

**CHARTER TOWNSHIP OF HAMPTON  
REGULAR MEETING  
July 26, 2021**

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

The pledge of allegiance was given to the flag. The invocation was read and a moment of silence was observed.

**PRESENT:** Wright, Wisniewski, Kenniston, DeWyse, Samyn, & Close

**ABSENT:** Benchley

**ALSO PRESENT:** Bryan Benchley, Worden, Johnson, Hebner, Franz, & Joe DeWyse, 4 in audience

Motion by Wisniewski, supported by Kenniston, the July 12, 2021 regular meeting minutes be approved as printed.

Motion carried.

**COMMUNICATIONS:**

Motion by Wisniewski, supported by Kenniston, to receive the following:

- June 2021 Revenue/Expense Report
- DPW June 2021 Report
- Consumers Revenue Reduction Report

Motion carried.

**AUDITORS REPORT:**

Motion by Kenniston, seconded by Wright, the following warrants be approved for payment:

|                 |              |                   |
|-----------------|--------------|-------------------|
| #48661 - #48717 | General Fund | \$ 71,129.36      |
| #4289 - #4298   | Sewer Fund   | 57,416.61         |
| #1888 - #1890   | Water Fund   | 1,140.22          |
| #1004 - #1005   | USDA Project | 39,731.52         |
| #1065-#10802    | Tax Fund     | <u>453,498.84</u> |
|                 |              | \$622,916.55      |

**AYES:** Kenniston, Wright, Wisniewski, Samyn, DeWyse, Close

**ABSENT:** Benchley

Motion carried.

**OPEN TO THE PUBLIC:**

Mary Smith, 1164 W. Hampton Road, asked for some detail on the financial ramifications of Consumers closing Karn Plants.

**OLD BUSINESS:**

None

**NEW BUSINESS:**

~~Motion by DeWyse supported by Kenniston, to accept the bid for the sale of the four billboard permits to Creative Vinyl for their bid of \$27,206; and if they do not complete the sale, the bid from Raymond Govaere be accepted.~~

~~**AYES:** DeWyse, Kenniston, Wisniewski, Wright, Samyn, Close~~

~~**ABSENT:** Benchley~~

~~Motion carried.~~

**Removed by Board action on August 9, 2021-see the minutes from that meeting.**

Motion by Wisniewski, supported by Wright, to approve the following resolution:

WHEREAS, pursuant to the provisions of Act 342, Public Acts of Michigan, 1939, as amended (“Act 342”), the Charter Township of Bangor, the City of Bay City, the Township of Beaver, the City of Essexville, the Township of Frankenlust, the Township of Fraser, the Charter Township of Hampton, the Township of Kawkawlin, the Township of Merritt, the Charter Township of Monitor, the City of Pinconning, the Charter Township of Portsmouth and the Charter Township of Williams (hereinafter referred to collectively as the “Municipalities”) and the County of Bay, acting by and through its Board of County Road Commissioners as County Agency (hereinafter referred to as the “County”), have entered into the 2013 Sewage Disposal System Improvements Contract, dated as of July 1, 2013 (the “2013 Contract”); and

WHEREAS, pursuant to the 2013 Contract the County issued its Water Supply System Revenue Bonds, Series 2013, dated October 2, 2013 in the original principal amount of \$30,000,000 (the “2013 Bonds”); and

WHEREAS, the 2013 Bonds were issued in anticipation of payments to be made to the County by the Municipalities, pursuant to the Contract; and

WHEREAS, the 2013 Bonds remain outstanding in the aggregate principal amount of \$26,095,000, mature in various principal amounts in the years 2024 through 2043 and bear interest at rates per annum which vary from 5.00% to 5.25%; and

WHEREAS, the Municipalities have been advised that conditions in the bond market have now improved from the conditions which prevailed at the time the 2013 Bonds were sold and that part of the outstanding 2013 Bonds could be refunded at a considerable savings to the Municipalities; and

WHEREAS, it is the determination and judgment of this Township that part of the outstanding 2013 Bonds should be refunded to secure for the Municipalities the anticipated savings.

THEREFORE, BE IT RESOLVED:

The County is requested and authorized to issue its refunding bonds in the aggregate principal amount of not to exceed \$30,000,000 (the “Refunding Bonds”) pursuant to the provisions of Act 342 and Act 94, Public Acts of Michigan 1993, as amended, for the purpose of refunding all or part of the outstanding 2013 Bonds and paying the costs of issuing the Refunding Bonds.

The proceeds of the Refunding Bonds shall be sufficient, together with other funds available to the Municipalities, if any, to pay the costs of issuing the Refunding Bonds and to establish an Escrow Fund in an amount that will be sufficient to pay the principal of, redemption premiums, if any, and the interest on the 2013 Bonds that are refunded.

The Township covenants and agrees to continue to make payments to the County in accordance with the requirements of the 2013 Contract, said payments to be in amounts sufficient to pay its percentage share of the principal of and interest on the Refunding Bonds and any of the 2013 Bonds that are not refunded as the same shall become due and all paying agency fees and

other expenses and charges (including the county agency's administrative expenses) that are payable on account of the Refunding Bonds and those 2013 Bonds that are not refunded. The Township acknowledges and agrees that its obligations as set forth in the 2013 Contract shall continue for the Refunding Bonds and the County shall have all rights and remedies set forth in the 2013 Contract to enforce the obligations of the Township with respect to the Refunding Bonds in the same manner and to the same extent that such rights and remedies are available with respect to the 2013 Bonds.

AYES: Wisniewski, Wright, Kenniston, DeWyse, Samyn, Close  
ABSENT: Benchley  
Motion carried.

Motion by Wisniewski, Wright, to approve the pre-buy 1,400 gallons of propane gas for the Finn Road Campground at \$1.59 per gallon.

AYES: Wisniewski, Wright, Kenniston, DeWyse, Samyn, Close  
ABSENT: Benchley  
Motion carried.

Motion by, to approve the use of the senior building on August 17<sup>th</sup> from 7pm-9pm for Nature's Ridge Condo Association's Annual Meeting.  
Motion carried.

Motion by DeWyse, seconded by Wisniewski, to approve the ACH Policy as follows:

WHEREAS, Electronic payments of public funds are required for some federally mandated transactions of public funds, and electronic payments have become a commonly accepted practice by banks and other financial institutions, and

WHEREAS, Public Act 738 of 2002, effective December 30, 2002, authorizes townships to make electronic transactions involving public funds by electronic payment, debit, or credit transfer processed through an automated clearing house,

WHEREAS, PA 738 authorizes a township treasurer to enter into an ACH arrangement for a national and governmental organization that has authority to process electronic payments (ACH), including, but not limited to, the national automated clearing house association and the federal reserve system, and

WHEREAS, The Hampton Township Board deems that it is in the best interest of the township to make certain township financial transactions by electronic payments as described in PA 738.

NOW, THEREFORE BE IT HEREBY RESOLVED, The Hampton Township Board authorizes the Township to utilize electronic transactions in compliance with the written procedures and internal controls developed and adopted by the Treasurer as the Township's ACH policy and presented to the Township Board on July 26, 2021.

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**AYES:** DeWyse, Wisniewski, Kenniston, Wright, Samyn, Close  
**ABSENT:** Benchley  
Motion carried.

The Board held a discussion of the Anti-Blight Ordinance.  
Motion by DeWyse, seconded by Wisniewski, to refer to Counsel for suggested changes and consolidation of the Anti-Blight Ordinance.

**ATTORNEY REPORT:**  
Hewitt had no report.

**ENGINEER REPORT:**  
Bartow was not present

**STANDING COMMITTEE REPORTS**  
Motion by Wisniewski, supported by Kenniston, to approve the Planning Commission minutes of June 10, and June 28, 2021.  
Motion carried.

**OFFICER/TRUSTEE REPORTS**  
Clerk DeWyse-Nothing

**Treasurer Samyn-Interest Report for 2<sup>nd</sup> Quarter 2021.** Motion by DeWyse, supported by Wisniewski, to receive the interest report.  
Motion carried.

**Trustees:** Nothing

**Supervisor Close-**Nothing

**Public Safety Chief Benchley-**206 Calls since last meeting, dog attacked another dog at the Finn Road Campground, and submitted application for Officer Neveau to attend Fire Inspector School.

**Department of Public Works Superintendent Worden-**Cleaned area around the benches on Center Avenue, finished installing conduit on Nolet Road, east side of the Senior building has the siding installed, removed a tree for Summit Oil along the Nature Trail, north side of Center has had the roadsides mowed, mowed the parks in 2 days, will be smoothing the gravel out on Nature Trail between Finn and Knight roads, and will be receiving training on the new GPS software.

**County Commissioner Johnson-**there is a senior citizen rate at the community center pool, had a presentation regarding intergenerational care at New Hope Bay, Prosecutor not able to bring in qualified candidate without raising the pay, Treasurer is requesting temporary part-time help, wage increases for personnel at Pinconning Park. Clerk DeWyse asked about the County's ARPA survey-it will be strictly on-line.

**OPEN TO THE PUBLIC:**  
Susan Blondin requested a street light on Simon Street.

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Chad Milkowski, 119 N. Tuscola, had input regarding the Anti-Blight Ordinance.

Motion by Wisniewski, seconded by Kenniston to adjourn at 7:50 p.m. Motion carried.

Respectfully submitted:

Approved by

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Frances DeWyse, Clerk

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Terri Close, Supervisor