

Proposed 04-01-24

Approved _____

Marshall Township Special Board Meeting

March 28, 2024

The meeting was called to order at 7:00 p.m. by Supervisor David Bosserd.

Present: Supervisor Bosserd, Clerk Albaugh, Treasurer VanArman, and Trustee Walsh Absent: Trustee Lyng.

The Pledge of Allegiance was recited.

PUBLIC COMMENTS: Resident Glenn Kowalske asked why the urgency for action. He questioned environmental assessment of the proposed new property and the prospect of boring under the current station while it is in use. He also raised concerns about MDOT plans for roads in the area and why MAEDA selects the contractor for a new station. Resident Wayne Wright thought the substitute was a better agreement but still raises concerns especially about boring under the current station and what happens if the agreement is terminated and boring has taken place? He also questioned provisions for city sewer and water for the proposed new station. Resident Mick Woods questioned what does "ALTA" refer to in the agreement and several other technical concerns within the agreement. He also asked who is responsible for environmental clean up if required on the new site. He also felt a bond should be posted for the project. Resident Connie Wireman expressed confusion on the maps between 15 Mile Road and Myron Avery Drive. Resident Leigh Rothwell expressed concerns about environmental assessment of the proposed property, who pays for clean-up, who pays for city sewer and water, traffic routing of Fire apparatus responses with the traffic flow that will be created and who pays for any damage to existing station property and facilities if the agreement is terminated. Resident Jerrald Bosserd observed that it looked like MAEDA wrote the proposed agreement. He expressed concerns with China involvement, closed door meetings, lack of information and why the need for action tonight. He also opined that there were lots of mistakes in the proposed agreement. Resident and MAEDA representative Richard Lindsey highlighted provisions of the agreement and introduced representatives of their engineering firm SME and the proposed station contractor Morton Buildings. He also stated if the agreement were terminated, which he did not think would happen, MAEDA would be responsible for restoring the current station and property if any damage would occur. He said the agreement could be modified to make that clear. Aaron Reed of SME addressed issues raised concerning boring under the current structure, SME monitoring during boring to help ensure no problems, that site plans for proposed station were reviewed with MDOT to assure no conflicts and that septic and site well were incorporated in the plans with city sewer and water as back up. Resident Julie Bryant stated that the proposal was all to the benefit of MAEDA and no benefit to the Township.

Motion by Walsh, supported by VanArman, approve the proposed meeting agenda. VOICE VOTE: Approved.

Motion by Albaugh, supported by Walsh, remove the items tabled from previous meetings from the table and approve the proposed Final agreement, as recommended by the Township Attorney, as attached to the Agenda subject to the following: 1) on page 6, item 8.a. correct "MADEDA" to "MAEDA"; on page 12, item 12.d. change "David Bosserd" to "David VanArman"; add a provision

clarifying MAEDA pays the cost of remediating any boring if the agreement is terminated. NOTE: The conditions were added to the approval motion after the following review by Township Attorney and discussion by Board members.

Township Attorney Koches reviewed the updated proposed agreement in some detail and answered questions posed by Board members and the Public. Fire Chief Jay Riggs, in response to questions, indicated he was in full support of the agreement and building plans and indicated the new facility would be of benefit to the Fire Department.

ROLL CALL VOTE: YES-Walsh, Bosserd, Albaugh and VanArman. NO-None. ABSENT: Lyng. MOTION CARRIED.

Whereupon the public was excused to wait in the office foyer area. The Board held a closed session until approximately 11:20 a.m.

Motion by Lyng, supported by Walsh, the Board reconvene in public session. ROLL CALL VOTE: YES-Lyng, Bosserd, Albaugh, VanArman and Walsh. NO-None. MOTION CARRIED.

Supervisor Bosserd inquired if there was any further business to be considered. There was none.

PUBLIC COMMENT: Resident Diane Kowalske stated that we are ally paying for the project. Resident Glenn Kowalske indicated he was amazed by the lack of discussion and expressed he felt the matter was steamrolled. He then updated on the litigation pending in the Court of Appeals on the City Zoning of the Mega Site. Resident Wayne Wright thanked the Board for the Board packets but still has concerns with the boring under the current station and that he hoped we had a plan "B" if something goes awry. He also expressed deep concern for the trees being removed as part of the water project and lack of notification to residents even though he noted it was not the Township's doing. Resident Leigh Rothwell renewed her concerns about traffic patterns and the ability of Fire personnel to respond. She also questioned why Ford was not communicating with affected residents. Resident Connie Wireman expressed concerns about the "lies" surrounding the entire development starting with removal of trees from C Drive North. Resident Jerald Bosserd questioned what Treasurer VanArman's credentials are and who will agree to the wording of the "boring" amendment. Resident Julie Bryant questioned who will pay for monthly sewer and water bills? Who does Seth Koches work for, "us" or MAEDA? She also noted the status of the current appeal in the case against the city on the zoning matter.

BOARD MEMBER COMMENTS: None

The Supervisor declared the special meeting adjourned at approximately 8:47 p.m.

Respectfully submitted,

JEFFREY S. ALBAUGH, Marshall Township Clerk