

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
WEDNESDAY, APRIL 9, 2008

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: Colleen O'Connor, 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 Board of Trustees was present.

APPROVAL OF THE AGENDA

2. The agenda was reviewed and item 19 was added as an Executive Session item at the request of the employee.

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 KRZEMINSKI to approve both bill runs as presented.

MOTION carried.

APPROVAL OF THE PREVIOUS MEETING MINUTES

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
WEDNESDAY, APRIL 9, 2008







4. The minutes of the previous meeting held on March 26, 2008 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 March 26, 2008 as presented.

MOTION carried.

5.  **Consent Agenda Items:**






A. Clerk's Department:

1.  Wall Sign Bond Release; Carrie Lee's Chinese Restaurant; 1st Choice Sign, Petitioner. Permanent Parcel No. 08-31-300-025.
2.  Site Plan Bond Release; Penzien Farms Subdivision – Pool House; Pulte Homes of Michigan Corporation, Petitioner. Permanent Parcel No. 08-08-200-011.
3.  Model Bond Release; Gateway Village Estates-Lot 58; Sal Mar of Gateway Estates, Petitioner. 53530 Addington Drive.
4.  Wall Sign Bond Release; Speed Zone Lube; Metro Detroit Signs, Inc., Petitioner. 46898 North Avenue.
5.  Site Plan Bond Release; Locricchio Market Place; Locricchio Market Place, Petitioner. 18501 Hall Road.
6.  Site Plan Bond Release for Free Standing Tent; Manhattan Market Place; Manhattan Market Place, Inc, Petitioner. 15801 Hall Road.

B. Water/Sewer Dept.

1.  **Easement Encroachment Agreement;** Jimmy and Valerie Zakaria, 48812 Strawberry Knoll Ln, Strawberry Knoll Subdivision.

C. Department Monthly Reports:

1.  Building Department
2.  Fire Department
3.  Macomb County Sheriffs Department
4.  Parks and Recreation Department
5.  Water/Sewer Department

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 KOEHS to approve the Consent Agenda as presented.

MOTION carried.

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
WEDNESDAY, APRIL 9, 2008

6. **Public Comments** - (3 minute time limit)

Ms. Jennifer Zhou and Mr. Peter Benedetti spoke on in support of the Human Rights Torch Relay regarding the treatment of individuals by the Chinese government.

PUBLIC HEARING

7. **Industrial Facilities Exemption Certificate; Baker Machining and Mold, Inc.**

(The public hearing opened at 7:07 p.m.)

Supervisor BRENNAN reviewed this matter and indicated that according to the formula used by Macomb Township to determine the length of the proposed abatement, Baker Machining & Mold would be granted five (5) years for the amount of new equipment and seven (7) years for the amount of new jobs, for a total of twelve (12) years.

(The public hearing closed at 7:09 p.m.)

MOTION by KRZEMINSKI seconded by DUNN to adopt the resolution granting the industrial facilities exemption certificate to Baker Machining and Mold, Inc. for a period of twelve (12) years.

Ayes: Krzeminski, Dunn, Nevers, Bucci, Malburg, Koehs, Brennan

Nays: None

MOTION carried. Resolution declared adopted.

PLANNING

8. **Request for Temporary Certificate of Occupancy; Potbelly's Sandwich Shop.**

Mr. Jerome Schmeiser, Planning Consultant. reviewed this matter and stated that the site was now completed and he further stated his recommendation for approval.


Mr. Brian Townsley, representing the petitioner, was present to answer any questions the Board might have.

MOTION by KRZEMINSKI seconded by NEVERS to approve the Temporary Certificate of Occupancy for the Potbelly's Sandwich Shop for a period to expire on June 1, 2008.

MOTION carried.

NEW BUSINESS

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
WEDNESDAY, APRIL 9, 2008

9.  **Liquor License Transfer Request;** Salsarita's Fresh Cantina; 18325 Hall Road; Permanent Parcel Number 08-32-476-014.

Supervisor BRENNAN reviewed this matter and stated that this site would allow no outdoor service, no dancing and no entertainment. He further stated that under those conditions he would recommend approval.

Michael Salla, the petitioner, was present to answer any questions the Board might have. He indicated that he understood and agreed to the conditions as mentioned by Mr. Brennan.

MOTION by KOEHS seconded by MALBURG to adopt the resolution to approve the transfer of a Class C liquor license to Salsarita's Fresh Cantina under the conditions that there will be no out side service, no entertainment and no dancing.

AYES: Koehs, Malburg, Dunn, Nevers, Bucci, Krzeminski, Brennan.

Nays: None

MOTION carried. Resolution declared adopted.

10.  **Request to Adopt a Resolution;** Utica Community Schools Career Focus Days.

Supervisor BRENNAN reviewed this matter and stated his recommendation for approval.

MOTION by DUNN seconded by NEVERS to adopt the following resolution:

Township Of Macomb
County of Macomb
State of Michigan

Resolution of the Board of Trustees

At a regular meeting of the Macomb Township Board of Trustees that was called to order by Supervisor John D. Brennan on Wednesday, April 9, 2008 at 7:00 p.m., the following resolution was offered:

Whereas, the Utica Community Schools Foundation for Educational Excellence is a non-profit organization formed to enhance and enrich the educational opportunities offered to students of all ages; and

Whereas, the Utica Community Schools Foundation for Educational Excellence realizes that today's youth are tomorrow's employees and leaders; and

Whereas, the Utica Community Schools Foundation for Educational Excellence recognizes that sixth graders need an opportunity to learn about local business and the variety of careers available to them upon graduation from high school; and

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
WEDNESDAY, APRIL 9, 2008

Whereas, the Utica Community Schools Foundation for Educational Excellence has established the annual CAREER FOCUS LUNCHEON to meet these goals,

Now Therefore Be It Resolved, that the Macomb Township Board of Trustees applauds the concerns and efforts of the Utica Community Schools Foundation for Educational Excellence in partnership with the Sterling Heights Area Chamber of Commerce and the Advisor and Source Newspapers and hereby proclaims April 30 and May 1, 2008 as CAREER FOCUS DAYS in Macomb Township.

AYES: DUNN, NEVERS, BUCCI, KRZEMINSKI, MALBURG KOEHS,
BRENNAN

NAYS: NONE


MOTION carried. Resolution declared adopted.

11.  **Request to Award Bid;** Brentwood Farms/Cross Creek Sidewalk Project; On 22 Mile Road West of Romeo Plank, Section 29; MA 04-017.

Mr. James VanTiflin, Engineering Consultant, reviewed this matter and stated that all of the bids were reviewed by his office and he was recommending that the award be granted to Teltow Contracting, Inc. for the amount of eighty five thousand eight hundred ninety two dollars and ninety six cents (\$85,892.96).

MOTION by BUCCI seconded by NEVERS to award the bid for the Brentwood Farms/Cross Creek Sidewalk Project on 22 Mile Road West of Romeo Plank, Section 29; MA 04-017 to Teltow Contracting, Inc. for the amount of eighty five thousand eight hundred ninety two dollars and ninety six cents (\$85,892.96).

MOTION carried.

12.  **Request to Adopt a Resolution;** Eagle Scout Recognition for Kurt Fiebelkorn

Clerk KOEHS reviewed this matter and the qualification of Eagle Scout Kurt Fiebelkorn and then stated his recommendation for approval.

MOTION by KRZEMINSKI seconded by MALBURG to adopt the following resolution:

Resolution Honoring
Eagle Scout
Kurt Fiebelkorn

At a regularly scheduled meeting of the Board of Trustees of the Township of Macomb, County of Macomb, State of Michigan held in the Township Hall in said township on the 9th day of April, 2008 at 7:00 PM the following preamble resolution was offered by member KRZEMINSKI and supported by member MALBURG:

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
WEDNESDAY, APRIL 9, 2008

Whereas, Kurt Fiebelkorn *started his Cub Scouting career with Cub Scout Pack 157 where he earned the Arrow of Light Award; and,*

Whereas, Kurt Fiebelkorn *continued his scouting career with Boy Scout Troop 248 and has distinguished himself by earning twenty nine merit badges; and,*

Whereas, Kurt Fiebelkorn *has served as, Patrol Leader, Assistant Senior Patrol Leader and Senior Patrol Leader, OA Representative and Quartermaster; and,*

Whereas, Kurt Fiebelkorn *is an Honors Student at Dakota High School and a member of the Builders Industry Association ; and*

Whereas, Kurt Fiebelkorn, *by his own actions and high moral standards, has made himself a role model to other scouts and his peers by achieving the prestigious rank of Eagle Scout,*

Now Therefore Be It Resolved, *by the Board of Trustees of the Township of Macomb, County of Macomb, State of Michigan speaking on behalf of all Macomb Township Citizens as follows:*

That By These Presents, *the Macomb Township Trustees recognize the dedication, commitment and personal sacrifices Kurt Fiebelkorn has made to obtain the rank of Eagle Scout; and,*

Be It Further Resolved, *that the Macomb Township Board of Trustees hereby commends and publicly extends its congratulations to Kurt Fiebelkorn on his elevation to Eagle Scout and furthers extends its best wishes to Kurt in all of his future endeavors;*

Now Therefore, *the Macomb Township Board of Trustees hereby proclaims,*

Friday, April 18, 2008
Kurt Fiebelkorn Day
in
Macomb Township

FOR THIS RESOLUTION: Supervisor John Brennan, Clerk Michael D. Koehs, Treasurer Marie Malburg, Trustees Dino F. Bucci Jr., Janet Dunn, Roger Krzeminski and Nancy Nevers.

MOTION carried. Resolution declared adopted.

13.  **Request Authorization for Signature;** Consumer's Energy Easement Application


Supervisor BRENNAN reviewed this matter and indicated that this was necessary in order to get one of our sewers across the Consumer Energy easement. He further stated his recommendation for approval.

MOTION by DUNN seconded by NEVERS to authorize the Supervisor to sign the Easement Agreement form with Consumer's Energy Company on behalf of Macomb Township.

MOTION carried.

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
WEDNESDAY, APRIL 9, 2008

WATER AND SEWER DEPARTMENT

14.  **Engineer's Payment Certificate No. 10**; Pump Station #7 Replacement Project; SDA# MA05-026; Romeo Plank Water Main Replacement, SDA# MA 06-010.

Mr. James VanTiflin, Engineering Consultant, reviewed this matter and stated his recommendation for approval based on the progress at the work site.

MOTION by KRZEMINSKI seconded by MALBURG to approve the Engineer's Payment Certificate No. 10; Pump Station #7 Replacement Project; SDA# MA05-026; Romeo Plank Water Main Replacement, SDA# MA 06-010 in the amount of five hundred seventy two thousand two hundred nineteen (\$572,219.00).

MOTION carried.

BOARD COMMENTS

15. Supervisor Comments:

Supervisor BRENNAN announced that the next scheduled 'Hazardous Material Pick Up Day' for Macomb Township is scheduled for Saturday, September 20, 2008.

16. Clerk Comments:

Clerk KOEHS announced that the preparations for the May 6, 2008 election were progressing on schedule, and the absent voter ballots would go out during the week of 15th.

17. Treasurer Comments: None

18. Trustees Comments: None

EXECUTIVE SESSION

19. Employee Disciplinary Matter

Supervisor BRENNAN informed that he had received a written request from an employee to have his disciplinary matter heard in closed session.

MOTION by BUCCI seconded by KOEHS to adjourn to Executive Session.

MOTION carried. *(The Board adjourned to Executive Session at 7:21 p.m.)*

(The Board returned from Executive Session at 7:58 p.m.)

MOTION by KOEHS seconded by NEVERS to adopt the resolution of Discipline as presented.

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
WEDNESDAY, APRIL 9, 2008

MOTION carried.

ADJOURNMENT

MOTION by BUCCI seconded by KOEHS to adjourn the Board of Trustees meeting at 7:59 p.m.

MOTION carried.

Respectfully submitted,

John D. Brennan
Macomb Township Supervisor

Michael D. Koehs, CMC
Macomb Township Clerk