

MACOMB TOWNSHIP BOARD OF TRUSTEES  
MEETING MINUTES AND PUBLIC HEARING  
WEDNESDAY, JULY 25, 2007

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS  
54111 BROUGHTON ROAD  
MACOMB, MI 48042

PRESENT: JOHN D. BRENNAN, SUPERVISOR  
MICHAEL D. KOEHS, CLERK  
MARIE MALBURG, TREASURER  
DINO F. BUCCI, JR, TRUSTEE  
JANET DUNN, TRUSTEE  
ROGER KRZEMINSKI, TRUSTEE  
NANCY NEVERS, TRUSTEE

ABSENT: NONE

ALSO PRESENT: Lawrence Dloski, Legal Counsel  
Jerome Schmeiser, Planning Consultant  
James VanTiflin, Engineering Consultant  
*(Additional attendance on file at the Clerk's Office)*

Supervisor BRENNAN called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

**ROLL CALL**

1. Clerk KOEHS called the roll and the entire Board of Trustees was present.

**APPROVAL OF THE AGENDA**

2. The agenda was reviewed and items 14a and 23 were added, item 18a was moved to Executive Session as Item 24 and Item 8 were tabled to August 8, 2007.

**MOTION by DUNN seconded by BUCCI to approve the agenda as amended.**

**MOTION carried.**

**APPROVAL OF THE BILLS**

3. Both bill runs were reviewed and there were no additions, deletions or corrections.

**MOTION by NEVERS seconded by DUNN to approve both bill runs as presented.**

**MOTION carried.**

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**APPROVAL OF THE PREVIOUS MEETING MINUTES**

4. The minutes of the previous meeting held on July 11, 2007 were reviewed and any additions, corrections or deletions were discussed and made.

**MOTION by DUNN seconded by MALBURG to approve the minutes of the meeting of July 11, 2007 as presented.**

**MOTION carried.**

5.  **Consent Agenda Items:**

A. Clerk's Department:

1. **Model Permit Bond Release**-Buckingham Village I Subdivision-Lot # 3 Section 21; Keystone Homes Inc, Petitioner

B. Water/Sewer Dept.

1. **Easement Encroachment Agreement:** Donald and Kathleen DeLong, 21461 Vesper Dr, Macomb MI, Edinburgh Estates Subdivision No. 2, Permanent Parcel No. 08-22-255-012.
2. **Easement Encroachment Agreement:** 52743 Stafford Dr., Macomb MI, Lot No. 6, Elan Estates Subdivision, Permanent Parcel No. 08-14-126-007.
3. **Easement Encroachment Agreement:** Alan and Julie Snarski, 20706 Summerfield Drive, Macomb MI; Lot No. 1, Summerfield Estates Subdivision No. 1 Permanent Parcel No. 08-27-306-001.
4. **Easement Encroachment Agreement:** General and Marlene Holifield, 21249 Clayton Drive, Macomb MI, Lot 32 Cornerstone Villiage No. 1; Permanent Parcel No. 08-27-206-016.
5. **Easement Encroachment Agreement:** Todd and Jennifer Hamilton, 56591 St. Andrews Drive, Macomb MI, Lot 103, Country Club Village of the North Subdivision; Permanent Parcel No. 08-05-128-015.
6. **Easement Encroachment Agreement:** James and Rebecca Steelman, 48615 Adams Drive, Macomb MI, Lot 273; Jefferson Meadows Subdivision No. 3; Permanent Parcel No. 08-30-201-008.

Supervisor BRENNAN reviewed this matter and asked if any of the Board members wanted to remove any item from the Consent Agenda and place it for discussion on the regular agenda.

**MOTION by BUCCI seconded by MALBURG to approve the Consent Agenda as presented.**

**MOTION carried.**

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6. **Public Comments**

None

**PLANNING**

7. **Tentative Preliminary Plat for Twin Rivers Subdivision II and III**, Permanent Parcel No. 08-33-376-016, Located on north side of Hall Road 2,679.62' east of Romeo Plank, Section 33. Vincent DiLorenzo, Petitioner.

Mr. Jerome Schmeiser, Planning Consultant, reviewed this matter and stated his recommendation for approval.

Mr. Vincent DiLorenzo, the petitioner, was present to answer any questions the Board might have. He requested that the Board table this matter and send it back to the Planning Commission for additional discussion.

**MOTION by NEVERS seconded by MALBURG to table this matter indefinitely and send it back to the Planning Commission for further consideration on August 21, 2007.**

**MOTION carried.**

8. **Rezoning Request C-2 to C-1**, Permanent Parcel No. 08-18-100-026, Located on the Southeast corner of 24 Mile and Hayes Roads, Section 18. Antoine Abi Raji, Petitioner.

*(This matter was tabled to the Board of Trustees meeting on August 8, 2007.)*

9. **Technical Change-Legacy Farms Subdivision**, Permanent Parcel No. 08-24-401-004, Located on west side of Fairchild Road approximately quarter mile north of 22 Mile Road, Classic Development, Petitioner.

Mr. Jerome Schmeiser, Planning Consultant, reviewed this matter and stated his recommendation for approval.

Mr. Ken Davis, representing the petitioner, was present to answer any questions the Board might have.

**MOTION by DUNN seconded by KOEHS to approve the Technical Change for the Legacy Farms Subdivision, Permanent Parcel No. 08-24-401-004, located on west side of Fairchild Road approximately quarter mile north of 22 Mile Road as presented.**

**MOTION carried.**

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**HUMAN RESOURCES**

10. **Request for Board's Consent for Change in Status of Deputy Treasurer.**

Mr. John Brogowicz, Human Resources Director, reviewed this matter and stated that effective July 31, 2007, Jeanette Rooney will retire from the position of Deputy Treasurer, and further stated his recommendation to approve medical, hospitalization, vision and dental insurances as provided under the current AFSCME 1917 collective bargaining agreement, and to provide life insurance in the amount of ten thousand dollars (\$10,000.00).

**MOTION by KRZEMINSKI seconded by BUCCI to approve medical, hospitalization, vision and dental insurances as provided under the current AFSCME 1917 collective bargaining agreement, and to provide life insurance in the amount of ten thousand dollars (\$10,000.00) for Jeanette Rooney.**

**MOTION carried.**

11. Request to Attend Training Conference.

Mr. John Brogowicz, Human Resources Director, reviewed this matter and stated that this is the annual training conference and it will be held this year in Kalamazoo. He also stated his recommendation for approval.

**MOTION by KOEHS seconded by NEVERS to approve the request for the Human Resource director to attend this year's training conference for a fee of two hundred an fifty dollars (\$250.00) plus meals and mileage.**

**MOTION carried.**

**PARKS AND RECREATION**

12.  Permission to Run the Fall 2007 R.E.A.C.H. Programs

Mr. Salvatore Dicaro, Parks and Recreation Director, reviewed this matter and stated his recommendation for approval of this year's REACH programs.

**MOTION by DUNN seconded by MALBURG to approve this year's REACH programs for a cost not to exceed thirty thousand dollars (\$30,000.00).**

**MOTION carried.**

13.  Permission to begin preparing the fall 2007 R.E.A.C.H. Catalog

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Mr. Salvatore Dicaro, Parks and Recreation Director, reviewed this matter and stated his recommendation for approval to allow Mith Creative Services to typeset the brochure, Litho Printing to print the brochure and for postage to mail it.

**MOTION by BUCCI seconded by KRZEMINSKI to approve Mith Creative Services to typeset the REACH brochure for nine hundred dollars (\$900.00); Litho Printing to print the brochure for seven thousand three hundred sixty one dollars and twenty cents (\$7,361.20) and for postage to mail it in the amount of three thousand six hundred thirty one dollars and twenty cents (\$3,631.20).**

**MOTION carried.**

14.  Boiler Maintenance Agreement

Mr. Salvatore Dicaro, Parks and Recreation Director, reviewed this matter and stated his recommendation for approval of a maintenance agreement with Bumler Mechanical Inc. for the boiler in the Parks and Recreation center for eighteen thousand eight hundred and eighty dollars (\$18,880.00).

**MOTION by KOEHS seconded by MALBURG to approve a one year maintenance agreement with Bumler Mechanical Inc. for the boiler in the Parks and Recreation Center for eighteen thousand eight hundred and eighty dollars (\$18,880.00).**

**MOTION carried.**

14a. Request to Lease Cardio Exercise Equipment

Mr. Salvatore Dicaro, Parks and Recreation Director, reviewed this matter and stated his recommendation for approval for a three year lease with National Equipment Leasing Corporation for the various Cardio Exercise Equipment at the Parks and Recreation Center. The total cost for the three years is two hundred forty four thousand four hundred forty dollars (\$244,440.00).

**MOTION by DUNN seconded by BUCCI to approve a three year lease with National Equipment Leasing Corporation for the various Cardio Exercise Equipment at the Parks and Recreation Center for a total cost for the three years of two hundred forty four thousand four hundred forty dollars (\$244,440.00).**

**MOTION carried.**

**FIRE DEPARTMENT**

15.  Review of the Medstar Contract

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Mr. Cody Miller, MedStar Manager, reviewed this matter and stated that because of the increase in calls for service in Macomb Township, he will be reducing the annual charge for their services by fifty percent.

**MOTION by KRZEMINSKI seconded by KOEHS to amend the MedStar Standby Agreement and reduce the rate from one hundred nineteen thousand five hundred eight dollars (\$119,508.00) to fifty nine thousand seven hundred fifty four dollars (\$59,754.00).**

**MOTION carried.**

16.  Request to Accept Offer for 1989 Pierce Fire Engine

Supervisor BRENNAN reviewed this matter and stated that the Fire Chief has reviewed this bid from Hendricks Township for thirty five thousand dollars (\$35,000.00). He further stated his recommendation for approval.

**MOTION by BUCCI seconded by KRZEMINSKI to accept the bid from Hendricks Township of thirty five thousand dollars (\$35,000.00) for the 1989 Pierce Fire Engine.**

**MOTION carried.**

**WATER AND SEWER DEPARTMENT**

17.  Request Approval for Sanitary Sewer Cleaning in Section 36

Mr. David Koss, Water & Sewer Superintendent, reviewed this matter and stated that three bids were solicited and the low bidder is Subterranean, Inc. He further stated his recommendation for approval.

**MOTION by DUNN seconded by MALBURG to award the sewer clean out bid to Subterranean, Inc. for the amount of eleven thousand two hundred thirty one dollars and five cents (\$11,231.05).**

**MOTION carried.**

17a. Request to attend the American Water Works Association Conference.

Mr. David Koss, Water & Sewer Superintendent, reviewed this matter and stated his desire to attend this annual conference for a cost of six hundred dollars (\$600.00), plus mileage and meals.

**MOTION by KRZEMINSKI seconded by DUNN to approve the attendance at the AWWA conference for a cost of six hundred dollars (\$600.00) plus mileage and meals.**

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**MOTION carried.**

**BOARD COMMENTS**

- 18. Supervisor Comments: None
- 19. Clerk Comments: None
- 20. Treasurer Comments: None
- 21. Trustees Comments: None

**EXECUTIVE SESSION**

**MOTION by BUCCI seconded by KOEHS to adjourn to Executive Session at 7:23 p.m.**

**MOTION carried.**

*(Return from Executive Session at 7:47 p.m.)*

- 22. Sycamore Hollow LLC v. Macomb Twp

**MOTION by KOEHS seconded by MALBURG to revise the Sycamore Hollow v. Macomb Township Consent Judgment as discussed in Executive Session.**

**MOTION carried.**

- 23. Detroit Building Materials Litigation

**MOTION by KOEHS seconded by DUNN to approve the voluntary dismissal motion and authorize the Township Attorney to sign it.**

**MOTION carried.**

- 24. Employee Disciplinary Matter-Fire Department

**MOTION by KOEHS seconded by NEVERS to suspend, without pay, for off duty misconduct, fire fighter Layth Haddad commencing July 3, 2007 and terminating July 25, 2007**

**MOTION carried.**

**MOTION by KOEHS seconded by NEVERS to suspend, without pay, for refusal to report to the Township Employee Assistance Program and for failing to obtain a fitness for duty evaluation, fire fighter Layth Haddad commencing on**

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**July 25, 2007 and continuing until such time as fire fighter Haddad has reported to the Township Employee Assistance Program and obtained a fitness for duty evaluation clearing him to return to work.**

**MOTION carried.**

**ADJOURNMENT**

**MOTION by BUCCI seconded by KRZEMINSKI to adjourn the Board meeting at 7:50 p.m.**

**MOTION carried.**

Respectfully submitted,

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John D. Brennan  
Macomb Township Supervisor

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Michael D. Koehs, CMC  
Macomb Township Clerk