

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
WEDNESDAY, JUNE 22, 2016

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

PRESENT: JANET DUNN, SUPERVISOR
EDWARD A. CAREY, JR, CLERK
KAREN GOODHUE, TREASURER
DINO F. BUCCI, JR, TRUSTEE
CLIFFORD W. FREITAS, TRUSTEE
ROGER KRZEMINSKI, TRUSTEE
NANCY NEVERS, TRUSTEE

ABSENT: NONE

ALSO PRESENT: Lawrence Scott, Legal Counsel
Patrick Meagher, Planning Consultant
James VanTiflin, Township Engineer
(Additional attendance on file at the Clerk's Office)

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

ROLL CALL

1. Supervisor Dunn called the roll and the Board of Trustees was present.

Supervisor Dunn informed the Board of Macomb Township's statutory requirements regarding the unexpired term of the former Clerk. She requested that item 7. be moved prior to the approval of the agenda so that it could be discussed.

MOTION by KRZEMINSKI seconded by NEVERS to move Item 7., Appointment of Township Clerk to fill unexpired term, so that Township Board can make a determination as to what action to take.

MOTION carried.

7. Appointment of Township Clerk to fill unexpired term.

Supervisor Dunn indicated that she would like to appoint Mr. Edward A. Carey, Jr. to fill the unexpired term of Township Clerk, which expires on 11/20/2016. Supervisor Dunn indicated to the Board and residents in attendance that Mr. Carey currently works in the Clerk's Office and has many years of experience in administering elections.

MOTION by KRZEMINSKI seconded by NEVERS to appoint Edward A. Carey, Jr. to the position of Township Clerk with his term to expire on 11/20/2016.

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MOTION carried.

Judge Kimberly Wiegand came before the Township Board with Mr. Carey and administered his Oath of Office.

Mr. Carey took his place with the Township Board.

APPROVAL OF THE AGENDA

2. The agenda was reviewed and Items 5B4 and 5B5 were added to the Consent agenda.

MOTION by BUCCI seconded by KRZEMINSKI 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 FREITAS to approve both bill runs as presented.

MOTION carried.

APPROVAL OF THE PREVIOUS MEETING MINUTES

4. The minutes of the previous meeting held on June 8, 2016 were reviewed and any additions, corrections or deletions were discussed and made.

MOTION by GOODHUE seconded by FREITAS to approve the minutes of the meeting of June 8, 2016 as presented.

MOTION carried.

5. **Consent Agenda Items:**

A. Building Department

1. Indemnity & Hold Harmless Agreement – Lot 175 Brentwood Farms #3 (Parcel ID 08-29-175-002)
2. Indemnity & Hold Harmless Agreement – Lot 9 The Villagio Subdivision (Parcel ID 08-06-279-012)

B. Engineering Department

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1. Pathway Abeyance Review – 49425 Marseilles (Parcel ID 08-21-376-009)
2. Pathway Abeyance Review – 49296 Marseilles (Parcel ID 08-21-377-013)
3. Pathway Abeyance Review – 49314 Marseilles (Parcel ID 08-21-377-012)
4. Request to Approve Amended and Restated Easement for Public Utilities – River Pointe Site Condominium
5. Request to Approve Partial Site Development Bond Release – Pheasant Run Condominium

C. Fire Department

1. Request to Approve EMS Response Policy
2. Request to Change Status of Employee 1138 from Paid-On-Call Firefighter to Auxiliary Firefighter

D. Human Resources

1. Request for Personal Leave of Absence for Employee #1140
2. Request for Personal Leave of Absence for Employee #1605

E. Water & Sewer Department

1. Easement Encroachment Agreement The Villagio Subdivision Lot #31 (Parcel ID 08-06-251-007)
2. Easement Encroachment Agreement Elan Estates Subdivision Lot #15 (Parcel ID 08-14-126-016)
3. Easement Encroachment Agreement Elan Estates Subdivision Lot #13 (Parcel ID 08-14-126-014)

F. Assessing Department

1. Request to Attend Michigan Assessors Association Conference

Supervisor DUNN 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 KRZEMINSKI to approve the Consent Agenda as earlier amended.

MOTION CARRIED.

6. **Public Comments, Agenda Items Only**

NEW BUSINESS

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PUBLIC HEARING

8.1 3rd Public Hearing for Macomb Township Budget

Public Hearing opened at 7:08

Finance Director VanReyendam informed the Board that there have been no changes to the budget since the last public hearing.

There were no comments or questions from the Township Board or general public.

Public Hearing closed at 7:09

MOTION by KRZEMINSKI seconded by NEVERS to adopt the Macomb Township Budget for the Fiscal Year 2016/2017.

MOTION carried.

8.2 Request to Set Millage Rate for Fiscal Year 2016/2017.

MOTION by KRZEMINSKI seconded by GOODHUE to set the General Operating Millage Rate for 2016/2017 at 0.6657.

MOTION carried.

MOTION by KRZEMINSKI seconded by GOODHUE to set the Fire Operating Millage Rate for 2016/2017 at 1.0588.

MOTION carried.

MOTION by KRZEMINSKI seconded by GOODHUE to set the Fire Pension Millage Rate for 2016/2017 at 0.0747.

MOTION carried.

MOTION by KRZEMINSKI seconded by GOODHUE to set the Law Enforcement Millage Rate for 2016/2017 at 1.0601.

MOTION carried.

MOTION by KRZEMINSKI seconded by GOODHUE to set the Parks & Recreation Millage Rate for 2016/2017 at .8109.

MOTION carried.

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8.3 Request to Adopt the General Appropriations Act for Fiscal Year 2016/2017

Finance Director VanReyendam indicated that this covers from 7/1/16 through 6/30/17. She also stated that there were changes to the Credit Card and Payroll Policies.

MOTION by KRZEMINSKI seconded by GOODHUE to approve the General Appropriations Act for Fiscal Year 2016/2017.

Roll Call:

Ayes: KRZEMINSKI, BUCCI, GOODHUE, NEVERS, FREITAS, DUNN, CAREY

Nays: None

RESOLUTION Adopted.

Trustee Krzeminski indicated that the Township is only leveling 3.6702 Mills total.

9. Request for Budget Reallocations for Current Fiscal Year.

MOTION by KRZEMINSKI seconded by GOODHUE to reallocation monies within the General Fund by moving \$500,000 from the Contingency Section and \$14,150 from the Building & Grounds Section and placing it into the following: \$43,755 to Supervisor's Department, \$9,640 to Information Technology, \$97,030 to Facilities & Grounds, \$18,500 to Legal Fees line item, \$48,950 to Elections and \$296255 to the Treasury Department.

Roll Call:

Ayes: KRZEMINSKI, BUCCI, GOODHUE, NEVERS, FREITAS, CAREY, DUNN

Nays: None

RESOLUTION Adopted.

10. Conditional Rezoning Request: Light Industrial (M-1) to Commercial, General (C-2); Elite Sports Ventures, LLC (Parcel ID 08-20-100-018)

The Township Planner reviewed the matter before the Board and the Planning Commission recommendation for denial.

MOTION by KRZEMINSKI seconded by BUCCI to accept the recommendation of the Planning Commission and the Planner and deny the request based on the following reasons as outlined in the Planner's letter to the Township Board: (1) The Master Plan calls for Industrial use on the property. (2) The surrounding land uses are residential to the south, Industrial to the west, Industrial to the south and office to the east. No pattern of commercial development exists which would support commercial at this site. (3) While the uses permitted in the C-2 district may not all be compatible with the surrounding uses, the applicant has provided conditions to limit the uses.

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Regardless the potential impacts of the stated uses may have a negative impact with regard to light, noise, dust and debris on the neighboring residential uses. (4) The current zoning district is consistent with the Master Plan and there is no prevalent zoning pattern to support commercial uses at this location.

MOTION carried.

11. SMART Municipal Credit and Community Credit Contract for FY-2017

Mr. White and Mr. Barbaret addressed the Township Board. They are providing around 900 rides a month in the community. There is a toll free number that residents can call to utilize the Transit Service. The number is 844-666-5652.

MOTION by BUCCI seconded by KRZEMINSKI to authorize Supervisor Dunn to sign the SMART Municipal Credit and Community Credit Contract for FY 2017. This will provide for the continuation of the Community Transit services currently operated under our agreement with the Richmond Lenox EMS (RLEMS). It also sets aside \$15,000 for the recreational charter services being coordinated by the Parks & Recreation Department. Per the agreement in Section 1, Macomb Township agrees to use \$78,280 in Municipal Credits as follows: Transfer that amount to Richmond Lenox EMS. Per the agreement in Section 2, Macomb Township agrees to use \$109,396 in Community Credit as follows: Transfer to Richmond Lenox EMS \$94,396, for Van/Bus Operations (including charter and taxi services) \$15,000.

MOTION carried.

12. Authorization to Extend Offer of Employment for Secretary in Building Department

MOTION by GOODHUE seconded by CAREY to authorize the Human Resources Department to extend an offer of employment to Ms. Amy Ruggirello for the position of Secretary in the Building Department. This offer of employment is contingent upon Ms. Ruggirello passing all the necessary screening and hiring requirements as determined by the Township's hiring policy.

MOTION carried.

13. Request to Adopt McBride Drain Maintenance and Support Resolution

Engineer VanTifflin addressed this matter with the Township Board and recommended approving the resolution.

**MACOMB TOWNSHIP
MCBRIDE DRAIN MAINTENANCE AND SUPPORT**

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RESOLUTION

At a regular meeting of the Board of Trustees of Macomb Township (the "Township"), Macomb County, Michigan held on June 22, 2016, the following resolution was approved;

WHEREAS, Macomb Township, through their Consultant, Anderson, Eckstein and Westrick applied for and submitted an original application for grant funding in 2014 through the PAC,

WHEREAS, the project was bundled with the Clinton River Spillway and Partridge Creek projects in 2015 and submitted through the Macomb County Public Works Commissioner's Office (MCPWO),

WHEREAS, the MCPWO has obtained a Great Lakes Restoration Initiative grant through the U.S. Environmental Protection Agency (EPA) for habitat restoration work to be done along the McBride Drain and the Township Hall,

WHEREAS, Macomb Township is not responsible for any funding for this project,

WHEREAS, Macomb Township residents were notified about the project by a letter from MCPWO, dated March 4, 2016,

WHEREAS, preliminary design plans for work along the McBride Drain and around the Township Hall were discussed with Macomb Township at a meeting held at their office on June 3, 2016,

WHEREAS, the benefits of this project not only meet the habitat requirements of the GLRI grant, but will substantially reduce pollutant loads, reduce invasive species, restore fish habitat to encourage spawning activities, stabilize drain banks, and improve the overall aesthetics of the drain and Township Hall property, which will increase recreational activities in the Township.

NOW, THEREFORE, BE IT RESOLVED that Macomb Township agrees to maintain the restored areas in and on Township property.

MOTION by KRZEMINSKI seconded by FREITAS to approve the Resolution for the McBride Drain Maintenance and Support.

Roll Call:

Ayes: KRZEMINSKI, BUCCI, GOODHUE, NEVERS, FREITAS, CAREY, DUNN

Nays: None

RESOLUTION Adopted.

Public Comments, Non-Agenda Items Only - (3 minute time limit)

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Resident Jim Gelios spoke about a manpower study and issues affecting the Clerk's Office.

Resident Mark Grabow spoke regarding previous board actions.

Resident Tim Bussineau spoke regarding the elected officials benefit package.

Resident Aaron Tuckfield spoke regarding issues about Planning Commission personnel.

BOARD COMMENTS

14. Supervisor Dunn congratulated Mr. Carey on his appointment to Clerk. She also addressed the financial stability of the Township, community safety, moratoriums on certain types of businesses, activities for senior citizens and the SMART program.
15. Clerk Carey thanked both the former Clerk & Deputy Clerk for their assistance and service to the Township over the years. He also gave an update on the election and what has delayed the delivery of the ballots. Lastly, he gave a background on Mickey Todd, who he plans to appoint as his new Deputy Clerk.

MOTION by KRZEMINSKI seconded by BUCCI to concur with the Clerk's appointment of Mickey Todd as the new Deputy Clerk for Macomb Township.

MOTION carried.

16. Treasurer Goodhue indicated to the residents that they can expect the Summer Tax Bills to be arriving to their homes around July 1, 2016.
17. Trustee Bucci corrected deficiencies in statements made by residents regarding his family. He also requested that when people address the Board they do so with the correct information.

Trustee Krzeminski requested, on behalf of the Historical Commission, that anyone with information pertaining to the SL Dopp Building, located at 22 Mile Road and Romeo Plank get in touch with the Township.

CLOSED SESSION

The Board recessed into Closed Session at 8:24 p.m.

The Board came back into Open Session at 8:34

MOTION by CAREY seconded by KRZEMINSKI to have the Fire Chief and Legal Counsel proceed as discussed during closed session.

ADJOURNMENT

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MOTION by BUCCI seconded by KRZEMINSKI to adjourn the Board meeting at 8:36 p.m.

MOTION carried.

Respectfully submitted,

Janet I. Dunn
Macomb Township Supervisor

Edward A. Carey, Jr.
Macomb Township Clerk