

CHARTER TOWNSHIP OF WATERFORD
5200 CIVIC CENTER DRIVE
WATERFORD, MICHIGAN 48329

MARCH 23, 2020
6:00 PM
-AGENDA-

In light of the current Coronavirus (COVID-19) pandemic, in relation to the Monday, March 23, 2020 regularly scheduled Waterford Township Board of Trustees meeting at 6:00 p.m. EST, special accommodations have been set in place for public attendance.

In accordance with Governor Whitmer's Executive Order 2020-11, in-person meeting attendance will be limited to 50 participants.

Alternately, the public is encouraged to utilize remote access options to provide public comment to the Board of Trustees.

To submit public comment to be read into the record, please email publiccomments@waterfordmi.gov by 3:30pm on Monday, March 23, 2020. The public may also submit public comment during the live public comment period near the end of the meeting by calling 248-674-6200.

As is usual practice, the meeting will be live broadcast on Municipal Channel 20 available on Comcast channel 20 and AT&T U-Verse channel 99 under Waterford Township. The meeting will also livestream through the Township website at: <https://www.waterfordmi.gov/411/Channel-20-Live>

Anyone wishing to attend the meeting who has a need of special assistance under the Americans with Disabilities Act (ADA) is asked to contact the Clerk's office at 248-674-6266 at least 48 hours prior to the meeting so that appropriate arrangements can be made.

1. Approve Agenda
2. Announcements

2.1. Closures And Cancelations Related To The Coronavirus (COVID-19)

For the latest information related to Waterford Township and the Coronavirus, please visit our website dedicated to this topic at www.waterfordmi.gov/coronavirus. Information changes rapidly and updates are frequent. Our postings will be related specifically to Waterford Township.

At the time of this posting, these are the Waterford Township related cancellations and closures:

- All Waterford Township offices are closed to the public
- The Waterford Township Public Library is closed to the public
- The Waterford Recreation Center is closed to the public
- All Parks and Recreation programs have been cancelled through April 5th
- All Library programs and events have been cancelled until further notice

Please visit the Township website for notices regarding cancellations of Township public meetings

Waterford Township staff members are still working and the public may

conduct business remotely by phone, fax, email, drop boxes, and online forms. If you have specific questions, please directly contact the Department you wish to speak with during regular business hours for remote access options or check the website. All department contact information is available on the Township website www.waterfordmi.gov. If you do not have internet access, please call our main switchboard at 248-674-3111.

Emergency services remain available. Please direct emergency related calls to 9-1-1 as usual.

Other Township closures and cancellations include:

- All Waterford School District schools and all activities, events and athletics are cancelled through April 12, 2020.
- The Waterford Area Chamber of Commerce has postponed the annual Live, Work, Play Expo to a future date to be determined.
- The annual Business Recognition Breakfast scheduled for May 8th has been postponed to a future date to be determined.
- The Waterford Senior Center is closed, however Meals on Wheels remains operational at this time.
- The NoHaz Collection Event scheduled for April 18th has been cancelled.

2.II. Census Day 2020

Census Day 2020 is observed nationwide on April 1, 2020. By this date, every home will receive an invitation to participate in the 2020 Census. Everyone living in the 50 states, District of Columbia, and five U.S. territories (Puerto Rico, American Samoa, the Commonwealth of Northern Mariana Islands, Guam, and the U.S. Virgin Islands) is required by law to be counted in the 2020 Census. The census provides critical data that lawmakers, business owners, teachers, and many others use to provide daily services, products, and support for you and your community. Every year, billions of dollars in federal funding go to hospitals, fire departments, schools, roads, and other resources based on census data. Residents questions or concerns can be addressed by calling 800-923-8282 or go to www.2020census.gov.

2.III. Office Closing - April 10, 2020

Township Offices will be closed on Friday, April 10, 2020. Emergency services will be available.

2.IV. Shredding Day

A free shredding day will be held on April 22, 2020, from 9:30 a.m. - 11:30 a.m., in the front parking lot of Town Hall for Waterford Residents. This event is sponsored by Treasurer Birch.

2.V. Earth Day 2020

Join us for the 5th Annual Earth Day Township Cleanup event Saturday, April 25, 2020 from 8:00 a.m. to 2:00 p.m. Volunteers will be out in the community doing our part to collect and clean up rubbish along roadways in some of the most visible areas of the Township. Sign up in advance by emailing supervisor@waterfordmi.gov, calling 248-674-6201, or online at www.waterfordmi.gov/earthday. Community service hours are available!

2.VI. Waterford School District 2020 Bond Proposition

Due to COVID-19, the May 5th 2020 election for the Waterford School District Bond Proposition question has been moved to August 4th 2020. For those of you that

already submitted your red, white and green application for the May 5th election, you will not be receiving a ballot. Our next election for Waterford Residents will be August 4th 2020. If you are an absentee voter, you should receive another ballot application the last week of April. If you have any questions please call 248-674-6266 or email; elections@waterfordmi.gov or visit our website at www.waterfordmi.gov

2.VII. REAL ID-Compliant Driver's License And State ID

Starting Oct. 1, 2020, you'll need a REAL ID-compliant document to fly in the U.S. and enter some federal facilities per federal law. You can obtain a REAL ID-compliant driver's license or state ID from the Michigan Secretary of State's Office. Learn more at Michigan.gov/REALID. Schedule an appointment to get your REAL ID at any Secretary of State office and get in and out in less than 30 minutes. Michigan.gov/SOSAppointments.

Documents:

[REAL ID READY.PNG](#)

3. Awards & Presentations

3.I. Department Of Public Works / Water System Response To COVID-19

Documents:

[DEPARTMENT OF PUBLIC WORKS WATER SYSTEM RESPONSE TO COVID-19 A.PDF](#)

4. 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.

4.I. March 9, 2020, Meeting Minutes

Documents:

[M03-09-20.PDF](#)

4.II. March 23, 2020, Bill Payment

Documents:

[BILL PAYMENT MARCH 23.PDF](#)

4.III. Receive The Treasurer's Office February 2020 Report

Documents:

[TREAS FEB 20.PDF](#)

4.IV. Parade/Walk Permit - VFW Post 1008 Memorial Day Parade

Documents:

[MEMORIAL DAY PARADE.PDF](#)

4.V. Banner Permit - Hot Works / Orchard Lake Fine Arts Fair

Documents:

[BANNER APP - HOT WORKS ORCHARD LAKE FINE ART SHOW.PDF](#)

5. Board Liaison Reports (Verbal)

6. Introduction

6.I. Introduce And Adopt Emergency Amendments To Emergency Preparedness Ordinance 2020-004

Documents:

[ER ORD MEMO.PDF](#)

[EMERG AMEND TO EMERG PREP ORD 3-20-20 V3 CLEAN.PDF](#)

[EMERG AMEND TO EMERG PREP ORD 3-20-20 V3.PDF](#)

7. New Business

7.I. Consider Resolution Declaring Coronavirus Local State Of Emergency

Documents:

[REV RES DECLARING EMERGENCY 3-19-20.PDF](#)

7.II. Resolution Of Waterford Township Emergency Responders Emergency Family Medical Leave Expansion Act Regarding COVID-19

Documents:

[FIRST RESPONDERS RESOLUTION.DOCX.PDF](#)

7.III. Resolution Of Waterford Township Emergency Responders Emergency Paid Sick Leave Act Regarding COVID-19

Documents:

[ER PAID SICK LEAVE RES.PDF](#)

7.IV. HIDTA Sub- Recipient Agreement Between The County Of Oakland And The Township Of Waterford

Documents:

[HIDTA MEMO TO BRD.PDF](#)

[HIDTA RESOLUTION 2020.PDF](#)

[WATERFORD HIDTA.PDF](#)

7.V. Resolution To Re-Establish The Waterford Township Public Library

Documents:

[MEMO TO TWP BOARD - 2ND REVISED.PDF](#)

[BYLAWS FOR LIBRARY ADVISORY COMMITTEE - 2ND REVISED MAR 23, 2020.PDF](#)

[SUPPORTING DOCUMENTS - 2ND REVISED.PDF](#)

[RULES OF CONDUCT FOR LIBRARY USE - 2ND REVISED MARCH](#)

7.VI. Possible Teamsters Local 214 Contract Ratification

Documents:

[PRGM-PROJ TYPE CONTRACT-GENERAL EMPLOYEES-2020-
TEAMSTERS CONTRACT TA.PDF](#)

7.VII. Cerebral Palsy Awareness Resolution

Documents:

[CP AWARENESS DAY RESOLUTION AND MONTH 2020.PDF](#)

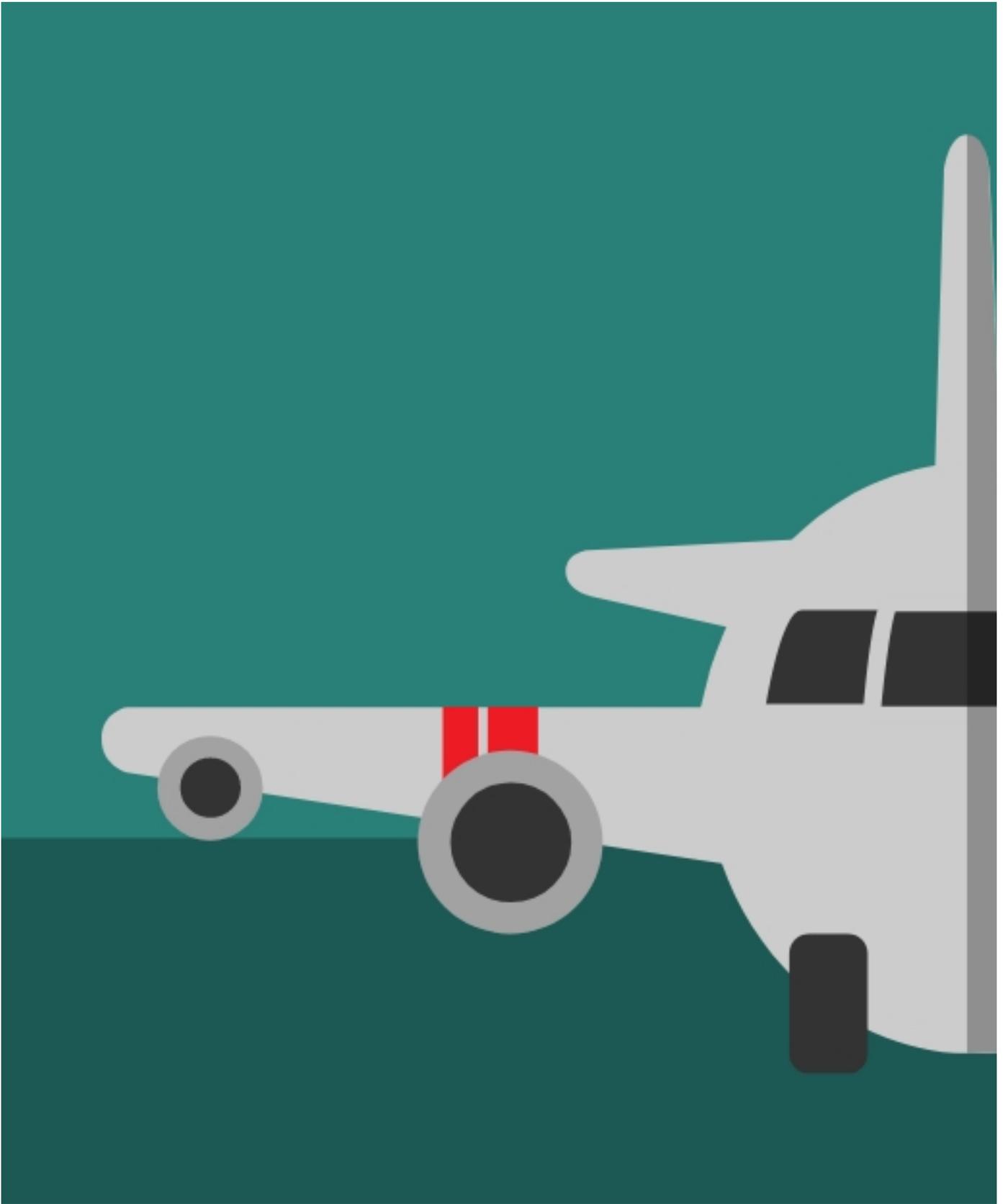
7.VIII. Child Abuse Prevention And Awareness Month

Documents:

[CHILD ABUSE PREVENTION AND AWARENESS MONTH.PDF](#)

7.IX. Public Comments Limited To Three (3) Minutes Per Topic

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. For the hearing impaired, there are four available headsets on a first come basis. Minutes are available upon request at the clerk's department, and on the Township's web site.



BOARD OF TRUSTEES
Gary Wall, Supervisor
Kimberly Markee, Clerk
Margaret Birch, Treasurer
Anthony M. Bartolotta, Trustee
Art Frasca, Trustee
Karen Joliat, Trustee
Steven Thomas, Trustee



5200 Civic Center Drive
Waterford, Michigan 48329-3773
Telephone: (248) 674-2278 Fax: (248) 674-8658
www.waterfordmi.gov

DEPARTMENT OF PUBLIC WORKS
Russell Williams
Director
Joseph Ashley
Water & Sewer Superintendent
Justin Westlake
Facilities & Operations Superintendent
Derek Diederich
Administrative Superintendent
Frank Fisher
Engineering Superintendent

DATE: March 19, 2020
TO: Honorable Charter Township of Waterford Board of Trustees
FROM: Russell D. Williams, DPW Director
RE: Water System Status, Pertaining to COVID-10

This announcement is in response to an abundance of calls to the Waterford Township Department of Public Works (DPW) after the Township made the decision to close public access in this COVID-19 state of emergency.

The DPW would like to share a few bullet points of current procedures to insure safe drinking water.

- The Waterford Township DPW is open and operating.
- 24 Hour Emergency services continue. Please call (248) 618-7550.
- Waterford Township DPW is asking all lobby operations be conducted via phone (248) 674-2278, US Mail service or on line at www.waterfordmi.gov/199/Public-Works.
- Please mail or utilize the drop box near the main DPW entrance for water bill payments. No cash please.
- In home services (meter repairs) have been suspended until further notice.
- Waterford Township DPW would remind all residents, ONLY flush the 3 P's. (Pee, Poo & (toilet) Paper).
- Waterford Township DPW is collaborating with surrounding communities to provide back-up operations and personnel as needed to keep the water and wastewater systems functioning.
- Waterford Township DPW will be in close contact with the State of Michigan Department of Environment, Great Lakes and Energy to remain informed of developing procedures and reporting requirements pertaining to the COVID-19 pandemic.
- Waterford Township DPW will also be collaboratively working MiWARN, a statewide Water/Wastewater Agency Response Network (WARN) of "members helping members". MIWARN provides utilities and public works agencies with a Mutual Aid Agreement for sharing resources in an emergency.

As a reminder, Waterford Township has a robust and resilient drinking water / wastewater system. This system includes dedicated professional personnel, back-up generator power, advanced security and available full manual operations if necessary.

<https://www.glwater.org/update-feeds/glwa-reminds-public-to-avoid-flushing-products-down-the-toilet-as-increased-amount-of-people-stay-home/>

https://www.youtube.com/watch?v=5u-KGEH75_E

<https://www.cdc.gov/coronavirus/2019-ncov/php/water.html>

With us there are no boundaries

SAVE OUR SEWER SYSTEM FROM “FLUSHABLE” WIPES

“Flushable” wipes are a growing hazard to public health, causing sewer backups and overflows. These so-called “flushable” wipes are not biodegradable!

THEY CLOG OUR PIPES

Don't flush wipes or other items that can clog pipes in your home, the sewer system, pump stations and equipment at the Water Resources Recovery Facility (WRRF).

Clogged pipes can lead to overflowing toilets and basement sewer backups. When this happens, you'll need to call a plumber to clear the blockage.



NEVER FLUSH

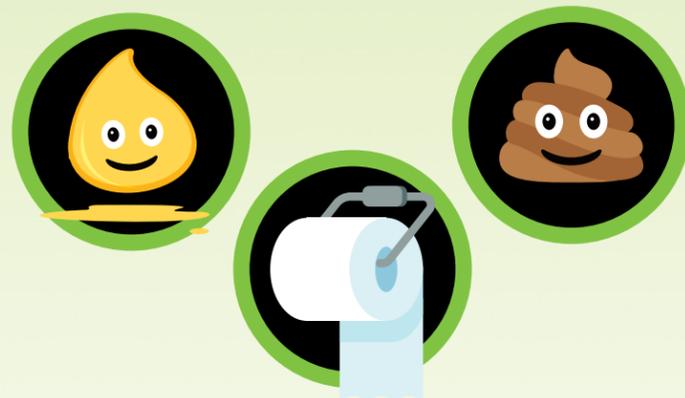
- Baby wipes or cleaning wipes
- Tissues
- Cat litter
- Tampons and sanitary products
- Paper towels
- Prescription drugs
- Condoms
- Cotton balls and swabs
- Over-the-counter medicines
- Cigarette butts



Member Outreach

STICK TO THE 3 Ps

Only three things go in your toilet: pee, poo and (toilet) paper! If you really want to use wipes, throw them in the garbage, not your toilet.



A COSTLY MAINTENANCE MESS

“Flushable” wipes wreak havoc in sewer systems across the region. In 2018, workers in Macomb County removed a 19-ton, 100-foot fatberg, a deposit of fat and grease, mixed with wipes. The process cost about \$100,000.



Used “flushable” wipes and other items removed from a sewer in Clinton Township by the Macomb County Public Works Office.

GLWA reminds public to avoid flushing products down the toilet as increased amount of people stay home

DETROIT – As more people are staying home and stocking up on household products, the Great Lakes Water Authority (GLWA) is reminding everyone to be mindful of what they flush down the toilet and advising that “flushable” wipes are not biodegradable and can create sewer blockages that lead to backups and overflows.

GLWA’s rule-of-thumb for sewer safety is to stick to the “3Ps” – Pee, Poo and (toilet) Paper – and never flushing personal hygiene or disinfectant “flushable” wipes down the toilet. For an understanding of the negative impact “flushable” wipes have on the wastewater system, the environment and water bills, check out GLWA’s video, [Flushable Wipes’ Effects On Our Sewer System](#). You can also view tips from GLWA’s informational [3Ps flyer](#) below.

Never flush:

- 💧 Baby wipes or cleaning wipes
- 💧 Tampons and sanitary products
- 💧 Condoms
- 💧 Tissues
- 💧 Paper towels
- 💧 Dental floss
- 💧 Cotton balls and swabs
- 💧 Cat litter
- 💧 Prescription drugs
- 💧 Over-the-counter medicines
- 💧 Cigarette butts

Water Transmission and COVID-19

Drinking Water, Recreational Water and Wastewater: What You Need to Know

Can the COVID-19 virus spread through drinking water?

The COVID-19 virus has not been detected in drinking water. Conventional water treatment methods that use filtration and disinfection, such as those in most municipal drinking water systems, should remove or inactivate the virus that causes COVID-19.

Is the COVID-19 virus found in feces?

The virus that causes COVID-19 has been detected in the feces of some patients diagnosed with COVID-19. The amount of virus released from the body (shed) in stool, how long the virus is shed, and whether the virus in stool is infectious are not known.

The risk of transmission of COVID-19 from the feces of an infected person is also unknown. However, the risk is expected to be low based on data from previous outbreaks of related coronaviruses, such as severe acute respiratory syndrome (SARS) and Middle East respiratory syndrome (MERS). There have been no reports of fecal-oral transmission of COVID-19 to date.

Can the COVID-19 virus spread through pools and hot tubs?

There is no evidence that COVID-19 can be spread to humans through the use of pools and hot tubs. Proper operation, maintenance, and disinfection (e.g., with chlorine and bromine) of pools and hot tubs should remove or inactivate the virus that causes COVID-19.

Can the COVID-19 virus spread through sewerage systems?

CDC is reviewing all data on COVID-19 transmission as information becomes available. At this time, the risk of transmission of the virus that causes COVID-19 through sewerage systems is thought to be low. Although transmission of COVID-19 through sewage may be possible, there is no evidence to date that this has occurred. This guidance will be updated as necessary as new evidence is assessed.

SARS, a similar coronavirus, has been detected in untreated sewage for up to 2 to 14 days. In the 2003 SARS outbreak, there was documented transmission associated with sewage aerosols. Data suggest that standard municipal wastewater system chlorination practices may be sufficient to inactivate coronaviruses, as long as utilities monitor free available chlorine during treatment to ensure it has not been depleted.

Wastewater and sewage workers should use standard practices, practice basic hygiene precautions, and wear personal protective equipment ([PPE](#)) as prescribed for current work tasks.

Should wastewater workers take extra precautions to protect themselves from the COVID-19 virus?

Wastewater treatment plant operations should ensure workers follow routine practices to prevent exposure to wastewater. These include using engineering and administrative controls, safe work practices, and [PPE](#) normally required for work tasks when handling untreated wastewater. No additional COVID-19-specific protections are recommended for employees involved in wastewater management operations, including those at wastewater treatment facilities.

BOARD MEMBERS PRESENT:

Gary Wall, Supervisor
Kim Markee, Clerk
Margaret Birch, Treasurer
Anthony Bartolotta, Trustee
Art Frasca, Trustee
Karen Joliat, Trustee
Steven Thomas, Trustee

OTHERS PRESENT:

Steven McCready	Al Gulda	W. Wendell Evans
Donna Wall	Kathy Gulda	Barb Miller
Robert Matsura	Sharon Thomas	Carl Wallace
Janet Matsura	Grant Smith	Sheila Morley
Derek Diederich	Jean Polk	
Joe Ashley	Joan Rogers	

Supervisor Gary Wall called the meeting to order at 6:01 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 March 09, 2020

Moved by Birch;

Seconded by Bartolotta, RESOLVED, to approve the March 09, 2020 agenda, as printed.

Motion carried unanimously.

2. ANNOUNCEMENTS

- 2.1** The Presidential Primary Election will be held in the Charter Township of Waterford on Tuesday, March 10, 2020. The polls will be open from 7:00 a.m. through 8:00 p.m. To verify where you vote visit www.mi.gov/vote or contact the Clerk's office at 248-674-6266.
- 2.2** Please complete your absentee ballot and return it to the Clerk's Office as soon as possible. It must be returned before 8:00 p.m. on March 10, 2020 for it to be counted. Feel free to drop it in the drop box located in the parking lot by the Police Department. Contact the Clerk's Office on 248-674-6266 or email elections@waterfordmi.gov for any concerns.
- 2.3** Join us on Thursday, March 12, 2020, at 7:00 p.m. in the Community Room. We will be discussing this 2019-2020 Great Michigan Read title. Please note that we will be meeting in the Community Room instead of the Conference room for this special edition of our monthly evening book discussion group. Registration is required.
- 2.4** As we near the March 30, 2020, launch date for Waterford's transition to a single designated residential waste hauler program, keep up with all the latest information by visiting the Waterford Township website at www.waterfordmi.gov/trash. On this page you can also subscribe to receive email and/or text updates as information becomes available.

- 2.5 The monthly paper and cardboard recycling provided free of charge to Waterford residents and business owners moves to the SECOND Saturday of each month. The truck is here from 9:00 a.m. to 1:00 p.m. in the front parking lot of Town Hall near the pond. These dates and details are on the Township website calendar as well. This service will still be provided when the Single Source Trash Hauler takes effect on March 30th.
- 2.6 Enhanced Evening Storytime will be held Tuesdays and Thursdays, 6:30 p.m. Join us for this pilot program created with a grant from the Oakland County Great Start Collaborative. We will be meeting two evenings a week through the winter and spring months. Storytimes last 35-45 minutes and include stories and hands-on activities. Children are welcome to wear jammies and bring blankies and stuffed toys. No registration required.
- 2.7 Join us for the Friends of Library, General Membership Meeting, on Sunday, March 15th, from 2:00 p.m. - 3:30 p.m. in the Community Room. All current members and prospective members are welcome. It is a great opportunity to get to know other members and find out how you can participate in activities the Friends are planning.
- 2.8 It's spring! On Saturday, March 21st, from 10:30 a.m. - 11:00 a.m., in the Storytime/Craft Room, celebrate the beginning of the season by creating a tie-dye shirt. Bring a clean, prewashed shirt. One shirt per person. Limited number of students per session, so registration is required.
- 2.9 A free shredding day will be held on April 22, 2020, from 9:30 a.m. - 11:30 a.m., in the front parking lot of Town Hall for Waterford Residents. This event is sponsored by Treasurer Birch.
- 2.10 There is a special election on May 5th 2020 for the Waterford School District. There will be one question on the ballot for a Bond Proposition. The absentee ballot applications mailed on March 2nd, so look for them in your mailbox. These applications are red, white and green. If you want to vote using an absentee ballot for the May 5th Election, complete the application and return it to the Clerk's Office using our drop box in the parking lot, US Mail, or walk it in, as soon as possible. After receiving your application, the ballot will be mailed to you sometime during the first two weeks of April. If you have any questions, call 248-674-6266 or e-mail elections@waterfordmi.gov.
- 2.11 Starting Oct. 1, 2020, you'll need a REAL ID-compliant document to fly in the U.S. and enter some federal facilities per federal law. You can obtain a REAL ID-compliant driver's license or state ID from the Michigan Secretary of State's Office. Learn more at Michigan.gov/REALID. Schedule an appointment to get your REAL ID at any Secretary of State office and get in and out in less than 30 minutes. Michigan.gov/SOSAppointments.
- 2.12 Join us for the 5th Annual Earth Day Township Cleanup event Saturday, April 25, 2020 from 8:00 a.m. to 2:00 p.m. Volunteers will be out in the community doing our part to collect and clean up rubbish along roadways in some of the most visible areas of the Township. Sign up in advance by emailing supervisor@waterfordmi.gov, calling 248-674-6201, or online at www.waterfordmi.gov/earthday. Community service hours are available!

3. Awards & Presentations

3.1 Certificate of Achievement for Excellence in Financial Reporting.

Clerk Markee presented Barb Miller, Accounting Manager/ Assistant Budget Director the Certificate of Achievement for Excellence in Financial Reporting.

Clerk Markee appreciates everything that Ms. Miller and Mr. Diederich does for the Township. Ms. Miller thanked the Accounting department, all of the departments that put the information together to obtain the award. The Board offered their congratulations.

4. 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.

- 4.1 February 24, 2020, Meeting Minutes
- 4.2 March 9, 2020, Bill Payment
- 4.3 Receive the DPW February 2020 Report
- 4.4 Receive the Library's January 2020 Report

Moved by Joliat,

Seconded by Markee, RESOLVED, to approve Consent Agenda items 4.1 through 4.4. A roll call vote was taken.

Ayes: Wall, Markee, Birch, Bartolotta, Frasca, Joliat and Thomas

Nays: None

Absent: None

Motion carried unanimously.

5. Board Liaison Reports (Verbal)

Trustee Bartolotta

Trustee Bartolotta highlighted items from the February 25, 2020, Planning Commission meeting. The Eagle Lake Board meeting the Chairperson resigned and they are looking for a new chair person.

Treasurer Birch

Advised over the 10 years that on-line payments have been accepted \$1.2 milling has been paid. This year, the amount paid on-line was close to \$4 million dollars. For \$1.00 you pay your taxes on line if it comes out of your checking or savings account.

Supervisor Wall

House Bills 529 and HB550 that were opposed to by the majority of Townships. Supervisor Wall requested citizens to research the Regional Transient Plan. We are not opposed to Regional Transient. We are opposed to a Regional Transient plan that does not serve our residents.

Clerk Markee, Library

Food for Fines/Food for Thought campaign, March 23 through May 3. This six-week program give you the opportunity to settle outstanding overdue fines by donating non-perishable food in lieu of cash. No overdue fines right now? You can still donate as part of Food for Thought. Each item counts at \$1 in payment of outstanding overdue fines.

Save Money will be held on Monday, March 23, at 7:00p in the Library's Community Room. At this final program in the Financial Help Series you will learn how to create room in your personal finances for large goals. Specifically, things like saving for a house, putting more money into retirement, saving for kid's college and getting out of debt. Registration required.

Absentee ballots are accepted, at the Clerk's office, until 8:00 p.m. on Election Day. Polling locations are open from 7:00 a.m. until 8:00 p.m.

6. New Business
6.1 Authorization of Tri-Party Project

The following memo was received from Rob Merinsky, Development Services Director

The Tri-Party Program is cooperative funding partnership between Oakland County, the Road Commission for Oakland County (RCOC) and Waterford Township that allows the Township to effectively designate funds towards improvement projects located within RCOC rights-of-ways. Specifically, through the Tri-Party Program each of the agencies named above provides 1/3 of the total cost of a designated improvement. As it currently stands, Waterford Township has an allocated balance of just over \$2.2 million available for qualifying projects.

Waterford has a long history of participation in the Tri-Party Program and each year during the budgeting process the Board designates funds in advance in the Improvement & Revolving Fund to cover the Township’s share if asked to participate in such projects. That said, the RCOC recently reached out to our office regarding a project that is a candidate for Tri-Party funding. Specifically, the resurfacing of approximately one mile of **Andersonville Road** from Dixie Highway to the Township border near the Windiate Road intersection. The total cost of this project is **\$230,000**, and as with all Tri-Party projects, Waterford Township would be responsible for 1/3 of the total project cost, or **\$76,667** in this instance.

We have reviewed their request and believe that the improvement is desperately needed. Therefore, I am requesting the Board to:

- 1) Pass a motion authorizing the Township Supervisor to sign the enclosed Cost Participation Agreements prepared by the RCOC for this project.
- 2) Amend the Improvement & Revolving Fund – Road Match Expenditure line item in the 2020 budget (24690-96730) to cover the expenditure of **\$76,667** for the resurfacing project cited in the agreement.

If you have any questions or require additional information please contact me via telephone at (248) 674-6247 or via e-mail at rmerinsky@waterfordmi.gov.



Authorization of Tri-Party Project Continued.

Moved by Bartolotta,
Seconded by Markee; RESOLVED, to authorize the Township Supervisor to sign the enclosed Cost Participation Agreements prepared by the RCOC for this project; furthermore, to amend the Improvement & Revolving Fund – Road Match Expenditure line item in the 2020 budget (24690-96730) to cover the expenditure of \$76,667 for the resurfacing project cited in the agreement. A roll call vote was taken.

Ayes: Wall, Markee, Birch, Bartolotta, Frasca, Joliat, and Thomas
Nays: None
Absent: None

Motion carried unanimously.

6.2 Resolution and Recommendation for DPW Miscellaneous Water-Sewer Fee Schedules

The following memo was received from Russell Williams, Director, Department of Public Works.

Please review the attached Resolution Approving Updated Water and Sewer Fee Schedules. Mr. Gary Dovre, Waterford Township Attorney, has prepared a Resolution on Department of Public Works Cost Based Fees that would provide for this if adopted by the Township Board.

Also, see an attached supporting memo titled DPW Miscellaneous Water-Sewer Fee Analysis and Fee Recommendations from Mr. Derek Diederich, DPW Administrative Superintendent and Twp. Budget Director. This is the first comprehensive analysis of the miscellaneous fees since 2011.

This new concept of cost based charges, for the DPW would pass third party invoiced cost directly to the customer without any additional DPW fees included, covering DPW's cost. Other Miscellaneous DPW Water –Sewer Fees are the result of an analysis of DPW's Computerized Maintenance Manager System historic equipment, labor and material costs.

Requested Board Action
Approve: Resolution Approving Updated Water and Sewer Fee Schedules

Moved by Markee,
Seconded by Joliat; RESOLVED, to approve the Resolution Approving Updated Water and Sewer Fee Schedules. A roll call vote was taken.

Ayes: Wall, Markee, Birch, Bartolotta, Frasca, Joliat, and Thomas
Nays: None
Absent: None

Motion carried unanimously.

6.3 Resolution on Department of Public Works Cost Based

The following memo was received from Russell Williams, Director, Department of Public Works.

Mr. Gary Dovre, Waterford Township Attorney, has prepared a Resolution on Department of Public Works Cost Based Fees that would provide a means of adjusting DPW Miscellaneous Water-Sewer Fees in the event of a cost fluctuation before the next Township Board periodic update of the schedule of fees. These updates would be pending the next periodic update of fee schedules by the Township Board to avoid the DPW providing services and material without covering its costs.

This resolution offers the DPW Director or designee and the Township Supervisor the ability to amend the fee schedule last approved by the Township Board periodical update of the schedule of fees.

Requested Board Action
Approve: Resolution on Department of Public Works Cost Based Fees

Moved by Frasca,
Seconded by Birch; RESOLVED, to approve the Resolution on Department of Public Works Cost Based Fees. A roll call vote was taken.

Ayes: Wall, Markee, Birch, Bartolotta, Frasca, Joliat, and Thomas
Nays: None
Absent: None

Motion carried unanimously.

6.4 Purchase of a 2020, 80,000# Dump Truck

The following memo was received from Russell Williams, Director, Department of Public Works.

During the 2020 budget meetings, the DPW requested the purchase of a Heavy Duty 10 Yard Dump Truck.
Please see the attached quote, this quote is based on the MiDEAL pricing.

MiDEAL is the State of Michigan’s extended purchasing program that allows Michigan cities, townships, villages, counties, school districts, universities, colleges and non-profit hospitals to buy goods and services from state contracts.

This new truck is in stock and ready for service. It will require a warning lighting package installed but with a savings of \$17,200.00 over the Wolverine quoted truck, approved at the February 10th board meeting, a lighting package could be easily added.

This new truck will be replacing an asset that is a 1999 GMC C8500 Topkick. This truck has provided Waterford Township DPW a long productive life. In recent years, this asset has required several repairs that required it to be out of service for extended times.

REQUESTED BOARD ACTION
Rescind the February 10th Approval of Dump Truck Purchase.
Approve Purchase of 2020 Tandem Axle 80,000# Dump Truck from Diesel Truck Sales
Total cost not to exceed \$119,000.00 from account 59045-97136

Purchase of a 2020, 80,000# Dump Truck Continued.

Moved by Joliat,
Seconded by Markee; RESOLVED, to rescind the February 10th approval of the Dump Truck Purchase; furthermore, to approve the purchase of 2020 Tandem Axle 80,000# Dump Truck from Diesel Truck Sales total cost not to exceed \$119,000.00 from account 59045-97136. A roll call vote was taken.

Ayes: Wall, Markee, Birch, Bartolotta, Frasca, Joliat, and Thomas
Nays: None
Absent: None

Motion carried unanimously.

6.5 Resolution Regarding the Three-County Regional Transit Plan and HB 5550

Clerk Markee Read the following Resolution.

**CHARTER TOWNSHIP OF WATERFORD
RESOLUTION REGARDING
THREE-COUNTY REGIONAL TRANSIT PLAN AND HB 5550**

WHEREAS, the counties of Wayne, Washtenaw and Oakland and the City of Detroit have initiated a proposal to enhance mobility options and improve the quality of life for their residents while increasing economic viability for the region; and

WHEREAS, this proposed transit vision is to allow this region sufficient and secure funding to support this enhanced version of public transportation options that will provide accessibility, and satisfy the integrated mobility needs of these communities while promoting livable, healthy and sustainable growth; and

WHEREAS, Waterford Township is not a part of the core area flexible mobility service as proposed and there still is no master plan in this proposal for Waterford Township to benefit from this, so we oppose the three-county, one city proposed tax to support this transit proposal; and

WHEREAS, the most recent proposal through House Bill 5550 proposes to levy up to a 3 mill tax for consideration. However, as proposed, other than a funding source, there is still no equitable transit services that will benefit Waterford Township residents or Northern and Western parts of Oakland County; and

WHEREAS, this proposed transit plan will provide a timely and seamless transit network throughout the region allowing more people access to jobs along with other necessary services. However, Waterford Township is excluded from the core area and this creates an inequity in terms of benefits for Waterford Township as proposed; and

WHEREAS, the vast majority of Waterford residents' current mode of transportation remains their personal vehicles for which they are already paying vehicle ownership and related costs; and

WHEREAS, Waterford Township's most critical transportation needs are for our senior citizens and adult disabled residents; and

Resolution Regarding the Three-County Regional Transit Plan and HB 5550 Continued.

WHEREAS, Waterford Township is currently addressing these critical transportation needs in partnership with three other West Oakland County Communities through Western Oakland Transportation Authority at a current cost of \$300,000 of which \$185,000 comes from Waterford’s general fund with the balance being from SMART credits and CDBG grant funds. Waterford Township’s current taxable value equates to a 1 mill levy at \$2,229,262. Therefore, Waterford Township’s current transportation services costs for our transportation needs is equivalent to just 13.46% of 1 mill; and

WHEREAS, the 3 mill levy for this proposed transit system will further financially burden a large portion of the Waterford Township population with no benefit to Waterford’s transportation needs which we have already addressed and provided the funding for with no extra costs to Waterford residents and businesses; and

WHEREAS, Waterford Township requests that the three-county governing bodies along with their State Senate and House of Representatives allow all of their communities the ability to opt-in or opt-out by a vote of the local governing body or a vote of the residents of the community; and

WHEREAS, Waterford Township supports this concept for each community the right to the opt-in or opt-out option and further supports that the communities that vote to opt-in be the only communities assessed for this transit millage; and

WHEREAS, Waterford Township further supports that this HB 5550 proposed transit vision not be approved to go on any ballot until a realistic transit plan is in place with a joint three-county plan that will offer a complete viable transit system that works for all of Wayne, Washtenaw and Oakland Counties, not just select communities and travel corridors.

NOW, THEREFORE, BE IT RESOLVED that Waterford Township opposes HB 5550 at up to 3 mills for 20 years until we have a transit plan for review and further input by all communities and further request that it not be placed on any ballot until said transit plan is approved to go on said ballot; and

BE IT FURTHER RESOLVED, that this would then allow any of the opt-out communities that were so voted as an opt-out community by their voters to then be considered exempt from this transit millage as they are not part of the transit services in the transit plan; and

BE IT FURTHER RESOLVED, that the Waterford Township Board of Trustees directs the Clerk for Waterford Township to forward a certified copy of this resolution to all three county executives, elected county commissioners, the Governor, State Senators, State Representatives, State Transportation Committee, Oakland County Association of Township Supervisors, Michigan Townships Association, and SEMCOG for the ability the Charter Township of Waterford to opt-out of this transit vision or as an alternate option, allow the residents of Waterford Township the ability and the right to vote on an opt-out or opt-in option with this being a more than fair and reasonable request of our municipality.

CERTIFICATION

I hereby certify that this Resolution was adopted by the Charter Township of Waterford Board of Trustees at a regular meeting of the Board on March 9, 2020.

Charter Township of Waterford

Date

Kimberly F. Markee, Township Clerk

Resolution Regarding the Three-County Regional Transit Plan and HB 5550 Continued.

Moved by Bartolotta,
Seconded by Thomas; RESOLVED, to approve the Resolution Regarding Three-County Regional Transit Plan and HB 5550. A roll call vote was taken.

Ayes: Wall, Markee, Birch, Bartolotta, Frasca, Joliat, and Thomas
Nays: None
Absent: None

Motion carried unanimously.

6.6 Public Comments Limited to Three (3) Minutes per Topic

Grant Smith, Waterford Youth Assistance

Youth Recognition night will be held on Wednesday, March 18, 2020, at the Waterford Kettering Performance Art Center at 7:00 p.m. There were 106 nominees and 93 students recognized and receiving awards. Their stories will reassure you that there are good deeds being completed in our community.

Sheila Morley

Ms. Morley inquired about Medical Marijuana and suggested Waterford Township joining the Social Equity Program.

6.7 Possible Closed Session to Discuss Union Bargaining Items with Attorney Client Privileges

Moved by Bartolotta,
Seconded by Thomas; RESOLVED, to enter into closed session to discuss union bargaining items with Attorney Client Privileges. A roll call vote was taken.

Ayes: Wall, Markee, Birch, Bartolotta, Frasca, Joliat, and Thomas
Nays: None
Absent: None

Motion carried unanimously.

The Board entered into closed session at 6:43 p.m.

Supervisor Wall stated that they would return to adjourn the meeting.

The Board returned from closed session at 7:07 p.m.

ADJOURNMENT

Moved by Birch;

Seconded by Thomas, RESOLVED, to adjourn the meeting at 7:07 p.m.

Motion carried unanimously.

Kimberly F. Markee, Clerk

Gary Wall, Supervisor

FOR CASH ACCOUNT: 70000 01000

FOR: Uncleared

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288521	03/23/2020	PRINTED	013510 SCORE SPORTS	2,592.50			
288522	03/23/2020	PRINTED	013736 ARG PRO LLC	437.50			
288523	03/23/2020	PRINTED	014472 ALPHA DIRECTIONAL BORING	4,000.00			
288524	03/23/2020	PRINTED	014474 ALCOHOL DRUG ADMINISTRATI	2,319.00			
288525	03/23/2020	PRINTED	014479 LB OFFICE PRODUCTS	225.00			
288526	03/23/2020	PRINTED	021079 BAKER & TAYLOR BOOKS	5,093.96			
288527	03/23/2020	PRINTED	021770 BSN SPORTS INC	40.00			
288528	03/23/2020	PRINTED	023016 BATTERIES PLUS	103.50			
288529	03/23/2020	PRINTED	023123 JUDY BALDAK	111.00			
288530	03/23/2020	PRINTED	023281 KEVIN BELLANT	697.13			
288531	03/23/2020	PRINTED	023299 BELL & SONS	127.19			
288532	03/23/2020	PRINTED	023732 BRENDEL'S SEPTIC TANK SER	330.00			
288533	03/23/2020	PRINTED	023799 KATHRYN BROWN	33.41			
288534	03/23/2020	PRINTED	031530 MONTGOMERY & SONS INC	100.00			
288535	03/23/2020	PRINTED	031928 BONGERO CONSTRUCTION, INC	100.00			
288536	03/23/2020	PRINTED	032948 ADRIENNE EARLY	100.00			
288537	03/23/2020	PRINTED	032949 JAMES WILHELM	400.00			
288538	03/23/2020	PRINTED	032950 MELISSA ROSALES	100.00			
288539	03/23/2020	PRINTED	032951 FINISH WORKS CARPENTRY	600.00			
288540	03/23/2020	PRINTED	041192 CDW GOVERNMENT INC	15,313.29			
288541	03/23/2020	PRINTED	041216 CGS SAFETY TRAINING, INC	1,920.00			
288542	03/23/2020	PRINTED	044214 CHARRON SERVICES	90.00			
288543	03/23/2020	PRINTED	051440 DLT SOLUTIONS LLC	2,482.00			
288544	03/23/2020	PRINTED	053580 DOORS OF PONTIAC	2,780.56			
288545	03/23/2020	PRINTED	053612 DOVER & COMPANY, LLC	225.00			
288546	03/23/2020	PRINTED	053867 DUBOIS CHEMICALS INC	500.00			
288547	03/23/2020	PRINTED	061010 EAST COAST FLAG & BANNER	409.89			
288548	03/23/2020	PRINTED	063004 EAGLE GRAPHICS AND DESIGN	276.25			
288549	03/23/2020	PRINTED	063546 ENABLE POINT INC	1,089.00			
288550	03/23/2020	PRINTED	063951 KATHRYN R EYMAN	200.00			
288551	03/23/2020	PRINTED	082298 4IMPRINT	364.57			
288552	03/23/2020	PRINTED	083452 SUBURBAN FORD OF WATERFOR	3,367.78			
288553	03/23/2020	PRINTED	083580 FORSTER BROTHERS	133.00			
288554	03/23/2020	PRINTED	091835 GUNNERS METERS & PARTS IN	1,066.00			
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288556	03/23/2020	PRINTED	093451 GLOBAL OFFICE SOLUTIONS	3,631.99			
288557	03/23/2020	PRINTED	093608 GOYETTE MECHANICAL CO, IN	2,823.48			
288558	03/23/2020	PRINTED	093705 GRAINGER	188.76			
288559	03/23/2020	PRINTED	093847 STEVE GUTH	2,310.00			
288560	03/23/2020	PRINTED	103641 HOME CONFINEMENT	290.00			
288561	03/23/2020	PRINTED	103841 HUTCHINSONS ELECTRIC INC	2,030.25			
288562	03/23/2020	PRINTED	113488 IMPERIAL AUTO WASH	258.00			
288563	03/23/2020	PRINTED	113542 INGRAM LIBRARY SERVICES	19.56			
288564	03/23/2020	PRINTED	113551 NICHOLS PAPER & SUPPLY CO	211.15			
288565	03/23/2020	PRINTED	113595 DOXIM	1,593.78			
288566	03/23/2020	PRINTED	113701 IRON MOUNTAIN	542.37			
288567	03/23/2020	PRINTED	121003 POWER PLAN	415.68			
288568	03/23/2020	PRINTED	123023 JAIL ALTERNATIVES FOR MIC	168.00			

FOR CASH ACCOUNT: 70000 01000

FOR: Uncleared

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288571	03/23/2020	PRINTED	143844 KULLY SUPPLY INC	243.70			
288572	03/23/2020	PRINTED	153109 LAKES AREA MARTIAL ARTS	472.50			
288573	03/23/2020	PRINTED	153367 LIBRARY NETWORK, THE	2,587.88			
288574	03/23/2020	PRINTED	163371 MICHIGAN COURT SERV INC	50.00			
288575	03/23/2020	PRINTED	163476 MIDWEST TAPE	1,463.97			
288576	03/23/2020	PRINTED	163489 DAVE MILLER LLC	363.00			
288577	03/23/2020	PRINTED	163508 FERGUSON WATERWORKS #3386	5,157.14			
288578	03/23/2020	PRINTED	174615 MDASA	5,103.00			
288579	03/23/2020	PRINTED	174721 STATE OF MICHIGAN	2,190.00			
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288581	03/23/2020	PRINTED	181068 NADCP	670.00			
288582	03/23/2020	PRINTED	183289 NETWORKFLEET INC	1,333.75			
288583	03/23/2020	PRINTED	183578 NORTH ELECTRIC SUPPLY CO	814.90			
288584	03/23/2020	PRINTED	183952 NYE UNIFORM COMPANY	2,168.06			
288585	03/23/2020	PRINTED	193007 AUBURN HILLS CAMPUS - OCC	50.00			
288586	03/23/2020	PRINTED	193074 MEDIA NEWS-21CM ADVERTISI	168.05			
288587	03/23/2020	PRINTED	193277 OFFICIAL PAYMENTS CORP	20.50			
288588	03/23/2020	PRINTED	193882 OVERDRIVE, INC.	847.40			
288589	03/23/2020	PRINTED	204040 OAKLAND COUNTY TREASURER	50.00			
288590	03/23/2020	PRINTED	204040 OAKLAND COUNTY TREASURER	768.00			
288591	03/23/2020	PRINTED	204040 OAKLAND COUNTY TREASURER	2,276.00			
288592	03/23/2020	PRINTED	204040 OAKLAND COUNTY TREASURER	175,622.00			
288593	03/23/2020	PRINTED	204360 OAKLAND COUNTY HEALTH DIV	402.00			
288594	03/23/2020	PRINTED	204505 OAKLAND SCHOOLS	102.40			
288595	03/23/2020	PRINTED	204665 OAKLAND COUNTY TREASURER	813,958.63			
288596	03/23/2020	PRINTED	213052 MOVEMENT BY MARI ANN	231.00			
288597	03/23/2020	PRINTED	213274 PEERLESS MIDWEST INC	33,273.00			
288598	03/23/2020	PRINTED	213291 BARBARA PERCOULIS	30.00			
288599	03/23/2020	PRINTED	213566 COFFEE BREAK INC	72.40			
288600	03/23/2020	PRINTED	226836 RON KORTHAUS	25.00			
288601	03/23/2020	PRINTED	227588 OAKLAND COUNTY ROAD COMM	75.00			
288602	03/23/2020	PRINTED	227589 JOAN DOWLING	100.00			
288603	03/23/2020	PRINTED	227590 JOYCE FULLER	100.00			
288604	03/23/2020	PRINTED	233839 QUALITY FIRST AID AND SAF	895.11			
288605	03/23/2020	PRINTED	233852 QUALITY FIRE SERVICES	1,590.87			
288606	03/23/2020	PRINTED	241008 RKA PETROLEUM COMPANIES,	9,209.46			
288607	03/23/2020	PRINTED	243040 PENGUIN RANDOM HOUSE LLC	21.75			
288608	03/23/2020	PRINTED	243206 RECORDED BOOKS LLC	187.90			
288609	03/23/2020	PRINTED	243289 LYNN ANNE REISS	36.00			
288610	03/23/2020	PRINTED	243662 ROOF ONE, LLC	10,255.00			
288611	03/23/2020	PRINTED	251110 S&B PLBG & SEWER SERV INC	4,356.00			
288612	03/23/2020	PRINTED	251238 SERVICE HEATING & PLUMBIN	235.00			
288613	03/23/2020	PRINTED	251323 SHERWIN-WILLIAMS CO, THE	3,364.80			
288614	03/23/2020	PRINTED	253160 SCRAMLIN FEEDS	333.00			
288615	03/23/2020	PRINTED	253453 SLICK SHIRTS SCREEN PRINT	635.00			
288616	03/23/2020	PRINTED	253521 GRANT SMITH	125.91			
288617	03/23/2020	PRINTED	253954 SYMBOL ARTS	125.00			
288618	03/23/2020	PRINTED	263255 TESTAMERICA LABORATORIES	313.80			
288619	03/23/2020	PRINTED	263582 THOMSON REUTERS-WEST	427.81			
288620	03/23/2020	PRINTED	271016 US BANK EQUIPMENT FINANCE	153.16			

FOR CASH ACCOUNT: 70000 01000

FOR: Uncleared

CHECK #	CHECK DATE	TYPE	VENDOR NAME	UNCLEARED	CLEARED	BATCH	CLEAR DATE
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288623	03/23/2020	PRINTED	273763 US BANK	22,350.00			
288624	03/23/2020	PRINTED	283242 VERIZON WIRELESS	225.40			
288625	03/23/2020	PRINTED	283242 VERIZON WIRELESS	877.84			
288626	03/23/2020	PRINTED	283242 VERIZON WIRELESS	1,174.70			
288627	03/23/2020	PRINTED	283242 VERIZON WIRELESS	1,824.41			
288628	03/23/2020	PRINTED	293016 WATERFORD AREA CHAMBER OF	370.00			
288629	03/23/2020	PRINTED	293051 WCA BASEBALL	75.00			
288630	03/23/2020	PRINTED	293206 WEINGARTZ	1,720.86			
288631	03/23/2020	PRINTED	304778 WATERFORD SCHOOL DISTRICT	45.00			
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288633	03/23/2020	PRINTED	304930 WATERFORD TOWNSHIP DPW	576.06			
288634	03/23/2020	PRINTED	333054 JEREMY YOUNG	200.00			
288635	03/23/2020	PRINTED	500483 CSG FORTE PAYMENTS	65.00			
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Advance Check Already Mailed
 Mar 10 → Mar 19

03/19/2020 11:14 | WATERFORD TOWNSHIP
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FOR CASH ACCOUNT: 70000 01000

FOR: Uncleared

CHECK # CHECK DATE TYPE VENDOR NAME UNCLEARED CLEARED BATCH CLEAR DATE

CHECK #	CHECK DATE	TYPE	VENDOR NAME	UNCLEARED	CLEARED	BATCH	CLEAR DATE
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288426	03/10/2020	PRINTED	043626 CONSUMERS ENERGY	3,012.52			
288427	03/10/2020	PRINTED	053201 DE LA FERRIERE CENTER INC	252.00			
288428	03/10/2020	PRINTED	053253 DTE ENERGY	18,235.61			
288429	03/10/2020	PRINTED	083466 FLEX ADMINISTRATORS INC	644.00			
288430	03/10/2020	PRINTED	093026 RICHARD GALAT	625.00			
288431	03/10/2020	PRINTED	093473 GLASCO CORPORATION	8,800.00			
288432	03/10/2020	PRINTED	103018 DERWOOD HAINES JR	100.00			
288433	03/10/2020	PRINTED	103584 JOHN H HOLMES	200.00			
288434	03/10/2020	PRINTED	123042 KEVIN JANULIS	350.00			
288435	03/10/2020	PRINTED	143600 SCOTT C KOZAK	500.00			
288436	03/10/2020	PRINTED	143837 JASON KUCMIERZ	325.00			
288437	03/10/2020	PRINTED	143848 DOUGLAS E KUTHY	405.00			
288438	03/10/2020	PRINTED	163485 PAULETTE MICHEL LOFTIN	300.00			
288439	03/10/2020	PRINTED	204060 OAKLAND COUNTY ANIMAL CON	4,422.25			
288440	03/10/2020	PRINTED	213454 NANCY PLASTERER	200.00			
288441	03/10/2020	PRINTED	213584 PONTIAC MAILING SERVICE L	317.30			
288442	03/10/2020	PRINTED	243228 STELLA REYES	90.00			
288443	03/10/2020	PRINTED	253400 KATHRYN SIMMONS	300.00			
288444	03/10/2020	PRINTED	254845 BRADLEY STOUT	300.00			
288445	03/10/2020	PRINTED	263019 CAROL TACKETT	444.46			
288446	03/10/2020	PRINTED	293605 WORLDWIDE INTERPRETERS IN	579.40			
288447	03/17/2020	PRINTED	011042 ATA NATIONAL TITLE GROUP	28.23			
288448	03/17/2020	PRINTED	013198 ADVANCED DISPOSAL	2,232.42			
288449	03/17/2020	PRINTED	013801 AT&T	221.46			
288450	03/17/2020	PRINTED	021510 BLUE CROSS BLUE SHIELD	186,255.05			
288451	03/17/2020	PRINTED	023488 BLUE CROSS BLUE SHIELD OF	250,923.48			
288452	03/17/2020	PRINTED	043134 CAMBRIDGE CONSULTING GROU	628.00			
288453	03/17/2020	PRINTED	043144 HELEN JEAN CARAWAY	450.00			
288454	03/17/2020	PRINTED	043364 AT&T MOBILITY	68.98			
288455	03/17/2020	PRINTED	043626 CONSUMERS ENERGY	3,315.47			
288456	03/17/2020	PRINTED	053253 DTE ENERGY	18,180.53			
288457	03/17/2020	PRINTED	053253 DTE ENERGY	53.41			
288458	03/17/2020	PRINTED	073101 KAREN M BASIRICO	10.25			
288459	03/17/2020	PRINTED	073221 TARRENCE DAUGHERTY	195.00			
288460	03/17/2020	PRINTED	093026 RICHARD GALAT	340.00			
288461	03/17/2020	PRINTED	093060 ERIK & JULIE GASCHO	161.41			
288462	03/17/2020	PRINTED	093702 JUDITH GRACEY	100.00			
288463	03/17/2020	PRINTED	093842 RON GUISEPPE	840.00			
288464	03/17/2020	PRINTED	093863 GREAT LAKES WATER AUTHORI	2,961.90			
288465	03/17/2020	PRINTED	103561 RANDY HODGES	150.00			
288466	03/17/2020	PRINTED	103584 JOHN H HOLMES	450.00			
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288468	03/17/2020	PRINTED	123049 SHATHA JAZRAWI	393.55			
288469	03/17/2020	PRINTED	143600 SCOTT C KOZAK	300.00			
288470	03/17/2020	PRINTED	153274 CAROLYN S LEONARD	840.00			
288471	03/17/2020	PRINTED	161069 MR ROOTER PLUMBING	24.00			
288472	03/17/2020	PRINTED	161140 MCNABS HARDWARE	98.92			
288473	03/17/2020	PRINTED	163139 DEBORAH H MCKELVY	300.00			
288474	03/17/2020	PRINTED	163282 MEDMUTUAL LIFE	4,527.89			
288475	03/17/2020	PRINTED	204040 OAKLAND COUNTY TREASURER	985.69			
288476	03/17/2020	PRINTED	213367 PITNEY BOWES	590.00			

FOR CASH ACCOUNT: 70000 01000

FOR: Uncleared

CHECK #	CHECK DATE	TYPE	VENDOR NAME	UNCLEARED	CLEARED	BATCH	CLEAR DATE
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288479	03/17/2020	PRINTED	253400 KATHRYN SIMMONS	625.00			
288480	03/17/2020	PRINTED	254862 LAW OFFICE OF STEPHEN STE	300.00			
288481	03/17/2020	PRINTED	254867 LESLIE STRANG	156.92			
288482	03/17/2020	PRINTED	271016 US BANK EQUIPMENT FINANCE	97.66			
288483	03/17/2020	PRINTED	283242 VERIZON WIRELESS	1,104.29			
288484	03/17/2020	PRINTED	293355 WILBUR WHITE JR	2,550.00			
288485	03/17/2020	PRINTED	304678 MARGARET BIRCH TREASURER	1,500.00			
288486	03/18/2020	PRINTED	073003 RONALD R ARNOLD	150.00			
288487	03/18/2020	PRINTED	073040 JODI BURCHETT	150.00			
288488	03/18/2020	PRINTED	073104 RANDALL EUGENE BUNCE	150.00			
288489	03/18/2020	PRINTED	073121 NOAH BIGELOW	150.00			
288490	03/18/2020	PRINTED	073141 JAMES CASSIDY	150.00			
288491	03/18/2020	PRINTED	073190 RAYMOND COLGAN	150.00			
288492	03/18/2020	PRINTED	073216 ANDREW DILLARD	150.00			
288493	03/18/2020	PRINTED	073227 TERRANCE DAUGHTERY	150.00			
288494	03/18/2020	PRINTED	073314 ALLEN GILL	150.00			
288495	03/18/2020	PRINTED	073374 PENNYE HOLDEN	150.00			
288496	03/18/2020	PRINTED	073403 KEVIN HACK	150.00			
288497	03/18/2020	PRINTED	073429 MITCH HADLEY	150.00			
288498	03/18/2020	PRINTED	073442 MICHAEL R KORTEKAAS II	150.00			
288499	03/18/2020	PRINTED	073460 CHRIS KOTOWICZ	150.00			
288500	03/18/2020	PRINTED	073461 PAMELA LYMAN	150.00			
288501	03/18/2020	PRINTED	073489 KAREN LEE	150.00			
288502	03/18/2020	PRINTED	073539 SCOTT D MCGRADY	150.00			
288503	03/18/2020	PRINTED	073568 JEFFREY S MOHR	150.00			
288504	03/18/2020	PRINTED	073602 JERRY NIEDJELSKI	150.00			
288505	03/18/2020	PRINTED	073617 ISAAC NOTT	150.00			
288506	03/18/2020	PRINTED	073639 SAMUEL POWELL	150.00			
288507	03/18/2020	PRINTED	073644 JAMES MARKOS	150.00			
288508	03/18/2020	PRINTED	073760 DAVID SMITH	150.00			
288509	03/18/2020	PRINTED	073811 TIMOTHY SIMMONS	150.00			
288510	03/18/2020	PRINTED	073812 ARON STUCK	150.00			
288511	03/18/2020	PRINTED	073814 KEN SCHILLER	150.00			
288512	03/18/2020	PRINTED	073859 BRETT THOMPSON	150.00			
288513	03/18/2020	PRINTED	073914 GERALD WARD	150.00			
288514	03/18/2020	PRINTED	073925 DAN WATSON	150.00			
288515	03/18/2020	PRINTED	074908 WALTER REED	150.00			
288516	03/18/2020	PRINTED	075008 DEREK VANDAM	150.00			
92 CHECKS				CASH ACCOUNT TOTAL	529,502.05	.00	

TREASURER'S REPORT

Feb-20

FUND	BANK	ENDING BAL	ENDING BAL
<u>CHECKING</u>			
		JAN	FEB
DISBURSEMENT	CHASE	522,672.67	1,468,660.90
RECEIVING	CHASE	7,148,672.27	6,485,668.87
PAYROLL	CHASE	12,239.56	5,204.26
PENSION PAYROLL	CHASE	926,250.16	922,435.96
TAX	CHASE	7,684,929.94	5,542,265.70
WATER & SEWER	CHASE	3,405,017.44	2,623,627.27
<u>MONEY MARKET</u>			
GENERAL	OAKLAND CO GOVT.POOL	18,672,072.86	18,701,028.38
TAX	OAKLAND CO GOVT.POOL	17,015,170.69	26,838,004.67
WATER & SEWER	OAKLAND CO GOVT.POOL	7,917,673.19	7,928,460.83
WATER & SEWER*	GENISYS CREDIT UNION	23.75	23.75
WATER & SEWER	FLAGSTAR	1,049,657.47	1,050,730.36
WATER & SEWER	FIFTH THIRD BANK	8,802.99	8,813.10
<u>RESTRICTED SAVINGS</u>			
SAFER GRANT ESCROW	CHASE	257,477.34	257,577.55
<u>THIRD PARTY</u>			
WORKER'S COMP	FLAGSTAR	43,727.95	45,516.58
FLEXIBLE BENEFIT	FLAGSTAR	225,523.13	228,742.70



**CHARTER TOWNSHIP OF WATERFORD
CLERK'S OFFICE**

5200 Civic Center Dr. • Waterford, MI 48329
Phone 248-674-6266 • Fax 248-674-5455
Web Page www.twp.waterford.mi.us

PARADE/WALK PERMIT APPLICATION

DATE OF PARADE: May 25, 2020 HOURS OF ROAD CLOSURE: 10A-12 NOON
STREET WHERE PARADE WILL BE HELD: Dixie Hwy
BETWEEN THESE STREETS: Sashabaw / Walton / William's Lake Rd.

1. Applicant Information

ORGANIZATION NAME <u>VFW Post 1008</u>	CONTACT NAME <u>Judy Coe / Donna Kelley</u>		
ADDRESS <u>1690 Airport Rd.</u>	CITY <u>Waterford</u>	STATE <u>MI</u>	ZIP CODE <u>48327</u>
EMAIL ADDRESS <u>donnakelley1008@att.net</u>	CONTACT PHONE NUMBER <u>248.674.2826</u>		

2. Attach a map marked with the parade route

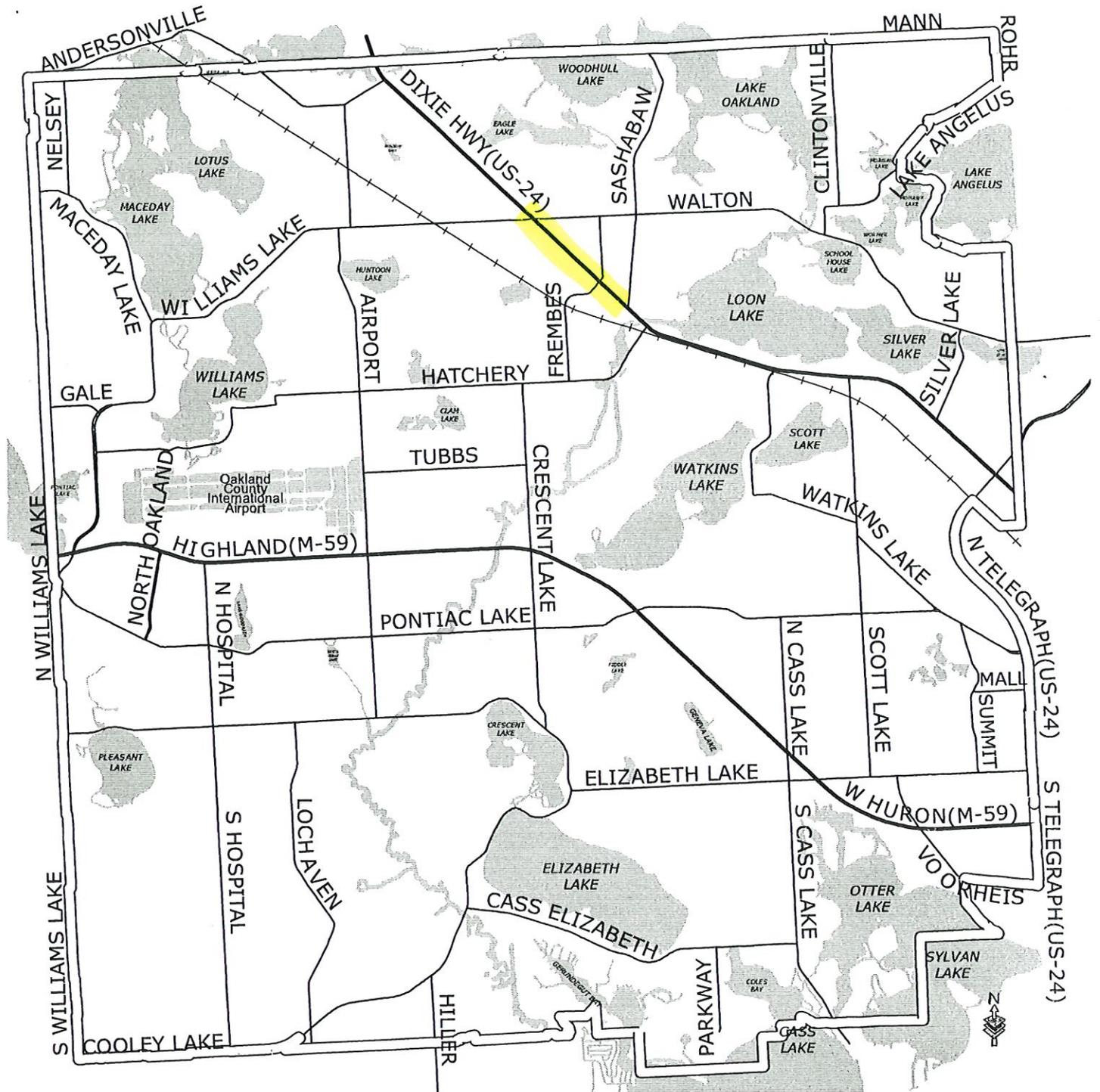
There is no fee for this permit. On receipt of the completed application the Clerk will forward the request and the map to the Police and Fire Departments for their approvals. Once departmental approval is received the request will be placed on the agenda for Board approval. Please apply early to allow time for all required approvals.

If the applicant wants the Waterford Police to monitor the event they must contract with the department by calling 248-674-0351.

I, THE UNDERSIGNED APPLICANT, HEREBY SWEAR THAT ALL OF THE STATEMENTS, ANSWERS AND INFORMATION I HAVE PROVIDED IN OR AS PART OF THIS APPLICATION ARE TRUE, ACCURATE AND COMPLETE TO THE BEST OF MY KNOWLEDGE. AND I UNDERSTAND AND ACKNOWLEDGE THAT ANY FALSEHOODS OR MISREPRESENTATIONS CONTAINED IN SUCH STATEMENTS, ANSWERS OR INFORMATION CAN, AMONG OTHER THINGS, BE THE CAUSE OF A DENIAL OF THE REQUESTED PERMIT AND CAUSE FOR THE REVOCATION OF ANY PERMIT ISSUED TO THE APPLICANT.

DATE: Feb. 3, 2020

SIGNED: Donna F. Kelley
PRINT NAME/TITLE: Donna F. Kelley, Manager



Waterford Township Base Map

Information depicted hereon is for reference purposes only. It was compiled from the best available resources which have varying degrees of accuracy. This data is neither a legally recorded map nor a survey and is not intended to be used as such. The Charter Township of Waterford assumes no responsibility for errors that arise from the use of this data.

JANUARY, 2014



CHARTER TOWNSHIP OF WATERFORD CLERK'S OFFICE

5200 Civic Center Dr. • Waterford, MI 48329
Phone 248-674-6266 • Fax 248-674-5455
Web Page www.waterfordmi.gov

BANNER APPLICATION

Date Received _____	Fee \$10.00 Per Banner _____	Date of Township Board Action: _____
DATE OF INSTALLATION: _____		DATE OF REMOVAL: _____

BANNERS MAY HANG FOR A MAXIMUM OF 3 WEEKS

Applicant Information

NAME Hot Works Orchard Lake Fine Art Show		PHONE NUMBER 248-684-2613	
ADDRESS PO Box 79		CITY Milford	STATE MI
EMAIL ADDRESS patty@hotworks.org		ZIP CODE 48381-0079	

Date of Installation: July 8, 2020

Date of Removal: July 27, 2020

ATTACH A PHOTOGRAPH OR RENDERING OF THE PROPOSED BANNER

CHOOSE LOCATION(S) TO PLACE BANNER(S): \$10.00 per banner / per side

- Pontiac Lk. Rd. Overpass near Senior Center
- M-59 Overpass near Lynn St.
- Walton Blvd. Overpass near Mason Middle School
- Williams Lake Rd.

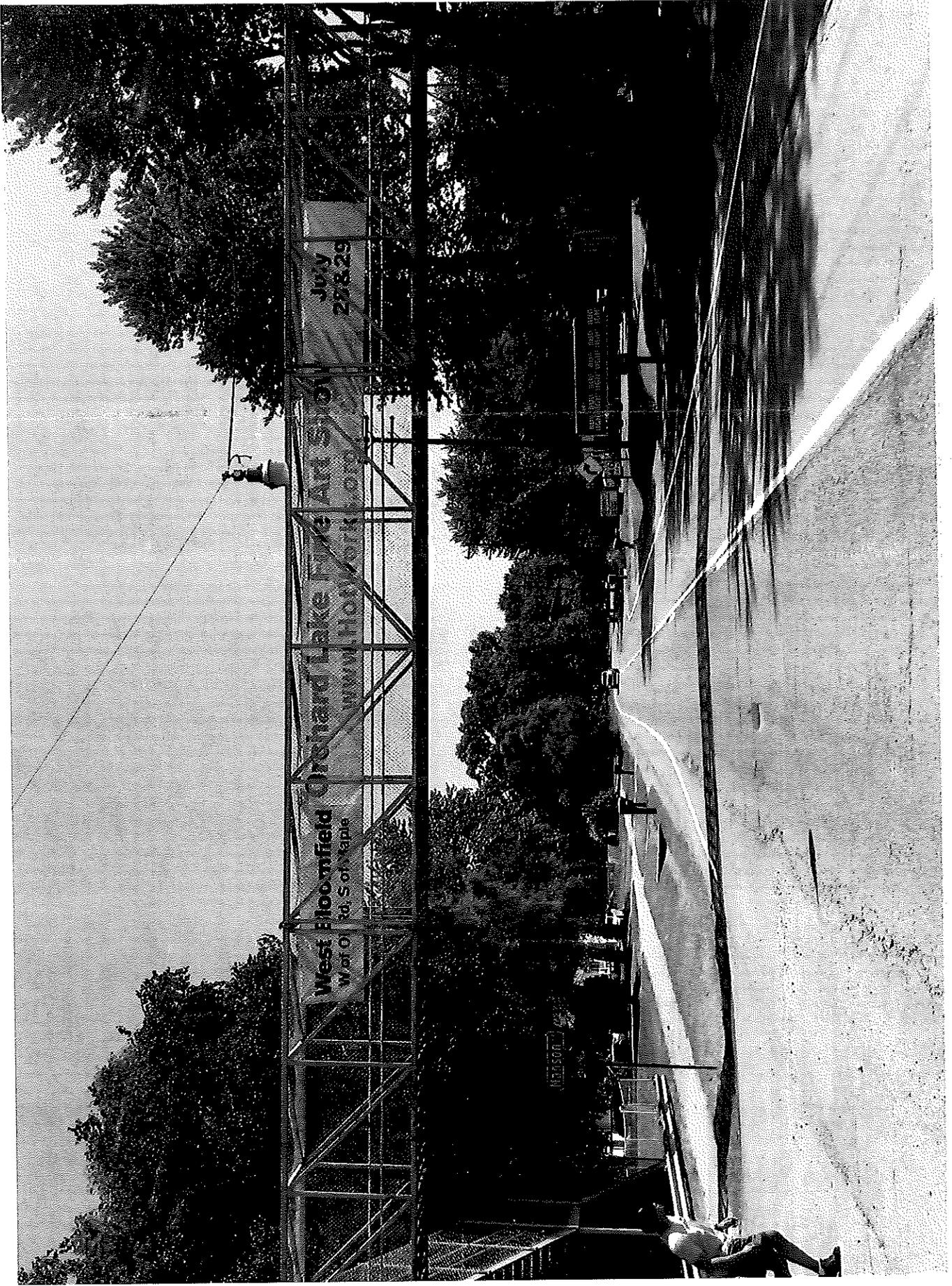
1. Banner must be a minimum of 18' above the roadway at its lowest point
2. Banner must be a minimum of 10' from a traffic signal
3. Banner content shall be related to an activity taking place within and shall be located within the jurisdictional boundaries of Waterford Township. Any deviation from this policy must be approved by the Township Board
4. No promotion of products or political messages are allowed
5. Lettering of a sponsor's name, if applicable, shall be a maximum of 3" lettering if on a single line, or 2" lettering if on more than one line
6. Once approved, the Clerk's Office will submit Form 2204 to the MDOT Region TCS Office at least 5 days before the installation of the banner

I, THE UNDERSIGNED APPLICANT, HEREBY SWEAR THAT ALL OF THE STATEMENTS, ANSWERS AND INFORMATION I HAVE PROVIDED IN OR AS PART OF THIS APPLICATION ARE TRUE, ACCURATE AND COMPLETE TO THE BEST OF MY KNOWLEDGE. AND I UNDERSTAND AND ACKNOWLEDGE THAT ANY FALSEHOODS OR MISREPRESENTATIONS CONTAINED IN SUCH STATEMENTS, ANSWERS OR INFORMATION CAN, AMONG OTHER THINGS, BE THE CAUSE OF A DENIAL OF THE REQUESTED PERMIT AND CAUSE FOR THE REVOCATION OF ANY PERMIT ISSUED TO THE APPLICANT.

DATE: 2-15-20

SIGNED: P. Narozny for Hot Works Orchard Lake Fine Art Show

PRINT NAME: P. NAROZNY





**CHARTER TOWNSHIP OF WATERFORD
ORDINANCE NO. 2020-004**

EMERGENCY AMENDMENTS TO EMERGENCY PREPAREDNESS ORDINANCE

An Emergency Ordinance to amend the Emergency Preparedness Ordinance to require and provide for appointment of a Township Emergency Management Coordinator, provide for the full and independent exercise by the Township of its separate powers and authority under the Emergency Management Act, Public Act No. 390 of 1990, as amended, remove any required participation in Oakland County's emergency operations plan, and to make other changes related to that Act and those purposes.

THE CHARTER TOWNSHIP OF WATERFORD ORDAINS:

Section 1 of Ordinance

Sections 6-002, 6-003, 6-004, 6-005, 6-006, 6-007, 6-008, 6-009, 6-010, and 6-011 in Chapter 6, Emergency Preparedness, of the Waterford Charter Township Code are amended to read as follows:

Sec. 6-002. Purpose; intent.

The purpose and intent of this chapter is to:

- (a) Ensure the complete and efficient utilization of all Township resources during periods of emergency and disaster.
- (b) Define the powers, authority, duties, and responsibilities of Township officials and personnel, including the Supervisor, Township Board, and Emergency Management Coordinator in a disaster or emergency situation.
- (c) Authorize the use of the material resources and manpower of the Township in emergency operations.
- (d) Serve to prepare for, prevent, minimize, mitigate, respond to, and relieve and recover from damage to persons and property resulting from any form of disaster or emergency.

Sec. 6-003. Definitions.

In addition to those rules of construction and definitions contained in Section 1-002, the following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Act means the Emergency Management Act, Public Act No. 390 of 1976, as amended, MCL 30.401 to MCL 30.421.

Coordinator or Emergency Management Coordinator means the Emergency Management Coordinator appointed as provided in Section 6-005 to coordinate emergency planning and services within the Township. In the absence of an appointed Emergency Management Coordinator, "coordinator" shall mean the Township Supervisor.

Disaster means an occurrence or imminent threat of widespread or severe damage, injury or loss of life or property resulting from any natural or manmade cause, including but not limited to fire, flood, snow, ice or wind storm, wave action, oil spills, water contamination requiring emergency action to avert danger or damage, utility failure, hazardous peacetime radiological incident, major transportation accident, epidemic, air contamination, blight, drought, infestation, explosion, riot or hostile military or paramilitary action. Riots and other civil disorders are not within the meaning of this term unless they directly result from and are an aggravating element of the disaster.

District coordinator means the state police emergency management division district coordinator or that district coordinator's authorized representative. The District coordinator serves as a liaison between local emergency management programs and the Michigan State Police, Emergency Management and

Homeland Security Division in all matters pertaining to mitigation, preparedness, response, and recovery in emergency and disaster situations.

Emergency operations plan means the emergency operations plan for the Township which has been prepared under Section 6-011 to coordinate disaster response and recovery within the Township.

Emergency services has a broad meaning to include preparations for and relief from the effects of natural and manmade disasters and emergencies as defined herein, and includes civil defense.

Emergency services forces means all disaster relief forces; all agencies of the Township government, private and volunteer personnel, public officers and employees; and all other persons or groups of persons having duties or responsibilities under this chapter or pursuant to a lawful order or directive authorized by this chapter.

Emergency services volunteer means any person duly registered and appointed by the coordinator and assigned to participate in the emergency services activity.

Emergency means any situation of a lesser nature than a disaster but still requiring emergency actions to protect persons and/or property and the public health and safety, such as but not limited to, civil disturbances, labor strikes, visits by national or international dignitaries, and build-up activities prior to an actual disaster.

State of disaster or emergency means a declaration by executive order or proclamation by the governor under the provisions of the Act of a state of disaster or state of emergency, which activates the disaster response and recovery aspects of state, local and inter jurisdictional disaster emergency plans and authorizes the deployment and use of any forces to which the plan or plans apply as provided in the Act.

Local state of emergency means a declaration by the Township Supervisor pursuant to this chapter which activates the disaster response and recovery aspects of the Township's emergency operations plan and authorizes the deployment and use of any forces to which the plan applies.

Sec. 6-004. Organization, personnel, and resources for emergency services forces.

- (a) The Township Supervisor, Emergency Management Coordinator, Department Heads, Township Board, Township employees, and appointed or authorized volunteers as described in this Chapter shall constitute the emergency services forces organization to prepare for and respond to disasters and emergencies utilizing to the fullest extent existing agencies within the Township. The Township Supervisor shall be the director of the emergency services forces of the Township and shall be responsible for their organization, administration and operation, working through the coordinator.
- (b) The employees, equipment, and facilities of all Township departments, boards, institutions and commissions suitable for, or adaptable to emergency services activities may be designated as part of the total emergency services forces. Such designations shall be by the Township Supervisor with the approval of the Township Board.

Sec. 6-005. Emergency Management Coordinator.

- (a) The position of emergency management coordinator is established within the police department of the Township. The emergency management coordinator shall be appointed by the Township Supervisor with the approval of the Township Board and shall have the powers and duties specified in this chapter.
- (b) All officers and employees of departments, commissions, boards, institutions and other agencies of the Township government designated by the Township Supervisor, with the approval of the Township Board, as emergency services forces shall cooperate with the emergency management coordinator in the formulation of the emergency operations plan, and they shall assist the coordinator in all matters pursuant to the provisions of this chapter.

Sec. 6-006. Township Department Heads.

The director or head of each township department shall work with the coordinator on emergency planning matters, either directly or through a designated representative.

- (a) The designation by a department head or director of a representative to work with the coordinator is subject to the approval of the Township Supervisor.

- (b) Department heads, directors, or designated representatives shall assume the coordinator duties if the coordinator is unavailable during disasters or emergency situations in accordance with the hierarchy designation by the Township Supervisor in the emergency operations plan.

Sec. 6-007. Township officers; powers and duties.

- (a) The Township Supervisor may exercise the emergency power and authority as specified herein. Whenever a situation requires, or is likely to require, the invocation of such power and authority, the Supervisor shall, as soon as reasonably expedient, convene the Township Board to perform its legislative and administrative duties as the situation demands and shall report to that body relative to emergency activities. Nothing in this chapter shall be construed as abridging or curtailing the powers of the Township Board unless specifically provided herein.
- (b) This chapter will not relieve any elected officials or Township departments of the normal responsibilities or authority given by general law or local ordinance, nor will it affect the work of the American Red Cross or other volunteer agencies organized for relief in a natural disaster.

Sec. 6-008. Conditions for local state of emergency and requests for governor declarations.

Under the following circumstances, the Township Supervisor may declare a local state of emergency exists in the Township, may assemble and utilize the emergency services forces in accordance with the emergency operations plan, and may prescribe the manner and conditions of the use of such emergency services forces:

- (a) Whenever, on the basis of information received from the coordinator or other authoritative sources, a large-scale disaster or emergency situation in the Township or state is imminent.
- (b) During any period of disaster in the Township or state and thereafter for as long as deemed necessary.
- (c) If any disaster or emergency situation in the Township is beyond the control of local public or private agencies or has attained or threatens to attain the proportions of a major disaster, in addition to declaring a local state of emergency, the Supervisor may request the governor to declare a state of disaster or emergency, which shall be implemented by the coordinator immediately contacting and cooperating with the district coordinator in assessing the nature and scope of the disaster or emergency and recommending the personnel, services, and equipment that will be required for its prevention, mitigation, or relief as provided in Section 14 of the Act.
- (d) A local state of emergency declared by the Supervisor shall not be continued or renewed for more than seven (7) days without the consent of the Township Board.

Sec. 6-009. Township Supervisor and Township Board powers.

- (a) The Township Supervisor, with the approval of the Township Board, is hereby empowered and has the authority:
 - (1) To appropriate and expend funds, make contracts, obtain and distribute equipment, materials and supplies for disaster purposes.
 - (2) To provide for the health and safety of persons and property, including emergency assistance to the victims of a disaster.
 - (3) To assign and make equipment available for duty, the employees, property or equipment of the Township relating to firefighting; engineering; rescue; health, medical, and related services; police; transportation; construction; and similar items or service for disaster relief purposes within or without the physical limits of the Township.
 - (4) In the event of a foreign attack upon this state, to waive procedures and formalities otherwise required by law pertaining to the performance of public work, entering into contracts, the incurring of obligations, the employment of permanent and temporary workers, the utilization of volunteer workers, the rental of equipment, the purchase and distribution with or without compensation of supplies, materials and facilities, and the appropriation and expenditure of public funds.
- (b) The Township Supervisor, with the approval of the Township Board, shall establish procedures for the succession of government during emergencies where officials are unavailable for exercising the powers and discharging the duties of their respective offices.

- (c) The Township Supervisor, with the approval of the Township Board, may make regulations permitting the coordinator to assemble and utilize the emergency services forces and provide disaster relief aid as prescribed in Section 6-008 and this section.
- (d) When obtaining formal approvals would result in delay of relief activity, the Township Supervisor may, until the Township Board convenes, waive procedures and formalities otherwise required pertaining to the performance of public works, entering into contracts, the incurring of obligations, the employment of temporary workers, the rental of equipment, the purchase and distribution of supplies, materials and facilities and expenditure of existing funds. The Township Board is also empowered to waive any such procedures and formalities.
- (e) Subject to any required budget and audit amendments and requirements, the funds that may be appropriated and spent under subsection (a) may include the Township's budget stabilization fund and portions of the workers compensation, cemetery care, and capital improvement fund balances that are designated for prefunding future budgetary events.

Sec. 6-010. Township relationship to county emergency operations plan.

- (a) As a community with a population of 25,000 or more, that has appointed its own emergency management coordinator, the Township's rights, powers and authority under the Act, this chapter, and any other emergency or disaster grants, funding, relief, or benefits are separate and independent from and not dependent on Oakland County or its emergency operations plan, rights, powers, and authority under the Act.
- (b) The participation of the Township in the county emergency operations plan prior to the amendment of this section by Ordinance No. 2020-004 shall be and is hereby terminated. This termination shall in no way limit or restrict the Township from continuing or entering into cooperative, reciprocal, or mutual aid agreements or compacts with Oakland County and authorities of adjacent or nearby political subdivisions.

Sec. 6-011. Coordinator's powers and duties.

- (a) The coordinator shall be responsible for the administration, planning, coordination and operation of all emergency preparedness activities in the Township and shall maintain a relationship with county, state and federal authorities, and the authorities of adjacent and nearby political subdivisions so as to insure the most effective emergency operations.
- (b) The duties of the office shall include, but not be limited to, the following:
 - (1) Development of the Township's emergency operations plan, and any other appropriate disaster plans, for the immediate use of all of the facilities, equipment, manpower and other resources of the Township for the purpose of minimizing or preventing damage to persons or property; and protecting and restoring to usefulness governmental services and public utilities necessary for the public health, safety and general welfare.
 - (2) Coordinating the recruitment and training of volunteer personnel and agencies to augment the personnel and facilities of the Township for emergency purposes.
 - (3) Through public information programs, educating the population as to actions necessary and required for the protection of persons and property in case of a disaster.
 - (4) Conducting practice alerts and exercises to ensure the efficient operation of the Township's emergency organization and to familiarize residents of the Township with emergency regulations, procedures and operations.
 - (5) Coordinating the activity of all other public and private agencies engaged in any emergency or disaster relief programs.
 - (6) Negotiating with the owners or persons in control of buildings or other property for the use of such buildings or property for emergency or disaster relief purposes and designating suitable buildings as public shelters.
 - (7) Identifying departments and agencies to be included in the emergency operations plan as a disaster relief force.
 - (8) Coordinating Township emergency preparedness activities with those at the county level and

- adjacent Townships.
- (9) Overseeing the implementation of all functions necessary during an emergency or disaster in accordance with the emergency operations plan, ensure that plan and Township actions under this chapter meet eligibility requirements for state and federal aid, assist in the development of mutual aid agreements, and develop and maintain a Township inventory of resources.

Section 2 of Ordinance

This Ordinance is adopted as an Emergency Ordinance in response to the coronavirus State of Emergency declared by the President of the United States, Governor of the State of Michigan, Oakland County Executive, and Township Supervisor and Board of Trustees so as to immediately implement and provide for the full and independent exercise by the Township of its separate powers and authority under the Emergency Management Act.

Section 3 of Ordinance.

This Ordinance shall not be construed to impair or affect any existing right, remedy, or proceeding pending at the time this Ordinance takes effect.

Section 4 of Ordinance

Should any section, subdivision, sentence, clause or phrase of this ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part as invalidated.

Section 5 of Ordinance

This Ordinance shall take effect immediately upon publication.

CERTIFICATION

I certify that this Ordinance was introduced and adopted as an Emergency Ordinance by the Board of Trustees of the Charter Township of Waterford at a regular meeting held on March 23, 2020.

CHARTER TOWNSHIP OF WATERFORD

Date _____

By: _____
Kimberly F. Markee, Township Clerk

Introduced and Adopted: March 23, 2020

CHARTER TOWNSHIP OF WATERFORD
ORDINANCE NO. 2020-004

EMERGENCY AMENDMENTS TO EMERGENCY PREPAREDNESS ORDINANCE

An Emergency Ordinance to amend the Emergency Preparedness Ordinance to require and provide for appointment of a Township Emergency Management Coordinator, provide for the full and independent exercise by the Township of its separate powers and authority under the Emergency Management Act, Public Act No. 390 of 1990, as amended, remove any required participation in Oakland County's emergency operations plan, and to make other changes related to that Act and those purposes.

THE CHARTER TOWNSHIP OF WATERFORD ORDAINS:

Section 1 of Ordinance

Sections 6-002, 6-003, 6-004, 6-005, 6-006, 6-007, 6-008, 6-009, 6-010, and 6-011 in Chapter 6, Emergency Preparedness, of the Waterford Charter Township Code are amended to read as follows:

Sec. 6-002. Purpose; intent.

The purpose and intent of this chapter is to ~~establish an organization that will:~~

- (a) ~~Ensure the complete and efficient utilization of all Township resources during periods of emergency and disaster.~~
- (b) Define the ~~powers, authority, duties, and responsibilities of Township officials and personnel, including the Supervisor, Township Board, and the e~~Emergency ~~services~~Management ~~e~~Coordinator ~~in a disaster or emergency situation and other personnel.~~
- (c) Authorize the use of the material resources and manpower of the Township in emergency operations.
- (d) Serve to ~~prepare for, prevent, minimize, mitigate, respond to, and relieve and recover from~~ damage to persons and property resulting from any form of disaster ~~or emergency.~~

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Sec. 6-003. Definitions.

~~In addition to those rules of construction and definitions contained in Section 1-002, the following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:~~

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~~Act means the Emergency Management Act, Public Act No. 390 of 1976, as amended, MCL 30.401 to MCL 30.421.~~

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~~Coordinator or Emergency Management Coordinator means ~~the~~ Emergency Management Coordinator ~~person~~ appointed ~~as provided in Section 6-005~~ to coordinate emergency planning and services within the Township ~~or as prescribed in this chapter~~. In the absence of an appointed Emergency Management Coordinator ~~person~~, "coordinator" shall mean the Township Supervisor.~~

~~Disaster means an occurrence or imminent threat of widespread or severe damage, injury or loss of life or property resulting from any natural or manmade cause, including but not limited to fire, flood, snow, ice or wind storm, wave action, oil spills, water contamination requiring emergency action to avert danger or damage, utility failure, hazardous peacetime radiological incident, major transportation accident, epidemic, air contamination, blight, drought, infestation, explosion, riot or hostile military or paramilitary action. Riots and other civil disorders are not within the meaning of this term unless they directly result from and are an aggravating element of the disaster.~~

~~District coordinator means the state police emergency management division district ~~emergency services~~ coordinator or ~~that district coordinator's~~his authorized representative. ~~The District coordinator serves as a liaison between local emergency management programs and the Michigan State Police, Emergency Management and Homeland Security Division in all matters pertaining to mitigation, preparedness,~~~~

response, and recovery in emergency and disaster situations

Emergency operations plan means the emergency operations plan for the Township which has been prepared under Section 6-011 to coordinate disaster response and recovery within the Township.

Emergency services has a broad meaning to include preparations for, and relief from, the effects of natural and manmade disasters and emergencies as defined herein, and ~~to include~~ civil defense.

Emergency services forces means all disaster relief forces; all agencies of the Township government, private and volunteer personnel, public officers and employees; and all other persons or groups of persons having duties or responsibilities under this chapter or pursuant to a lawful order or directive authorized by this chapter.

Emergency services volunteer means any person duly registered and appointed by the coordinator and assigned to participate in the emergency services activity.

Emergency situation means any situation of a lesser nature than a disaster but still confronting a community requiring emergency actions to protect persons and/or property and the public health and safety, such as of a lesser nature than a disaster to include, but not limited to, civil disturbances, labor strikes, visits by national or international dignitaries, and build-up activities prior to an actual disaster.

State of disaster or emergency means a declaration by executive order or proclamation by the governor under the provisions of the Act 390, Public Acts of 1976 (MCL 30.401 et seq.) of a state of disaster or state of emergency, which activates the disaster response and recovery aspects of state, local and inter jurisdictional disaster emergency plans and authorizes the deployment and use of any forces to which the plan or plans apply as provided in the Act.

Local State of emergency means a declaration by the Township Supervisor pursuant to this chapter which activates the disaster response and recovery aspects of the Township's emergency operations plan and authorizes the deployment and use of any forces to which the plan applies.

Sec. 6-004. Organization, personnel, and resources for emergency services forces.

~~(a) The Township Supervisor, Emergency Management Coordinator, Department Heads, Township Board, Township employees, and appointed or authorized volunteers as described in this Chapter shall constitute with the approval of the Township Board, is hereby authorized and directed to create an the emergency services forces organization to prepare for and respond to community disasters and emergencies utilizing to the fullest extent existing agencies within the Township. The Township Supervisor shall be the director of the emergency services forces of the Township and shall be responsible for their organization, administration and operation, working through the coordinator.~~

~~(b) The employees, equipment, and facilities of all Township departments, boards, institutions and commissions suitable for, or adaptable to emergency services activities may be designated as part of the total emergency services forces. Such designations shall be by the Township Supervisor with the approval of the Township Board.~~

Sec. 6-005. Office of Emergency Management services created; eCoordinator.

~~The organization for providing emergency services shall consist of the following:~~

~~(a) The position An office of emergency management coordinator is services established within the police fire department of the Township. The emergency management coordinator shall be appointed by the Township Supervisor with the approval of the Township Board and shall have the powers and duties specified in this chapter. The office of emergency services shall be directed by the Fire Chief who will be known as the coordinator, office of emergency services. Such assistants and other employees as are deemed necessary for the proper functioning of the organization will be employed as determined by the Board.~~

~~(b) The employees, equipment and facilities of all Township departments, boards, institutions and commissions suitable for, or adaptable to emergency services activities may be designated as part of the total emergency services forces. Such designations shall be by the Township Supervisor with the approval of the Township Board.~~

~~(c) All officers and employees of departments, commissions, boards, institutions and other agencies of the~~

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Township government designated by the Township Supervisor, with the approval of the Township Board, as emergency services forces shall cooperate with the emergency ~~management services~~ coordinator in the formulation of the emergency operations plan, and they shall assist the coordinator in all matters pursuant to the provisions of this chapter.

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Sec. 6-006. ~~Assistant coordinators~~ Township Department Heads.

~~Assistant coordinators~~ The director or head of each township department shall ~~be designated to~~ work with the coordinator on emergency planning matters, ~~either directly or through a designated representative. Assistant coordinators shall be selected and shall serve as follows:~~

- (a) ~~There shall be one (1) such assistant coordinator appointed from each designation by a department head or director of a representative to work with the coordinator is subject to Township department as designated by the department head, with the approval of the Township Supervisor, as part of the emergency services forces.~~
- (b) ~~Department heads, directors, or designated representatives~~ Assistant coordinators shall assume the ~~coordinator duties of the coordinator whenever he is unavailable during disasters or emergency situations in accordance with the hierarchy the order of designation by the Township Supervisor in the emergency operations plan acting upon the recommendation of the coordinator.~~

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Sec. 6-007. Township officers; powers and duties.

- (a) The Township Supervisor may exercise the emergency power and authority as specified herein. Whenever a situation requires, or is likely to require, ~~that the Township Supervisor invocation of~~ such power and authority, the Supervisor shall, as soon as reasonably expedient, convene the Township Board to perform its legislative and administrative duties as the situation demands and shall report to that body relative to emergency activities. Nothing in this chapter shall be construed as abridging or curtailing the powers of the Township Board unless specifically provided herein.
- (b) This chapter will not relieve any elected officials or Township departments of the normal responsibilities or authority given by general law or local ordinance, nor will it affect the work of the American Red Cross or other volunteer agencies organized for relief in a natural disaster.

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Sec. 6-008. Conditions for local state of emergency and requests for governor declarations.

Under the following circumstances, the Township Supervisor may declare a local state of emergency exists in the Township, ~~and~~ may assemble and utilize the emergency services forces in accordance with the emergency operations plan, and ~~he~~ may prescribe the manner and conditions of the use of such emergency services forces:

- (a) ~~Whenever, on the basis of information received from the coordinator or other authoritative sources, he feels that~~ a large-scale disaster or emergency situation in the Township or state is imminent.
- (b) ~~During any period of disaster in the Township or state and thereafter for as long as deemed he shall deem~~ necessary.
- (c) ~~Whenever the Township Supervisor deems that~~ if any disaster or emergency situation ~~condition~~ in the Township is beyond the control of local public or private agencies or has attained or threatens to attain the proportions of a major disaster, ~~in addition to declaring a local state of emergency, the Supervisor he~~ may request the governor to declare a state of disaster or emergency, which shall be implemented ~~by exists therein by instructing~~ the coordinator ~~to immediately contacting and cooperating with the~~ district coordinator in ~~assessing the nature and scope of the disaster or emergency and recommending the personnel, services, and equipment that will be required for its prevention, mitigation, or relief as provided in accordance with~~ Section 14 of the Act 390, Public Acts of 1976.
- (d) ~~A local state of emergency declared by the Supervisor shall not be continued or renewed for more than seven (7) days without the consent of the Township Board.~~

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Sec. 6-009. Township Supervisor and Township Board powers.

- (a) The Township Supervisor, with the approval of the Township Board, is hereby empowered and has the authority:

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- (1) To appropriate and expend funds, make contracts, obtain and distribute equipment, materials and supplies for disaster purposes.
- (2) To provide for the health and safety of persons and property, including emergency assistance to the victims of a disaster.
- (3) To assign and make equipment available for duty, the employees, property or equipment of the Township relating to firefighting; engineering; rescue; health, medical, and related services; police; transportation; construction; and similar items or service for disaster relief purposes within or without the physical limits of the Township.
- (4) In the event of a foreign attack upon this state, to waive procedures and formalities otherwise required by law pertaining to the performance of public work, entering into contracts, the incurring of obligations, the employment of permanent and temporary workers, the utilization of volunteer workers, the rental of equipment, the purchase and distribution with or without compensation of supplies, materials and facilities, and the appropriation and expenditure of public funds.
- (b) The Township Supervisor, with the approval of the Township Board, shall establish procedures for the succession of government during emergencies where officials are unavailable for exercising the powers and discharging the duties of their respective offices.
- (c) The Township Supervisor, with the approval of the Township Board, may make regulations permitting the coordinator to assemble and utilize the emergency services forces and provide disaster relief aid as prescribed in Section 6-008 and this section.
- (d) When obtaining formal approvals would result in delay of relief activity, the Township Supervisor may, until the Township Board convenes, waive procedures and formalities otherwise required pertaining to the performance of public works, entering into contracts, the incurring of obligations, the employment of temporary workers, the rental of equipment, the purchase and distribution of supplies, materials and facilities and expenditure of existing funds. The Township Board is also empowered to waive any such procedures and formalities.
- (e) Subject to any required budget and audit amendments and requirements, the funds that may be appropriated and spent under subsection (a) may include the Township's budget stabilization fund and portions of the workers compensation, cemetery care, and capital improvement fund balances that are designated for prefunding future budgetary events.

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Sec. 6-010. Township relationship to participation in county emergency operations plan.

- (a) ~~The Township, being~~ As a community with a population of 25,000 or more in excess of ten thousand (10,000) persons, that has appointed its own emergency management coordinator, the Township's rights, powers and authority under the Act, this chapter, and any other emergency or disaster grants, funding, relief, or benefits are separate and independent from and not dependent on Oakland County or its declares its participation in an emergency operations plan, rights, powers, and authority under the as established in the county under the Emergency Preparedness Act, Act 390 of Public Act of 1976 (MCL 30.401 et seq.), as amended.
- (b) ~~All other provisions of this chapter shall be construed and interpreted to give full effect to~~ The participation of the Township in the county emergency operations plan prior to the amendment of this section by Ordinance No. 2020-004 shall be and is hereby terminated. This termination shall in no way limit or restrict the Township from continuing or entering into cooperative, reciprocal, or mutual aid agreements or compacts with Oakland County and authorities of adjacent or nearby political subdivisions. Any provision herein which is deemed to be inconsistent or in conflict with this participation shall, to the extent of this inconsistency, be disregarded.

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Sec. 6-011. Coordinator's powers and duties.

- (a) The emergency services coordinator shall be responsible for the administration, planning, coordination and operation of all emergency preparedness activities in the Township, and He shall maintain liaison relationship with county, state and federal authorities, and the authorities of adjacent and nearby political subdivisions so as to insure the most effective emergency operations.
- (b) The duties of the office shall include, but not be limited to, the following:

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- (1) Development of the Township's emergency operations plan, and any other appropriate disaster plans, for the immediate use of all of the facilities, equipment, manpower and other resources of the Township for the purpose of minimizing or preventing damage to persons or property; and protecting and restoring to usefulness governmental services and public utilities necessary for the public health, safety and general welfare.
- (2) Coordinating the recruitment and training of volunteer personnel and agencies to augment the personnel and facilities of the Township for emergency purposes.
- (3) Through public information programs, educating the population as to actions necessary and required for the protection of persons and property in case of a disaster.
- (4) Conducting practice alerts and exercises to ensure the efficient operation of the Township's emergency organization and to familiarize residents of the Township with emergency regulations, procedures and operations.
- (5) Coordinating the activity of all other public and private agencies engaged in any emergency or disaster relief programs.
- (6) Negotiating with the owners or persons in control of buildings or other property for the use of such buildings or property for emergency or disaster relief purposes, and designating suitable buildings as public shelters.
- (7) ~~Establishing and maintaining administrative control over a local radiological defense program, to include emergency preparations for both peacetime radiation incidents and international wartime disasters. Identifying departments and agencies to be included in the emergency operations plan as a disaster relief force.~~
- (8) Coordinating Township emergency preparedness activities with those at the county level and adjacent Townships.
- (9) Overseeing the implementation of all functions necessary during an emergency or disaster in accordance with the emergency operations plan, ensure that plan and Township actions under this chapter meet eligibility requirements for state and federal aid, assist in the development of mutual aid agreements, and develop and maintain a Township inventory of resources.

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Section 2 of Ordinance

This Ordinance is adopted as an Emergency Ordinance in response to the coronavirus State of Emergency declared by the President of the United States, Governor of the State of Michigan, Oakland County Executive, and Township Supervisor and Board of Trustees so as to immediately implement and provide for the full and independent exercise by the Township of its separate powers and authority under the Emergency Management Act.

Section 3 of Ordinance.

This Ordinance shall not be construed to impair or affect any existing right, remedy, or proceeding pending at the time this Ordinance takes effect.

Section 4 of Ordinance

Should any section, subdivision, sentence, clause or phrase of this ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part as invalidated.

Section 5 of Ordinance

This Ordinance shall take effect immediately upon publication.

CERTIFICATION

I certify that this Ordinance was introduced and adopted as an Emergency Ordinance by the Board of Trustees of the Charter Township of Waterford at a regular meeting held on March 23, 2020.

CHARTER TOWNSHIP OF WATERFORD

Date

By: _____
Kimberly F. Markee, Township Clerk

Introduced and Adopted: March 23, 2020

**CHARTER TOWNSHIP OF WATERFORD
OAKLAND COUNTY, MICHIGAN**

RESOLUTION DECLARING CORONAVIRUS LOCAL STATE OF EMERGENCY

RECITALS:

- A. The President of the United States, the Governor of the State of Michigan, and the Oakland County Executive have each declared a State of Emergency, and federal, state, and county orders, directives, guidelines, and recommendations, including from the Centers for Disease Control ("CDC"), have been issued in an effort to control the COVID-19 Coronavirus pandemic declared by the World Health Organization.

- B. The federal, state, and county orders, directives, guidelines, and recommendations have included the closing of business establishments, cancelling, postponing, and limiting the numbers at gatherings of people, for postponing or limiting the number of persons required to physically attend public meetings, and appropriate steps by local governments in an effort to control the spread of COVID-19.

- C. Most recently, on March 18, 2020, the Governor issued Emergency Executive Order 2020-15, temporarily authorizing remote participation in public meetings and hearings as a suspension of the rules and procedures for physical presence at meetings and hearings of public bodies under the Open Meetings Act.

- D. The Federal, State, and County Orders, Directives, Guidelines, and Recommendations have been changed or updated on a frequent basis and further changes or updates are expected.

- E. COVID-19 and possible exposure to persons with it is a clear and present danger to the health, safety and welfare of Township personnel, and persons doing business with or residing in the Township that should be avoided.

- F. Under the authority and responsibilities provided in the Charter Township Act, MCL 42.10, the Emergency Management Act, MCL 30.410, and Sections 6-007 and 6-008 of the Township's Emergency Preparedness Ordinance, the Township Supervisor has declared a local state of emergency due to the coronavirus, provided notice to the State Emergency Management and Homeland Security Division of the Michigan State Police that local resources are being utilized to the fullest extent possible and that the response and recovery elements of the Township's emergency operations plan have been activated, and ordered the closure of Township buildings to the public.

- G. Under the Emergency Management Act, the Supervisor's Declaration of Emergency is limited to seven (7) days without Township Board consent.

- H. The Township Board agrees with the Supervisor's Declaration of Emergency, and in addition to the closure of Township buildings to the public, has determined that the authority under

the Governor's Emergency Executive Order 2020-15 should be exercised if possible and that additional emergency measures and actions should be taken or authorized.

IT IS THEREFORE DECLARED by the Board of Trustees of the Charter Township of Waterford, Oakland County, Michigan, that there is a Local State of Emergency in the Township due to the coronavirus, COVID-19 State of Emergency already declared by the President of the United States, Governor of the State of Michigan, Oakland County Executive, and Township Supervisor.

IT IS FURTHER DECLARED THAT:

1. Except for legally required meetings and necessary exceptions that absolutely require physical presence and subject to restrictions approved by the Supervisor, Township owned or occupied buildings are closed to the public, with the Supervisor authorized and directed to determine and provide public notice of this closure and the manner in which the public may communicate with Township offices, which shall continue to be staffed by Township personnel in a manner and at a level determined by the Supervisor.

2. The Township Board authorizes the Township Supervisor to take appropriate measures, in his discretion, to respond to or protect Township citizens, businesses, and personnel from the declared State of Emergency by adopting and enforcing measures, including but not limited to:

- a. Taking actions necessary to comply with a Federal, State, or County Order or Directive that is binding on the Township.
- b. Limiting Township meetings and functions to those required by law.
- c. Extending deadlines for Township responses to submissions and applications for Township approvals, permits, and inspections.
- d. Temporarily releasing all non-essential Township personnel from reporting to the Township offices for work.
- e. Approve the payment of bills after additional approval of the Township Clerk or Treasurer as necessary to avoid interest, penalties, or delinquency.
- f. Authorize temporary employees or contractors, equipment rental, supply and material purchases, and necessary contracts.
- g. Canceling, postponing, or establishing emergency rules for, any public meeting of a Township Board, Commission, or Committee.

3. That for public meetings of Township Boards, Commissions, or Committees that are subject to the Open Meetings Act, that the number of persons physically attending should be documented, and limited to the extent possible and legal, in an effort to protect the health and safety of persons that do attend by the following measures:

- a. Implementation of the authority provided in the Governor's March 18, 2020, Emergency Executive Order 2020-15 to allow remote participation in public meetings and hearings.
- b. Persons that do physically attend a meeting be required to provide their name, address, and an email address or phone number for follow-up contact in the event someone at that meeting tests positive for COVID-19.

- c. Encouraging members of the public desiring to attend a meeting to refrain from doing so in- person in favor of attending remotely by viewing and participating in one of the ways provided in the Governor’s Emergency Executive Order 2020-15, as approved by the Supervisor and described on the Township website and in the Notice of the meeting.
- d. Members of the public that attend a meeting in person, refrain from all physical contact with and maintain a minimum distance of six (6’) feet from other persons in attendance at the meeting or in the building in which it is held.
- e. Members of the public that attend and speak at a meeting, refrain from touching the microphones, podium, and tables and from approaching the members or support staff for the Board/Commission/Committee.
- f. To provide the time for public comment as required by the Open Meetings Act at the beginning of the Agenda.
- g. Measures as necessary to complying with the maximum number of persons at a gathering as ordered, directed, or recommended by the President, CDC, Governor, or County Executive.

4. This Declaration shall remain in effect until the Governor's declared State of Emergency is terminated or the Supervisor determines that the coronavirus emergency upon which this Declaration is based no longer exists in the Township.

CERTIFICATION

I hereby certify that this Resolution was adopted by the Charter Township of Waterford Board of Trustees at a regular meeting on March 23, 2020.

Charter Township of Waterford

Date

Kimberly F. Markee, Township Clerk

**STATE OF MICHIGAN
COUNTY OF OAKLAND
CHARTER TOWNSHIP OF WATERFORD**

**RESOLUTION OF WATERFORD TOWNSHIP EMERGENCY RESPONDERS
EMERGENCY FAMILY MEDICAL LEAVE EXPANSION ACT REGARDING COVID-19**

Whereas, the novel coronavirus (COVID-19) is a respiratory disease that can result in serious illness or death that can easily spread from person to person; and

Whereas, in response to the outbreak on January 31, 2020, the United States Department of Health and Human Services Secretary Alex Azar declared a Public health emergency; and

Whereas, on March 10, 2020, Governor Gretchen Whitmer declared a state of emergency across the State of Michigan pursuant to Executive Order No. 2020-4; and

Whereas, on March 13, 2020, President Donald Trump declared a national state of emergency due to the outbreak; and

Whereas, in response to the present public health crisis, the House of Representatives adopted House Resolution 6201 establishing the Emergency Family Medical Leave Expansion Act; and

Whereas, pursuant to the language in the statute which goes into effect on April 2, 2020, Section 3105, special rule for health care providers and emergency responders provides that employer of an employee who is a health care provider or an emergency responder may elect to exclude such employees from the application of this provision and the amendments made under Section 3102 of this Act; and

Whereas, additional protections have also been afforded to first responders because of the important and critical nature of their continued working and responding to duty during this emergency; and

Whereas, the public safety of the residents of Waterford Township remains the critical concern at present and the necessity of acting in accordance with this special rule is in the best interests of the residents of Waterford Township.

NOW THEREFORE BE IT RESOLVED:

1. That the Township Board of Trustees of the Charter Township of Waterford has as determined effective, Monday, March 23, 2020 exempt all emergency responders from the provisions of Emergency Medical and Family Leave Expansion Act

CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the Board of Trustees of the Charter Township of Waterford, County of Oakland, State of Michigan, at a regular meeting held on the 23 day of March, 2020 and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will or have been made available as required by said Act.

Kim Markee, Clerk

Dated: March 23, 2020

**STATE OF MICHIGAN
COUNTY OF OAKLAND
CHARTER TOWNSHIP OF WATERFORD**

**RESOLUTION OF WATERFORD TOWNSHIP EMERGENCY
RESPONDERS EMERGENCY PAID SICK LEAVE ACT REGARDING COVID-19**

Whereas, the novel coronavirus (COVID-19) is a respiratory disease that can result in serious illness or death that can easily spread from person to person; and

Whereas, in response to the outbreak on January 31, 2020, the United States Department of Health and Human Services Secretary Alex Azar declared a Public health emergency; and

Whereas, on March 10, 2020, Governor Gretchen Whitmer declared a state of emergency across the State of Michigan pursuant to Executive Order No. 2020-4; and

Whereas, on March 13, 2020, President Donald Trump declared a national state of emergency due to the outbreak; and

Whereas, in response to the present public health crisis, the House of Representatives adopted House Resolution 6201 establishing the Emergency Family Medical Leave Expansion Act; and

Whereas, pursuant to the language in the statute which goes into effect on April 2, 2020, Section 3105, special rule for health care providers and emergency responders provides that employer of an employee who is a health care provider or an emergency responder may elect to exclude such employees from the application of this provision and the amendments made under Section 3102 of this Act; and

Whereas, additional protections have also been afforded to first responders because of the important and critical nature of their continued working and responding to duty during this emergency; and

Whereas, the public safety of the residents of Waterford Township remains the critical concern at present and the necessity of acting in accordance with this special rule is in the best interests of the residents of WATERFORD Township.

NOW THEREFORE BE IT RESOLVED:

1. That the Township Board of Trustees of the Charter Township of Waterford has as determined effective, Monday, March 23, 2020 exempt all emergency responders from the provisions of Emergency Paid Sick Leave Act

CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the Board of Trustees of the Charter Township of Waterford, County of Oakland, State of Michigan, at a regular meeting held on the 23 day of March, 2020 and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will or have been made available as required by said Act.

Kim Markee, Clerk

Dated: March 23, 2020



WATERFORD TOWNSHIP

Waterford Police Department
5150 Civic Center Drive
Waterford, MI 48329
www.waterfordmi.gov/police
248-674-0351

March 6, 2020

Gary Wall, Supervisor
Honorable Board of Trustees
Waterford Township, MI

RE; High Intensity Drug Trafficking Area (HIDTA) sub-recipient agreement
between the County of Oakland and Township of Waterford

Dear Mr. Wall and Honorable Board Members,

Please find the above described agreement and resolution for your review and approval. As a result of cooperation and membership with the Oakland County Narcotics Enforcement Team (NET), we are fortunate to participate in this grant opportunity.

As a sub-recipient of this federal grant we will recover up to \$4,875.00 in qualifying overtime costs for the detective we have assigned to NET.

We have participated in this grant opportunity each year that our personnel have been assigned to NET. We respectfully request this honorable body approve this agreement by resolution as requested.

If you have any questions, please don't hesitate to contact me.

Sincerely,

Scott Underwood
Chief of Police

"to protect and to serve"

**CHARTER TOWNSHIP OF WATERFORD
OAKLAND COUNTY, MICHIGAN**

**PROGRAM YEAR 2020
HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA)
SUBRECIPIENT AGREEMENT BETWEEN
THE COUNTY OF OAKLAND AND TOWNSHIP OF WATERFORD**

RESOLUTION

WHEREAS, the Charter Township of Waterford and the County of Oakland will enter into an Agreement for the purpose of delineating their relations and responsibilities regarding the County's use of Grant Funds to reimburse the Township for overtime expenses incurred related to its participation in the County's Narcotic Enforcement Team (N.E.T.); and

WHEREAS, the N.E.T. is a multi-jurisdictional drug enforcement task force under the direction and supervision of the Oakland County Sheriff's Office; and.

WHEREAS, Oakland County submitted an Initiative Description and Budget Proposal to the Executive Board for Michigan High Intensity Drug Trafficking Area (HIDTA) to grant N.E.T. an award of \$140,000 for program year 2020; and

WHEREAS, Oakland County, as the legal entity that administers N.E.T., has the authority to allocate a portion of the Grant funds for N.E.T. to reimburse Waterford Township for qualifying overtime costs subject to the terms and conditions of the Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Charter Township of Waterford Board of Trustees approves the Subrecipient Agreement between the County of Oakland and the Charter Township of Waterford, for the High Intensity Drug Trafficking Area (HIDTA), subject to all the terms and conditions, January 1, 2020 through December 31, 2020.

BE IT FUTHER RESOLVED, that the Charter Township of Waterford Board of Trustees authorizes Supervisor Gary Wall to sign all documents necessary in finalizing Agreement.

AYES:

NAYES:

ABSENT:

CERTIFICATION

I, Kim Markee, Township Clerk of the Charter Township of Waterford, County of Oakland, Michigan, do hereby certify the foregoing is a true and correct copy of a resolution adopted by the Board at their regular meeting held on the ___ day of _____, 2019.

Kim Markee, Township Clerk

**CHARTER TOWNSHIP OF WATERFORD
OAKLAND COUNTY, MICHIGAN**

**PROGRAM YEAR 2020
HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA)
SUBRECIPIENT AGREEMENT BETWEEN
THE COUNTY OF OAKLAND AND TOWNSHIP OF WATERFORD**

RESOLUTION

WHEREAS, the Charter Township of Waterford and the County of Oakland will enter into an Agreement for the purpose of delineating their relations and responsibilities regarding the County's use of Grant Funds to reimburse the Township for overtime expenses incurred related to its participation in the County's Narcotic Enforcement Team (N.E.T.); and

WHEREAS, the N.E.T. is a multi-jurisdictional drug enforcement task force under the direction and supervision of the Oakland County Sheriff's Office; and.

WHEREAS, Oakland County submitted an Initiative Description and Budget Proposal to the Executive Board for Michigan High Intensity Drug Trafficking Area (HIDTA) to grant N.E.T. an award of \$140,000 for program year 2020; and

WHEREAS, Oakland County, as the legal entity that administers N.E.T., has the authority to allocate a portion of the Grant funds for N.E.T. to reimburse Waterford Township for qualifying overtime costs subject to the terms and conditions of the Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Charter Township of Waterford Board of Trustees approves the Subrecipient Agreement between the County of Oakland and the Charter Township of Waterford, for the High Intensity Drug Trafficking Area (HIDTA), subject to all the terms and conditions, January 1, 2020 through December 31, 2020.

BE IT FUTHER RESOLVED, that the Charter Township of Waterford Board of Trustees authorizes Supervisor Gary Wall to sign all documents necessary in finalizing Agreement.

AYES:

NAYES:

ABSENT:

CERTIFICATION

I, Kim Markee, Township Clerk of the Charter Township of Waterford, County of Oakland, Michigan, do hereby certify the foregoing is a true and correct copy of a resolution adopted by the Board at their regular meeting held on the ___ day of _____, 2020.

Kim Markee, Township Clerk

**PROGRAM YEAR 2020
HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA)
SUBRECIPIENT AGREEMENT BETWEEN
THE COUNTY OF OAKLAND AND TOWNSHIP OF WATERFORD
Data Universal Numbering System (DUNS) #: 074244286**

This Agreement is made between Oakland County, a Constitutional Corporation, 1200 North Telegraph, Pontiac, Michigan 48341 ("County") and Township of Waterford, 5200 Civic Center Dr., Waterford, MI 48328, a Michigan Municipal Corporation ("Municipality"). The County and Municipality shall be collectively referred to as the "Parties."

PURPOSE OF AGREEMENT.

The Parties enter into this Agreement for the purpose of delineating their relationship and responsibilities regarding the County's use of Grant funds (defined below) to reimburse the Municipality for overtime expenses that it incurred related to its participation in the Oakland County Narcotic Enforcement Team ("N.E.T."), a multijurisdictional drug enforcement task force under the direction and supervision of the Oakland County Sheriff's Office ("OCSO").

Under the Parties' separate N.E.T. agreement, the Municipality is responsible for providing a full-time employee for participation in N.E.T. and for all costs associated with that employment, including overtime.

The County, as the legal entity that administers N.E.T., submitted an Initiative Description and Budget Proposal (Exhibit A) to the Executive Board for Michigan HIDTA requesting the United States Office of National Drug Control Policy ("ONDCP") to grant N.E.T. an award of \$117,000.00 for program year (PY) 2020 to reimburse N.E.T. participating agencies for eligible law enforcement officer overtime. PY 2020 begins January 1, 2020 and ends December 31, 2020.

If ONDCP grants N.E.T. an award for PY 2020, the ONDCP disburses the HIDTA grant funds to the Michigan State Police ("MSP"). To receive the Grant funds for overtime costs, N.E.T. must submit requests for reimbursement with the required supporting documentation to Michigan HIDTA. If Michigan HIDTA approves the N.E.T. overtime reimbursement requests, the MSP should distribute the Grant funds to County on behalf of N.E.T. The County has the authority to allocate a portion of the Grant funds to reimburse the Municipality for qualifying overtime costs subject to the terms and conditions of this Agreement.

In consideration of the mutual promises, obligations, representations, and assurances in this Agreement, the Parties agree to the following:

- DEFINITIONS.** The following terms, whether used in the singular or plural, within or without quotation marks, or possessive or nonpossessive, shall be defined, read, and interpreted as follows.

- 1.1. **Claim** means any alleged loss, claim, complaint, demand for relief or damages, cause of action, proceeding, judgment, deficiency, liability, penalty, fine, litigation, costs, and/or expenses, including, but not limited to, reimbursement for attorney fees, witness fees, court costs, investigation expenses, litigation expenses, and amounts paid in settlement, which are imposed on, incurred by, or asserted against the County or Municipality, or the County's or Municipality's agents or employees, whether such claim is brought in law or equity, tort, contract, or otherwise.
- 1.2. **Grant funds** mean the funds that may be awarded to the County and the other participating agencies in N.E.T. pursuant to Michigan HIDTA Initiative Description and Budget Proposal Version 2020 (Exhibit A) submitted to Michigan HIDTA by County on behalf of itself and the other participating agencies in N.E.T.

2. **EXHIBITS**. The Exhibits listed below are incorporated and are part of this Agreement.

- 2.1. **Exhibit A** – Michigan HIDTA Initiative Description and Budget Proposal Version 2020.
- 2.2. **Exhibit B** - Template Request for HIDTA Overtime Reimbursement (Locals to County).
- 2.3. **Exhibit C** – Sample letter regarding notification of current overtime pay rate.
- 2.4. **Exhibit D** – Sample overtime slip, signed by the officer's supervisor that supports each Request for HIDTA Overtime Reimbursement.
- 2.5. **Exhibit E** – Sample paystub or payroll report that supports each Request for HIDTA Overtime Reimbursement.

3. **FEDERAL AWARD PROJECT DESCRIPTION**.

- 3.1. Catalog of Federal Domestic Assistance (“CFDA”) #: 95.001
- 3.2. Federal Awarding Agency: United States Office of National Drug Control Policy (“ONDCP”)
- 3.3. Program: High Intensity Drug Trafficking Areas (HIDTA)
 - 3.3.1. HIDTA Objective: To reduce drug trafficking and drug production in the United States by: (A) facilitating cooperation among Federal, State, local, and tribal law enforcement agencies to share information and implement coordinated enforcement activities; (B) enhancing law enforcement intelligence sharing among Federal, State, local, and tribal law enforcement agencies; (C) providing reliable law enforcement intelligence to law enforcement agencies needed to design effective enforcement strategies and operations; and (D) supporting coordinated law enforcement strategies which maximize use of available resources to reduce the supply of illegal drugs in designated areas and in the United States as a whole.
- 3.4. Period of Performance: January 1, 2020 through December 31, 2020.

2020 HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA) GRANT
SUBRECIPIENT AGREEMENT BETWEEN
OAKLAND COUNTY
AND
TOWNSHIP OF WATERFORD

3.5. The Federal Award Identification Number (FAIN) is provided in the HIDTA Grant Agreement between ONDCP and MSP, which is incorporated into this Agreement by reference.

4. USE OF HIDTA FUNDS.

4.1. The total amount of the federal award for overtime costs committed to the Municipality and obligated by this action by the County to the Municipality is not to exceed **\$4,875.00** for each participating law enforcement officer. That amount is based on the number of N.E.T participating agencies and eligible law enforcement officers at the time this Agreement was executed by both Parties. If the number of N.E.T participating agencies and/or eligible law enforcement officers changes during the term of this Agreement, the total amount of the federal award for overtime costs committed to the Municipality and obligated by this action by the County to the Municipality amount may change as funds are available on a pro rata basis. Such commitment and obligation for overtime costs is contingent upon the ONDCP awarding the Grant funds to N.E.T and the MSP reimbursing the County.

4.2. The County will reimburse the Municipality up to **\$4,875.00** for each participating law enforcement officer for qualifying N.E.T.-related overtime. That amount is based on the number of N.E.T participating agencies and eligible law enforcement officers at the time this Agreement was executed by both Parties. If the number of N.E.T participating agencies and/or eligible law enforcement officers changes during the term of this Agreement, the maximum reimbursement amount may change as funds are available on a pro rata basis. Such reimbursement shall only be made after the supporting documentation is submitted by the Municipality and approved by the County, as described in Paragraph 5.1. Such reimbursement is contingent upon the ONDCP awarding the grant funds to N.E.T and the MSP reimbursing the County.

4.2.1. HIDTA funds shall be used to pay overtime only if the overtime was performed in support of a HIDTA-designated Enforcement initiative or Intelligence and information Sharing Initiative. HIDTA funds shall not be used to pay overtime related to training attendance, financial management, drug treatment, drug demand reduction or prevention, or non-investigative related administrative work.

4.2.2. No HIDTA funds shall be used to supplant the Municipality's funds that would otherwise be made available for the same purposes.

4.3. There is no research and development performed pursuant to this Agreement.

4.4. No indirect costs shall be charged or reimbursed under performance of this Agreement.

5. REIMBURSEMENT OF ELIGIBLE NET OVERTIME.

5.1. To request reimbursement for eligible N.E.T. overtime costs, the Municipality shall submit to the County the documentation described in the following subparagraphs no later than thirty (30) days after PY 2020 has expired. If the County, in its sole discretion, determines that the

documentation submitted by the Municipality does not reconcile, then the Municipality shall provide any additional documentation requested by the County in order to process payment.

- 5.1.1. A fully completed and signed Request for HIDTA Overtime Reimbursement attached as Exhibit B.
- 5.1.2. A letter substantively similar to the sample letter regarding notification of current overtime pay rate attached as Exhibit C.
- 5.1.3. Overtime slips, signed by the officer's supervisor, that support each Request for HIDTA Overtime Reimbursement. The overtime slips shall be substantively similar to the sample overtime slip attached as Exhibit D.
- 5.1.4. The paystub or payroll report that supports each Request for HIDTA Overtime Reimbursement. The paystub or payroll report shall be substantively similar to the sample paystub attached as Exhibit E.
- 5.2. County will only reimburse Municipality for approved overtime costs after County has received the Grant funds from MSP for that particular reimbursement request.

6. GENERAL COMPLIANCE.

- 6.1. The Municipality shall comply with to 28 C.F.R. Part 69 (New Restrictions on Lobbying) and 2 C.F.R. Part 25 (Universal Identifier and System of Award Management).
- 6.2. The Municipality shall comply with the Government-wide Suspension and Debarment provision set forth at 2 CFR Part 180.
- 6.3. The Municipality shall perform all activities in accordance with The Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200 (the "Part 200 Uniform Requirements"), as adopted and implemented by the Office of National Drug Control Policy (ONDCP) in 2 C.F.R. Part 3603. For this award, the Part 200 Uniform Requirements supersede, among other things, the provisions of 28 C.F.R. Parts 66 and 70, as well as those of 2 C.F.R. Parts 215, 220, 225, and 230.
- 6.4. The Municipality shall comply with ONDCP's HIDTA Program Policy and Budget Guidance, all other applicable Federal, state, and local laws and regulations, and the terms and conditions contained in this Agreement.
- 6.5. The Municipality shall comply with all applicable requirements for subrecipients that are provided in the HIDTA Grant Agreement between ONDCP and MSP. The HIDTA Grant Agreement between ONDCP and MSP will be provided to the Municipality within a reasonable time after the County receives a copy of it.
- 6.6. As specified in the HIDTA Program Policy and Budget Guidance, the Municipality must:

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- 6.6.1. Establish and maintain effective internal controls over the Federal award that provides reasonable assurance that Federal award funds are managed in compliance with Federal statutes, regulations and award terms and conditions. These internal controls should be in compliance with the guidance in “Standards for Internal Control in the Federal Government,” issued by the Comptroller General of the United States and the “Internal Control Integrated Framework,” issued by the Committee of Sponsoring Organizations of the Treadway Commission (COSO).
- 6.6.2. Comply with Federal statutes, regulations, and the terms and conditions of the Federal awards.
- 6.6.3. Evaluate and monitor compliance with applicable statute and regulations, and the terms and conditions of the Federal award.
- 6.6.4. Take prompt action when instances of noncompliance are identified, including noncompliance identified in audit findings.
- 6.6.5. Take reasonable measures to safeguard protected personally identified information (PII) and other information ONDCP or the Municipality designates consistent with applicable Federal, state, and local laws regarding privacy and obligations of confidentiality.

7. FINANCIAL ACCOUNTABILITY AND AUDIT REQUIREMENTS.

- 7.1. The Municipality shall maintain standards of financial accountability that conform to 2 C.F.R. §200.302 (Financial Management) and 2 C.F.R. §200.303 (Internal Controls).
- 7.2. The Municipality shall comply with audit requirements contained in 2 C.F.R. Part 200, Subpart F, which requires the Municipality to have an annual audit conducted within nine (9) months of the end of their fiscal year, if the Municipality has an aggregate expenditure of more than \$750,000 in federal funds in a fiscal year. Any deficiencies noted in audit reports must be fully cleared by the Municipality within thirty (30) days after receipt of same. The Grant funds spent by the County on behalf of the Municipality for training expenses shall be included on the Schedule of Expenditures of Federal Awards if the Municipality is required to have a single audit performed. Municipalities that are exempt from the Single Audit requirements that receive less than \$750,000 of total Federal funding must submit a Financial Statement Audit prepared in accordance with Generally Accepted Auditing Standards (“GAAS”) if the audit includes disclosures that may negatively impact the HIDTA program including, but not limited to fraud, financial misstatements, and violations of any contract or grant provisions. The County shall have the right to review and audit all records of the Municipality pertaining to any payment by the County.

8. CONFLICT OF INTEREST.

- 8.1. The Municipality shall comply with the following ONDCP conflict of interest policies:

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- 8.1.1. As a non-Federal entity, you must maintain written standards of conduct covering conflicts of interest and governing the performance of your employees engaged in the selection, award, and administration of subawards and contracts.
- 8.1.2. None of your employees may participate in the selection, award, or administration of a subaward or contract supported by a Federal award if he or she has a real or apparent conflict of interest. Such a conflict of interest would arise when the employee, officer, or agent, any member of his or her immediate family, his or her partner, or an organization which employs or is about to employ any of the parties indicated herein, has a financial or other interest in or a tangible personal benefit from an organization considered for a subaward or contract. The officers, employees, and agents of the non-Federal entity must neither solicit nor accept gratuities, favors, or anything of monetary value from subrecipients or contractors or parties to subawards or contracts.
- 8.1.3. If you have a parent, affiliate, or subsidiary organization that is not a State, local government, or Indian tribe, you must also maintain written standards of conduct covering organizational conflicts of interest. Organizational conflicts of interest means that because of relationships with a parent company, affiliate, or subsidiary organization, you are unable or appear to be unable to be impartial in conducting a sub-award or procurement action involving a related organization.

9. MANDATORY DISCLOSURE.

- 9.1. As a non-Federal entity, the Municipality must disclose, in a timely manner, in writing to ONDCP all violations of Federal criminal law involving fraud, bribery or gratuity violations potentially affecting the Federal award. Non-Federal entities that have received a Federal award that includes the term and condition outlined in 200 CFR Part 200, Appendix XII “Award Term and Condition for Recipient Integrity and Performance Matters,” are required to report certain civil, criminal, or administrative proceedings to System for Award Management (SAM). Failure to make required disclosures can result in remedies such as: temporary withholding of payments pending correction of the deficiency, disallowance of all or part of the costs associated with noncompliance, suspension, termination of award, debarment, or other legally available remedies outlined in 2 CFR 200.338 “Remedies for Noncompliance”.

10. RECORD RETENTION.

- 10.1. The Municipality shall comply with the record retention provisions of 2 C.F.R. 200.333 (Retention requirements for records).
- 10.2. The Municipality should, whenever practicable, collect, transmit, and store Federal award-related information in open and machine readable formats rather than in closed formats or on paper in accordance with 2 C.F.R. 200.335 (Methods for collection, transmission and storage of information).

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11. ACCESS TO RECORDS.

- 11.1. The Federal awarding agency, Inspectors General, the Comptroller General of the United States, and the County, or any of their authorized representatives, have the right of access to any documents, papers, or other records of the Municipal entity which are pertinent to the Federal award, in order to make audits, examinations, excerpts, and transcripts. The right also includes timely and reasonable access to the Municipality's personnel for the purpose of interview and discussion related to such documents. The right of access to the Municipality's records is not limited to the required retention period but last as long as the records are retained.
- 11.2. The Municipality shall permit the County and auditors to have access to the Municipality's records and financial statements as necessary for the County to meet the requirements of 2 C.F.R. Part 200.

12. TERM.

- 12.1. This Agreement and any amendments hereto shall be effective when executed by both Parties with concurrent resolutions passed by the governing bodies of each Party, and when the Agreement is filed according to MCL 124.510. The approval and terms of this Agreement and any amendments hereto shall be entered in the official minutes of the governing bodies of each Party. This Agreement shall end on December 31, 2020.

13. ASSURANCES.

- 13.1. Each Party shall be responsible for its own acts and the acts of its employees and agents, the costs associated with those acts, and the defense of those acts.
- 13.2. The Parties have taken all actions and secured all approvals necessary to authorize and complete this Agreement. The persons signing this Agreement on behalf of each Party have legal authority to sign this Agreement and bind the Parties to the terms and conditions contained herein.
- 13.3. Each Party shall comply with all federal, state, and local ordinances, regulations, administrative rules, laws, and requirements applicable to its activities performed under this Agreement.

14. TERMINATION OF AGREEMENT.

- 14.1. This Agreement may be terminated in whole or in part as follows:
 - 14.1.1. by the County, if the Municipality fails to comply with the terms and conditions of this Agreement;
 - 14.1.2. by the County for cause;

14.1.3. by the County with the consent of the Municipality, in which case the two parties must agree upon the termination conditions, including the effective date and, in the case of partial termination, the portion to be terminated;

14.1.4. by the Municipality upon sending to the County written notification setting forth the reasons for such termination, the effective date, and, in the case of partial termination, the portion to be terminated. However, if the County determines in the case of partial termination that the reduced or modified portion of the subaward will not accomplish the purpose for which this Agreement was made, the County may terminate the Agreement in its entirety.

14.2. The County must provide to the Municipality a notice of termination. Written suspension or notice of termination will be sent to the Municipality's business address. If this Agreement is terminated or partially terminated, both the County and the Municipality remain responsible for compliance with the requirements at 2 CFR 200.343 Closeout and 2 CFR 200.344 Post-closeout Adjustments and Continuing Responsibilities.

15. CLOSEOUT.

15.1. The County shall close-out this Agreement when it determines that all applicable administrative actions and all required work under this Agreement have been completed by Municipality.

15.2. The Municipality shall comply with the closeout provisions of 2 C.F.R. 200.343 (Closeout).

16. POST-CLOSEOUT ADJUSTMENTS AND CONTINUING RESPONSIBILITIES.

16.1. The closeout of this Agreement does not affect any of the following:

16.1.1. The right of County to disallow costs and recover funds on the basis of a later audit or other review. The County must make any cost disallowance determination and notify the Municipality within the record retention period;

16.1.2. The obligation of the Municipality to return any funds due as a result of later refunds, corrections, or other transactions including final indirect cost rate adjustments;

16.1.3. Audit requirements in Subpart F—Audit Requirements of 2 C.F.R. Part 200.

16.1.4. Records retention as required in Subpart D—Post Federal Award Requirements of this part, §200.333 Retention requirements for records through §200.337 Restrictions on public access to records.

17. REMEDIES FOR NONCOMPLIANCE.

17.1. If the Municipality fails to comply with federal statutes, regulations, or the terms and conditions of this Agreement, the County may impose additional conditions, as described in 2 CFR §200.207 Specific Conditions. If the County determines that noncompliance cannot be

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remedied by imposing additional conditions, the County may take one or more of the following actions, as appropriate in the circumstances:

- 17.1.1. temporarily withhold cash payments pending correction of the deficiency by the Municipality or more severe enforcement action by the County;
- 17.1.2. disallow (that is, deny both use of funds and any applicable matching credit for) all or part of the cost of the activity or action not in compliance;
- 17.1.3. wholly or partly suspend or terminate the Agreement;
- 17.1.4. recommend that the Federal awarding agency initiate suspension or debarment proceedings as authorized under 2 CFR Part 180 and Federal awarding agency regulations;
- 17.1.5. withhold further funds for the project or program;
- 17.1.6. take other remedies that may be legally available.

18. NO THIRD-PARTY BENEFICIARIES. Except as provided for the benefit of the Parties, this Agreement does not and is not intended to create any obligation, duty, promise, contractual right or benefit, right to indemnification, right to subrogation, and/or any other right, in favor of any other person or entity.

19. DISCRIMINATION. The Parties shall not discriminate against their employees, agents, applicants for employment, or another persons or entities with respect to hire, tenure, terms, conditions, and privileges of employment, or any matter directly or indirectly related to employment in violation of any federal, state or local law.

20. PERMITS AND LICENSES. Each Party shall be responsible for obtaining and maintaining, throughout the term of this Agreement, all licenses, permits, certificates, and governmental authorizations necessary to carry out its obligations and duties pursuant to this Agreement.

21. RESERVATION OF RIGHTS. This Agreement does not, and is not intended to waive, impair, divest, delegate, or contravene any constitutional, statutory, and/or other legal right, privilege, power, obligation, duty, or immunity of the Parties.

22. DELEGATION/SUBCONTRACT/ASSIGNMENT. Neither Party shall delegate, subcontract, and/or assign any obligations or rights under this Agreement without the prior written consent of the other Party.

23. NO IMPLIED WAIVER. Absent a written waiver, no act, failure, or delay by a Party to pursue or enforce any rights or remedies under this Agreement shall constitute a waiver of those rights with regard to any existing or subsequent breach of this Agreement. No waiver of any term, condition, or provision of this Agreement, whether by conduct or otherwise, in one or more instances, shall be deemed or construed as a continuing waiver of any term, condition, or provision of this Agreement.

No waiver by either Party shall subsequently affect its right to require strict performance of this Agreement.

24. SEVERABILITY. If a court of competent jurisdiction finds a term, or condition, of this Agreement to be illegal or invalid, then the term, or condition, shall be deemed severed from this Agreement. All other terms, conditions, and provisions of this Agreement shall remain in full force.

25. CAPTIONS. The section and subsection numbers and captions in this Agreement are intended for the convenience of the reader and are not intended to have any substantive meaning. The numbers and captions shall not be interpreted or be considered as part of this Agreement. Any use of the singular or plural number, any reference to the male, female, or neuter genders, and any possessive or nonpossessive use in this Agreement shall be deemed the appropriate plurality, gender or possession as the context requires.

26. NOTICES. Notices given under this Agreement shall be in writing and shall be personally delivered, sent by express delivery service, certified mail, or first-class U.S. mail postage prepaid, and addressed to the person listed below. Notice will be deemed given on the date when one of the following first occur: (1) the date of actual receipt; (2) the next business day when notice is sent express delivery service or personal delivery; or (3) three days after mailing first class or certified U.S. mail.

26.1. If Notice is sent to the County, it shall be addressed and sent to: Oakland County Board of Commissioners Chairperson, 1200 North Telegraph, Pontiac, Michigan 48341, with a copy to Oakland County Sheriff’s Office, Sheriff Fiscal Officer, 1200 N. Telegraph, Bldg. 38E, Pontiac, Michigan 48341.

26.2. If Notice is sent to the Political Subdivision, it shall be addressed to: Township of Waterford.

26.3. Either Party may change the address and/or individual to which Notice is sent by notifying the other Party in writing of the change.

27. CONTACT INFORMATION.

<u>County of Oakland</u>	<u>Township of Waterford</u>
Lieutenant Brent Miles Investigative & Forensic Services Division Narcotics Enforcement Team Office: 248-858-1722 Fax: 248-858-1754 Email: milesbr@oakgov.com	

28. GOVERNING LAW. This Agreement shall be governed, interpreted, and enforced by the laws of the State of Michigan, without regard to Michigan’s conflict of laws provisions.

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29. AGREEMENT MODIFICATIONS OR AMENDMENTS. Any modifications, amendments, rescissions, waivers, or releases to this Agreement must be in writing and executed by both Parties.

30. ENTIRE AGREEMENT. This Agreement represents the entire agreement and understanding between the Parties. This Agreement supersedes all other oral or written agreements between the Parties. The language of this Agreement shall be construed as a whole according to its fair meaning, and not construed strictly for or against any Party.

IN WITNESS WHEREOF, David T. Woodward, Chairperson, Oakland County Board of Commissioners, acknowledges that he has been authorized by a resolution of the Oakland County Board of Commissioners, a certified copy of which is attached, to execute this Agreement, and hereby accepts and binds the County to the terms and conditions of this Agreement.

EXECUTED: _____ DATE: _____
David T. Woodward, Chairperson
Oakland County Board of Commissioners

WITNESSED: _____ DATE: _____
Printed Name:
Title:

IN WITNESS WHEREOF, _____, acknowledges that he/she has been authorized by a resolution of the Municipality’s governing body, a certified copy of which is attached, to execute this Agreement, and hereby accepts and binds the Municipality to the terms and conditions of this Agreement.

EXECUTED: _____ DATE: _____
Printed Name:
Title:

WITNESSED: _____ DATE: _____
Printed Name:
Title:

BOARD OF TRUSTEES
Gary Wall, Supervisor
Kimberly Markee, Clerk
Margaret Birch, Treasurer
Anthony M. Bartolotta, Trustee
Arthur Frasca, Trustee
Karen Joliat, Trustee
Steven Thomas, Trustee



Joan M. Rogers
Library Director
jrogers@waterfordmi.gov

Public Library
5168 Civic Center Drive
Waterford, Michigan 48329-3773
Telephone: (248) 674-4831 Fax: (248) 674-1910
www.waterfordmi.gov/library

Date: March 16, 2020

To: Honorable Township Board members

From: Joan Rogers, Library Director

RE: Resolution to Re-establish the Waterford Township Public Library

The Library Advisory Board requests consideration of adopting the attached resolution to re-establish the Waterford Township Public Library under the recently amended Charter Township Act, which makes provision for re-establishing the library under this amendment. Since 2019 PA 24 was signed into law the Library Advisory Board has considered this matter, reviewing the options available to the Township, including making no change, and have concluded that the best course of action is to request the Township Board to take this action. The rationale for this includes

- Now that 2019 PA 24 has been enacted it allows us to reestablish with the same principles in place as in 1963 when the Township Board first established the Library.
- Our library has resisted encouragement from the Library of Michigan to reestablish when our options were limited to either PA 164 or District Library status as either of these options includes governance by an elected Library Board.
- Our library's role as a Township Department has been one of mutual benefit to both local government and the library's ability to provide service to our community
- The newly amended law now offers the option to continue this successful relationship seamlessly, without the need for any change in our current policies and procedures or the range of services we offer now or will develop in the future.

In reviewing these options on behalf of the Library Advisory Board, Kimberly Markee, Township Board liaison to the Library Advisory Board and Joan Rogers, Library Director, have discussed this matter with the Township attorney as well as consulted with Clare Membiela, MLS, J.C, Library Law Consultant at the Library of Michigan and Catherine A. Mullhaupt, Staff Attorney, Michigan Township Association. The Library Advisory Board believes that as state law now makes provision for our library to re-establish under current law in a manner that preserves our current mode of operation it is best to take full advantage of it.

In addition, Ms. Membiela noted that, as part of this re-establishment, the Library Advisory Board/Committee members would have to be reappointed. The packet also includes two attachments, first revised Bylaws for the Library Advisory Committee and second updated Rules of Conduct, revised per recommendations by Attorney Dovre, with changes to numbers 2, 9 and 10 (on firearms) based on court cases or decisions.

With us there are no boundaries

Bylaws of the Waterford Township Free Public Library Advisory Committee

Article I. Name

As provided in the Township Board's March 23, 2020, Resolution to Continue, Reestablish, and Maintain Free Public Library ("Resolution"), this organization, previously known as the Waterford Township Public Library Advisory Board, is now named the Waterford Township Free Public Library Advisory Committee, may be referred to as the Library Advisory Committee, and is referred to in these Bylaws as the "Committee."

Article II. Purposes

As provided in the Resolution, the purpose of the Committee shall be to advise the Township Board with regard to the development, operation, and maintenance of the Township's free public library ("Library.") As part of or in addition to that purpose, the Committee is authorized and expected:

1. To consider and study the reasonable needs of the Library and to formulate and report the findings from time to time to the Supervisor and Township Board.
2. To create and maintain public interest and conduct related activities in the Township Library system of the community.
3. To review and provide recommendations on the proposed Library Budget as prepared by the Librarian prior to its submittal to the Township Supervisor.
4. To review established library policies annually and make recommendations.
5. To encourage and maintain liaison with the regional library system.

Article III. Membership, Terms and Appointment

Section 1.

As provided in the Resolution, the Committee shall consist of seven (7) members, of whom not more than one shall be a member of the Township Board, or a full time employee of the Township. The President of the "Waterford Township Friends of the Library" may sit as an additional, ex-officio member — without vote.

Section 2.

The Township Supervisor shall recommend proposed members of the Committee to the Township Board for appointment. After the initial appointments provided in the Resolution, appointed members shall serve for terms of three years each. Except as necessary to maintaining a seven (7) member Committee, members should not be appointed to serve more than two (2) consecutive terms, excluding the initial terms provided in the Resolution.

Section 3.

Each Committee vacancy shall be reported to the Supervisor and Township Board and shall be filled by appointment as provided in Article III, Section 2, for the unexpired term.

Section 4.

Committee members shall serve without compensation.

Section 5.

As provided in the Resolution, Committee members may be removed by the Township Board with or without cause. By majority vote, the Committee may request that the Township Board remove a Committee member for one or more specified reasons, which may include two (2) consecutive absences without prior notification.

Article IV. Officers

Section 1.

The Committee shall elect from its members a Chairperson, a Vice Chairperson, a Secretary and such other officers, as they shall deem necessary.

Section 2.

Officers shall be elected for a one-year term beginning in January.

Section 3.

An officer vacancy shall be filled at the next regular meeting of the Committee after the vacancy occurs.

Section 4.

The Chairperson shall preside at all regular and special meetings of the Committee and serve as the official spokesperson to the Township Board for the affairs of the Committee.

Section 5.

The Vice Chairperson shall perform the duties of the Chairperson if the Chairperson is unable to do so due to absence or other reason.

Section 6.

The Secretary shall be responsible for the preparation of minutes of all Committee meetings, providing a copy following the meeting to each Committee member and to the Township Board, and for keeping a true and accurate file of all records. "Resolve to recommend" shall be used in the minutes to indicate items to be included on the Township Board agenda with a request that the Township Clerk send to the Committee Secretary the true and certified copy of the Township Board action on each recommendation.

Article V. Meetings

The Committee shall meet monthly. Special meetings may be called by the Chairperson.

Article VI. Subcommittees

The Chairperson of the Committee shall appoint Subcommittees as needed.

Article VII. Librarian

The Librarian is responsible for the administration of the Library under the supervision of the Township Supervisor and review by the Township Board. Subject to and as provided by that supervision, the Librarian's responsibilities include the care of the equipment; for the employment and direction of the staff; for the efficiency of the Library's service to the public; and for the operation of

the Library under the financial conditions set forth in the annual budget. The fiscal year shall be consistent with the fiscal year of the Township. The Librarian should attend all Committee meetings, without vote.

Article VIII. Parliamentary Authority

The rules contained in the current edition of *Robert's Rules of Order Newly Revised* shall govern the Committee in all cases to the extent necessary, applicable, and not inconsistent with these Bylaws and any special rules of order the Committee may adopt.

Article IX. Amendment

These Bylaws may be amended with the concurrence of four (4) members of the Committee and with approval of the Township Board.

Rogers, Joan

From: Membiela, Clare (MDE) <MembielaC@michigan.gov>
Sent: Thursday, October 24, 2019 11:19 AM
To: Rogers, Joan
Subject: RE: Waterford Township Public Library - Resolution to Re-establish
Attachments: RESOLUTION TO REESTABLISH SAMPLE 2019.docx; HB4119amendmentprocedures.docx

Security Notice: The attachments in this email were secured by a Check Point SandBlast.
The original attachments were not modified.

Hello Joan:

Thank you for your patience with this -between travel for work, conferences and the fact that this procedure is very new (and aspects needed to be researched), this took much longer than I had foreseen. For that, I apologize!

Attached is your draft with suggestions in red. I reviewed the resolutions from other Charter Township Libraries and added the suggestions. I would also suggest that the board review the appendix you included with your original e-mail and re-adopt any provisions listed there which they wish to retain. Those provisions are no longer part of the statutes and vary from the Charter Township provisions. It is probably prudent to distinguish between the old statute and the new one under which you are re-establishing (for example, the township treasurer duties are no longer part of the statute – which doesn't mean that the treasurer can't still perform those duties, but the board will want to make sure that the procedures are designated somewhere in policies or a new appendix, if wished.)

Any provisions they wish to adopt can be added to the Resolution, or created as additional "rules and regulations" for operating the library (as permitted by the current statute (subsection(4)), via a new appendix or policies, etc.

Please run any final draft of the resolution by your Township or Library attorney to ensure that it meets the needs and wishes of your library as well as the law.

I am also enclosing a sheet we here at LM put together as a guideline for re-establishing under the new amendment.

Please note that the advisory board (if you currently have one) will have to be re-appointed as part of this re-establishment.

I hope this is helpful!

Clare D. Membiela, MLS, J.D.
Library Law Consultant
Library of Michigan
MembielaC@michigan.gov
517-335-8132

The research and resources above are for informational purposes only and not for the purpose of providing legal advice. You should contact your attorney to obtain advice with respect to any particular issue or problem.

Family Matters



Family Matters is an outreach effort to equip families of children with disabilities by offering free information and resources.

Visit [Family Matters](#), call OSE Information Line at 888-320-8384 or Email: mde-ose@michigan.gov.

From: Rogers, Joan <JRogers@waterfordmi.gov>
Sent: Tuesday, September 24, 2019 4:29 PM
To: Membiela, Clare (MDE) <MembielaC@michigan.gov>
Subject: Waterford Township Public Library - Resolution to Re-establish

Hello Clare,

I think I have finally come up with a draft resolution on re-establishing our library under the new amendment signed into law in June. It's pretty darned rough so I'm hoping you can review it with an eye to revision. I have no ego attached to it, so feel free to be as brutal as you like. It is attached.

I am also sending you a copy of the original resolution establishing our library in 1963. You probably have a copy of this, but on the outside chance you don't... I did use that old format as a template.

Thanks so much for your help and encouragement to take this step,
Joan



Joan M. Rogers,
MSLS
Library Director
5168 Civic Center Dr
Waterford MI
48329
p. 248.618.7691

jrogers@waterfordmi.gov

Office Hours, generally: Monday – Thursday, 8:00a-5:00p, Saturday, 8:00a – 5:00p

Email secured by Check Point

From: "Membiela, Clare (MDE)" <MembielaC@michigan.gov>

Date: June 4, 2019 at 3:28:03 PM EDT

To: "Markee, Kimberly" <kmarkee@waterfordmi.gov>

Subject: RE: HB4119

Hello Kimberly:

HB 4119 just today, passed the Senate and its next stop is the Governor's desk.

Here is [a link](#) to the bill and related legislative information , such as the bill analyses.

This bill is designed to solve a problem caused in 1976 when the current Revised School Code repealed the former, 1955 School Code.

The 1955 School Code, 1955 PA 269, included a provision that permitted Townships to establish public libraries. This particular Township Library establishment type authorized the Township governing Board to act as the Library governing Board (rather than have a separate governing Board, as most public library establishment types do).

The 1976 Revised School Code repealed and replaced the entire 1955 School Code and in the process, got rid of this particular establishment type by excluding the language from the 1976 legislation.

The new, 1976 revised School Code did not include any transition language so existing 1955 PA 269 libraries had no instructions or information to explain their new status, or tell them what repeal meant.

Since the establishment statute no longer existed, remaining 1955 PA 269 libraries have been in an awkward position. The Library of Michigan has considered them "legally established" for purposes of State Aid & Penal Fines since the remaining PA 269 libraries had been formed legally when they were established. However, it became questionable as to whether this should continue, given that these 269 libraries had no valid governing law..

As the Library of Michigan worked with different 1955 PA 269 libraries over the years, different law specialists issued letters to these libraries informing them that their establishment statute had been repealed and that the library needed to re-establish. Generally PA 269 Township libraries had two options for re-establishment: They could form or join a District Library under 1989 PA 24, ([MCL 397.171 et. seq.](#)), or, they could become a Township Library under 1877 PA 164, section 10 ([MCL 397.210](#))

The majority of 1955 PA 269 libraries did, over the years, become either District Libraries or, became Township Libraries under 1877 PA 269. However, there were a few remaining libraries/Townships that did not wish to re-establish as one of these options. Many of these had municipalities that preferred the structure of a 1955 PA 269 library (with the Township Board as the Library governing Board). However, since 1976, there has not been a current establishment type for Townships that permitted this sort of structure.

In the 2000's., Charter Townships, under the Charter Township Act ([MCL 42.13a](#)) were granted the ability to establish Public Libraries, and the structure mimics the 1955 PA 269 model. However, the Charter Township Library establishment type includes specific population and other criteria that precluded most current 1955 PA 269 libraries located in Charter Townships from taking advantage of this statute to re-establish. In other words, until 2019, there simply was no establishment type that

would permit PA 269 Township libraries (Charter or General) to re-establish and maintain a structure similar to their current operation.

The current legislation would slightly expand the restrictions of Charter Township Libraries and enable Charter Townships to re-establish 1955 PA 269 libraries (or any other library operating under a repealed act – but as far as we can tell, 1955 PA 269 is the only relevant act where this is likely to apply) that exist in a Charter Township. Because the Charter Township Library type has a similar operating structure to a 1855 PA 269 library, this amendment would permit PA 269 Libraries that exist in Charter Townships to be re-established and operate under a valid establishment law, rather than have them continue to operate under a repealed law, in a sort of legal limbo.

Now, PA 269 Libraries in Charter Township CAN opt to re-establish as District or 1877 PA 164 Township Libraries. HB 4119 simply offers them an additional alternative – one that approximates their current operation.

Under the new legislation (which is NOT Law yet), a Charter Township would re-establish a 1955 PA 269 School Code Library by

“ adopting an ordinance or passing a resolution as provided by law. The board shall file a copy of the ordinance or resolution with the department of education within 10 8 days after adoption or passage”.
MCL 42.13a(1)(B) as amended by [HB 4119](#) (The ordinance or resolution would go to the Library of Michigan- since we are within the Department of Education)

Pa 269 libraries in General Townships will have to re-establish as either Districts or 1877 PA 164 Township libraries, as there is not currently an option for them that approximates the Charter Township Library.

Once HB 4119 is enacted, I will send out information on how Charter Townships can take advantage of this new law and re-establish applicable PA 269 libraries.

Does that make sense?

Please let me know if you have any questions, or if I can supply any additional information.

Thanks so much for your patience in awaiting my reply!

Sincerely,
Clare

Clare D. Membiela, MLS, J.D.
Library Law Consultant
Library of Michigan
MembielaC@michigan.gov
517-335-8132

The research and resources above are for informational purposes only and not for the purpose of providing legal advice. You should contact your attorney to obtain advice with respect to any particular issue or problem.

From: Catherine Mullhaupt <catherine@michigantownships.org>
Sent: Friday, June 28, 2019 1:57 PM
To: Markee, Kimberly <kmarkee@waterfordmi.gov>
Cc: Cindy Dodge <cindy@michigantownships.org>; Michael Selden <michael@michigantownships.org>
Subject: RE: Charter Township Act Section on Library

Kim:

You may have already covered this with Clare Membiela, but I corresponded with her this morning and I wanted to share her comments (pretty much what I was thinking). She is going to see if they have any examples, but you may want to work with her directly on this, as I am going to be out of the office all next week:

Under the new legislation, a library looking to re-establish under MCL 42.13a can pass either a resolution or an ordinance. Frankly, which they choose may depend on the library and how it's been operating, and what documentation is in place with regards to the powers/responsibilities of the library and its governing body (here, the Township Board).

An ordinance, arguably, provides for more specificity regarding the powers and regulation of the library- which is something we here at the Library of Michigan prefer. However, we would accept either.

The resolution/ordinances should be sent to MDE care of the State Librarian (see address below), as it is LM that would verify the status as a legally established library:

State Librarian
Randy Riley
702 W. Kalamazoo St.
PO Box 30007
Lansing MI 48909-7507

Catherine A. Mullhaupt, Staff Attorney
Member Information Services
Michigan Townships Association
(517) 321-6467 Fax: (517) 321-8908
Email: catherine@michigantownships.org

To help ensure that you receive emails from us, please be sure to add "michigantownships.org" to your email "Allow" list. MTA Member Information Services staff are regularly available Monday through Friday, 8 a.m. to 5 p.m., to answer your questions.

The information contained in this email is provided solely for a general informational purpose and should not be interpreted as legal advice. MTA encourages township officials to consult with their legal counsel on questions of law. MTA reserves the right to distribute this information.

Rules of Conduct for Library Use

The Waterford Township Public Library's purpose is to welcome and serve all individuals and groups who wish to use appropriately its materials and facilities. The Rules of Conduct are not meant to restrict library use or to deny library services and facilities to people who need them. Instead, the Rules are meant to promote a quiet, safe, attractive, sanitary, and orderly atmosphere and to ensure every person's constitutional right to use Library materials and to have reasonable access to Library facilities without unreasonable interference from any other person. Anyone violating any of these Rules may be asked to leave the Library for the remainder of the day, or for a longer period of time under the circumstances described below. Any person who refuses to leave the Library after being requested to do so for violating these Rules or returns to the Library prior to the authorized time will be subject to arrest and prosecution for trespass. These Rules apply to all Library facilities, including but not limited to the Main Library.

Persons using Library facilities shall not violate any provision of the Township Code of Ordinances, and shall not:

1. Make loud or unnecessary sounds or noises, which disturb the quiet of the Library, other persons or Library Staff.
2. "Loiter", which is defined as remaining in the Library without reading, studying, or using Library materials or facilities or being engaged in Library-related activities, and being on the Library premises, which includes the parking lot and area surrounding the library building, in a manner that is unlawful under Section 11-175 of the Township Code of Ordinances.
3. Use cell phones in any part of the library other than the entryway.
4. Harass, intimidate, disturb, stalk, or threaten any person by word or act, or interfere with any other person's use of the Library facilities by behaving in any manner which reasonably can be expected to disturb other persons or interfere with their use of the Library. Examples of such behavior include but are not limited to, fighting, use of objectionable language, staring at another person, following another person, and singing or talking to others in monologues.
5. Behave in a way that presents an imminent danger to the life or safety of others, including intentional non-emergency activation of alarmed exits, fire alarms, etc.
6. Engage in excessive displays of affection or sexually inappropriate conduct.
7. Consume food or beverages except in connection with events catered for or sponsored through the Library in approved locations.
8. Enter the Library barefoot or without wearing a shirt.
9. Sleep, or solicit or beg in a manner that is unlawful under Section 11-003 of the Township Code of Ordinances.
10. Have possession of any of the following in the library building:
 1. Fireworks or explosive device.

- 2 Firearms in violation of the laws of the United States or the State of Michigan.
- 3 A Knife, Dirk, or Stiletto with a blade longer than three (3) inches or that is mechanically operated.
11. Damage Library property.
12. Be present on the premises while in possession of liquor, non-prescribed controlled substance or alcoholic beverages, or be under the influence of any such substance or beverage.
13. Bring any animal into the facilities except service animals trained to aid the disabled and animals brought into the Library in conjunction with Library programs.
14. Operate any radio, ipod, CD player, phone, any other personal device, or headphones provided by the Library for its computer workstations so that any other person can hear it.
15. Have bodily hygiene so offensive as to constitute a nuisance to other persons.
16. Violate any of these Rules of Conduct or fail to follow posted policies, directives, or procedures.
17. Refuse or fail to leave the Library facilities after having been requested to do so for violating these Rules.
18. Violate any policy or procedure regarding the use of the Library's computers or the Internet. The violation of any such policies or procedures may result in the loss of computer privileges as follows: 1st violation - 30 days, 2nd violation - 60 days, 3rd violation - up to one year.

Any person who violates Rule 4, Rule 10, or Rule 11, or who repeatedly (two or more times) violates any other Rule, may be denied access to the Library by the Director upon notice for a period of up to 90 days. Provided, however, before denying access to any person the Director shall provide the person with a reasonable opportunity to be heard on the matter. Any person denied such access may appeal the denial to the Township Board of Trustees. The Township Board of Trustees shall provide the person with the opportunity to be heard before deciding the appeal.

**CHARTER TOWNSHIP OF WATERFORD
OAKLAND COUNTY, MICHIGAN**

RESOLUTION TO CONTINUE, REESTABLISH, AND MAINTAIN FREE PUBLIC LIBRARY

RECITALS:

1. The Waterford Library ("Library") was established as a public library by Resolution of the Township Board of Trustees (Township Board) on July 22, 1963, under the provisions of Public Act No. 269 of 1955, and since that time has been under the control of the Township Board that has been the governing board of the Library.
2. Effective January 1, 1977, Public Act No.269 of 1955 was repealed and replaced by the Revised School Code, which did not include the provisions under which the Library was established, operating, and being maintained, MCL 340.901 - MCL 340.905.
3. As the governing board of the library and as had been allowed by Public Act No. 269 of 1955, on April 27, 2012, the Township Board approved establishing the Library as a free public library under Section 10 of Public Act No. 164 of 1877, MCL 397.210, by approving ballot language for the proposed levy of a dedicated library millage for 1 of the 2 mills allowed by that statute for a period of 10 years.
4. At the August 1992 primary election, the majority of voters approved establishing the Library as a free public library under MCL 397.210, by approving the dedicated library millage of 1 mill for 10 years.
5. Renewal of the dedicated library millage approved in 1992 was approved by the voters in 2002 for 10 years, and again in 2012 for 10 years through 2022.
6. Relying on MCL 397.210, as amended in 1994, the Township has treated the dedicated library millage as an authority millage that is not included in the charter township tax limitations under MCL 42.27.
7. Effective June 18, 2019, Public Act No. 24 of 2019 amended Section 13a of the Charter Township Act, MCL 42.13a, to allow a charter township to reestablish and maintain a free public library that was established as a township library under a repealed act, such as Public Act No. 269 of 1955.
8. Although notwithstanding the repeal of Public Act No. 269 of 1955, the Library of Michigan has considered the Library to be legally established for purposes of State Aid and Penal Fines distribution, with the new authorization option for free public libraries in charter townships under the amended MCL 42.13a, it has encouraged the Township to take formal action necessary to establish or reestablish the Library under an existing Michigan statute

9. At the request of the Library Advisory Board, and without acknowledging the necessity of taking such action, or prejudice to the Township's ability to collect and allow the voters to renew the dedicated library millage under MCL 397.210, the Township Board has determined to continue its free public library and reestablish and maintain it as now allowed by MCL 42.13a.

IT IS THEREFORE RESOLVED that the Library shall continue as a free public library and is hereby reestablished and shall be maintained as a free public library as authorized by MCL 42.13a.

IT IS FURTHER RESOLVED that the Township Board shall continue to serve as the Board of Directors for the Library with final authority over all Library matters.

IT IS FURTHER RESOLVED that the Township Board hereby appoints the following current Library Advisory Board members to serve as the seven (7) member Library Advisory Committee required by MCL 42.13a for the remainder of their Library Advisory Board terms as indicated, with all subsequent terms to be for three (3) years. The Township Board may fill vacancies on the Library Advisory Commission and may remove a member with or without cause.

Kim Markee	November 2020 (Township Board Liaison)
Nicole Alef	December 2020
Keith Maisner	December 2020
John Berger	December 2021
Gretchen Caldwell	December 2021
JoAnn Kohler	December 2022
Tracie McDonnell	December 2022

IT IS FURTHER RESOLVED that the Library Advisory Committee shall advise the Township Board with regard to development, operation, and maintenance of the Library.

IT IS FURTHER RESOLVED that the attached Bylaws of the Library Advisory Committee, which are based on the Bylaws of the Waterford Township Public Library Advisory Board approved by the Township Board in 2006 are approved and established for the matters contained in those Bylaws.

IT IS FURTHER RESOLVED that the attached Rules of Conduct approved by the Township Board in 2005 are established as rules and regulations for the operation of the reestablished Library.

IT IS FURTHER RESOLVED that policies and procedures currently followed in the operation of the Library are established as rules and regulations for the reestablished Library, including but not limited to the following:

1. All persons who are residents of the Township shall be entitled to the privileges of the Library.

2. The Library is a department of Waterford Township government, and as such, all actions relating to the Library for recovery of any penalties shall be brought in the name of the Township.
3. Wherever any legal action is taken or becomes necessary concerning the Library, the Township Clerk shall be the representative of the Library to work with the Township's Attorney.
4. The existing library fund shall continue as the separate and dedicated library fund required by MCL 42.13a, and the Township Treasurer shall apply for and receive from the proper authorities all moneys appropriated for the Library, maintain the separate and dedicated library fund, and pay out such library moneys on the order of the Township Board.
5. The librarian appointed by the Township Board to serve as Director of the Library shall be responsible to the Township Board for the impartial enforcement of all rules and regulations lawfully established in relation to the Library.

CERTIFICATION

I hereby certify that this Resolution was adopted by the Charter Township of Waterford Board of Trustees by the roll call vote indicated at a regular meeting of the Board on March 23, 2020, at which a quorum was present.

Charter Township of Waterford

Date

Kimberly Markee, Township Clerk

**WATERFORD TOWNSHIP
AND
TEAMSTERS LOCAL 214**

**TENTATIVE AGREEMENT
February 24, 2020**

**WATERFORD TOWNSHIP
AND
TEAMSTERS LOCAL 214
TENTATIVE AGREEMENT
February 24, 2020**

1. Duration – 2 years.

2. Wages:

A. 1/1/2020: 2.0%

B. 1/1/2021: 2.0%

Since PA 54 does not allow retroactivity, the parties have agreed to pay full time bargaining unit members as of January 1, 2020, two hundred and fifty dollars (\$250) should this agreement be ratified and Teamster’s part time employees as of January 1, 2020 one hundred and twenty five dollars (\$125) should this agreement be ratified.

3. Article 12 – Probation

Section 12.3 – Modify to read:

The employee shall not earn sick time during **the first 90 days of the** probationary period.

Should a part-time employee be hired to a full-time position, they will serve a probationary period provided, however, they will continue to be eligible for leave time including holiday’s vacation, sick and personal at the rate for which they are promoted to.

Should an employee not satisfactorily complete their probationary period, any leave time amounts not earned shall be deducted on a pro-rata basis from the employees last pay.

(Balance of Article to remain the same).

4. Health Insurance

In accordance with PA 152 of 2011, the Township will pay the premium (or indicated rate). The annual costs are subject to any statutory increase in the “hard cap” with any excess to be paid by the employee through payroll deductions: The three insurance categories are: Single, Two-person and Family. Employees shall make insurance selections during the Township open enrollment period on the www.hrconnection.com website. If an employee fails to timely make a selection, the plan provided will default to “BCN” until the next open enrollment period.

Employees who have health insurance provided to them through a spouse or by other means may elect to waive coverage and receive a payment of \$80.00 for each pay period they waive coverage. Should the employee lose the alternative coverage, he/she may rejoin the Township plan at any time.

5. Article 29 – Funeral Leave

Part-time Employees shall be permitted to take up to three (3) paid leave days day to attend the funeral or to make funeral arrangements of an immediate family member or one (1) paid leave day for a family member as proscribed under Article 29.3. Leave granted under this Article shall be taken in accordance with the date of event and shall be subject to the Department Manager.

6. Article 36 - Vacation

36.11 – Separation – immediate payout. Eliminate all contrary language. The Parties agree that upon resignation or retirement of a bargaining unit employee, that employee shall be eligible to receive payment for up to a maximum of three hundred and sixty (360) hours of accrued vacation. This payment shall be made payable in a lump sum under this provision after the employees last day worked. This payment shall not be used in the calculation of final average compensation for pension purposes.

7. Incorporate the part-time Employees within the Bargaining Unit Letter dated 1/10/2017 into the CBA.

8. Article 50 – Classification Change Requests

i. Delete: Section D: “but may be submitted to an Advisory MERC Mediator.”

9. Article 33 Overtime and/or Premium Pay

i. Standby pay shall be increased to \$210.00. Members shall be permitted to trade on-call assignments. Provided, however, each member shall be required to work at least three (3) standby weeks per year and no more than eighteen (18) standby weeks per year.

10. Article 46 Tuition Reimbursement

Shall be capped at \$2,000.00 per employee per year.

11. Article 30 Longevity Pay

i. Delete

12. Article 47 Temporary and/or Part-Time Employees

i. Election workers shall be exempt from the Collective Bargaining Agreement.

13. Retirement Health Care

A. Employees who retire after January 1, 2020 who are eligible for health insurance, shall mirror active health care plan including any employer contributions to HSA, HRA or other employer contributions made to active employees. Should health insurance be eliminated in a subsequent collective bargaining, the retiree shall retain the healthcare coverage he/she was enrolled in at the time of elimination.

B. The Township’s payments for retiree health insurance will not exceed annual maximums established by the Department of Treasury under PA 152 for either single,

two-person coverage or family depending upon the status of the retiree. All amounts in excess of the statutory amount will be paid for by the retiree.

14. Article 13 Seniority

Insert: Effective 1.1.2020 part-time employees hired to a full-time position shall retain seniority earned for vacation benefits at a rate of one (1) month for each 174 hours paid. Existing full-time employees shall begin earning vacation as set forth herein on their anniversary date occurring in 2020.

15. Article 27 Sick Leave

Section 27.5: The use of sick leave for personal leave time shall be capped at four (4) days.

16. The Parties agree that should an eligible part time holiday occur on a weekend part time employees shall receive holiday pay for days that the holiday was scheduled to occur and the day the Township observes the holiday.

17. The Parties agree to delete obsolete language in the contract. Any such revisions shall be mutually agreed by the Union and the Township.

WATERFORD TOWNSHIP

 2-25-2020

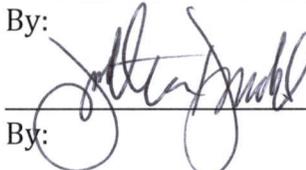
By: _____ Date

By: _____ Date

TEAMSTERS LOCAL 214

 2/25/2020

By: _____ Date

 2/25/2020
By: _____ Date

**RESOLUTION
CHARTER TOWNSHIP OF WATERFORD
DESIGNATING MARCH 25, 2020
CEREBRAL PALSY AWARENESS DAY**

- Whereas,** a group of permanent disorders of the development of movement and posture that are attributed to nonprogressive disturbances that occur in the developing brain is referred to as “cerebral palsy”;
- Whereas,** cerebral palsy, the most common motor disability in children, is caused by damage to 1 or more specific areas of the developing brain, which usually occurs during fetal development before, during, or after birth;
- Whereas,** the majority of children who have cerebral palsy are born with cerebral palsy, but cerebral palsy may be undetected for months or years;
- Whereas,** 75 percent of individuals with cerebral palsy also have 1 or more developmental disabilities, including epilepsy, intellectual disability, autism, visual impairment, or blindness;
- Whereas,** according to information released by the Centers for Disease Control and Prevention—
(1) the prevalence of cerebral palsy is not changing over time; and
(2) an estimated 1 in 323 children has cerebral palsy;
- Whereas,** approximately 764,000 individuals in the United States are affected by cerebral palsy;
- Whereas,** although there is no cure for cerebral palsy, treatment often improves the capabilities of a child with cerebral palsy;
- Whereas,** scientists and researchers are hopeful for breakthroughs in cerebral palsy research;
- Whereas,** researchers across the United States conduct important research projects involving cerebral palsy; and
- Whereas,** the Charter Township of Waterford, Board of Trustees, can raise awareness of cerebral palsy in the public and the medical community:

Now, therefore, be it Resolved, that the Charter Township of Waterford designates March 25, 2020, as “Cerebral Palsy Awareness Day” and encourages each individual in the Charter Township of Waterford to become better informed about and aware of cerebral palsy.

March 25, 2020

Kim Markee, Township Clerk

PROCLAMATION
CHILD ABUSE PREVENTION AND AWARENESS MONTH

APRIL 2020

- WHEREAS,** abuse and neglect are suffered by children in our communities, regardless of age, race, gender, or economic situation;
- WHEREAS,** one in ten (10) children will be sexually abused before the age of 18;
- WHEREAS,** this reported maltreatment is only a portion of the overall problem threatening our children, for so many cases go unreported, and today's technology has brought with a new and dangerous form of child endangerment, the online predator;
- WHEREAS,** the devastating consequences of physical and emotional abuse of our children affects the community as a whole and finding solutions needs to be attended to by the community as a whole;
- WHEREAS,** **CARE House of Oakland County** works to break the cycle of child abuse and neglect; provides a protective circle of light and hope for a better life; and advocates for the safety and protection of children; and partners with community organizations and agencies to offer programs and services aimed at preventing child abuse.

NOW, THEREFORE, BE IT RESOLVED, that the Charter Township of Waterford, County of Oakland, State of Michigan, do hereby proclaim April 2020 as Child Abuse Prevention and Awareness Month in the Township of Waterford, and call on all citizens, community agencies, organizations, and businesses to increase their participation in efforts to prevent the abuse of our children, thereby strengthening and protecting the community in which we live.

March 23, 2020

Kim Markee, Township Clerk