

**September 13, 2011**

The **Regular Meeting** of the Bangor Township Board of Trustees was called to order by Supervisor Watson at 7:09 p.m.

**PRESENT:** Bishop, Eagle, Froncek, Leitermann, Santos, Schisler, Watson  
**ABSENT:** None  
**ALSO PRESENT:** Mike Nielsen, Wade-Trim; Joe Davis, 4<sup>th</sup> District County Commissioner; Jim Hammond, Bangor Township Attorney; Rick Hoppe, Assistant Fire Chief, Sheriff Deputy Dean Treichel, Bay County Sheriff Department and Don Middleton, Reserve Firefighter Squad Leader – Bangor Township Fire Department. Residents: Marti Murphy, Jerome Bartkowiak and Terry Bishop.

Rick Hoppe, Assistant Fire Chief, Sheriff Deputy Dean Treichel, Bay County Sheriff Department and Don Middleton, Reserve Firefighter Squad Leader were introduced in the honor to represent those who serve in police, fire and medical capacities.

**Pledge of Allegiance** was recited and followed by a moment of silence in honor of all those who lost their lives on 9/11/01 and for those who continue to serve.

**PUBLIC INPUT:** at 7:11 p.m.

#### **AGENDA REVIEW**

- Added Agenda Item 8.4.b. "Sanitary Sewer Improvements"
- Added Agenda Item 9.B.2. "Approval to reschedule the November Board Meeting to Wednesday, November 9, 2011"

#### **MOTION Approval Agenda**

Moved by Eagle, seconded by Santos to approve the agenda as amended.

AYES: Eagle, Froncek, Leitermann, Santos, Schisler, Bishop, Watson

NAYS: None

Motion Carried.

#### **MOTION Approval Consent Agenda**

Moved by Bishop, seconded by Eagle to approve the consent agenda as presented:

- A. Approval of the August 9, 2011 regular meeting and August 9, 2011 special meeting minutes.
- B. Approval of bills as audited by Trustees in the amount of \$332,373.78.
- C. Approval to receive and file Investment Report dated September 7, 2011.
- D. Approval of \$783.00 expense to Millar's Tireman for replacement tractor tire.
- E. Approval for John Glenn High School to hold their annual homecoming parade on September 30, 2011.

- F. Approval to amend the Document/Item Fee Schedule to include a \$25.00 Passport Execution Fee.
- G. Approval of \$3,155.40 expense to Douglass Safety Systems, LLC for replacement hose.
- H. Approval of \$1,270.00 expense to R&R Fire Truck Repair for annual pump maintenance and testing for the engines and aerial.
- I. Approval of Special Events permit for Handy All Year Reunion at 4243 N. Euclid on September 24, 2011.
- J. Approval of Metro Act Right of Way Permit with McLeod USA Telecommunications Services, LLC d/b/a PAETEC Business Services for five (5) years from Date of Issuance.
- K. Approval of advertising costs for Energy Expo not to exceed \$1,300.00 to Charter Media.

AYES: Froncek, Leitermann, Santos, Schisler, Bishop, Eagle, Watson

NAYS: None

Motion Carried.

#### **MOTION Approval Seal Blend – Road Recommendations**

Moved by Bishop, seconded by Froncek to approve expenditure of \$5,000.00 from the Bay County Road Commission discretionary account for road repair seal blend on Christiana Road at Patterson Road, Schumann Road between Old Kawkawlin and Euclid, N. State Street north of Wheeler Road and Bangor Township's side of 2 Mile Road between Boy Scout and Beaver.

AYES: Leitermann, Santos, Schisler, Bishop, Eagle, Froncek, Watson

NAYS: None

Motion Carried.

#### **MOTION Approval Sanitary Sewer Improvements**

Moved by Bishop, seconded by Schisler to award the bid for Sanitary Sewer Improvement Project to Insituform Technologies in the amount of \$91,945.00 and awarding the Additive Alternative to Insituform Technologies in the amount of \$8,225.00 and \$10,017.00 contingency for a total contract price of \$110,187.00.

AYES: Santos, Schisler, Bishop, Eagle, Froncek, Leitermann, Watson

NAYS: None

Motion Carried.

#### **MOTION F.O.I.A. Appeal Consideration and Determination**

Moved by Santos, seconded by Bishop to deny the August 18, 2011 F.O.I.A. appeal and to provide written notice to Mr. Murphy.

Discussion held.

**Trustee Froncek requested to abstain from this vote. Attorney Hammond was consulted and informed Trustee Froncek that he has an obligated duty to vote and therefore, can not abstain.**

AYES: Schisler, Bishop, Eagle, Leitermann, Santos, Watson

NAYS: Froncek

Motion Carried.

**MOTION F.O.I.A. Appeal Consideration and Determination**

Moved by Bishop, seconded by Eagle to deny the August 12, 2011 F.O.I.A. appeal and to provide written notice to Mr. Murphy.

AYES: Eagle, Froncek, Leitermann, Santos, Schisler, Bishop, Watson

NAYS: None

Motion Carried.

**MOTION Date Change Board Meeting November 2011**

Moved by Santos, seconded by Schisler to approve to change the November Board Meeting to Wednesday, November 9, 2011 due to the November 8, 2011 Election.

AYES: Froncek, Leitermann, Santos, Schisler, Bishop, Eagle, Watson

NAYS: None

Motion Carried.

7:45 p.m. **Out of the Regular Order of Business** to allow Attorney Hammond to comment on the history, process and requirements of a F.O.I.A. Coordinator and the Township Policy.

7:50 p.m. **Return to the Regular Order of Business.** Discussion held.

**MOTION Appoint F.O.I.A. Coordinator**

Moved by Schisler, seconded by Froncek to appoint Clerk Janet Santos the Freedom of Information Coordinator until the end of her term.

AYES: Leitermann, Santos, Schisler, Bishop, Eagle, Froncek, Watson

NAYS: None

Motion Carried.

**PUBLIC HEARING** began at 8:00 p.m. for the Lagoon Aquatic Weed Treatment Special Assessment.

Residents Marti Murphy and Jerome Bartkowiak were in support of the assessment. No correspondence or telephone calls received by the Township.

**PUBLIC HEARING** closed at 8:03 p.m.

**MOTION Approval Resolution – Lagoon Aquatic Weed Treatment**

Moved by Eagle, seconded by Schisler to approve a resolution to adopt the special assessment roll for the Lagoon Aquatic Weed Treatment.

AYES: Bishop, Eagle, Froncek, Leitermann, Santos, Schisler, Watson

NAYS: None

Motion Carried.

**PUBLIC HEARING** began at 8:04 p.m. for the Riverview Canal Aquatic Weed Treatment Special Assessment.

No one was present for the hearing. No correspondence or telephone calls received by the Township.

**PUBLIC HEARING** closed at 8:05 p.m.

**MOTION Approval Resolution – Riverview Canal Weed Treatment**

Moved by Schisler, seconded by Eagle to approve a resolution to adopt the special assessment roll for the Riverview Canal Weed Treatment.

AYES: Eagle, Froncek, Leitermann, Santos, Schisler, Bishop, Watson

NAYS: None

Motion Carried.

**PUBLIC HEARING** began at 8:05 p.m. for the Kawkawlin River Aquatic Weed Treatment Special Assessment.

No one was present for the hearing. A letter was received from Donna Kaunitz, 3448 Hidden Road opposed to the assessment.

**PUBLIC HEARING** closed at 8:06 p.m.

**MOTION Approval Resolution – Kawkawlin River Weed Treatment**

Moved by Eagle, seconded by Schisler to approve a resolution to adopt the special assessment roll for the Kawkawlin River Weed Treatment.

AYES: Froncek, Leitermann, Santos, Schisler, Bishop, Eagle, Watson

NAYS: None

Motion Carried.

**PUBLIC HEARING** began at 8:06 p.m. for the S.C. Johnson Tax Abatement Application.

No one was present for the hearing. No correspondence received from the taxing agencies.

**PUBLIC HEARING** closed at 8:07 p.m.

**MOTION Approval Resolution – Industrial Facilities Exemption Certificate**

Moved by Froncek, seconded by Schisler to approve a resolution to grant an Industrial Facilities Exemption Certificate for S.C. Johnson Home Storage, LLC.

AYES: Leitermann, Santos, Schisler, Bishop, Eagle, Froncek, Watson

NAYS: None

Motion Carried.

**MOTION Approval Enforcement Action**

Moved by Bishop, seconded by Schisler to approve enforcement action at 4309 Kuerbitz Drive (09-010-K15-000-003-00) and 3614 Old Kawkawlin Road (09-010-008-100-095-00).

AYES: Santos, Schisler, Bishop, Eagle, Froncek, Leitermann, Watson

NAYS: None

Motion Carried.

**MOTION Approval Budget Adjustments**

Moved by Santos, seconded by Eagle to approve the budget adjustments as presented.

AYES: Schisler, Bishop, Eagle, Froncek, Leitermann, Santos, Watson

NAYS: None

Motion Carried.

**PUBLIC INPUT:** at 8:13 p.m.

**MOTION Adjournment**


Moved by Schisler, seconded by Eagle to adjourn at 8:21 p.m. (7 ayes; 0 nays; 0 absent).  
Motion Carried.

Submitted as recorded by Dawn Bublitz, Deputy Clerk and reviewed by Janet Santos, MMC,  
Township Clerk.



Janet Santos, MMC  
Township Clerk

Approved October 11, 2011



Terry Watson  
Township Supervisor

