

CHARTER TOWNSHIP OF MONITOR  
REGULAR TOWNSHIP BOARD MEETING  
SEPTEMBER 22, 2014

The Supervisor called the meeting to order at 7:00 p.m.

Members present: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller  
Members absent: None

The Pledge of Allegiance was recited by all present.

Public Input opened at 7:01 p.m. No public present wished to speak and public input was closed.

Motion by Miller supported by Kochany to adopt the agenda with the addition of: Health Care Insurance, Sidewalk Mudjacking & TruGreen estimate.  
Motion carried.

Motion by Malkin supported by Pike to approve the minutes of the September 8, 2014 regular meeting and September 15, 2014 & September 16, 2014 special meetings as presented.  
Motion carried.

Motion by Pike supported by Arnold to pay the bills in the amount of \$39,849.53 from General Fund.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: None

Absent: None

Motion carried.

Motion by Kowalski supported by Malkin to receive the Treasurer's Report for August 2014.  
Motion carried.

R-2014-010 Resolution Setting Time to Consider Michigan Sugar IFT App. ó Personal Property

Motion by Pike supported by Malkin to adopt Resolution R-2014-010, as follows:

**RESOLUTION SETTING A TIME TO CONSIDER APPLICATION FOR  
INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE FOR  
MICHIGAN SUGAR COMPANY**

**WHEREAS**, pursuant to 1974 PA 198, as amended, that being MCLA Section 207.551 et seq., the Charter Township of Monitor has established an Industrial Development District encompassing a portion of property owned by Michigan Sugar Company; and

**WHEREAS**, Michigan Sugar Company has now applied for an Industrial Facilities Exemption Certificate under the provisions of 1974 PA 198, as amended; and

**WHEREAS**, 1974 PA 198, as amended, provides that before acting upon such an Application for Industrial Facilities Certificate, the Township Board shall afford the applicant, the assessor and a representative of the affected taxing units an opportunity for a hearing;

**NOW, THEREFORE, BE IT RESOLVED:**

1. That the application of Michigan Sugar Company for an Industrial Facilities Exemption Certificate shall remain on file in the office of the Township Clerk.
2. That the Township Board shall meet at the Monitor Township hall on October 27, 2014, at 7:00 p.m., and shall provide to the applicant, the local assessor and representatives of each of the taxing units an opportunity to be heard on the questions of Michigan Sugar Company's Application for an Industrial Facilities Certificate which relates to the acquisition of equipment within the proposed District to be created.
3. That the Township Clerk inform, by certified letter, the applicant, the local assessor and the legislative body of each taxing unit which levies ad valorem taxes in the Township of Monitor on the property located within the Industrial Development District.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: None

Absent: None

Motion carried.

**R-2014-011 Resolution of Intent to Amend Township Wide Trash Special Assessment Roll**

Motion by Malkin supported by Miller to adopt Resolution R-2014-011, as follows:

**RESOLUTION OF INTENT TO AMEND SPECIAL ASSESSMENT ROLL  
REGARDING MONITOR TOWNSHIP TRASH PICKUP SERVICE, AND TO  
HOLD A PUBLIC HEARING REGARDING SAME**

**WHEREAS**, on August 24, 1998, a Resolution of Intent to Proceed After Public Hearing was adopted, which Resolution established a Township wide special assessment district for trash pick-up, and

**WHEREAS**, the special assessment roll of all parcels in the Township to be included in the special assessment district was confirmed by the Monitor Township Board after public hearing held September 14, 1998, and

**WHEREAS**, the Township has executed a Township Wide Residential Trash Removal Agreement to effectuate the trash pick-up program, and

**WHEREAS**, it has now become necessary to add as many as ninety-six (96) parcels and delete as many as eight (8) parcels from the special assessment roll as originally adopted, and

**WHEREAS**, any amendment to a confirmed special assessment roll for any special assessment district created pursuant to Public Act 188 of 1954, requires a public hearing and notice of said hearing;

**NOW THEREFORE BE IT RESOLVED** that a public hearing shall be conducted upon the amendment of the special assessment roll, which hearing will be held at the Monitor Township Hall at 2483 East Midland Road, Bay City, Michigan, commencing at 7:00 p.m. on October 27, 2014, 2014.

**BE IT FURTHER RESOLVED** that the Clerk and the Assessor shall prepare an Amended Assessment Roll which shall include all parcels necessary to be added and all parcels to be deleted from the Special Assessment Roll previously confirmed by this Board, and

**IT IS FURTHER RESOLVED** that the Clerk shall mail notification to the owners of record of each parcel being added to or deleted from the special assessment roll, and publish notice two times in a newspaper of general circulation within the Township in a manner consistent with the notice requirements of Act 188 of 1954.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: None

Absent: None

Motion carried.

R-2014-012 Resolution of Intent to Amend Special Assessment Roll ó Water Detention Area Rueger Farms Subdivision Phase II

Motion by Arnold supported by Malkin to adopt Resolution R-2014-012, as follows:

**RESOLUTION OF INTENT TO AMEND SPECIAL ASSESSMENT ROLL REGARDING MAINTENANCE OF STORM WATER DETENTION AREA FOR RUEGER FARMS SUBDIVISION PHASE II, AND TO HOLD A PUBLIC HEARING REGARDING SAME**

**WHEREAS**, on, July 26, 2004, a Resolution of Intent to Proceed After Public Hearing was adopted, which Resolution established a special assessment district to provide funding for the future maintenance of a water detention area in Rueger Farms Subdivision Phase II; and,

**WHEREAS**, the special assessment roll of all parcels in the Rueger Farms Subdivision Phase II to be included in the special assessment district was confirmed by the Monitor Township Board after public hearing held August 9, 2004, and

**WHEREAS**, it has now become necessary to increase the reserve funds from the previously approved \$100/year or \$1.24/parcel, to \$405.00/year or \$5.00/parcel for the 81 lots of record in the special assessment district, to reimburse the township for the expense to mow the water detention area in Rueger Farms Subdivision Phase II, and

**WHEREAS**, any amendment to a confirmed special assessment roll for any special assessment district created pursuant to Public Act 188 of 1954, requires a public hearing and notice of said hearing;

**NOW THEREFORE BE IT RESOLVED** that a public hearing shall be conducted upon the amendment of the special assessment roll, which hearing will be held at the Monitor Township Hall at 2483 East Midland Road, Bay City, Michigan, commencing at 7:00 p.m. on October 27, 2014, 2014.

**BE IT FURTHER RESOLVED** that the Clerk and the Assessor shall prepare an Amended Assessment Roll which shall include all parcels included in the Special Assessment Roll previously confirmed by this Board, and

**IT IS FURTHER RESOLVED** that the Clerk shall mail notification to the owners of record of each parcel included in the special assessment roll, and publish notice two times in a newspaper of general circulation within the Township in a manner consistent with the notice requirements of Act 188 of 1954.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: None

Absent: None

Motion carried.

First Reading Ordinance 18-A, Amending the Fence Height Requirement for Pool Enclosures

Miller reported various agencies that support a higher fence height for fences surrounding pools than the minimum fence height of 48 inches as regulated by the state building code, and recommends the township maintain the 5 foot height requirement as regulated by Ordinance 18.

Motion by Miller supported by Kochany to not hold first reading to amend Ordinance 18-A, and maintain the current fence height requirements as provided in Ordinance 18.

Roll call vote:

Yes: Brandt, Pike, Arnold, Kochany, Miller

No: Kowalski, Malkin

Absent: None

Motion carried.

Hall Request of Bay County Dept. of Human Services

Motion by Arnold supported by Malkin to grant the hall request submitted by the State Department of Human Services, to host the annual Foster, Adoptive and Kinship Family Christmas Party in early December; signed contract & damage deposit required.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: None

Absent: None

Motion carried.

#### 2014 General Fund & 2014 Liquor Fund Budget Adjustments

Motion by Pike supported by Kochany to adjust the 2014 General Fund budget and 2014 Liquor Fund budget as outlined in the memo from the Clerk's Office dated September 22, 2014.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: None

Absent: None

Motion carried.

#### Sidewalk Mudjacking

Motion by Pike supported by Miller to accept the estimate submitted by Michigan Mudjacking in the amount of \$1,100 to mudjack the sidewalks surrounding the township building to eliminate trip hazards.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: None

Absent: None

Motion carried.

#### TruGreen estimate

Brandt received an estimate from TruGreen to treat the ash trees at the township park.

Pike stated the DDA had similar problems with the ash trees at the Tech Park. The DDA had decided it was more cost effective to remove the ash trees and plant new trees in phases over the course of a couple years.

Pike will work with the Supervisor and present information to the board at a future meeting.

#### Health Care Insurance

The Supervisor had an outside agent present other Blue Cross options to the board. There was considerable discussion.

The Clerk will forward this information to the township insurance agent for review and comment.

The meeting adjourned at 8:35 p.m.

Cindy L. Kowalski, Clerk

Gary A. Brandt, Supervisor