

WINDSOR CHARTER TOWNSHIP BOARD OF TRUSTEES
REGULAR MEETING APRIL 14, 2015
MEETING ROOM – 7:30 PM

Meeting was called to order at 7:30 pm by Supervisor Butler with the Pledge of Allegiance.
Present: Braman, Blair, Butler, Dailey, Piper and Myers. Absent:
Kandler.

Blair moved and Piper seconded to approve the agenda as amended, adding Fire Permits and water permit contract with the Lansing Board of Water and Light under New Business. Carried: 6-0.

Myers moved and Blair seconded to approve the minutes of the previous meeting. Carried: 6-0.

Piper moved and Myers seconded to receive the treasurer's report. Carried: 6-0.

Myers moved and Blair seconded to receive the General Fund report (vouchers #26273 – #26326) totaling \$98,814.07. Carried: 6-0.

Blair moved and Braman seconded to receive the Payroll report (vouchers #22601 - #22660) totaling \$27,499.01. Carried: 6-0.

Reports:

Sheriff's Report:

Written report distributed and comments presented by Sheriff Reich. Sheriff Reich stated that all his deputies will soon carry narcan to help revive heroin overdoses.

Planning Commission:

Trustee Blair reported the PC met on April 8 and: approved the CNG Final Site Plan (with conditions), the Comprehensive Plan update will include the projected major expenditure forecast from Chief Miller, a joint public hearing with the township and village of Dimondale concerning the Comprehensive Plan will be sometime in mid-July.

Sewer Board:

Trustee Blair reported that the Sewer Board will meet on April 16, 2015.

Emergency Service Department:

Chief Miller reported: a fire contained to a room in the basement of a home; a small barn that was burnt to the ground but the farm house did not have any damage; the Village of Dimondale is organizing a 5K run to be scheduled in September of 2016; that the grates on the road on the property that the township owns off of Lansing Road have been stolen and he

suggests that a lock and chain be stretched across the entrance to keep unwanted traffic off the property and also that “NO TRESPASSING SIGNS” should be posted; **Blair moved and Piper seconded to accept the resignation of Rodney E. Reeve from the Emergency Services Department. Carried: 6-0.**

Assessor: None.

Supervisor’s Report:

Attended a meeting concerning the Urban Rural Service Management Group sponsored by Tri-County Planning Commission.

Public Officials:

Greg Cabose, from the Barry-Eaton District Health Department informed the Board of many programs available to residents including: Healthy Work Site programs, Work Site-Smoking Sensation programs, Pathway to Better Health programs, Tic Prevention information, mercury devices recycling program. Contact the Health Department at www.barryeatonhealth.org or 517-541-2616.

Other Reports & Announcements:

Trustee Blair reported on the Eaton County Road Commission Annual meeting that was held on March 30, 2015.

HEAR PUBLIC PRESENT FOR AGENDA ITEMS:

Ms. Marilyn Lahr, owner of PBML (CNG) commented on: the safety of Compressed Natural Gas, CNG has been used in Europe since WWII and in the U.S. since the 1970’s, U.S. Dept. of Energy is determined to adopt CNG as an alternative fuel source, CNG is cleaner than diesel and gasoline; her storage tanks will be 3” steel tanks; maximum of 8 storage tanks; stated that the CNG is not a toxic material.

Nate Gambill, representing the Michigan State Police (from the AG’s office) commented: the MSP are not against CNG, they object to the placement of the CNG tanks in such close proximity to the State Emergency Operations Center; they feel if there is an emergency with the fueling station it will affect the SEOC; they feel that proper channels were not followed and that the applicant did not look into the proposed use being “hazardous or disturbing to existing or future uses in the same general vicinity” and that it will not involve uses “that will be detrimental to any person, property, or general welfare”; the CNG facility would pose three different types of risks to the safe operation of the SEOC: toxic materials, fire and blast hazards; Jim Harkness stated that CNG is a toxic material.

Greg Cabose, Barry-Eaton County Health Dept., asked Mr. Harkness if the state has a back-up building for the SEOC and Mr. Harkness’ response was yes.

Cathy Berney, resident of Windsor Charter Twp., asked Mr. Harkness if the railroad was within a ½ mile of the SEOC. Mr. Harkness' response was yes. Mrs. Berney commented, due to the condition of railroads, it would be far more likely a derailment would cause more of a disruption to the SEOC facility than the CNG station operation. Mrs. Berney referred to the accident that occurred in Potterville a couple of years ago.

UNFINISHED BUSINESS:

Chris Patterson, the township attorney, went through many of the points stated in the letter from the Attorney General's Office (representing the MSP). After Mr. Patterson's comments **Supervisor Butler made the motion, that after due study and thought, the Windsor Charter Township Board of Trustees grant the Special Use Permit to PBML (CNG) as recommended by the Windsor Charter Township Planning Commission; with conditions (listed below); Trustee Blair seconded the motion. Roll call was taken:**

Braman:	Yea	Dailey:	Yea
Blair:	Yea	Piper:	Yea
Butler:	Yea	Myers:	Yea
Kandler:	Absent		
Carried:	6-0.		

Resolution declared adopted: Tuesday, April 14, 2015

After review of the Planning Commission public minutes, staff reports, documents submitted regarding issuance of the special use permit, public comment and the oral representations made by interested parties, the Township Board APPROVES issuance of a special use permit by the Township Clerk, subject to the following conditions:

- (a) meet all conditions of the final site plan approved by the Township Planning Commission prior to the construction and operation of a compressed natural gas fueling station on the Property; and**
- (b) comply with the requirements of the Eaton County Road Commission and Michigan Department of Transportation; and**
- (c) comply with the requirements of the building and zoning official to authorize issuance of appropriate building permits; and**
- (d) comply with all conditions required by the Windsor Charter Township Emergency Services Department regarding public safety and operation of the facility; and**
- (e) execute a special use permit agreement with the Township that sets forth all conditions the applicant must meet prior to construction and operation of the compressed natural gas fueling station on the Property.**

A discussion on the creation of policies for the township was held. New laws concerning FOIA are going into effect on July 1, 2015. The wording of the policies will be worked on and the discussion will continue at the next meeting.

NEW BUSINESS:

The letter received from the Dimondale Lions Club concerning the Memorial Day Parade was read by Clerk Dailey. **Blair moved and Braman seconded to honor the request of the Dimondale Lions Club, stipulating that the raising and lowering of the American Flag must be reviewed with the Township Sexton and that a new flag will not be purchased by the township (current flag is in satisfactory condition). Clerk will make contact with the Club. Carried: 6-0.**

Blair moved and Dailey seconded to authorize Supervisor Butler to sign the agreement between the Lansing Board of Water and Light, Delhi Township and Windsor Charter Township to bring water down Waverly Road to M-99; at no cost to WCT, thus bringing water to the Ayers Company located on Waverly Road and M-99. Carried: 6-0.

Dailey brought to the attention of the Board that Mr. Sickles, a resident of the township, was not happy with the procedure of purchasing a burn permit. He feels that there is not adequate time during the day, when the township office is open, for people who work to purchase their burn permit. Dailey suggested that residents could purchase their permits at the fire station during the evening hours and on the weekends, using the burn permit numbering system starting with number 999 and going backward. Chief Miller was not in favor of this and also Trustee Blair disagreed so the subject was dropped.

HEAR PUBLIC PRESENT ON ANY SUBJECT:

Nate Gambill stated that the MSP did not concede to the approval of the Special Use Permit due to the following point:

the SUP was not considered in a timely manner.

the evidence has not been satisfactorily reviewed.

there was no verbal discussion between the board members before the vote.

With no further business **Braman moved and Blair seconded to adjourn the meeting. Carried: 6-0. Adjourned at 9:07 pm.**

Marceal J. Dailey, Clerk
Windsor Charter Township

