

CHARTER TOWNSHIP OF HAMPTON
REGULAR MEETING
SEPTEMBER 4, 2018

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: Close, Wright, Samyn, Wisniewski, Klass, Hugo, DeWyse

ABSENT: None

ALSO PRESENT: Bartow, Hewitt & 6 people in audience

Motion by Hugo seconded by Wisniewski that the minutes of the August 20, 2018 regular meeting be approved as printed and that the reading of the minutes be waived. Motion carried.

AUDITORS REPORT:

Motion by Hugo seconded by DeWyse that the following warrants be approved for payment:

#44904 - #44926	General Fund	\$ 25,385.13
August Pension	John Hancock	35,872.49
#3098	Building Fund	14,594.71
#1010	DDA Fund	1,870.00
#1124	Road Fund	415.50
#3782 - #3789	Sewer Fund	30,815.83
#6394 - #6405	Tax Fund	328,088.85
#2790 - #2796	Public Safety Fund	123,498.30
#1534 - #1537	Water Fund	<u>11,233.39</u>
		\$ 571,774.20

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

NAYS; None

Motion carried.

OPEN TO THE PUBLIC:

Corey Grandmaisson, Attorney for Allen Schultz LLC, addressed the PA116 partial termination application.

Public portion of the meeting was closed.

UNFINISHED BUSINESS:

Motion by Hugo seconded by DeWyse to adopt the following rate schedule effective today, September 4, 2018 with a 3% increase on January 1, 2019.

Water:

Meter Size	Daily Rate	RTS Quarterly Charge
5/8	0.2111	\$ 19.00
3/4	0.2600	\$ 23.40
1	0.3944	\$ 35.50
1 1/4 - 1 1/2	0.7733	\$ 69.00
2	1.3111	\$ 118.00
3	2.8389	\$ 255.50
4	4.9778	\$ 448.00
6	11.0889	\$ 998.00

Commodity charge of \$3.83 per unit

Sewer:

Meter Size	Daily Rate	RTS Quarterly Charge
5/8	1.2822	\$ 115.39
3/4	2.3785	\$ 214.06
1	4.4835	\$ 403.52
1 1/4 - 1 1/2	10.6461	\$ 958.15
2	23.4961	\$ 2,114.65
3	46.2189	\$ 4,159.70
4	88.5776	\$ 7,971.98
6	174.1957	\$ 15,677.61

Commodity charge of \$4.96 per unit of 20; Consumers \$4.00

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

NAYS: None

Motion carried

NEW BUSINESS:

Motion by Hugo seconded by DeWyse to approve the repair to the pump station at Center & Scheurmann at a cost not to exceed \$10,000 by HydroDynamics.

AYES: Hugo, DeWyse, Klass, Wisniewski, Samyn, Wright, Close
NAYS: None
Motion carried.

Motion by Wisniewski seconded by Klass that the solicitation notice from Disability Services Resource Center for September 28 & 29, 2018 be received. Motion carried.

Motion by Hugo seconded by Wisniewski to continue on a month by month lease agreement with SpeedConnect for space on the water tower.

AYES: Hugo, Wisniewski, Klass, DeWyse, Samyn, Wright, Close
NAYS: None
Motion carried.

Motion by Wisniewski seconded by Hugo to hire Terry Dora as seasonal help for the DPW until October 6 2018 for 16 hours per week.

AYES: Wisniewski, Hugo, DeWyse, Klass, Samyn, Wright, Close
NAYS: None
Motion carried.

Motion by Hugo seconded by DeWyse to approve sending three (3) Police Officers to firefighting training beginning December 2018 at a cost of \$200.00 each.

AYES: Hugo, DeWyse, Klass, Wisniewski, Samyn, Close
NAYS: Wright
Motion carried.

Motion by Hugo seconded by Wisniewski that the Memorandum of Understanding between the Teamsters Local 214 and the Township regarding Anne Weiler, Custodian; the Building Inspector, the Electrical Inspector and the Plumbing/Mechanical Inspector be accepted.

AYES: Hugo, Wisniewski, Klass, DeWyse, Samyn, Wright, Close
NAYS: None
Motion carried.

September 4, 2018
Regular Meeting
Page 4

Motion by Wisniewski seconded by Wright that Ordinance No. 36A-26 be adopted as follows:

ORDINANCE NO. 36A-26

The Board of Trustees of the Charter Township of Hampton, Bay County, Michigan, ordains:

That Ordinance No. 36A of the Charter Township of Hampton, being the Charter Township of Hampton Zoning Ordinance, and all amendments thereto, be further amended as follows:

SECTION A

The Charter Township of Hampton Ordinance No. 36A and all prior amendments thereto, designated as Charter Township of Hampton Zoning Ordinance, adopted June 8, 1992, and effective July 11, 1992, is hereby amended, in part, as follows:

CHAPTER 3
GENERAL PROVISIONS
And
CHAPTER 5
MAPPED ZONING DISTRICTS

By modifying the zoning map and rezoning the following described area currently in the B-1 (General Business) zone to the I-1 (Planned Enterprise District) zone as follows:

Changing from B-1 to I-1, the area generally south of Center Road and east of Pine Road which is currently known as the old Kmart property on the east end of the Hampton Township Mall with a property address of 1377 W. Center Road, Essexville, Michigan 48732 and property tax number 070-025-100-015-00 and legally described as:

Situated in the Township of Hampton, Bay County, State of Michigan:

Commencing at the northwest corner thence east 847.45 feet to point of beginning thence east 456 feet thence south 1,092 feet thence west 370 feet thence north 254 feet thence east 59 feet thence north 390 feet thence west 145 feet thence north 448 feet to the point of

Beginning all in section 25 town 14 north range 5 east.

SECTION B

PENALTY

The penalty for violation of this ordinance shall be the same as set forth in Chapter XXVI of the Charter Township of Hampton Zoning Ordinance, being Ordinance No. 36A, as amended.

SECTION C

PUBLICATION AND EFFECTIVE DATE

After adoption by the Township Board, this ordinance or a summary thereof shall be published in a newspaper circulated within the Township of Hampton, Bay County, Michigan, and shall take effect on the 30th day after the date of such publication.

SECTION D

REPEAL

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION E

SEVERABILITY AND SAVINGS CLAUSE

Should any section, clause or provision of this ordinance be declared by the courts to be invalid, the same shall not affect the validity of this ordinance as a whole or any part thereof, other than the part declared to be invalid.

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

NAYS: None

Motion carried.

September 4, 2018
Regular Meeting
Page 6

Motion by Hugo seconded by DeWyse to approve the PA116 Farmland and Open Space Preservation application for Wayne & Linda Dinsmoore, parcel number 09-070-053-100-035.03

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

NAYS: None

Motion carried.

Motion by DeWyse seconded by Hugo following resolution be approved for partial termination of a Farmland Development Rights Agreement.

WHEREAS, on August 24, 2018 the Township Board received a request from Allen Schultz, LLC for approval to have a certain parcel released from Farmland Development Rights Agreement number 09-40278-123124 which was executed in accordance with the provisions of PA116 of 1974, commonly known as the Farmland and Open Space Preservation Act ("The Act"); and

WHEREAS, the Township Board has reviewed this request and DETERMINED that THE HOUSE WITH GARAGE LOCATED ON THE PARCEL WAS PRESENT PRIOR to the original execution of said agreement; and

WHEREAS, the parcel proposed for release from the agreement is two acres or less in size OR applicant provided documentation for larger than two-acre parcel; and

WHEREAS, the township board finds that the request for release of the particular parcel is acceptable;

THEREFORE BE IT RESOLVED BY THE HAMPTON TOWNSHIP BOARD AS FOLLOWS:

- (1) That the Township Board hereby approves the request to release the following described piece of property from said Farmland Development Rights Agreement,

A parcel of land in the Northwest ¼ of the Southwest ¼ of Section 27, T 14 N – R 6 E, Hampton Township, Bay County Michigan described as follows: Beginning at a Point on the West line of said Section 27 which is 25.00 feet S 00°-47'-37" E of the West ¼ corner of said Section; thence N 89°-31'-31" E, parallel with the East & West line of said Section, 229.27 feet; thence S 00°-47'-37" E, parallel with said West Section line, 190.00 feet; thence S 89°-31'-31" W, parallel with said East & West ¼ line, 229.27 feet to said West Section line; thence N 00°-47'-37" W, on said West Section line, 190.00 feet to the point of beginning, containing 1.00 acre of land and

subject to any easements of record.

- (2) That the Township Board hereby certifies that at least one structure located on the certain piece of property was present prior to the original execution of said Farmland Development Rights Agreement.
- (3) That the Township Clerk is hereby directed to transmit certified and sealed copies of this resolution to the person making the request and to the Farmland Unit of the MI Dept. of Agriculture.

AYES: DeWyse, Hugo, Wisniewski, Klass, Samyn, Wright, Close
NAYS: None
Motion carried.

ATTORNEY REPORT:

Hewitt had no report.

ENGINEER REPORT:

Bartow had no report.

STANDING COMMITTEE REPORTS:

Motion by Hugo seconded by DeWyse that the Board of Appeals minutes of August 16, 2018 be received with corrections. Motion carried.

OFFICER/TRUSTEE REPORTS:

Motion by DeWyse seconded by Hugo that the revenue reports be received from the Treasurer as follows:

8/13/18 – 8/17/18	Water Fund	\$ 250,908.35
	Building Fund	4,020.00
	General Fund	15,770.87
	Tax Fund	<u>152,637.75</u>
		\$ 423,336.97

September 4, 2018
Regular Meeting
Page 8

8/20/18 - 8/24/18	Water Fund	\$ 46,291.07
	Building Fund	4,771.00
	General Fund	104,655.00
	Tax Fund	<u>295,225.38</u>
		\$ 450,942.45

Supervisor addressed medical marihuana ordinance special meeting; chipping; EMT training for reserve firefighter; county recreation plan questions; FD open house on 9/9/18.

OPEN TO THE PUBLIC:

Mike Lutz, County Commissioner, asked if the Board had any questions for him.

Public portion of the meeting was closed.

Motion by Wisniewski seconded by Hugo that the meeting adjourn. Motion carried. The meeting adjourned at 7:50 p.m..

Respectfully submitted:

Pamela J. Wright, Clerk

Terri Close, Supervisor