

CHARTER TOWNSHIP OF HAMPTON
REGULAR MEETING
MARCH 20, 2017

The regular meeting of the Charter Township of Hampton Board of Trustees was called to order at 7:00 p.m. by the Supervisor in the Boardroom of the Hampton Township Administrative Offices.

The pledge of allegiance was given to the flag.

The invocation was read and a moment of silence observed.

PRESENT: Wisniewski, Wright, Foret, Klass, DeWyse, Hugo, Samyn

ABSENT: None

ALSO PRESENT: Benchley, Weiler, Rybak, Hewitt & 3 people in audience

Motion by Hugo seconded by DeWyse that the minutes of the March 6, 2017 regular meeting be approved as printed and that the reading of the minutes be waived. Motion carried.

COMMUNICATIONS:

Motion by Klass seconded by Hugo that the Fire Report for February 2017 be received.
Motion carried.

AUDITORS REPORT:

Motion by Klass seconded by Foret that the following warrants be approved for payment:

#42993 - #43048	General Fund	\$ 78,933.02
#2992 - #2993	Building Fund	1,347.76
#3527 - #3533	Sewer Fund	12,766.69
#6106 - #6121	Tax Fund	47,189.27
#2256 - #2274	Public Safety Fund	64,285.23
#1388 - #1390	Water Fund	1,637.93
		<u> </u>
		\$ 206,159.90

AYES: Klass, Foret, DeWyse, Hugo, Samyn, Wright, Wisniewski

NAYS: None

Motion carried.

OPEN TO THE PUBLIC:

No one addressed the Board.

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UNFINISHED BUSINESS:

No one addressed the Board.

NEW BUSINESS:

Motion by Hugo seconded by Foret that the following resolution be adopted:

RESOLUTION REVOKING IFE CERTIFICATE
FOR CONSUMERS ENERGY COMPANY

Resolution Revoking the Industrial Facilities Exemption Certificates 2008-055A, 2008-055B, and 2008-055C for Consumers Energy Company.

WHEREAS, pursuant to PA 198 of 1974, MCL 207.551 *et seq.*, after a duly noticed public hearing held on October 22, 2007, the Charter Township of Hampton by resolution established Charter Township of Hampton Industrial Development District No. 1; and

WHEREAS, the Charter Township of Hampton approved an application for Consumers Energy Company requesting an Industrial Facilities Exemption Certificate 2008-055A in the amount of \$26,556,000 in real property improvements, Certificate 2008-055B in the amount of \$1,072,524,000 in real property investments and \$125,423,000 in personal property investments, and Certificate 2008-055C in the amount of \$887,246,000 in real property investments and \$101,250,000 in personal property investments located at Karn/Weadock Generating Complex; and

WHEREAS, Consumers Energy Company has failed to proceed in good faith with the construction and/or rehabilitation of the facility within the construction period allowed for the construction of a new power plant with respect to the aforementioned real and personal property located at Karn/Weadock Generating Complex;

NOW, THEREFORE, BE IT RESOLVED by the Trustees of the Charter Township of Hampton that the Charter Township of Hampton hereby revokes Industrial Facilities Exemption Certificate 2008-055A in the amount of \$26,556,000 in real property improvements, Certificate 2008-055B in the amount of \$1,072,524,000 in real property investments and \$125,423,000 in personal property investments, and Certificate 2008-055C in the amount of \$887,246,000 in real property investments and \$101,250,000 in personal property investments for Consumers Energy Company for property located at Karn/Weadock Generating Complex.

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Motion carried.

Motion by Foret seconded by DeWyse that the following resolution be adopted:

RESOLUTION TO PURCHASE
 NEW VOTING SYSTEM

WHEREAS, the Charter Township of Hampton Board of Trustees wishes to apply to the Secretary of State for a grant to purchase a new voting system, which includes precinct tabulators, Absent Voter Counting Board (AVCB) tabulators, accessible voting devices for use by individuals with disabilities, and related Election Management Systems (EMS) software.

WHEREAS, partial funding for a new voting system will be provided by the State and will include a combination of Federal Help America Vote Act and State appropriated funds. Local funding obligation was \$2,500.00 per precinct.

WHEREAS, the Charter Township of Hampton plans to begin implementation of the new voting system in 2017.

WHEREAS, the deadline for submitting the required Grant Application is March 10, 2017.

NOW, THEREFORE, BE IT RESOVED that the Charter Township of Hampton Clerk is authorized to submit this Grant Application on behalf of the Charter Township of Hampton, Bay County on this day of March 20, 2017.

AYES: Foret, DeWyse, Hugo, Klass, Samyn, Wright, Wisniewski

NAYS: None

Motion carried.

Motion by Hugo seconded by Foret that Ordinance No. 62-1 be introduced as follows:

ORDINANCE NO. 62-1
 ORV ORDINANCE

An ordinance adopted for the purpose of authorizing and regulating the operations of Off-Road Vehicles ("ORV's") on roads in Hampton Township, for the purpose of providing penalties for the violation thereof, and for the distribution of public funds resulting from the penalties pursuant to 2008 PA 240, MCL 32481131.

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THE CHARTER TOWNSHIP OF HAMPTON, BAY COUNTY, MICHIGAN HEREBY ORDAINS:

Section 1. Purpose. This Ordinance is for the sole purpose of amending Ordinance 62, by replacing APPENDIX "A", to said Ordinance 62.

Section 2. Severability. The provisions of this Ordinance are hereby declare to be severable and if any part is declared invalid for any reason by a court of competent jurisdiction, it shall not affect the remainder of the Ordinance, which shall continue in full force and effect.

Section 3. Appendix "A". Appendix A is attached hereto.

Section 4. All other provisions of Ordinance 62 remain unchanged.

Section 5. Repealer. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed and shall be of no further force and effect on the effective date of this Ordinance.

Section 6. This Ordinance shall be become effective immediately after the last required publication following adoption.

APPENDIX "A"

Roads designated as open to ORV traffic:

- Jones Road, North of Center Avenue (M-25)
- Knight Road, North of Hampton Road
- Burns Road, North of Center Avenue (M-25)
- Finn Road, North of Youngsditch
- Callahan Road, North of Cass Avenue
- Nolet Road, North of Cass Avenue
- Bowker Road, North of Cass Avenue
- Cotter Road, North of Cass Avenue
- Arms Road, between Jones Road and Finn Road
- Hampton Road, between Jones Road and Callahan Road
- Borton Road, between Jones Road and Nolet Road
- Nebobish Road, East of Jones Road
- Warner Road, North of Center Avenue (M-25) East to Cotter Road
- Youngsditch, between Finn Road and Cotter Road

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- Cass Avenue, between Farley Road and Cotter Road
- Knodt Road, East of Callahan Road
- Wagner Road, North of Center Avenue (M-25)
- Mielens Road, North of Hampton Road
- Center Avenue/M-25 is closed entirely to ORV traffic. ORV operators shall not travel on or cross Center Avenue/M-25 at any time.

AYES: Hugo, Foret, Klass, DeWyse, Samyn, Wright, Wisniewski

NAYS: None

Motion carried.

Motion by Hugo seconded by DeWyse that the Agreement between the Charter Township of Hampton and Police Officers Labor Council representing the Hampton Township Police Lieutenants and the Nonsupervisory Hampton Township Police, for the term of June 1, 2017 through February 28, 2018 be approved.

AYES: Hugo, DeWyse, Foret, Klass, Samyn, Wright, Wisniewski

NAYS: None

Motion carried.

Motion by DeWyse seconded by Hugo that the employment contract for Fire Chief Randy VanDenBoom, dated March 14, 2017 through February 28, 2018, be approved.

AYES: DeWyse, Hugo, Klass, Foret, Samyn, Wright, Wisniewski

NAYS: None

Motion carried.

ATTORNEY REPORT:

Hewitt had no report.

ENGINEER REPORT:

Bartow was not present.

STANDING COMMITTEE REPORTS:

There were no standing committee reports.

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OFFICER/TRUSTEE REPORTS:

TREASURER -	3/06/17 - 3/10/17	General Fund	\$ 161,839.15
		Building Fund	<u>276.80</u>
			\$ 162,115.95
	3/13/17 - 3/17/17	General Fund	\$ 5,531.20
		Building Fund	<u>1,639.00</u>
			\$ 7,170.20

TRUSTEES:

Hugo asked to be excused from the April 3, 2017 meeting.

Foret addressed the second phase of New Hope Bay; and the need for street lights on Pine Road between Ridge & Youngs Ditch.

Klass thanked the DPW for their work at the Finn Road Park boat launch.

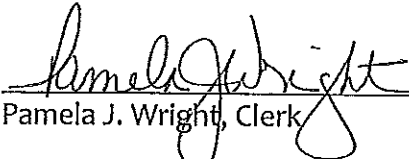
OPEN TO THE PUBLIC:

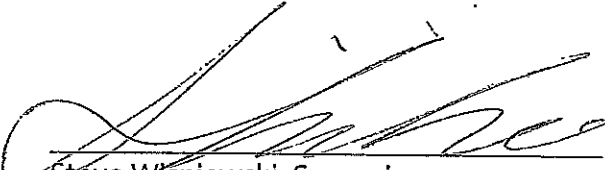
Fay Barcia, Jones Road, addressed the Board on street lights and asked if the ones in her neighborhood could be replaced with LED lights.

Public portion of the meeting was closed.

Motion by Hugo seconded by Klass that the meeting adjourn. Motion carried. The meeting adjourned at 7:21 p.m..

Respectfully submitted:


 Pamela J. Wright, Clerk


 Steve Wisniewski, Supervisor