

BEDFORD TOWNSHIP BOARD MINUTES
8100 JACKMAN ROAD, TEMPERANCE, MI 48182
October 16, 2018 - 7:00 p.m.

PRESENT:	TC Clements, Trustee
Paul Pirrone, Supervisor	LaMar Frederick, Trustee
Trudy Hershberger, Clerk	Rick Steiner, Trustee
Paul Francis, Treasurer	Nancy Tienvieri, Trustee

ALSO PRESENT: Phil Goldsmith, Township Attorney

The Regular Meeting of the Bedford Township Board was called to order by Pirrone at 7:00 p.m. followed by the Pledge of Allegiance and Prayer led by Bob Tienvieri.

APPROVAL OF AGENDA – Motion was made by Francis, seconded by Steiner to approve the agenda with the addition of 6B–Request to approve the sale of the 1996 Brush 2 Fire Truck and 8G-Request for the Township Board to authorize the Township Treasurer to transfer the CD investments from Morgan Stanley to UBS. Motion carried on a roll call vote as follows: Ayes: Francis, Steiner, Frederick, Clements, Tienvieri, Hershberger & Pirrone. Nays: None. Absent: None.

CONSENT AGENDA

The Consent Agenda contained the following items for approval:

- Approval of the October 2, 2018 Township Board Minutes;
- Acceptance of the General, Savings, Pooled Funds and CD Reports from the Treasurer;
- Approval of the Revenue/Expense Report & Balance Sheet for the period ending September 30, 2018;

Motion was made by Tienvieri, seconded by Clements to approve the consent agenda as published. Motion carried on a roll call vote as follows: Ayes: Tienvieri, Clements, Francis, Frederick, Steiner, Hershberger & Pirrone. Nays: None. Absent: None.

PRESENTATIONS – Mike Watza, from Protec, a Michigan Coalition to protect the public right-of-way, spoke against Senate bill 637 and to possible changes in FCC regulations regarding the use of public right-a-ways for cable and telecommunications companies.

PUBLIC COMMENT

Gene Stock, 8322 Twin Creek Circle-spoke to road work done to Jackman Road.

Dale Track, 2842 Sanibel Lane-complimented Board on moving towards compliance of Public Act 152.

STAFF REPORTS

REQUEST TO APPROVE THE BID PROPOSAL RECEIVED FROM R&R FIRE TRUCK REPAIR, INC FOR \$254,607.00 FOR AN ADVANCED LIFE SUPPORT CAPABLE AMBULANCE – Assistant Fire Chief, Kirk Keane stated that two bids were received with the R&R bid being the lower bid and that the purchase of this vehicle is consistent with the apparatus replacement schedule. Motion was made by Tienvieri, seconded by Francis to accept the bid from R&R Fire Truck Repair, LLC for \$254,607.00 for a 2019 Life Line Type-1 Ambulance with options specified and it will be paid for with funds from the Equipment millage. Motion carried on a roll call vote as follows: Ayes: Tienvieri, Francis, Clements, Steiner, Frederick, Hershberger & Pirrone. Nays: None. Absent: None.

REQUEST TO APPROVE THE SALE OF THE 1996 BRUSH 2 FIRE TRUCK – The Board had authorized the Fire Chief to try and sell this truck. Motion was made by Frederick, seconded by Francis to accept the offer to sell the 1996 Brush Truck for \$10,500.00 as is, where is. Motion carried on a roll call vote as follows: Ayes: Frederick, Francis, Tienvieri, Steiner, Clements, Hershberger & Pirrone. Nays: None. Absent: None.

OLD BUSINESS

REVIEW OF APPENDIX A OF THE POLICY MANUAL FOR THE FIRE DEPARTMENT – Goldsmith met with Massingill and they determined it would be too cumbersome to include these changes in an Appendix, so they are in the process of incorporating the information into the manual and it should be ready to present to the Board at the next meeting on November 13th.

UPDATE ON FIRE STATION #1 – since the Township Insurance Company has denied coverage for the current mold issue and currently no reason for the mold has been found, the Board discussed having a professional company perform an assessment and test the mold. Tom Covrett from Civil & Environmental Consultants, Inc. estimated the cost would be between \$500.00 - \$1,200.00. Motion was made by Clements, seconded by Tienvieri to accept the estimate from Civil & Environmental Consultants, Inc. at a maximum cost of \$1,200.00 for them to come out and test the mold as quickly as possible and to bring the results back to the Board for further action. Motion carried on a roll call vote as follows: Ayes: Clements, Tienvieri, Frederick, Steiner, Francis, Hershberger & Pirrone. Nays: None. Absent: None.

REQUEST FOR ACTION ON THE YARD WASTE SERVICE AGREEMENT BETWEEN BEDFORD TOWNSHIP AND MULCH KING, LLC - Andrew Nyce, owner of Mulch King, LLC requested two minor changes to the agreement: first under Scope of Service he would like it to read only Bedford Township and not mention Monroe County as he is only offering the service to Bedford residents, and secondly, he would like a change to the hours of operation. The Board agreed to the changes with the hours of operation reading “not less than 7 hours/day, 7 days/week, holidays excepted”. Motion was made by Tienvieri, seconded by Steiner to approve the contract as amended regarding the yard waste service agreement with Mulch King, LLC with an effective date of October 17, 2018 through December 15, 2018. Motion carried on a roll call vote as follows: Ayes: Tienvieri, Steiner, Clements, Frederick, Francis, Hershberger & Pirrone. Nays: None. Absent: None.

UPDATE ON STAFFING MODEL FOR ASSESSING DEPARTMENT, ALAN MATLOW – Matlow mentioned they are still working on it and hopefully will bring it to the Board in November.

REQUEST FOR A FEE WAIVER FROM PLANNING AND ZONING FOR THE BLIZZARD FEST – Jewel Patton, member of the Blizzard Fest shared what the group is hoping to accomplish for the event which will be held at St. Paul’s Church on Lewis Avenue in December 2018 and that they have partnered with the Monroe County Community Foundation. Motion was made by Tienvieri, seconded by Francis to waive the fees for Planning and Zoning for the Monroe County Community Foundation and if time allows, they should be scheduled with other items at these meetings. Motion carried on a roll call vote as follows: Ayes: Tienvieri, Francis, Frederick, Clements, Steiner, Hershberger & Pirrone. Nays: None. Absent: None.

NEW BUSINESS

REQUEST FOR APPROVAL OF OUTSTANDING INVOICES- Motion was made by Hershberger, seconded by Francis to approve the following vouchers for payment: General Fund-\$51,284.76, Fire District-\$26,157.78, Police Fund-\$546.94, Park Fund-\$8,812.80, Metro Act Fund-\$1,300.00, Library Operating Fund-\$891.35, Water Revenue Fund-\$708.22, Downtown Development Authority-\$1,718.22, Sewer Operation & Main. Fund-\$14,011.16, & Trust and Agency Fund-\$719.00 for a total of \$106,150.23. Motion carried on a roll call vote as follows: Ayes: Hershberger, Francis, Frederick, Clements, Steiner, Tienvieri, & Pirrone. Nays: None. Absent: None.

REQUEST FOR CONCEPTUAL/PRELIMINARY APPROVAL FOR BROOKWOOD VILLAS NORTH PLANNED UNIT DEVELOPMENT – Upon recommendation of the Planning Commission, a motion was made by Frederick, seconded by Steiner to approve the Conceptual

Preliminary Planned Unit Development for Brookwood Villas North for parcels 5802-022-065-13, 5802-022-053-00, and 5802-022-052-00, located on Jackman Road between Dean and Temperance Roads be contingent upon: satisfaction of all issues noted in letters from Monroe County Drain Commission dated 9/13/18, Monroe County Road Commission dated 8/14/18, Mannik and Smith Group dated 9/20/18, and Bedford Township Fire Department dated 8/18/18, and all flood zone and MDEQ requirements; preparation and submission to Township Counsel for approval of all necessary condominium documents; preparation of a special assessment district between the Township and the developer for street lighting in the development; submission and approval of a landscaping and buffering plan for the development; formation of a Condominium Association for the development; and relaxation of the 100-foot perimeter setback requirement subject to minor changes. Motion carried on a roll call vote as follows: Ayes: Frederick, Steiner, Clements, Tienvieri, Francis, Hershberger & Pirrone. Nays: None. Absent: None.

REQUEST FOR A REZONING FROM PBO, PROFESSIONAL AND BUSINESS TO C-3, GENERAL BUSINESS FOR PARCEL #5802-102-026-10 (LEWIS AVENUE – THE SE CORNER OF LEWIS & SMITH) – Anthony Brescol spoke on behalf of JAP Property Management, LLP. Concerns were raised as to the C-3 zoning. The close proximity to a school and a church restrict many uses of this property through Liquor Control regulations and Township Ordinances. Motion was made by Frederick, seconded by Francis that on the recommendation of the Bedford Township Planning Commission and the Monroe County Planning Commission, to approve the zoning on parcel 5802-102-026-10, approximately 2.5 acres, located on the southeast corner of Lewis and Smith Roads, known as 6560 Lewis Avenue, be rezoned from PBO, Professional and Business Office District to C-3, General Business Zoning District for the following reasons: the Monroe County Comprehensive Plan Future Land Use Map designates this area of the Township to be commercial; the Bedford Township Master Plan designates the parcel to be in a mixed-use area of the Township thus C-3 uses are appropriate for this parcel; that any C-3 use on the parcel shall be properly screened from the adjacent church and school in accordance with Township Ordinances; that any C-3 use on the parcel shall not be a nuisance to the adjacent church and school; that petitioner understands that certain C-3 special approval uses will not be permitted on the parcel; the C-3 zoning district is consistent with the overall plan that Lewis Avenue in this area is believed to be a commercial corridor in Bedford Township; and that the rezoning is consistent with commercial zoning in the area. Motion carried on a roll call vote as follows: Ayes: Frederick, Francis, Steiner, Clements, Hershberger & Pirrone. Nays: Tienvieri. Absent: None. Tienvieri voted nay based on the fact that our planner recommended denial.

REQUEST TO APPROVE THE RESOLUTION EXEMPTING BEDFORD TOWNSHIP AND ITS EMPLOYEES AND OFFICIALS FROM THE REQUIREMENTS OF PUBLIC ACT 152 OF 2011 FOR THE CALENDAR YEAR 2019 - Hershberger explained that this is the Health Care Premium Rebate and the Resolution moves the employees closer to paying the 20% required by Public Act 152. Motion was made by Hershberger, seconded by Francis to approve the Resolution exempting Bedford Township Government from the requirements of Public Act 152 of 2011 for the calendar year 2019. Motion carried on a roll call vote as follows: Ayes: Hershberger, Francis, Tienvieri, Clements, Frederick, Steiner & Pirrone. Nays: None. Absent: None.

REQUEST FOR ACTION ON TWO PROPERTIES TO BE DEEDED BACK TO BEDFORD TOWNSHIP (PARCEL 5802-033-055-00, TAYLOR AVENUE & 5802-101-039-00, LAVOY – Hershberger explained that these two properties did not sell at either of two required auctions and will be automatically deeded to the Township, unless the Township rejects them. The LaVoy property is in a wetland area and the Taylor Avenue property is an old RR track. Motion was made by Tienvieri, seconded by Clements to reject both Taylor Avenue and LaVoy properties. Motion

carried on a roll call vote as follows: Ayes: Tienvieri, Clements, Frederick, Steiner, Francis, Hershberger & Pirrone. Nays: None. Absent: None.

REQUEST TO ACCEPT THE QUOTE FROM I.T. RIGHT TO REPLACE THE SERVER SWITCHES – Hershberger explained the need to update the Township outdated switches and that it will be paid for out of the Technology fund. Motion was made by Hershberger, seconded by Tienvieri to accept the quote from IT Right for two Araknis Network 310 Series L2 Managed Gigabit Switches at a total price of \$1,088.00. Motion carried on a roll call vote as follows: Ayes: Hershberger, Tienvieri, Frederick, Clements, Steiner, Francis & Pirrone. Nays: None. Absent: None.

REQUEST FOR THE TOWNSHIP BOARD TO AUTHORIZE THE TOWNSHIP TREASURER TO TRANSFER THE CD INVESTMENTS FROM MORGAN STANLEY TO UBS FINANCIAL SERVICES, INC. – Francis explained that Morgan Stanley no longer provides this service for Governmental entities. Motion was made by Tienvieri, seconded by Clements authorizing the Treasurer and the Clerk to sign the transfer of the Certificate of Deposits from Morgan Stanley Smith Barney, LLC to UBS Financial Services, Incorporated, effective immediately. Motion carried on a roll call vote as follows: Ayes: Tienvieri, Clements, Steiner, Frederick, Francis, Hershberger & Pirrone. Nays: None. Absent: None.

COMMENTS FROM THE PUBLIC

Charles Mahoney, 660 Seminole Trail – questioned how the Park Commission is able to own property and spoke to the Park property for sale in Mohawk Trails subdivision. Goldsmith confirmed the property is owned by the Park Commission.

Ken Gonyea, 8311 Lambert Street – spoke against the Mulch King agreement.

Judy Hull, 9283 Valetta – thanked the Board for the agreement with Mulch King, asked if Fire Department employees will have any input into the Policy Manual, and urged caution when the Board makes zoning decisions.

REPORT FROM TOWNSHIP BOARD MEMBERS

Clements – thanked the Board on behalf of Chief Massingill for the opportunity to assist with the devastation in Florida.

Hershberger – reminded residents of the Halloween hours and asked them to drive slowly through subdivisions, gave the date and hours for the election on November 6th, made residents aware of multiple absentee applications being mailed out by political groups, and mentioned that due to the election the next board meeting will be November 13th, 2018.

Pirrone – suggested resident buy reflectors for young ones for Halloween, stated he will bring applications for the Economic Development Committee to the next meeting, mentioned that downtown Temperance survey work has started, and thanked the Bedford Watch Group for their work.

ADJOURNMENT

The meeting was adjourned at 9:25 p.m.

Trudy L. Hershberger
Bedford Township Clerk

Nancy Gin
Deputy Clerk/Recording Secretary