

CHARTER TOWNSHIP OF WATERFORD  
5200 CIVIC CENTER DRIVE  
WATERFORD, MI 48329  
APRIL 12, 2010  
6:30 PM  
- A G E N D A -

APPROVE AGENDA -  
APPROVE MINUTES -  
APPROVE BILL PAYMENT -

ANNOUNCEMENTS:

1. Hurry! Hurry! – Census Time. Please advise friends, relatives, and out of town snowbirds to return the **MICHIGAN FORM**. If not we could lose thousands of dollars and benefits! Census forms are available at the Clerk's office, 248-674-6266 or call the 2010 Census Helpline, 866-872-6868.
2. In honor of National Library Week the Waterford Township Library will allow fine amnesty for all materials returned the week of April 11th through 17th.
  - If you've been procrastinating because of late fees now is your chance to bring all those materials back fine free! w
  - Bring back any overdue Waterford materials that are not damaged and the fines will be forgiven. This does not apply to fines previously assessed, future fines, damaged materials, or materials lost and not brought back.
  - Does not apply to materials from other libraries or inter-loaned from other libraries.

AWARDS & PRESENTATIONS:

1. Congratulations to Coach Jessica Cox and the Waterford Mott High School Lady Corsairs Varsity Basketball Team for winning the KLAA Division North and District Championships.

NEW BUSINESS:

1. Police Emergency Cost Recovery Resolution
2. Waterford Senior Center Banner Permit
3. Road Commission for Oakland County Resolution
4. Establish Public Hearing Date for 36<sup>th</sup> Year CDBG Program
5. Remove Moratorium on one Class C Liquor License
6. Approve Class C Liquor License, 7100 Cooley Lake Road

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Betty Fortino, Clerk

IN CONFORMANCE WITH THE AMERICANS WITH DISABILITIES ACT, LARGE-PRINT AGENDAS AND MINUTES ARE AVAILABLE UPON REQUEST. BARRIER-FREE PARKING AND ACCESS ARE ALSO AVAILABLE AT TOWN HALL. MINUTES ARE AVAILABLE UPON REQUEST AT THE CLERK'S DEPARTMENT, AND ON THE TOWNSHIP'S WEB SITE.

Minutes of the Waterford Township Board Meeting, held April 12, 2010 at 6:30 PM in Town Hall Auditorium, 5200 Civic Center Drive, Waterford, Michigan 48329.

BOARD MEMBERS PRESENT:

Carl W. Solden, Supervisor  
Betty Fortino, Clerk  
Margaret Birch, Treasurer  
Heather M. Coats, Trustee  
David Kramer, Trustee  
David Maloney, Trustee  
Bette O'Shea, Trustee

OTHERS PRESENT:

|                      |                      |                      |
|----------------------|----------------------|----------------------|
| Martin F. Kuhn       | Sharon Thomas        | Robert Sharrard, Sr. |
| Jack Norton          | Dan Abraham          | Liz Lesnau           |
| Donna Wall           | Bud Norton           | Daniel T. McCaw      |
| Gary Wall            | Walt Bedell          |                      |
| Elizabeth A. MacLean | Robert Sharrard, Jr. |                      |

Supervisor Carl Solden called the meeting to order at 6:30 PM, asked for a moment of silence, then led the Pledge of Allegiance.

Moved by O'Shea,  
Supported by Birch, RESOLVED, to approve the April 12, 2010 Agenda as printed.

Motion carried unanimously.

Moved by Coats,  
Supported by O'Shea, RESOLVED, to approve the March 22, 2010 minutes as printed.

Motion carried unanimously.

Moved by Maloney,  
Supported by O'Shea, RESOLVED, to approve the payment of the bills for April 12, 2010 as presented. A list of the bills is attached to these minutes.

Motion carried unanimously.

Supervisor Solden made the following announcements:

1. Hurry! Hurry! – Census Time. Please advise friends, relatives, and out of town snowbirds to return the **MICHIGAN FORM**. If not we could lose thousands of dollars and benefits! Census forms are available at the Clerk's office, 248-674-6266 or call the 2010 Census Helpline, 866-872-6868.
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The following presentation was made:

1. Congratulations to Coach Jessica Cox and the Waterford Mott High School Lady Corsairs Varsity Basketball Team for winning the KLAA Division North and District Championships. Supervisor Solden presented each of the players a certificate. The board offered their congratulations and shook their hands.

The following Police Department Emergency Cost Recovery Resolution was received from Attorney, Peter Donlin.

## **CHARTER TOWNSHIP OF WATERFORD**

### **RESOLUTION ADOPTING POLICE DEPARTMENT EMERGENCY COST RECOVERY SCHEDULE OF COSTS**

**WHEREAS** the CHARTER TOWNSHIP OF WATERFORD has in force and effect an "Emergency Response Cost Recovery Ordinance" (Sec 16-300, et seq.) and,

**WHEREAS**, the Township continues to experience demand on its emergency personnel and equipment in the Police, Fire and Public Works Departments for which the said Departments are entitled to charge and collect fees as reimbursement for certain emergency responses, as set for within the Ordinance, and

**WHEREAS**, the Police Department wishes to update the schedule of the charges for wages of personnel, equipment and vehicle use in such emergency responses by the Police Department, per Code Section 16-304,

**THEREFORE**, it is hereby resolved the attached schedule (3 pages) of hourly wages and vehicle and equipment costs of the Police Department are adopted, pursuant to the Ordinance requirements, for use in the calculation of the expense of an emergency response

Police Dept. Emergency Cost Recovery Continued.

Adopted by the Township Board of the Charter Township of Waterford on the 12th day of April, 2010.

I, THE UNDERSIGNED, duly elected and qualified clerk of the Charter Township of Waterford, do hereby certify that the foregoing is a true and complete copy of a Resolution adopting Emergency Response Cost Recovery Schedule of Police Department Costs adopted on the 12<sup>th</sup> day of April, 2010.

**CHARTER TOWNSHIP OF WATERFORD  
EMERGENCY COST RECOVERY ORDINANCE**

**POLICE DEPARTMENT SCHEDULE OF EQUIPMENT AND VEHICLE COST**

- 1). Police – Patrol, Detective & Supervisor Vehicle - \$100. minimum 1 hour
- 2). SRT Command Vehicle - \$200. minimum 1 hour
- 3). K-9 Deployment - \$100. minimum 1 hour
- 4). Flares - \$5. each
- 5). Blankets - \$10. each
- 6). Stop Sticks \$100. per deployment
- 7). Specialized Equipment such as Entry Equipment, V-Tach, Scopes, SOU Equipment, etc. - \$75. minimum 1 hour
- 8). Any other specialized equipment that may be rented will be charge at the fair market rate.

These costs are effective on the date of adoption of the resolution by the Township Board.

Moved by O'Shea,  
Supported by Maloney, to approve the Resolution Adopting Police Emergency Cost Recovery Schedule of Costs as presented. A copy of the Schedule of Costs is attached to these minutes.

Motion carried unanimously.

Clerk Fortino had received a request from the Waterford Senior Center for a Banner Permit to promote their Law Day and their annual Health Fair. All requirements have been met.

Moved by Fortino,

Supported by Birch, RESOLVED, to approve a Banner Permit for the Waterford Senior Center from May 1 through May 18 and October 31 through November 10 at the following pedestrian

overpass location: Pontiac Lake Road near Waterford Senior Center. Further, to direct the Clerk to apply for the necessary permits from the state and county.

Motion carried unanimously.

The following letter and resolution were received from the Oakland County Road Commission:

On March 4, 2010 I sent an email message to inform you that the Road Commission for Oakland County (RCOC) would be conducting an engineering study to determine if the traffic signal on southbound Williams Lake Road at the crossover north of Hatchery Road is still needed. The study recently completed, concluded the signal is no longer warranted and should be removed.

Prior to the formal study being initiated, RCOC had received several request form motorist to place this signal in flash or change the hours of operation. Some motorists had requested the removal. Our preliminary study of this location at that time determined vehicular volumes were not significant enough to warrant the signal.

In accordance with the Michigan Manual of Uniform Traffic Control Devices (MMUTCD), signs were installed at this location on March 10, 2010 to inform motorist of the study being conducted with a number to contact for more information. The signal was also locked into the flash mode of operation at the time for proposes of the study.

The informational signs installed prompted several citizen calls inquiring about the study and to add comments or concerns. In summary, a total of 10 calls were received, 3 requesting the signal not be removed, 6 requesting the removal, and 1 confused over which signal was being studied. Various concerns voiced in opposition to the removal were; signal is needed to provide gaps in southbound traffic, it would be difficult to exit subdivision, and removal would cause speeding. The comments voiced in support of the removal stated the signal wasn't needed and caused them to stop for no reason. One motorist thought the signal on northbound Williams Lake Road at Hatchery was being studied for removal and objected, but was informed of the correct location and made no further comment.

This traffic signal was originally installed with the project to relocate Williams Lake Road to a new alignment further west from the Oakland County Airport, completed in 2005. The warrant for installing this signal was based upon a traffic study that projected future volumes of traffic to rise significantly. The trend has not come to fruition, and in fact, traffic volumes have been steadily declining over the past several years and projected to continue due to the current economic conditions.

Road Commission letter continued.

RCOC conducted a traffic signal warrant study in accordance with the MMUTCD at this intersection and the data collected indicates a signal is not warranted. The vehicle volume warrants were met for only one hour of the required 8 hours. In reference to the concern for speeding, traffic signals are not used to control speed. In reference to the concern for providing gaps in traffic to exit their subdivision, the closest subdivision street past this signal is over a half-mile to the south which is too far away to receive any benefit from an operating signal.

Since the township has no jurisdictional or financial stake in this traffic signal, RCOC is simply looking for a resolution from your township Board that acknowledges the township has been made aware of the RCOC decision to remove this traffic signal. If you have any questions, please feel free to contact me at (248) 858-4830.

**RESOLUTION TO ACKNOWLEDGE THE DECISION BY THE ROAD COMMISSION FOR OAKLAND COUNTY TO REMOVE A TRAFFIC SIGNAL AT THE CROSSOVER ON SOUTHBOUND WILLIAMS LAKE ROAD NORTH OF HATCHERY ROAD**

**WHEREAS**, the existing traffic signal located at the crossover on southbound Williams Lake Road north of Hatchery Road was originally installed as part of the Williams Lake Road relocation project completed in 2005; and

**WHEREAS**, the installation of this traffic signal was based on projected increases in traffic volumes associated with the relocation of Williams Lake Road; and

**WHEREAS**, all the costs associated with the installation, operation and maintenance of this traffic signal are paid for by the Road Commission for Oakland County (RCOC); and

**WHEREAS**, the RCOC has completed a warrant study of this traffic signal in accordance with the provisions of the Michigan Manual of Uniform Traffic Control Devices (MMUTCD) and determined that the traffic signal is not necessary at this time or in the foreseeable future; and

**WHEREAS**, the RCOC has provided Waterford Township with a written notification that the traffic signal will be removed; and

**WHEREAS**, the RCOC has requested that Waterford Township acknowledge receipt of the written notification concerning the removal of the traffic signal.

Road Commission resolution Continued.

**NOW THEREFORE BE IT RESOLVED**, the Waterford Township Board acknowledges receiving the written notification from the Road Commission for Oakland County that the traffic signal located at the crossover to southbound Williams Lake Road north of Hatchery Road will be removed; and

**BE IT FURTHER RESOLVED**, that Waterford Township will not be responsible for any costs associated with the removal of this traffic signal.

Moved by O'Shea,

Supported by Fortino, RESOLVED, to approve the foregoing Resolution to acknowledge the decision by the Road Commission for Oakland County to remove a traffic signal at the crossover on southbound Williams Lake Road north of Hatchery Road.

Motion carried unanimously.

The following memo was received from Community Planning and Development Director Robert Vallina requesting a Public Hearing Date for the 36<sup>th</sup> Year Community Development Program:

On March 31, 2010, HUD finally announced the CDBG grant allocations for the program year that begins on July 1, 2010 and ends on June 30, 2011. Waterford Township will receive \$387,638 in CDBG funds for the upcoming program year. This is nearly an eight percent increase over the current year grant amount. Although this is positive news considering the continuing shrinkage in all the other Township revenue sources, this grant amount will not provide enough resources to fund any projects beyond the Township's Housing Rehabilitation Program, a portion of our code enforcement efforts, and CDBG program administration. Although this project list is small, the Township is still required by HUD regulations to hold a public hearing on the proposed use of CDBG funds. Therefore, I respectfully request that at your April 12, 2010 meeting, please establish the May 10, 2010 Township Board Meeting for the public hearing on the 36<sup>th</sup> Year CDBG program. I will again advertise the public hearing to occur sometime after the meeting starts at 6:30 p.m.

Before we hold the public hearing, I am required by HUD regulations to publish a couple of detailed public hearing notices well in advance of the public hearing date. The objective of setting the public hearing date at this time will enable me to begin publishing the public hearing notices.

If any of you have any questions regarding this matter, please do not hesitate to call me at (248) 618-7443.

Moved by Kramer,

Supported by O'Shea, to establish May 10, 2010 Township Board Meeting for the Public Hearing Date for the 36<sup>th</sup> Year CDBG Program.

Motion carried unanimously.

A request to remove the moratorium on one Class C Liquor License was received from Supervisor Solden:

We have had a moratorium on three liquor licenses available based on the 2000 census, for the last several years. The moratorium was adopted by the Board in hopes of having licenses available for future redevelopment at the Summit Place Mall. Several years have passed without any progress at the Mall with the exception of the Baseball Stadium.

Recently Mr. Bud Norton purchased the distressed T Way Plaza, 7100 Cooley Lake Road. T Way Plaza has been a serious problem for many years from a Code Enforcement, Police and Taxation point of view as well as a huge eyesore in the Union Lake area.

Mr. Norton has invested a large sum of money in the renovation of the entire plaza making it a viable location once again. A large part of the renovation will be the resurrection of the bowling establishment.

I think it would be in our best interest to lift the moratorium on one of the existing liquor licenses originally held for the Summit Place Mall as this redevelopment is just as important for Waterford Township.

It should also be noted that due to the many failed attempts of past business owners at the T Way Plaza, Mr. Norton agreed to sign an agreement which states that if the bowling establishment closes within 5 years the license will revert back to Waterford Township. After 5 years passes the license would then be solely Mr. Norton's.

We will still have two licenses available, one of which will be needed for the baseball stadium upon its completion. Thank you.

Moved by Fortino,  
Supported by O'Shea, RESOLVED, to lift the moratorium on one of the existing liquor license to be issued with a signed five (5) year Security Agreement and Agreement for Reassignment of Liquor License. Copies of the agreements are attached to these minutes.

Motion carried unanimously.

Clerk Fortino presented a new Class C Liquor request from Waterford Lanes. All requirements have been met.

Moved by Fortino,  
Supported by Birch, RESOLVED, that the request from Waterford Lanes for a new Class C License and Sunday Sales Permit to be located at 7100 Cooley Lake Road, Waterford, MI 48327, Waterford Township, Oakland County, MI be approved above all others.

Motion carried unanimously.

Moved by Maloney,  
Supported by Kramer, RESOLVED, to adjourn the meeting at 7:08 PM.

Motion carried unanimously.

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Betty Fortino, Clerk

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Carl W. Solden, Supervisor