

BOARD MEMBERS PRESENT:

Gary Wall, Supervisor
Kim Markee, Clerk
Steve Thomas, Treasurer
Anthony Bartolotta, Trustee
Marie E. Hauswirth, Trustee
Janet Matsura, Trustee
Mark Monohon, Trustee

OTHERS PRESENT:

Lisa Butcher	Grant Smith	Robert Matsura	Steve McCready
James Muller	Larissa Richards	Matt Covey	Donna Wall
Wil White	Steve Bridger	Sandra Webster	Kimarie Martin
Joshua Dorman	Dennis Sheppard	Travis Perjak	Paula Moore
Andrew Webster	Ann Ostrom	Christy Perjak	Barbara Clark
Barbara Felts	Wayne Peruski	Sandy Morber	Ken Clark
Kristin Felts	Jim Merritt	Steve Morber	Jared Wilson
Stephanie Lawson	Art Frasca	C. Monohon	Misty Wilson
Gary Lombard	Joyce M. Wefel	Carl Wallace	Joan Rogers
John Klelba	Marilyn Brennan	Crystal McCready	

Supervisor Gary Wall called the meeting to order at 6:00 p.m. and asked for a moment of silence for the brave men and women who have served our Country and then lead the Pledge of Allegiance.

Roll call vote was taken. All board members were present.

1. APPROVE AGENDA

1.1 October 25, 2021

Moved by Bartolotta,
Seconded by Markee, RESOLVED, to amend the October 25, 2021, agenda as printed. A roll call vote was taken.

Ayes: Wall, Markee, Thomas, Bartolotta, Hauswirth, Matsura, and Monohon
Nays: None
Absent: None

Motion carried unanimously.

2. ANNOUNCEMENTS

2.1 Waterford Parks and Recreation is offering soccer instruction for children ages 3-5 on Wednesdays starting October 20th from 6:45 pm – 7:30 pm at the Recreation Center. The cost is \$53.00 for 6 weeks. For more information go to www.waterfordmi.gov/parks.

- 2.2 The Library will host a program about Meteorites on Wednesday, October 27, 2021, at 7:00 p.m., in the Community Room. You will be able to touch a meteorite at the Waterford Library and you may have touched the Moon or Mars. Join the Oakland Astronomy Club for a presentation that is out of this world! The presenter will be meteorite collector Mark Jeffery.
- 2.3 Have you seen the Flying Fish Outdoor Art Exhibition on the Riverwalk? You don't want to miss it! Be sure to check it out before October 31, 2021. The glittery fish are flying behind Buffalo Wild Wings off Highland Rd along the Clinton River and they look amazing! For more information, contact Sue Camilleri at 248-420-7735 or sue_camilleri@yahoo.com.
- 2.4 Waterford Parks and Recreation will be sponsoring a Basketball Clinic for children ages 9 – 11 starting Wednesdays on November 3rd from 8:00 p.m. to 9:00 p.m. The cost is \$60.00 and goes through December 21st. For more information go to www.waterfordmi.gov/parks.
- 2.5 Check out a Michigan Activity Pass for one of Michigan's cultural destinations or state parks & recreation areas including Art Experience, Indian Springs Metro Park, Meadowbrook Hall, and Riley Archery Range. Details at michiganactivitypass.info.

3. Consent Agenda

Board Members may remove items from the Consent Agenda for discussion purposes or for the purpose of voting in opposition. Public comment for items removed from the consent agenda may be received in the same manner immediately following the Consent Agenda.

- 3.1 October 07, 2021, Special Meeting Minutes
3.2 October 12, 2021, Meeting Minutes
3.3 October 25, 2021, Bill Payment

Moved by Markee,

Seconded by Bartolotta, RESOLVED, to approve Consent Agenda items 3.1 through 3.3. A roll call vote was taken.

Ayes: Wall, Markee, Thomas, Bartolotta, Hauswirth, Matsura, and Monohon
Nays: None
Absent: None

Motion carried unanimously.

4. Awards and Presentations

Fire Chief Covey and Deputy Chief Wallace presented the following promotions. On behalf of the Waterford Regional Fire Department, he congratulated them for their dedicated service, and wished them continued success in their career.

Robert Butcher, Lieutenant Inspector, effective June 1, 2021
Chester Felts, Lieutenant, effective September 20, 2021
Jeremy Grundy, Captain, effective September 20, 2021
James Muller, Lieutenant, effective September 20, 2021
Christopher Webster, Lieutenant Inspector, effective May 24, 2021

5. Board Liaison Reports (Verbal)

Trustee Bartolotta

Trustee Bartolotta reviewed the October 18th Cable Commission Meeting. The Cable Commission is still seeking applicants for the Cable Commission. He also reminded residents that there are headsets for those hard of hearing. The next Planning Commission meeting will be held on Tuesday, October 26th.

Clerk Markee

Waterford Township does not have an election until August 2022. Absentee voters will receive an application automatically next year.

Oakland County acknowledges any entrepreneur 40 years or younger. If you know of anyone, please spread the word. We would love to see someone from Waterford Township receive the award. The deadline to apply is November 15, 2021. Trustee Hauswirth stated the website is www.oakgov.com/advantageoakland/programs/40under40

Trustee Monohon

The Waterford Youth Assistance had a board meeting, and they also held their Mystery dinner fundraiser. The Shoe Drive is in full stream. Please stop by and support the local badge challenge. WYA is still seeking volunteers.

Trustee Monohon attended the SEMCOG annual meeting on October 16, 2021, and reviewed the session.

6. Open Business

6.1 Possible Adoption of Ordinance 2021-Z-016 – Rezone 13-13-426-035 from C-4 to C-3

The following memo was received from Jeffrey Polkowski, Planning and Zoning Superintendent.

This rezoning request is being initiated by the Township in order to correct a requirement that was missed during the previous lot split.

This property came to the attention of staff several weeks ago due to an inquiry on possible uses. It was discovered that the property was split from its parent parcel in 2017 to accommodate the Burger King Restaurant at the corner.

During the split, the property retained its C-4, Extensive Business zoning though it was reduced to less than 1 acre in size - far below the 2 acres required to maintain C-4 zoning.

Examination of the original application documents showed that the property was indicated to be to C-3 as part of the split though the rezoning was never initiated.

Planning Commission Recommendation and Findings

The Planning Commission reviewed this proposed Rezoning at the regularly scheduled meeting on September 28, 2021 and resolved unanimously, to forward a favorable recommendation to the Township Board.

Motions

Based upon the Planning Commission's favorable recommendation at the September 28, 2021 regular meeting for this rezoning case, should the Board want to consider adopting the requested rezoning to C-3, General Business, the appropriate motion would be to introduce the attached Ordinance and schedule it for possible adoption at the October 25, 2021 meeting.

Possible Adoption of Ordinance 2021-Z-016 – Rezone 13-13-426-035 from C-4 to C-3 Continued.

However, if the Board does not want to adopt the requested rezoning, the appropriate motion would be to not introduce the Ordinance and deny the rezoning.

Staff will be available at Monday’s meeting for any questions on this case. However, if you have any questions in advance of the meeting, please contact this office.

STATE OF MICHIGAN
COUNTY OF OAKLAND
ORDINANCE NO. 2021-Z-016

ZONING ORDINANCE MAP AMENDMENT

An ordinance to amend the Waterford Township Zoning Ordinance by rezoning a parcel of property and amending the Zoning Map.

THE CHARTER TOWNSHIP OF WATERFORD ORDAINS:

Section 1 of Ordinance

The portion of the parcel of property that is assigned tax parcel number 13-13-426-035, legally described below, a vacant property on the north side of Dixie Highway, west of Telegraph Rd is rezoned from **C-4, Extensive Business** to **C-3, General Business** with the Zoning Map that is adopted by and made part of the Waterford Township Zoning Ordinance in Section 3-101, to be changed and amended to reflect this rezoning.

Section 2 of Ordinance

The effective date of this ordinance shall be on the 8th day after publication, or a later date as provided in the Michigan Zoning Enabling Act for when a petition for voter referendum on this Ordinance and/or a notice of intent to submit such a petition is timely filed with the Township Clerk.

CERTIFICATION

I certify that this Zoning Ordinance Map Amendment Ordinance was adopted by a majority vote of the members of the Board of Trustees of the charter Township of Waterford at a meeting duly called and held on _____.

CHARTER TOWNSHIP OF WATERFORD

Date

Kim F. Markee, Township Clerk

Property Descriptions

PARCEL 13-13-426-035

IS DESCRIBED AS

T3N, R9E, SEC 13 PART OF SE 1/4 BEG AT PT DIST S 01-36-52 W 92.23 FT & ALG CURVE TO RIGHT, RAD 957 FT, CHORD BEARS S 39-32-33 W 166.46 FT, DIST OF 166.67 FT & S 44-30-25 W 906.18 FT & N 89-16-46 W 45.40 FT & N 43-03-56 W 134.36 FT FROM E 1/4 COR, TH N 43-03-56 W 182.93 FT, TH N 46-56-04 E 235 FT, TH S 43-03-56 E 170.87 FT, TH S 43-59-48 W 235.31 FT TO BEG 0.95 A 7-26-17 FR 032

Possible Adoption of Ordinance 2021-Z-016 – Rezone 13-13-426-035 from C-4 to C-3 Continued.

Moved by Bartolotta,

Seconded by Markee, RESOLVED, to adopt Ordinance 2021-Z-016 Parcel 13-13-426-035 from C-4 to C-3. A roll call vote was taken.

Ayes: Wall, Markee, Thomas, Bartolotta, Hauswirth, Matsura, and Monohon

Nays: None

Absent: None

Motion carried unanimously.

6.2 **Public Hearing and Possible Approval to Vacate ~~Mohegan Lane~~ Harper Ct.**

Supervisor Wall opened the public hearing at 6:24 p.m.

Kimarie Martin, 6486 Harper Dr. – inquired about the vacation and requested not to approve the road vacation. Supervisor Wall explained that the vacation was for an abandoned road the road was never developed. Clerk Markee showed the map of the Road Vacation.

Travis Perjak, 3976 Lotus Dr. – inquired about the vacation.

Paula Moore, Waterford Township Assessor, Ms. Moore advised that the vacation is only a clarification as the legal description already includes the abandoned road.

Supervisor Wall closed the public hearing at 6:36 p.m.

The following memo was received from Kari Vlaeminck, Deputy Clerk.

On September 21, 2021, the Township Clerk's office received the filing fee and documents that were treated as a request for the Township Board to vacate part of a platted subdivision street.

This requested is placed on your Agenda for the first of two (2) required proceedings before you under Ordinance Section 15-113. At the first proceeding scheduled for October 12, 2021, you are to be presented with and analyze the Petition, reports, and recommendations by the various Township Departments and provide the Petitioner with the opportunity to be heard. Once that proceeding is concluded, the Board has two options.

The first option is to deny the Petition by an adopted Resolution that states the reasons for denial that must be based on something that has been presented by the Petitioner or in the Department reports and recommendation. If the Petition is not denied, the second option is to tentatively determine that the Petition may be granted and set a date for a public hearing. Upon that option, the Board may require the Petitioner to submit additional information and documentation by a specified date for consideration at the public hearing.

The Department reviews being provided with this letter do not identify any objections. Subject to your independent review and determination, it would appear that proceeding under the seconded option and setting a public hearing on the Petition would be appropriate. If you choose that option, the meetings that could be selected are October 25, 2021, or November 8, 2021.

Public Hearing and Possible Approval to Vacate Harper Ct Continued.

You may wish to considering hearing this at the meeting on November 8, 2021, to allow sufficient time to mail a notice of the public hearing to the Petitioners, the County Water Resources Commissioner and the owners of the lots within 300 feet of the street proposed to vacated, as required under Ordinance Section 15-113 (d). While the Ordinance does not specify a deadline for those notices concerning the hearing date, it would seem that you would want to pick a hearing date that allowed the notices to go out at least a week ahead of time

RESOLUTION APPROVING ROAD VACATION HARPER COURT. - HICKORY COURT

This Resolution was adopted by the Board of Trustees (Township Board) of the Charter Township of Waterford (Township), whose address is 5200 Civic Center Drive, Waterford, Michigan 48329, on October 25, 2021.

RECITALS:

- A. The subject of this Resolution is real property located in Mountain-View Lakes Subdivision Annex No. 1, Waterford Township, County of Oakland, State of Michigan that according to the plat of the subdivision recorded at Liber 14, Page 60 for parcel 13-05-401-001 and Liber 58, Page 38 for Outlot B, Oakland County records, is a portion of the platted public roadway known as Harper Court and as Hickory Court, that is referred to in this Resolution as the "Road", and legally described as follows:

A parcel of land in the Southwest $\frac{1}{4}$ of Section 5, Town, 3 North, Range 9 East Waterford Township, Oakland County, Michigan, and more particularly described as; Beginning at the center $\frac{1}{4}$ post of said Section 5; thence $50^{\circ}-12' W$ a distance of 539.05 feet; thence $N88^{\circ}-51'-30" W$ a distance of 30.00 feet to the S.E. corner of Lot No. 1 of Subdivision of Outlot "B" of "Mountain-View Lakes Subdivision Annex No. 1"; thence $N0^{\circ}-12'E$ a distance of 539.05 feet to the N.E. corner of Outlot A of "Subdivision of Outlot "B" of "Mountain-View Lake Subdivision Annex No. 1" thence $S86^{\circ}-51'-30" E$ a distance of 30.00 feet to the point of beginning.

Sidwell Numbers 13-05-401-001 and 13-05-326-004 except N43 feet of the east 315 taken for highway.

- B. The road was abandoned March 5, 1962. Lotus Elementary School was constructed over the parcel. The school has since been razed and the Waterford School District conveyed the property to Windsong West Builders, LLC on January 11, 2019. The road never physically existed and will be combined and integrated into two parcels in a planned community known as Lotus Landing.
- C. By a Resolution adopted on March 5, 1962, the Board of County Road Commissioners of the County of Oakland absolutely abandoned and discontinued the remaining portions of the Road, with that Resolution recorded with the Oakland County Register of Deeds on Liber 4287, Page 897.
- D. On August 21, 2021, James Merritt of Windsong Builders, L..C, ("Petitioner"), whose address is 5700 Lakeshore Rd, Fort Gratiot, Michigan 48059, submitted a Petition to the Township for vacation of the Road under the Vacation of Subdivision Streets procedure in Article VI of Chapter 15 of the Township Code of Ordinances (Ordinance.) The Petition was signed by the other property owners who have an interest in the vacation request. On October 12, 2021, the Township Board tentatively determined that the Petition may be granted and scheduled a public hearing on the Petition for October 25, 20121.
- E. On October 25, 2021, after conducting the public hearing on the Petition, the Township Board approved a motion to grant the Petition by adopting this Resolution.

Request to Vacate Harper Ct Continued.

- F. As provided in Sections 15-114 and 15-115 of the Ordinance, in adopting this Resolution the Township Board finds that there are no material questions as to whether the Road is necessary for the promotion or protection of the public health, safety and general welfare, and that there are no reasonable objections presented to the Petition that are not addressed by the conditions and reservations established by the Township Board.

IT IS THEREFORE RESOLVED, that the Township Board grants the Petition and the Road is hereby vacated.

IT IS FURTHER RESOLVED, that as required by Section 15-116(c) of the Ordinance, this Resolution is conditioned on the Petitioners complying with and being solely responsible for satisfying any additional requirements related to the vacation of the Road under the Land Division Act, Public Act No. 288 of 1967, as amended, and on the Petitioners indemnifying and holding the Township harmless from any and all costs and expenses that the Township may be required to incur in connection with such additional requirements.

IT IS FURTHER RESOLVED, that as provided in Section 15-116(b) of the Ordinance, in granting the Petitioners' Petition to vacate the Road, the Township Board is not guaranteeing or warranting, to the Petitioners or any other person, the transfer of ownership of the vacated Road, or that all requirements under the Land Division Act related to this Road vacation will be satisfied upon the Township Clerk recording this Resolution and filing copies of it as provided in Section 15-117 of the Ordinance and the Land Division Act.

IT IS FURTHER RESOLVED that the Township Clerk shall record a certified copy of this Resolution with the Register of Deeds and send a copy to the Director of the State Department of Licensing and Regulatory Affairs within 30 days.

CERTIFICATION

I hereby certify that this Resolution was adopted by the Charter Township of Waterford Board of Trustees at a regular meeting on October 25, 2021, and that on a _____, 2021, I mailed a copy of this Resolution to the Director of the Department of Licensing and Regulatory Affairs at Ottawa Building, 611 W. Ottawa, P.O. Box 30004, Lansing, MI 48909.

Charter Township of Waterford

Date

Kimberly F. Markee, Township Clerk

Drafted by:
Joellen Shortley, Esq.
27555 Executive Ofc Ste 250
Farmington Hills, MI 48333-3040

When recorded return to:
Kim Markee, Clerk
Charter Township of Waterford
5200 Civic Center
Waterford, MI 48329-3773

Recording Fee: \$

Request to Vacate Harper Ct Continued.

Moved by Bartolotta,

Seconded by Thomas, RESOLVED, to approve the Vacation for Harper Court. A roll call vote was taken.

Ayes: Wall, Markee, Thomas, Bartolotta, Hauswirth, Matsura, and Monohon

Nays: None

Absent: None

Motion carried unanimously.

6.3 Public Hearing and Possible Approval to Vacate Harper Ct Mohegan Lane

Supervisor Wall opened the public hearing at 6:37 p.m.

John Green, 1007 Erskine Way, Mr. Green inquired as to why a 20 ft. easement was required vs. the traditional 12 ft.

Supervisor Wall closed the public hearing at 6:40 p.m.

The following memo was received from Kari Vlaeminck, Deputy Clerk.

On August 26, 2021, the Township Clerk's office received the filing fee and documents that were treated as a request for the Township Board to vacate part of a platted subdivision street.

This requested is placed on your Agenda for the first of two (2) required proceedings before you under Ordinance Section 15-113. At the first proceeding scheduled for October 12, 2021, you are to be presented with and analyze the Petition, reports, and recommendations by the various Township Departments and provide the Petitioner with the opportunity to be heard. Once that proceeding is concluded, the Board has two options.

The first option is to deny the Petition by an adopted Resolution that states the reasons for denial that must be based on something that has been presented by the Petitioner or in the Department reports and recommendation. If the Petition is not denied, the second option is to tentatively determine that the Petition may be granted and set a date for a public hearing. Upon that option, the Board may require the Petitioner to submit additional information and documentation by a specified date for consideration at the public hearing.

The Department reviews being provided with this letter identify a requirement for a 20-foot easement on the property for a water main (10 feet on either side of the water main) and that no structures may be built within the 12-foot required water main easement or required setbacks. Subject to your independent review and determination, it would appear that proceeding under the seconded option and setting a public hearing on the Petition would be appropriate. If you choose that option, the meetings that could be selected are October 25, 2021, or November 8, 2021.

You may wish to considering hearing this at the meeting on November 8, 2021, to allow sufficient time to mail a notice of the public hearing to the Petitioners, the County Water Resources Commissioner and the owners of the lots within 300 feet of the street proposed to vacated, as required under Ordinance Section 15-113 (d). While the Ordinance does not specify a deadline for those notices concerning the hearing date, it would seem that you would want to pick a hearing date that allowed the notices to go out at least a week ahead of time.

Request to Vacate Mohegan Lane Continued.**RESOLUTION APPROVING ROAD VACATION MOHEGAN LANE**

This Resolution was adopted by the Board of Trustees (Township Board) of the Charter Township of Waterford (Township), whose address is 5200 Civic Center Drive, Waterford, Michigan 48329, on October 25, 2021.

RECITALS:

G. The subject of this Resolution is real property located in Meniwaters subdivision in the Township of Waterford, County of Oakland, State of Michigan, that according to the plat of that subdivision recorded at Liber 51, Page 46, Oakland County records, is a portion of the platted public roadway known as Mohegan Lane, that is referred to in this Resolution as the "Road", and legally described as follows:

A part of Mohegan Lane (80 feet wide) of Meniwaters Subdivision of part of the Southeast ¼ of Section 34, Town 3 North, Range 9 East, Waterford Township, Oakland County, Michigan as recorded in Liber 51 of Plats, of Page 46, Oakland County records, and being more particularly described as that part of Mohegan Lane is located East of and adjacent to Lot 212 and is located West of an adjacent to Lot 255, and is located South of and adjacent to Erskine Way (platted as Pawnee Way) (60 feet wide) of said Meniwaters Subdivision.

No Sidwell No. – In Road

H. By a Resolution adopted on May 20, 2021, the Board of County Road Commissioners of the County of Oakland absolutely abandoned and discontinued the remaining portions of the Road subject to an easement for road drainage purposes, with that Resolution recorded with the Oakland County Register of Deeds on Liber 56274, Page 282.

I. On August 26, 2021 Susan Green ("Petitioner"), whose address is 1072 Erskine Lane, Waterford, Michigan 48328, submitted a Petition to the Township for vacation of the Road under the Vacation of Subdivision Streets procedure in Article VI of Chapter 15 of the Township Code of Ordinances (Ordinance.) The Petition was also signed by the other property owners who have an interest in the vacation request.

J. On October 12, 2021, the Township Board tentatively determined that the Petition may be granted and scheduled a public hearing on the Petition for October 25, 2021.

K. On October 25, 2021, after conducting the public hearing on the Petition, the Township Board approved a motion to grant the Petition by adopting this Resolution.

L. As provided in Sections 15-114 and 15-115 of the Ordinance, in adopting this Resolution the Township Board finds that there are no material questions as to whether the Road is necessary for the promotion or protection of the public health, safety and general welfare, and that there are no reasonable objections presented to the Petition that are not addressed by the conditions and reservations established by the Township Board.

IT IS THEREFORE RESOLVED that the Township Board grants the Petition, and the Road is hereby vacated subject to a twenty 20-foot-wide easement of ten (10) feet on each side of the water main to Waterford Township for continued operation and maintenance of the Township utility.

IT IS FURTHER RESOLVED that as required by Section 15-116(c) of the Ordinance, this Resolution is conditioned on the Petitioners complying with and being solely responsible for satisfying any additional requirements related to the vacation of the Road under the Land Division Act, Public Act No. 288 of 1967, as amended, and on the Petitioners indemnifying and holding the

Request to Vacate Mohegan Lane Continued.

Township harmless from any and all costs and expenses that the Township may be required to incur in connection with such additional requirements.

IT IS FURTHER RESOLVED that as provided in Section 15-116(b) of the Ordinance, in granting the Petitioners' Petition to vacate the Road, the Township Board is not guaranteeing or warranting, to the Petitioners or any other person, the transfer of ownership of the vacated Road, or that all requirements under the Land Division Act related to this Road vacation will be satisfied upon the Township Clerk recording this Resolution and filing copies of it as provided in Section 15-117 of the Ordinance and the Land Division Act.

IT IS FURTHER RESOLVED that the Township Clerk shall record a certified copy of this Resolution with the Register of Deeds and send a copy to the Director of the State Department of Licensing and Regulatory Affairs within 30 days.

CERTIFICATION

I hereby certify that this Resolution was adopted by the Charter Township of Waterford Board of Trustees at a regular meeting on October 25, 2021, and that on ____, 2021, I mailed a copy of this Resolution to the Director of the Department of Licensing and Regulatory Affairs at Ottawa Building, 611 W. Ottawa, P.O. Box 30004, Lansing, MI 48909.

Charter Township of Waterford

Date

Kimberly F. Markee, Township Clerk

Drafted by:
Joellen Shortley, Esq.
27555 Executive Ofc Ste 250
Farmington Hills, MI 48333-3040

When recorded return to:
Kim Markee, Clerk
Charter Township of Waterford
5200 Civic Center
Waterford, MI 48329-3773

Recording Fee: \$

Moved by Markee,
Seconded by Monohon, RESOLVED, to approve the road vacation of Mohegan Lane. A roll call vote was taken.

Ayes: Wall, Markee, Thomas, Bartolotta, Hauswirth, Matsura, and Monohon

Nays: None

Absent: None

Motion carried unanimously.

7. **New Business**
7.1 **Reapportionment Resolution of the Mainland Drain**

**CHARTER TOWNSHIP OF WATERFORD
RESOLUTION TO AUTHORIZE THE TOWNSHIP SUPERVISOR
AND/OR CLERK TO PETITION THE DRAINAGE BOARD FOR
THE MAINLAND DRAIN TO REAPPORTION THE ASSESSMENTS LEVIED AGAINST THE
PUBLIC ENTITIES WITHIN THE DRAINAGE DISTRICT**

At a regular meeting of the Board of Trustees of the Charter Township of Waterford, Oakland County, Michigan held on the 25th day of October 2021.

PRESENT:

ABSENT:

The following resolution was offered by _____ and seconded by _____.

WHEREAS on or about July 24, 1972 the Drainage Board for the Mainland Drain received petitions from the Charter Township of Waterford and the County of Oakland to establish a drainage district pursuant to Chapter 20 of the Michigan Drain Code of 1956 of Act 40 of the Public Acts of Michigan 1956, as amended; and

WHEREAS on or about March 13, 1974 a Final Order of Determination was adopted; and

WHEREAS on June 10, 1981 a Final Order of Apportionment was adopted establishing an apportioned assessment for the Charter Township of Waterford to be 59.38265%, and the apportioned assessment for the County of Oakland to be 28.66958%, and the apportioned assessment for Oakland County Streets, Roads, and Highways to be 8.70112% and the apportioned assessment for State of Michigan Highways to be 3.24665%; and

WHEREAS the apportionment was based on the cost of the construction of the Mainland Drain in three phases; and

WHEREAS the cost of the first phase was \$130,000.00; and

WHEREAS the first phase did not appreciably benefit the Charter Township of Waterford; and

WHEREAS on or about November 7, 1992 the Drainage Board suspended further work on the construction project of the Mainland Drain and therefore the second and third phase, which were intended to benefit the Charter Township of Waterford, were not constructed.

NOW THEREFORE BE IT RESOLVED that the Charter Township of Waterford authorizes its Supervisor and/or Clerk to petition the Drainage District Board of the Mainland Drain to reapportion the assessments of the public corporations benefitting and/or contributing to the operation and maintenance of the Mainland Drain Drainage District to reflect a true and accurate picture of the benefits and burdens of the public entities within the Mainland Drain Drainage District.

Reapportionment Resolution of the Mainland Drain Continued.

YEAS:

NAYS:

ABSENT:

STATE OF MICHIGAN)
) ss
COUNTY OF OAKLAND)

I, the undersigned, the Clerk of the Charter Township of Waterford, County of Oakland, Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted at a regular meeting of the Township Board of said Township held on the 25th day of October, 2021, the original of which resolution is on file in my office. I further certify that notice of said meeting was given in accordance with the provisions of the Open Meetings Act, MCL 15.261 et.seq.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 25th day of October, 2021.

Kimberly F. Markee
 Clerk, Charter Township of Waterford

Moved by Markee,

Seconded by Matsura, RESOLVED, to adopt the Resolution to authorize the Township Supervisor and./or Clerk to petition the Drainage Board for the Mainland Drain to Reapportion the Assessments levied against the public entities within the drainage district. A roll call vote was taken.

Ayes: Wall, Markee, Thomas, Bartolotta, Hauswirth, Matsura, and Monohon

Nays: None

Absent: None

Motion carried unanimously.

7.2 Resolution Approving Medical Marihuana Facility Location Map

CHARTER TOWNSHIP OF WATERFORD RESOLUTION APPROVING MEDICAL MARIHUANA FACILITY LOCATION MAP

RECITALS:

- A. The effective date of the Township Medical Marihuana Facility Licensing Ordinance adopted by Ordinance No. 2020-005 and amended by Ordinance No. 2020-006 was January 4, 2021, and the Ordinance was recently amended by Ordinance No. 2021-003, which was effective on October 17, 2021 ("Ordinance").

Resolution Approving Medical Marihuana Facility Location Map

- B. The Ordinance calls for a Marihuana Facility Protected Location Map to be prepared by the Zoning Official showing properties and facilities that medical marihuana facilities must be separated from by five (5) lane public streets or prescribed distances.

IT IS THEREFORE RESOLVED:

The Marihuana Facility Protected Location Map prepared by the Zoning Official and dated 11/13/2020, a reduced size version of which is attached to this Resolution as **Exhibit A**, is approved as the Map to be maintained and kept current by the Zoning Official and publicly available for inspection and copying in the offices of the Zoning Official and Township Clerk. This Map replaces and supersedes the Protected Location Map previously approved by the Township Board and dated 11/13/2020.

CERTIFICATION

I hereby certify that this Resolution was adopted by the Charter Township of Waterford Board of Trustees at a regular meeting on October 25, 2021.

Charter Township of Waterford

Date

Kimberly Markee, Township Clerk

Moved by Bartolotta,
Seconded by Thomas, RESOLVED, to approve the Resolution Approving the Medical Marihuana Facility Protected Location Map. A roll call vote was taken.

Ayes: Wall, Markee, Thomas, Bartolotta, Hauswirth, Matsura, and Monohon
Nays: None
Absent: None

Motion carried unanimously.

7.3 Approval of 2022 Township Board Meetings, Work Sessions, and Holidays Observed with Office Closings

The Clerk's office submitted the 2022 Township Board Meetings, Work Sessions, and Holidays Observed with Office Closings.

Board Meetings:

Township Board Meetings are held on the second and fourth Monday of each month at 6:00 p.m. in the Auditorium of Township Hall, 5200 Civic Center Drive, Waterford, Michigan. If Monday is a holiday, the meeting is moved to Tuesday.

Approval of 2022 Township Board Meetings, Work Sessions, and Holidays Observed with Office Closings Continued.

Workshop Sessions:

The Township Board work sessions will be held on the fourth Monday of the month, at 4:30 p.m., unless otherwise noted, in conference room 3-1 in Town Hall. If Monday is a holiday, the workshop is moved to Tuesday. If you have any questions, please feel free to call the Clerk's Office.

2022 Township Board Meetings

January 10, 24	July 11, 25
February 14, 28	August 08, 22
March 14, 28	September 12, 26
April 11, 25	October 11 (Tues), 24
May 09, 23	November 14, 28
June 13, 27	December 12

2022 Township Board Work Sessions

January 24	July 25
February 28	August 22
March 28	September 26
April 25	October 24
May 23	November 28
June 27	December 12

2022 Holidays Observed with Office Closings

January 17	Monday	Martin Luther King, Jr. Day
February 21	Monday	Presidents' Day
April 15	Friday	Good Friday
May 30	Monday	Memorial Day
July 4	Monday	In observance of Independence Day
September 5	Monday	Labor Day
October 10	Monday	Columbus Day
November 11	Friday	Veterans' Day
November 24	Thursday	Thanksgiving Day
November 25	Friday	Day after Thanksgiving
December 23	Friday	In observance of Christmas Eve
December 26	Monday	In observance of Christmas Day
December 30	Thursday	In observance of New Year's Eve

Moved by Bartolotta,

Seconded by Matsura, RESOLVED, to approve the 2022 Township Board Meetings, Township Work Sessions and Holidays Observed with Office Closings. A roll call vote was taken.

Ayes: Wall, Markee, Thomas, Bartolotta, Hauswirth, Matsura, and Monohon

Nays: None

Absent: None

Motion carried unanimously.

7.4 Memorandum of Understanding Between the Waterford Township Friends of the Waterford Township Board of Trustees

Memorandum of Understanding Between Waterford Township Friends of the Library and the Waterford Township Board of Trustees

The following will constitute an operating agreement between the Waterford Township Friends of the Library (Friends) and the Waterford Township Board of Trustees (Township) through the public library. It will stand until and unless it is modified by mutual agreement of the Friends executive board and the Waterford Township Board of Trustees. The Friends mission is to raise money and public awareness in the community to support the services and programs of the Township's public library. As a non-profit, 501(c)(3) organization, however, it is a legally distinct entity and is not a part of Township's public library.

The Township agrees to include the Friends in the long-term planning process to ensure that the Friends are aware of the goals and direction of the public library as determined by library administration.

The Township agrees that public library administration will share with the Friends strategic initiatives at the beginning of each fiscal year and discuss with Friends how their resources and support might help forward these initiatives.

The Township agrees that public library administration will supply the Friends with a "wish list" each year that indicates the anticipated needs for Friends support of the public library.

The Township agrees to provide the Friends with public library staff support to assist them with development of the newsletter, mass mailings, meeting coordination, and Friends promotional materials.

The Township agrees to provide public space at the Township's public library for Friends membership brochures and promotional materials.

The Township agrees to provide the Friends with space in the Township's public library for book storage and sorting, book sales, and office needs.

The Friends agree to publicly support the Township's public library and its policies.

The Friends agree to include a member from the public library's administration as a non-voting presence at all Friends' meetings and to allow room on the agenda for a library report.

The Friends agree that any and all monies raised will be spent exclusively for library programs, services, and other library administration defined needs unless otherwise agreed to by both the friends and the public library's administration.

The Friends agree that public library administration has the final say in accepting or declining any and all gifts made to the public library.

The Friends agree to engage in advocacy efforts on behalf of the public library under the guidance of public library administration and the Library Advisory Committee.

The Friends agree that if they cease to actively fundraise and promote the public library, they will disband, allowing for a new Friends group to be established in the future.

Memorandum of Understanding Between the Waterford Township Friends of the Waterford Township Board of Trustees Continued.

Moved by Markee,

Seconded by Hauswirth, RESOLVED, to accept the Memorandum of Understanding between Waterford Township Friends of the Library and the Waterford Township Board of Trustees. A roll call vote was taken.

Ayes: Wall, Markee, Thomas, Bartolotta, Hauswirth, Matsura, and Monohon

Nays: None

Absent: None

Motion carried unanimously.

7.5 Lot Split Denial Appeal - Oklahoma - Parcel 13-34-351-007

The following memo was received from Mr. Thomas Wilhelm.

We're coming to you today to ask for a lot split for this 10 acer piece, sid # 13-34-351-007.

1. There is ample room to build two residents.
2. Please look at the two pieces directly north of this (see attached arial) which would be sid #13-34-351-006 and #13-34-351-005 whereas these parcels are exact duplicates of what we are trying to do.

What should be good for one should be good for all. We would agree to pull the water and sewer back to our property and install a manhole for easy maintenance for the city moving forward. If you were to grant us the lot split the township would receive a large benefit being instead of one million dollar house there would be two million dollar homes. After the lot split approval, our end lots will be twice as big as the lost to the north.

Also, please be advised that our access to Oklahoma to these parcels is not a public or privet street. It is a driveway. We don't believe because it is a lot split that we are required to call for a road nor are we required to meet the requirement for a road. We feel that the 15 ft. is more than adequate for access for water and sewer main as well as any concerns for the fire department.

Fire Chief Covey discussed the Oklahoma lot spit. He is very concerned with anything being built back there as there is only 15 feet access and there is very limited access to the property.

Clerk Markee also stated the Development Services and the Assessor's office denied the request.

Moved by Markee,

Seconded by Thomas, RESOLVED, to deny the lot split appeal for Oklahoma – Parcel 13-34-351-007. A roll call vote was taken.

Ayes: Wall, Markee, Thomas, Bartolotta, Hauswirth, Matsura, and Monohon

Nays: None

Absent: None

Motion carried unanimously.

7.6 Public Comments limited to Three (3) Minutes per Speaker

Grant Smith, Waterford Youth Assistance, There are two events for the annual shoe drive occurring. Russ's Party Store, from 10:00 a.m. – 2:00 p.m. and Battle of the Badges at the Fire Department from 10:00 a.m. – 2:00 p.m. In 2020, the Fire Department lost by one pair of shoes and they are looking for redemption.

Donna Wall, 3450 Alco Drive, There is a Waterford Oaks Park Survey circulating on Facebook. Oakland County is considering options for the Waterford Oaks Park, a.k.a. the Wave Pool. Please take a moment to take the survey.

ADJOURNMENT

Moved by Thomas,
Seconded by Bartolotta, RESOLVED, to adjourn the meeting at 6:58 p.m. A roll call vote was taken.

Ayes: Wall, Markee, Thomas, Bartolotta, Hauswirth, Matsura, and Monohon
Nays: None
Absent: None

Motion carried unanimously.

Kim Markee, Clerk

Gary Wall, Supervisor

FOR CASH ACCOUNT: 70000 01000

FOR: Uncleared

CHECK #	CHECK DATE	TYPE	VENDOR NAME	UNCLEARED	CLEARED	BATCH	CLEAR DATE
297155	10/25/2021	PRINTED	011040 AED SUPERSTORE	910.80			
297156	10/25/2021	PRINTED	011121 A-C TIRE & SERV CTR	79.95			
297157	10/25/2021	PRINTED	011730 ARROW PRINTING	1,052.70			
297158	10/25/2021	PRINTED	013666 APOLLO FIRE APPARATUS	649.29			
297159	10/25/2021	PRINTED	013685 APPLIED IMAGING	322.92			
297160	10/25/2021	PRINTED	014474 ALCOHOL DRUG ADMINISTRATI	924.00			
297161	10/25/2021	PRINTED	014479 LB OFFICE PRODUCTS	295.00			
297162	10/25/2021	PRINTED	021079 BAKER & TAYLOR BOOKS	883.37			
297163	10/25/2021	PRINTED	021380 BILLS PLBG & SEWER SERV I	391.82			
297164	10/25/2021	PRINTED	021770 BSN SPORTS INC	39.98			
297165	10/25/2021	PRINTED	023231 BEDROCK EXPRESS LTD	811.77			
297166	10/25/2021	PRINTED	023797 BERGER CHEVROLET	113,967.00			
297167	10/25/2021	PRINTED	023902 TODD WENZEL BUICK GMC	4,150.72			
297168	10/25/2021	PRINTED	041058 CANDID LABS, LLC	10,000.00			
297169	10/25/2021	PRINTED	041192 CDW GOVERNMENT INC	172.92			
297170	10/25/2021	PRINTED	041460 CLYDES FRAME & WHEEL SERV	1,375.08			
297171	10/25/2021	PRINTED	043375 CITY GLASS COMPANY INC.	300.00			
297172	10/25/2021	PRINTED	043474 CLARKSTON VILLAGE PLAYERS	300.00			
297173	10/25/2021	PRINTED	043604 CONTRACTORS CONNECTION	719.30			
297174	10/25/2021	PRINTED	043952 CYNERGY PRODUCTS	1,179.45			
297175	10/25/2021	PRINTED	044062 CONTROLNET, LLC	2,565.00			
297176	10/25/2021	PRINTED	044093 CONWAY SHIELD	790.20			
297177	10/25/2021	PRINTED	051445 DLZ MICHIGAN, INC	568.50			
297178	10/25/2021	PRINTED	053389 LUNGHAMER GMC INC	2,389.94			
297179	10/25/2021	PRINTED	053867 DUBOIS CHEMICALS INC	350.00			
297180	10/25/2021	PRINTED	063490 EMPCO INC	440.00			
297181	10/25/2021	PRINTED	063932 EXXON MOBIL	25.71			
297182	10/25/2021	PRINTED	083373 FIRESTONE TIRE & SERV CTR	577.60			
297183	10/25/2021	PRINTED	083580 FORSTER BROTHERS	87.00			
297184	10/25/2021	PRINTED	091086 GFL ENVIRONMENTAL	2,315.05			
297185	10/25/2021	PRINTED	093594 GOOSE BUSTERS	227.50			
297186	10/25/2021	PRINTED	093608 GOYETTE MECHANICAL CO, IN	5,851.81			
297187	10/25/2021	PRINTED	093705 GRAINGER	1,287.52			
297188	10/25/2021	PRINTED	093833 GUARDIAN ENVIRONMENTAL SE	868.42			
297189	10/25/2021	PRINTED	093840 LOOMIS FARGO & CO	797.78			
297190	10/25/2021	PRINTED	101835 HUBBELL ROTH & CLARK INC	12,046.53			
297191	10/25/2021	PRINTED	103031 HALT FIRE INC	7,582.22			
297192	10/25/2021	PRINTED	103059 HARTWELL CEMENT CO	46,150.00			
297193	10/25/2021	PRINTED	103141 HART INTERCIVIC, INC	135,469.50			
297194	10/25/2021	PRINTED	103238 HELPNET EAP	2,682.27			
297195	10/25/2021	PRINTED	113177 IDEAS FOR YOU	436.48			
297196	10/25/2021	PRINTED	113491 IMPRESSIVE PRINTING & PRO	50.00			
297197	10/25/2021	PRINTED	113542 INGRAM LIBRARY SERVICES	176.53			
297198	10/25/2021	PRINTED	113551 NICHOLS PAPER & SUPPLY CO	70.30			
297199	10/25/2021	PRINTED	113701 IRON MOUNTAIN	543.08			
297200	10/25/2021	PRINTED	121003 POWER PLAN	51.76			
297201	10/25/2021	PRINTED	121011 J&B MEDICAL SUPPLY	1,338.55			
297202	10/25/2021	PRINTED	121135 JC WATER TREATMENT INC	548.70			
297203	10/25/2021	PRINTED	123606 ROSATI, SCHULTZ, JOPPICH	10,017.00			
297204	10/25/2021	PRINTED	151211 LGC GLOBAL ENERGY FM LLC	11,725.69			
297205	10/25/2021	PRINTED	153109 LAKES AREA MARTIAL ARTS	486.00			
297206	10/25/2021	PRINTED	153240 LESLIE TIRE	1,570.00			

Advance Checks Mailed

Oct 14 → Oct 21

10/20/2021 12:35 | WATERFORD TOWNSHIP
 llievols | AP CHECK RECONCILIATION REGISTER

| P 1
 | apchkrcn

FOR CASH ACCOUNT: 70000 01000

FOR: Uncleared

CHECK #	CHECK DATE	TYPE	VENDOR NAME	UNCLEARED	CLEARED	BATCH	CLEAR DATE
297078	10/14/2021	PRINTED	073007 GREGG ALLEN	120.00			
297079	10/14/2021	PRINTED	073012 MICHAEL AHRENS	120.00			
297080	10/14/2021	PRINTED	073016 JOSHUA ADAMS	120.00			
297081	10/14/2021	PRINTED	073038 THOMAS BOWEN	120.00			
297082	10/14/2021	PRINTED	073053 BRENDAN BROSINAN	120.00			
297083	10/14/2021	PRINTED	073067 SHELLY BOOTH	120.00			
297084	10/14/2021	PRINTED	073074 JARED W BLACK	120.00			
297085	10/14/2021	PRINTED	073110 CHESTER BARTLE	120.00			
297086	10/14/2021	PRINTED	073117 KRIS BLY	120.00			
297087	10/14/2021	PRINTED	073208 WILL DOLEHANTY	120.00			
297088	10/14/2021	PRINTED	073257 CRAIG FRANCIS	120.00			
297089	10/14/2021	PRINTED	073300 CHRISTOPHER FRITZ	120.00			
297090	10/14/2021	PRINTED	073315 TODD FOX	120.00			
297091	10/14/2021	PRINTED	073317 SCOTT GOOD	120.00			
297092	10/14/2021	PRINTED	073348 DEBORAH HARRISON	120.00			
297093	10/14/2021	PRINTED	073362 DANIEL HIMMELSPACH	120.00			
297094	10/14/2021	PRINTED	073386 RICH HAEFNER	120.00			
297095	10/14/2021	PRINTED	073427 WALT JANKOWSKI	120.00			
297096	10/14/2021	PRINTED	073431 KEVIN KAZYAK	120.00			
297097	10/14/2021	PRINTED	073441 ALAN KNAPP	120.00			
297098	10/14/2021	PRINTED	073448 RICHARD KUHN JR	120.00			
297099	10/14/2021	PRINTED	073536 STANLEY MATHEWSON	120.00			
297100	10/14/2021	PRINTED	073571 BARBARA MILLER	120.00			
297101	10/14/2021	PRINTED	073593 EMMETT MERCIER	6.50			
297102	10/14/2021	PRINTED	073611 DANIEL MATA	120.00			
297103	10/14/2021	PRINTED	073670 JILL PENFOUND	120.00			
297104	10/14/2021	PRINTED	073703 SCOTT RITTER	120.00			
297105	10/14/2021	PRINTED	073714 BRENT ROSS	120.00			
297106	10/14/2021	PRINTED	073719 ANGIE REID	120.00			
297107	10/14/2021	PRINTED	073737 SCOTT SAWYER	120.00			
297108	10/14/2021	PRINTED	073762 MIKE SIEJA	120.00			
297109	10/14/2021	PRINTED	073764 MICHAEL SMERCZAK ZORZA	120.00			
297110	10/14/2021	PRINTED	073817 SCOTT SABO	120.00			
297111	10/14/2021	PRINTED	073818 CRAIG PLESSCHER	120.00			
297112	10/14/2021	PRINTED	073821 CARL SWANSON	180.00			
297113	10/14/2021	PRINTED	073825 JACK SUTHERLAND	120.00			
297114	10/14/2021	PRINTED	073855 JENNIFER THOM	120.00			
297115	10/14/2021	PRINTED	073919 ROBERT W WHITE	120.00			
297116	10/14/2021	PRINTED	073922 DWAYNE WARNER	120.00			
297117	10/14/2021	PRINTED	073996 JENNIFER MAMOLA	120.00			
297118	10/19/2021	PRINTED	011790 AT&T	958.05			
297119	10/19/2021	PRINTED	011790 AT&T	2,034.35			
297120	10/19/2021	PRINTED	011790 AT&T	148.71			
297121	10/19/2021	PRINTED	013685 APPLIED IMAGING	113.04			
297122	10/19/2021	PRINTED	013886 AVON BEAUTY CENTER OF WAT	1,240.00			
297123	10/19/2021	PRINTED	021092 BS&A SOFTWARE	650.00			
297124	10/19/2021	PRINTED	023068 K & Q LAW, PC	75.00			
297125	10/19/2021	PRINTED	023488 BLUE CROSS BLUE SHIELD OF	198,379.01			
297126	10/19/2021	PRINTED	023488 BLUE CROSS BLUE SHIELD OF	63,368.94			
297127	10/19/2021	PRINTED	030256 FRAME ALL CONSTRUCTION	400.00			
297128	10/19/2021	PRINTED	030257 THE BAIT SHOP, LLC	600.00			
297129	10/19/2021	PRINTED	030258 ENGELKE CONSTRUCTION SOLU	600.00			

FOR CASH ACCOUNT: 70000 01000

FOR: Uncleared

CHECK #	CHECK DATE	TYPE	VENDOR NAME	UNCLEARED	CLEARED	BATCH	CLEAR DATE
297130	10/19/2021	PRINTED	032595 DRS INC FOR: BRYAN RUSSEL	100.00			
297131	10/19/2021	PRINTED	032707 THE PHO POT	600.00			
297132	10/19/2021	PRINTED	032867 ANTO GLASS BLOCK INC	100.00			
297133	10/19/2021	PRINTED	033763 SIGN ART INC	200.00			
297134	10/19/2021	PRINTED	044232 CHELA YOGA LLC	1,500.00			
297135	10/19/2021	PRINTED	051007 DTE ENERGY	71,433.91			
297136	10/19/2021	PRINTED	053215 DELTA DENTAL	45,682.92			
297137	10/19/2021	PRINTED	053253 DTE ENERGY	7,363.35			
297138	10/19/2021	PRINTED	073514 TYLER LONGMEYER	25.75			
297139	10/19/2021	PRINTED	093702 JUDITH GRACEY	600.00			
297140	10/19/2021	PRINTED	103018 DERWOOD HAINES JR	425.00			
297141	10/19/2021	PRINTED	111023 ICC	2,125.00			
297142	10/19/2021	PRINTED	111761 IRISH TAVERN	1,590.00			
297143	10/19/2021	PRINTED	143243 KENNEDY'S IRISH PUB	2,500.00			
297144	10/19/2021	PRINTED	151078 LA CAFE & JAVA	1,328.00			
297145	10/19/2021	PRINTED	153214 HALO BRANDED SOLUTIONS	3,151.82			
297146	10/19/2021	PRINTED	163087 MAGLOCLEN	400.00			
297147	10/19/2021	PRINTED	163485 PAULETTE MICHEL LOFTIN	100.00			
297148	10/19/2021	PRINTED	174010 MICHIGAN ASSESSORS ASSOC	360.00			
297149	10/19/2021	PRINTED	193006 OAKLAND THEATRE ARTS GUIL	2,000.00			
297150	10/19/2021	PRINTED	204910 OAKLAND CNTY TREASURERS O	385.00			
297151	10/19/2021	PRINTED	213401 PITNEY BOWES GLOBAL FINAN	953.55			
297152	10/19/2021	PRINTED	251041 RICHARD SABINA	44.78			
297153	10/19/2021	PRINTED	271016 US BANK EQUIPMENT FINANCE	1,741.11			
297154	10/19/2021	PRINTED	304930 WATERFORD TOWNSHIP DPW	578.89			
			77 CHECKS	CASH ACCOUNT TOTAL	418,602.68	.00	