

**May 14, 2019**

The **Regular Meeting** of the Bangor Township Board of Trustees was called to order by Supervisor Rowley at 6:00 p.m.

PRESENT: Bublitz, Eagle, LaPlant, Marchlewski, Rowley, Wardynski  
 ABSENT: Phelps  
 ALSO PRESENT: Rob Glenn, Bangor Fire Chief; Forrest Bradley, Casey Risner and Don Hamm, Bangor Paid On Call Fire Fighters; Tonya Lewandowski, Environmental Consulting Technologies; Tom Wheeler, Wade-Trim; Colton Conley, Sheriff Deputy; Tim Sequin, Resident; Kim Graveline, Resident and Lyle Leavitt, Resident.

**Pledge of Allegiance** was recited.

**POC Firefighters Forrest Bradley, Casey Risner and Don Hamm were given the oath of office by Clerk Bublitz.**

Environmental Consulting Technologies Dredging Update by Tonya Lewandowski at 6:05 p.m.

**AGENDA REVIEW** at 6:07 p.m.

- Correct Consent Agenda Item 7.A. should be April 30, 2019 special meeting minutes.
- Correct Consent Agenda Item 7.C. to include bills audited amount of \$509,365.01.
- Remove Consent Agenda Item 7.H. Approval of Special Events Permit request from Dispo for a food truck in parking lot at 3843 North Euclid on every Friday for 90 days. Move to Agenda Item 11.S.
- Add Agenda Item 10.a.3. Building Official
- Add Agenda Item 10.a.4. Temporary Employee Building Department
- Add Agenda Item 11.T. Approval Change Order Kawkawlin River Dredging

**There was no Public Input**

**MOTION Approval Agenda**

Moved by Wardynski, seconded by Bublitz to approve the agenda as amended. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Consent Agenda**

Moved by Bublitz seconded by Eagle to approve the consent agenda as amended.

- A. Approval of the April 9, 2019 regular meeting April 30, 2019 special meeting minutes.
- B. Approval to receive and file Investment Report dated May 6, 2019.
- C. Approval of bills as audited by Trustees in the amount of \$509,365.01.

- D. Approval of Bay County Department of Water & Sewer's recommendation to discontinue sewer debt billing and close account for 3328 S. Old Kawkawlin Road
- E. Approval of \$9,135.00 expense to Vector Tech for a physical server to host our BS&A applications. (Not all applications work in the cloud.)
- F. Approval of \$1,198.36 expense to Esri, Inc. for ArcGIS Maintenance for the Assessor's Office and Fire Department.
- G. Approval of \$5,536.00 expense to BS&A for annual service/support.
- ~~H. Approval of Special Events Permit request from Dispo for a food truck in parking lot at 3843 North Euclid on every Friday for 90 days. (Information included) Moved to 11.S.~~
- I. Approval of Special Events Permit request from Saginaw Valley Naval Ship Museum for The Edson Incident at 1680 Martin St. on September 13-November 2, 2019.
- J. Approval of expenditure in the amount of \$57,197.00 for renewal of MMRMA membership and policies.
- K. Approval of expenses for required annual testing and maintenance for Fire Department, not to exceed following estimates: Ladders -\$1,500.00; Compressor-\$1,200.00; SCBA's-\$4,000.00; Hydraulic tools-\$1,000.00; and Fire pumps-\$2,500.00.

(6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Go Into Closed Session**

Moved by Bublitz, seconded by Wardynski to go into closed session pursuant to MCLA 1.268 (e) for the purpose of discussion with the Township's attorney concerning litigation and/or settlement strategy in the upcoming UAW Local 362 Unit 5 arbitration case. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Return to Open Session**

Moved by Wardynski, seconded by LaPlant to approve to return to open session at 6:32 p.m. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Authorize MASUD Law**

Moved by Bublitz, seconded by Marchlewski to authorize MASUD Law to present an offer to UAW Local 362 Unit 5 in settlement of the pending arbitration as discussed in closed session. (6 ayes; 0 nays; 1 absent). Motion Carried.

Wade Trim Report by Tom Wheeler at 6:34 p.m.

**MOTION Approval Appointment Green Team Members**

Moved by Bublitz, seconded by Wardynski to approve appointment of Colleen Maillette, Rich Phelps, Ernie Krygier, Jr., Jerry Klosowski and alternate Mike Bristow to the Green Team for a two (2) year term retro-active back to January 1, 2019 and expiring December 31, 2020. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Hampton Township Support Letter**

Moved by Wardynski, seconded by Marchlewski to approve letter of support for Hampton Township Economic Development Study. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Ratify Road Commission Agreement**

Moved by Bublitz, seconded by Wardynski to approve to ratify signing the agreement between the Road Commission and the Township for the Lagoon Beach Drive/Pembroke/Kawkawlin River Drive HMA/hybrid paving project in the amount of \$254,800.00 utilizing \$20,000.00 from Better Roads Fund.

AYES: LaPlant, Wardynski, Bublitz, Marchlewski, Eagle  
 NAYS: Rowley  
 ABSENT: Phelps

Motion Carried.

**MOTION Approval Temporary Building Department Employee**

Moved by Wardynski, seconded by Bublitz to approve hiring a part time employee in the Building Department for no more than six (6) months per the contract at a rate of \$32.00 per hour. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Quarterly Investment Report**

Moved by Bublitz, seconded by LaPlant to approve Quarterly Investment Report dated March 31, 2019 as presented. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Waiver Request 107 Bay Shore Drive**

Moved by Wardynski, seconded by Eagle to approve waiver request for Water and Sewer for 107 Bay Shore Drive of 1,683 units of water to equal regular usage average of 11 units. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Cost Recovery Reimbursement**

Moved by Bublitz, seconded by Wardynski to approve authorizing CBM Services, Inc. to pursue cost recovery reimbursement for our Invoice F20180460 in the amount of \$2,105.00 through litigation services with 40% of recovery to CBM. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Resolution #19-011**

Moved by Wardynski, seconded by Bublitz to approve Resolution #19-011 regarding Storm Water Authority Storm Water Quality Management and Discharge Regulations.

AYES: Eagle, LaPlant, Wardynski, Bublitz, Marchlewski, Rowley  
 NAYS: None  
 ABSENT: Phelps

Motion Carried.



**MOTION Approval Budget Adjustments**

Moved by Bublitz, seconded by Wardynski to approve the budget adjustments as presented. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Renewal Pure Releaf N. Union, LLC**

Moved by Wardynski, seconded by Bublitz to approve to renew permit for Pure Releaf N Union, LLC for a Provisioning Center. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Renewal Pure Releaf SP Drive, LLC**

Moved by Bublitz, seconded by Wardynski to approve to renew permit for Pure Releaf SP Drive, LLC for a Provisioning Center. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Rezone 3916 North Euclid**

Moved by Bublitz, seconded by LaPlant to approve to accept the recommendation of the Planning Commission and introduction of Zoning Ordinance #300, as amended, to provide for the rezoning of a portion of property at 3916 North Euclid from O-1, Office Services District to C-2, General Commercial District. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Renewal 3843 Euclid, LLC**

Moved by Wardynski, seconded by Laplant to approve to renew permit for 3843 Euclid, LLC for a Provisioning Center. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Renewal 200 Euclid, LLC**

Moved by Bublitz, seconded by Marchlewski to approve to renew permit for 200 Euclid, LLC for a Provisioning Center. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Renewal DJR Michigan Properties, LLC**

Moved by Bublitz, seconded by Wardynski to approve to renew permit for DJR Michigan Properties, LLC for a Class C Grow. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Renewal Bayside Cultivators, LLC**

Moved by Wardynski, seconded by LaPlant to approve to renew permit for Bayside Cultivators, LLC for a Class C Grow and Processor. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Renewal Uncle Bud's Provisioning Center, LLC**

Moved by Bublitz, seconded by LaPlant to approve to renew permits for Uncle Bud's Provisioning Center, LLC for a Class A Grow at 3208 Patterson Road and a Provisioning Center permit for 912 N. Euclid Ave. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Property Maintenance Fee Schedule**

Moved by Bublitz, seconded by LaPlant to approve the Property Maintenance fee schedule and the rental house checklist as amended. Lodging houses will be excluded from the fee schedule and addressed at a later date. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Renewal 3389 S. Huron, LLC**

Moved by Bublitz, seconded by Wardynski to approve to renew permit for 3389 S. Huron, LLC for a Provisioning Center. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Resolution #19-012**

Moved by Wardynski, seconded by LaPlant to approve Resolution #19-012 to adopt the Bangor Township Poverty Exemption Policy.

AYES: Eagle, LaPlant, Wardynski, Bublitz, Marchlewski, Rowley  
 NAYS: None  
 ABSENT: Phelps

Motion Carried.

**MOTION Approval Resolution #19-013**

Moved by Wardynski, seconded by Bublitz to approve Resolution #19-013 approving Property Transfer Affidavits Waiver of Penalty Fees.

AYES: Eagle, LaPlant, Wardynski, Bublitz, Marchlewski, Rowley  
 NAYS: None  
 ABSENT: Phelps

Motion Carried.

**MOTION Approval Resolution #19-014**

Moved by Bublitz, seconded by Wardynski to approve Resolution #19-014 approving Exemption of Real and/or Personal Property Taxes and Application for such.

AYES: Eagle, LaPlant, Wardynski, Bublitz, Marchlewski, Rowley  
 NAYS: None  
 ABSENT: Phelps

Motion Carried.

**MOTION Approval Introduction Amend Ordinance #349**

Moved by Bublitz, seconded by Wardynski to approve an introduction of an amendment to the MMFLA Ordinance #349. (6 ayes; 0 nays; 1 absent). Motion Carried.

**MOTION Approval Amendment to Interlocal Agreement**

Moved by Wardynski, seconded by Bublitz to approve second amendment to Interlocal Agreement regarding dredging of the Kawkawlin River. (6 ayes; 0 nays; 1 absent). Motion Carried.

Board Consent to postpone the approval of Special Events Permit request from Dispo for a food truck in parking lot at 3483 North Euclid on every Friday for 90 days until next board meeting on June 11, 2019.

**MOTION Approval Change Order Kawkawlin River Restoration**

Moved by Bublitz, seconded by Marchlewski to approve Change Order 001 for the Kawkawlin River Restoration – Phase 2 changing the dredging project location within the Kawkawlin River Waterway. (6 ayes; 0 nays; 1 absent). Motion Carried.

Public Input at 8:15 p.m.

**MOTION Adjournment**

Moved by Wardynski, seconded by Eagle to adjourn at 8:30 p.m. (6 ayes; 0 nays; 1 absent). Motion Carried.

Submitted as recorded by Sharon Walkowiak, Deputy Clerk and reviewed by Dawn Bublitz, Clerk.



Dawn Bublitz, Clerk

Approved June 11, 2019



Glenn Rowley, Township Supervisor