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# CHARTER TOWNSHIP OF BEDFORD

115 S. Uldriks Drive, Battle Creek, MI 49037

June 11, 2015, 7:00 PM

## MINUTES

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### 1. CALL TO ORDER

Supervisor Sprau called the regularly scheduled Board meeting to order at 7:00pm.

### 2. PLEDGE OF ALLEGIANCE

The audience and Board members recited the Pledge of Allegiance.

### 3. ROLL CALL

Tom Sprau, Supervisor; Joyce Feraco, Clerk; Chrisandra Dezotell, Treasurer; Richard Harvey, Trustee; Sally Shaw, Trustee; Connie Gibson, Trustee; Bill Woodward, Trustee; 7 present.

Supervisor Sprau noted that a quorum was present.

### 4. APPROVAL OF THE MAY 14, 2015 MINUTES

Moved by Trustee Harvey, supported by Trustee Woodward and resolved by the Board of Trustees of the Charter Township of Bedford to approve the May 14, 2015 minutes; as submitted.

Supervisor Sprau asked if there were any questions regarding the minutes. There were none.

Roll Call: Shaw-yes; Woodward-yes; Harvey –yes, Sprau- yes; Feraco –yes; Dezotell-yes; Gibson-yes;

7 yes, 0 no; Resolution carried.

### 5. SPECIAL ORDER OF BUSINESS

Scouts from Troop 329 presented an Eagle Scout project involving the Brookside Annex. Chairman Dave Gilbert from the Nottawa Trails District was in attendance and explained the process of achieving Eagle Scout.

### 6. COMMUNICATIONS

### 7. PUBLIC COMMENTS

### 8. REPORTS

#### (A) FINANCE

#### RES. 06/11/15/31

Moved by Trustee Harvey, supported by Trustee Shaw and resolved by the Board of Trustees of the Charter Township of Bedford to approve payment of expenses totaling \$132,600.24.

There were no questions with regard to the expenditures.

Roll Call: Woodward-yes; Harvey –yes, Sprau- yes; Feraco –yes; Dezotell-yes; Gibson-yes; Shaw-yes;  
7 yes, 0 no; Resolution carried.

**(B) PUBLIC HEALTH AND SAFETY**

**POLICE:** Officer Bentley - reported on activity in the township

**FIRE:** Chief Cochensparger – no activites reported.

**RES. 06/11/15/32**

Moved by Trustee Woodward, supported by Trustee Harvey and resolved by the Board of Trustees of the Charter Township of Bedford, to approve the amendment of The Bedford Township Sanitary Rate Ordinance. Pursuant to the authority of the statutes of the state of Michigan, The Charter Township of Bedford, County of Calhoun, State of Michigan, hereby ordains:

1) Section 4 of the Bedford Township Sanitary Rate Ordinance is hereby amended as follows:

Section 4 Rates to be charged for service furnished by the District shall be as follows.

Sewer Use Charge

1. For those properties connected to the Municipal Water System, the rates shall be a commodity charge equal to the 100 cubic feet of metered water consumption being charged to the residences in the City of Battle Creek.

2. Those properties not connected to the Municipal Water System shall be charged a monthly flat Commodity charge equal to the 750 cubic feet of consumption being charged to the residences in the City of Battle Creek.

2) This amendment shall become effective July 1, 2015.

Supervisor Sprau asked if there were any questions. There were none.

Roll Call: Harvey –yes, Sprau- yes; Feraco –yes; Dezotell-yes; Gibson-yes; Shaw-yes; Woodward-yes;  
7 yes, 0 no; Resolution carried.

**(C) BUILDING AND GROUNDS**

**(D) LEGISLATIVE AND INTERGOVERNMENTAL RELATIONS**

Calhoun County Prosecuting Attorney, David Gilbert, updated information on bad check writing policies.

**9. UNFINISHED BUSINESS**

Several residents have requested that the Township consider making changes to ordinances and allow the keeping of chickens in residential areas. While we understand that some residents may want to keep chickens for eggs and food, and we know that some cities have changed ordinances to allow for chickens under special circumstances, we also know that the State has now made a decision to NOT allow any chickens or poultry (even 4-H projects) to be shown at any fairs or grange locations in the State of Michigan.

The State published their notice on June 1<sup>st</sup> prohibiting the display of poultry because of the possibility of the spread of disease or the Avian flu virus. It was also announced on June 8<sup>th</sup> that a confirmed case of the Avian flu virus has been found in Michigan. In light of this recent decision at the State level, and the confirmation of the flu virus being found in poultry in Michigan, the Charter Township of Bedford will NOT be acting to change ordinances related to the keeping of chickens in residential areas. Our current ordinance requiring Agricultural zoning and five (5) acres will remain in effect. Ordinances can be found on our website at: BedfordCharterTownship.com. See Article 4, Section 4.02; also definition of Agriculture, Article 2, Section 2.02, Item 7.

The Township has made a decision to take all necessary precautions and support this decision by the State of Michigan. This subject may be revisited in the future when the State determines that the threat is not a concern.

**10. PETITIONS AND NEW BUSINESS**

**RES. 06/11/15/33**

Moved by Trustee Gibson, supported by Trustee Woodward and resolved by the Board of Trustees of the Charter Township of Bedford to approve the

***NOISE CONTROL ORDINANCE***

**AN ORDINANCE TO AMEND THE CHARTER TOWNSHIP OF BEDFORD NOISE CONTROL ORDINANCE (ORDINANCE NUMBER 652) WITH RESPECT TO FIREWORKS AND TO REPEAL CERTAIN ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.**

**THE CHARTER TOWNSHIP OF BEDFORD ORDAINS:**

***NOISE CONTROL ORDINANCE***

**SECTION 1. Fireworks added.** Section 652.07(b) of the Noise Control Ordinance of the Charter Township of Bedford (Ordinance No. 652) presently in effect in the Township is hereby amended to add a new subsection 652.07(b)(10) to read as follows:

(10) **Fireworks; Explosives.** *The ignition, discharge, or detonation of any firework explosive or explosive device, firecracker, shell, consumer firework, or other article whereby the device or article undergoes a rapid chemical reaction with the production of noise, heat, and/or violent explosion of gases, except as provided in Subsection (c)(6) below.*

Supervisor Sprau asked if there were any questions. There were none.

Roll Call: Sprau- yes; Feraco –yes; Dezotell-yes; Gibson-yes; Shaw-yes; Woodward-yes; Harvey –yes  
7 yes, 0 no; Resolution carried

**RES. 06/11/15/34**

Moved by Supervisor Sprau, supported by Trustee Harvey and resolved by the Board of Trustees of the Charter Township of Bedford to approve the

***FIREWORKS ORDINANCE***

**AN ORDINANCE ENACTED PURSUANT TO THE MICHIGAN FIREWORKS SAFETY ACT, 2011 PA 256, AS AMENDED (MCL 28.451, et seq.), TO REGULATE THE USE OF FIREWORKS WITHIN THE CHARTER TOWNSHIP OF BEDFORD; TO PROVIDE AN EFFECTIVE DATE OF SAID ORDINANCE AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.**

**THE CHARTER TOWNSHIP OF BEDFORD ORDAINS:**

***FIREWORKS ORDINANCE***

**SECTION 1. Purpose.** The purpose of this Ordinance is to establish a safe environment for the use and discharge of fireworks and to regulate the public health, safety, and general welfare of the persons and property in the Charter Township of Bedford and, in particular, to ensure protection of the viewing public and the property owners surrounding the discharge site of fireworks.

Supervisor Sprau asked if there were any questions. There were none.

Roll Call: Feraco –yes; Dezotell-yes; Gibson-yes; Shaw-yes; Woodward-yes; Harvey –yes; Sprau- yes;  
7 yes, 0 no; Resolution carried

**RES. 06/11/15/35**

Moved by Treasurer Dezotell, supported by Clerk Feraco and resolved by the Board of Trustees of the Charter Township of Bedford to approve the participation in the Calhoun County Mutual Aid Box Alarm System Division.

WHEREAS The Charter Township of Bedford has the power, privilege and authority to maintain and operate a fire department providing fire protection, fire suppression, emergency

medical services, technical rescue, hazardous incident response, and other emergency response services (“Fire Services”); and

WHEREAS, Fire Services can further be improved by cooperation between political subdivisions during times of public emergency, conflagration or disaster (“Incidents”); and

WHEREAS, the Michigan Constitution of 1963, Article 7, § 28, and the Urban Cooperation Act of 1967, Act No. 7 of the Public Acts of 1967, Ex. Sess., being MCL 124.501 et seq. (the “Act”), permit a political subdivision to exercise jointly with any other political subdivision any power, privilege or authority which such political subdivisions share in common and which each might exercise separately; and

WHEREAS, The Charter Township of Bedford desires to enter into an interlocal agreement, pursuant to the Act, to further improve Fire Services; and

WHEREAS, the Mutual Aid Box Alarm System (MABAS), is a mechanism that may be used for deploying personnel and equipment in a multi-jurisdictional or multi-agency emergency mutual aid response; and

WHEREAS, as a result of entering into an interlocal agreement to further improve Fire Services, the Parties are creating the Calhoun County MABAS Division; and

WHEREAS, The Charter Township of Bedford has the authority to execute this Agreement pursuant to resolution of its governing body; and

WHEREAS, The Charter Township of Bedford desires to commit personnel and equipment to another Party if deemed reasonable upon the request of another Party; and

NOW, THEREFORE BE IT RESOLVED: The Charter Township of Bedford finds it is the best interest of its citizens from a safety and fiscal standpoint to enter into the Interlocal Agreement creating the Calhoun County MABAS Division.

Roll Call: Dezotell-yes; Gibson-yes; Shaw-yes; Woodward-yes; Harvey –yes; Sprau- yes; Feraco –yes;  
7 yes, 0 no; Resolution carried

**RES. 06/11/15/36**

Moved by Trustee Woodward, supported by Trustee Shaw and resolved by the Board of Trustees of the Charter Township of Bedford to approve the Eagle Scout project in the Brookside Annex park.

Roll Call: Gibson-yes; Shaw-yes; Woodward-yes; Harvey –yes; Sprau- yes; Feraco –yes; Dezotell-yes;  
7 yes, 0 no; Resolution carried

**11. TRUSTEES PERSONAL PRIVILEGE**

**12. CITIZENS TIME**

**13. ANNOUNCEMENT BY CHAIR, CHAIRPERSON OR ELECTED OFFICIAL**

**14. ADJOURNMENT**

Moved by Supervisor Sprau and supported by Trustee Shaw to adjourn the regularly scheduled Board Meeting. Unanimous voice vote.

Meeting adjourned at 8:02 p.m.

Next Board meeting is July 9, 2015 at 7:00pm.

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**THOMAS J. SPRAU, SUPERVISOR**

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**JOYCE FERACO, CLERK**