

Augusta Charter Township  
8021 Talladay Road, Whittaker, MI 48190  
Regular Board of Trustees Meeting  
August 9, 2011 7:00 pm

1. Call meeting to order at 7:00 pm.
2. Pledge of Allegiance.
3. Roll Call: Present: Giszczak, Shelby, Sherbine, Hafler, Lula, King and Tobler. Absent: None.
4. Motion by Giszczak, 2<sup>nd</sup> by Sherbine to approve the agenda as amended to move the Zoning Board of Appeals to the first item of Township Business; friendly amendment Tobler, accepted by Giszczak to add 8720 Talladay Demolition to the agenda. Motion passed.
5. Motion by Tobler, 2<sup>nd</sup> by Shelby to accept the 07/26/2011 meeting minutes as amended. Roll Call: Giszczak, Shelby, Sherbine, Lula and Tobler. Nay: King and Hafler. Absent: None. Motion passed.
6. Public comments opened at 7:08 pm, closed at 7:14 pm.
7. Board response to Public Comments and Board Correspondence.
8. King left meeting 7:17 pm.
9. Motion by Sherbine, 2<sup>nd</sup> by Shelby to set a special meeting on August 23, 2011 at 6 pm for a closed session for employee Heather Rowland performance review. Roll Call: Giszczak, Shelby, Sherbine, Lula, King and Tobler. Nay: Hafler. Absent: None. Motion passed.
10. King returned to meeting at 7:21 pm.
11. Motion by Giszczak, 2<sup>nd</sup> by Tobler to appoint Rita McMahon to fill the vacancy on the Zoning Board of Appeals (ZBA). Roll Call: Giszczak, Shelby, Sherbine, King, Hafler Lula and Tobler. Nay: None. Absent: None. Motion passed.
12. Motion by Hafler, 2<sup>nd</sup> by King to appoint Krista Goodwin for alternate Zoning Board of Appeals (ZBA). Roll Call: Aye: King, Hafler and Lula. Nay: Sherbine, Giszczak, Tobler and Shelby. Absent: None. Motion failed.
13. Motion by Giszczak, 2<sup>nd</sup> by Sherbine to continue networking for letters of interest to fill the alternate vacancy on the Zoning Board of Appeals (ZBA). Roll Call: Aye: Sherbine, Giszczak and Tobler. Nay: Shelby, King, Hafler and Lula. Absent: None. Motion failed.

14. Motion by Tobler, 2<sup>nd</sup> by Sherbine to approve request for cemetery fence supplies not to exceed \$500.00. Friendly amendment Giszczak, accepted by Tobler, to accept donation of 300' of 4' chain link fence from a local shelter. Roll Call: Giszczak, Shelby, Sherbine, King, Hafler, Lula and Tobler. Nay: None. Absent: None. Motion passed.
15. Motion by Giszczak, 2<sup>nd</sup> by Sherbine to authorize MCM Group insurance to be added to the prepay list to avoid cancelation. Roll Call: Aye: Sherbine, Giszczak, Tobler and Shelby. Nay: King, Hafler and Lula. Absent: None. Motion passed.
16. Motion by Giszczak, 2<sup>nd</sup> by Tobler to authorize C. Barron & Sons, Inc (provider of diesel fuel for the fire department trucks) to be authorized as a permanent prepay to meet the payment terms of the commercial credit application to avoid late fees, and take advantage of discounts when available. Roll Call: Aye: Sherbine, Giszczak, Tobler and Lula. Nay: King, Hafler and Shelby. Absent: None. Motion passed.
17. Motion by Lula, 2<sup>nd</sup> by Tobler to pay Mr. Ellis for \$3,269.90; friendly amendment Giszczak, accepted by Lula to pay as a one time prepay contingent upon receipt of the Mutual Release in Full of All Claims agreement.
18. Motion by Lula withdrawn.
19. Motion by Tobler, 2<sup>nd</sup> by Sherbine to approve the refund to pay Mr. Ellis \$3,269.90 contingent upon receipt of the Mutual Release in Full of All Claims agreement. Roll Call: Giszczak, Shelby, Sherbine, Lula, King and Tobler. Nay: Hafler. Absent: None. Motion passed.
20. Motion by Sherbine, 2<sup>nd</sup> by Shelby to pay the Ellis' refund as a one time only prepay contingent upon receipt of the Mutual Release in Full of All Claims agreement. Roll Call: Giszczak, Shelby, Sherbine, Lula and Tobler. Nay: King and Hafler. Absent: None. Motion passed.
21. Motion by Giszczak, 2<sup>nd</sup> by Tobler to introduce that the Board will consider the sewer rate increase from YCUA at its next meeting on 8/23/2011 and authorize publications and notices. Roll Call: Giszczak, Shelby, Sherbine, King, Hafler Lula and Tobler. Nay: None. Absent: None. Motion passed.
22. Motion by Tobler, 2<sup>nd</sup> by Shelby to adopt Ordinance #RZ-11-01 to rezone two (2) properties from SR1 to AR located between McKean and Rawsonville Roads on Willis Road. Roll Call: Giszczak, Shelby, Sherbine, King, Hafler Lula and Tobler. Nay: None. Absent: None. Motion passed.
23. Motion by Hafler, 2<sup>nd</sup> by Shelby to direct Ralph Pasola Township Zoning Administrator to forward all documents to Township Attorney Winters and request Attorney Winters to provide a recommendation to the Board

related to the Stipulation Order Case #07-606-CZ. Roll Call: Aye: Sherbine, Lula, Hafler, King, Giszczak, Tobler and Shelby. Motion passed.

24. Motion by Tobler, 2<sup>nd</sup> by Giszczak, to authorize Attorney Winters to prepare the demolition contract for 8720 Talladay Road, and to confirm that Attorney Winter can communicate directly with Larry LaSant and/or his insurance agent to insure that all required bonds and insurance certificates are in proper form. Also, direct the Clerk to contact Larry LaSant to forward to Attorney Winters the required bonds and insurance certificates as set forth in paragraphs 18 and 19 in the Demolition Specifications. Roll Call: Aye: Sherbine, Lula, King, Giszczak, Tobler and Shelby. Nay: Hafler. Absent: None. Motion passed.
25. Public comments opened at 8:25 pm, closed at 8:31 pm.
26. Motion by King, 2<sup>nd</sup> by Shelby, to adjourn at 8:33 pm. Motion passed.

Respectfully submitted:

---

Pete Hafler, Supervisor

---

Date

---

Kathy Giszczak, Clerk

---

Date