except when Friday is a holiday, then agenda requests are due by the end of the day on Wednesday 4 pm. Roll Call: Aye: Giszczak, Sherbine,

Shelby, and Tobler. Nay: Hafler, King and Lula. Absent: None. Motion passed.

23. Public comments opened at 9:55 pm, closed at 9:56 pm.

24. Motion by Hafler, 2nd by Shelby to adjourn at 10:01 pm. Motion passed.

Respectfully submitted:

Pete Hafler, Supervisor

Date

Kathy Giszczak, Clerk

Date