

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
MONDAY, NOVEMBER 21, 2016

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

PRESENT: JANET DUNN, SUPERVISOR
KRISTI POZZI, CLERK
KAREN GOODHUE, TREASURER
DINO F. BUCCI, JR, TRUSTEE
TIMOTHY F. BUSSINEAU, TRUSTEE
ROGER KRZEMINSKI, TRUSTEE
NANCY NEVERS, TRUSTEE

ABSENT: NONE

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

Prior to the start of the meeting, Edward A. Carey, Jr. swore in Kristi L. Pozzi as Clerk for Macomb Township.

Clerk Pozzi swore in Janet Dunn as Supervisor, Karen Goodhue as Treasurer and Members Dino F. Bucci, Timothy F. Bussineau, Roger Krzeminski and Nancy Nevers as Trustees.

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

ROLL CALL

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

APPROVAL OF THE AGENDA

2. The agenda was reviewed and Item 11., Request to approve DTE Street Lighting Agreement for the 25 Mile Road and Romeo Plank Roundabout was added to the Regular Agenda. Item 17., Fire Department Staffing was added to Closed Session.

MOTION by Krzeminski seconded by Bucci to approve the agenda as amended.

MOTION carried.

APPROVAL OF THE BILLS

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
MONDAY, NOVEMBER 21, 2016

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

MOTION by Nevers seconded by Goodhue to approve the bill runs in the amount of \$99,012.00 and \$269,224.52.

MOTION carried.

APPROVAL OF THE PREVIOUS MEETING MINUTES

4. The minutes of the previous meeting held on November 9, 2016 were reviewed and any additions, corrections or deletions were discussed and made.

MOTION by Krzeminski seconded by Goodhue to approve the minutes of the meeting of November 9, 2016 as presented.

MOTION carried.

5. **Consent Agenda Items:**

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.

A. Planning Section

1. Request for the release of a partial Site Development Bond; Christenbury Creek Site Condominiums
2. Request Release of Special Events Bond; El Charro Restaurant
3. Request Release of Special Events Bond; Christenbury Creek Home-A-Rama
4. Request Release of Special Events Bond; ABC Warehouse
5. Request Release of Special Events Bond; Goldfish Swim School
6. Request Release of Partial Site Development Bond; The Preserves at Legacy Estates – Phase 2
7. Request Release of Partial Site Development Bond; Riviera Ridge Phase 1

B. Building Department

1. Indemnity & Hold Harmless Agreement; Salvatore DiMercurio, 56739 Ruby Dr., Clearstone Sub., Lot 65 (Parcel No. 08-05-227-031)

C. Water & Sewer Department

1. Request Authorization to pay the State of Michigan for the Annual Review Fee for the Community Public Water Supply in the amount of \$17,583.10.
2. Request Authorization to pay Delecke Welding, Inc. for repairs to Truck #109 dump box in the amount of \$9,650.00.
3. Request Authorization to pay for an easement in the amount of \$1.00: 26 Mile & Hayes Rd. Water Main SAD; Pirrone Investments Co., LLC (Parcel No. 08-06-300-038)

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
MONDAY, NOVEMBER 21, 2016

4. Request Authorization to refund the batch plan fund in the amount of \$5,000:
Deneweth Farms Sub. 2,3 & 4 (Florence Cement)

MOTION by Bucci seconded by Goodhue to approve the Consent Agenda as earlier amended.

MOTION carried.

6. Public Comments, Agenda Items Only

Resident Paul Corrado spoke regarding the necessity for Item 11 and the need for safety.

Resident Amber Markel spoke regarding Item 11, the loss of her daughter and the need for safety in the community.

Resident Kenneth Rhoades spoke regarding Item 11 and the need for safety.

Resident Nancy Rutledge spoke regarding the accident and where it occurred.

Resident Jennifer Duncan spoke regarding Item 11 and the need for safety.

The Township Supervisor informed the residents that she had attended a meeting with the Macomb Department of Roads and the Chippewa Valley School District. They met to discuss many of the matters discussed and are initiating a traffic study in the area.

OLD BUSINESS

PUBLIC HEARING

7. Street Lighting Resolution for Wolverine County Club Site Condominiums

The public hearing was opened at 7:14 p.m. No comments were made. The public hearing closed at 7:14 p.m.

Street Lighting Wolverine Country Club Site Condominiums
Resolution Ordering Establishment
Of Street Lighting District

Minutes of a regular meeting of the Township Board of the Township of Macomb, County of Macomb, Michigan, held in the Township Hall in said Township on November 9, 2016, at 7:00 p.m., eastern daylight saving time.

PRESENT: Janet I. Dunn, Kristi Pozzi, Karen Goodhue, Dino F. Bucci, Jr.,
Timothy F. Bussineau, Roger Krzeminski, Nancy Nevers

ABSENT: None

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
MONDAY, NOVEMBER 21, 2016

The following preamble and resolution were offered by Member Krzeminski and supported by Member Bucci,

WHEREAS, pursuant to 1989 PA 80, as amended (the "Act"), the Township Board is empowered to establish a Special Assessment for the installation and maintenance of street lighting on its motion or upon the submission of petitions as prescribed in the Act; and

WHEREAS, the Township Board has determined that the installation of a street light or lights illuminating streets serving lands described in Exhibit "A" is necessary to preserve the public safety and welfare; and

WHEREAS, the Township Board desires to establish a Special Assessment District obligating the benefitted owners to pay for the cost of installation and operation of street lighting; and

WHEREAS, a public hearing for the establishment of a Special Assessment District for street lighting was held coincident with this meeting and was prefaced by published and mailed notice as required by the Act and 1989 PA 64, as amended.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE TOWNSHIP OF MACOMB, MACOMB COUNTY, MICHIGAN

1. It is hereby directed that a street light or lights shall be installed at Wolverine Country Club Site Condominiums, which will illuminate streets, serving and benefitting the lot(s) and/or parcel(s) of land described in Exhibit "A".
2. A Special Assessment District consisting of lot(s) and parcel(s) described in Exhibit "A" is hereby established and the cost for installation of said street light(s) and all future electrical service be levied against the parcel(s) and/or lot(s) so described in direct proportion to the benefit conferred.
3. The annual electrical service charge is Five Thousand Two Hundred Thirty Three dollars and 62/100 (\$5,233.62). Three times the annual cost is Fifteen Thousand Seven Hundred Dollars and 86/100 (\$15,700.86). Total project cost is Fifty Two Thousand Nine Hundred Twenty Nine Dollars and 74/100 (\$52,929.74). The petitioner contribution amount is Thirty Seven Thousand Two Hundred Twenty Eight Dollars and 88/100 (\$37,228.88). The Townships at large contribution is zero dollars and 00/100 (\$0.00).
4. The Township Board shall hereafter annually determine the amount to be assessed in the district for lighting and shall direct the assessor to levy this amount. The assessment may be made either in a special assessment roll or in a column provided in the regular tax roll. The assessment shall be spread and become due and be collected at the same time as the other Township taxes are

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
MONDAY, NOVEMBER 21, 2016

assessed, levied and collected and shall be returned in the same manner for nonpayment.

MOTION by Krzeminski seconded by Bucci to approve the street lighting resolution for Wolverine Country Club Site Condominiums.

**Roll Call: Ayes: Krzeminski, Bucci, Bussineau, Nevers, Goodhue, Pozzi, Dunn
Nays: None
Absent: None
RESOLUTION DECLARED ADOPTED.**

8. Street Lighting Resolution for Christenbury Creek Site Condominiums

The public hearing for this matter needs to be delayed until 12/7/16. This will allow the entire district for street lighting to be combined and processed as one SAD at a more reasonable cost for the residents.

MOTION by Krzeminski seconded by Nevers to approve the public hearing date of 12/7/16 for street lighting for the Christenbury Creek Site Condominiums.

MOTION carried.

9. Request to schedule a Public Hearing on 12/7/16, for amendment of Special Assessment District for Detention Basin; Clearstone Subdivision No. 2

MOTION by Krzeminski seconded by Nevers to schedule a Public Hearing on 12/7/16, for amendment of Special Assessment District for Detention Basin; Clearstone Subdivision No. 2.

MOTION carried.

10. Request to schedule a Public Hearing on 12/7/16, for amendment of a Special Assessment District for Street Lighting; Clearstone Subdivision No. 2, formerly known as Clearstone Subdivision II

MOTION by Krzeminski seconded by Goodhue to schedule a Public Hearing on 12/7/16, for amendment of a Special Assessment District for Street Lighting; Clearstone Subdivision No. 2, formerly known as Clearstone Subdivision II.

MOTION carried.

11. Request to approve DTE Street Lighting Agreement for the 25 Mile Road & Romeo Plank Road Roundabout

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
MONDAY, NOVEMBER 21, 2016

MOTION by Nevers seconded by Pozzi to approve the DTE Street Lighting Agreement for the 25 Mile & Romeo Plank Roundabout at an annual cost of \$495.93.

MOTION carried.

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

Resident Brian Jankowski spoke to unsafe conditions on Heydenreich.

Resident Simone Luu requested that the speed limit be lowered on Heydenreich.

Resident Kenneth Rhoades acknowledged the Township was working to secure sidewalks. He also spoke to the need for street lights and lowering the speed limit on Heydenreich. He also inquired about the amount of deputies available.

Resident Danielle Leedy spoke regarding the accident she was involved in 5 years ago and the need to address these safety concerns.

Resident Randall Leedy spoke to the need for improved lighting in the Heydenreich area.

Resident Mark Grabow congratulated the newly elected members of the Township Board. He spoke of the need for safety and previous actions by the Board. He spoke regarding attorney costs and law enforcement manning.

Resident Kimberly Kaczinski spoke regarding safety concerns on Heydenreich.

Resident Charles Missig congratulated the newly elected Township Board Members. He spoke regarding the safety concerns on Heydenreich and of the difficult process that needs to be followed for that to occur.

Non-Resident Rebecah Doan spoke to student safety concerns.

Resident Paul Corrado spoke regarding leadership and the need to take action to address issues.

Resident Stephanie Bialas spoke to the need for safety and getting involved to make changes.

Non-Resident Richard Markel requested that the Board do something to fix the problems on Heydenreich.

BOARD COMMENTS

12. Supervisor Dunn read correspondence from GFL, the company that Rizzo Environmental was sold to, that stated they were committed to their relationship with Macomb Township and would honor the prices outlined in the Rizzo contract. She

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
MONDAY, NOVEMBER 21, 2016

requested that a new committee be formed to research the circumstances leading up to the awarding of the waste hauler contract.

MOTION by Goodhue supported by Pozzi to appoint Treasurer Goodhue and Trustees Nevers and Bussineau to a committee to investigate the circumstances leading up to how the Waste Hauling Contract was awarded.

MOTION carried.

The Annual Tree Lighting Ceremony will be held on 11/29/16 at 6:30 p.m.

13. Clerk Pozzi offered her condolences to the Markel family for their loss. She thanked the voters, family and friends for their support during the election. She also announced that the Macomb County Board of Canvasser's will be certifying the election results for the valid write-in candidates and that information can be found on their website at www.clerk.macombgov.org
14. Treasurer Goodhue informed the residents that the winter tax bills would be going out on 12/1/16. She also asked the Engineer and Planner to explain the process for changing the speed limit and getting street lights installed.

The Planner stated that the process for changing the speed limit is lengthy and requires a study to be conducted by the Michigan Department of Transportation (MDOT). Jurisdiction for the road comes under the Macomb County Department of Roads and the process must begin with a request through them.

The Engineer informed the Board that in order for street lights to be installed an estimate must first be done by DTE. That estimate than can be brought back before the Board for approval. In order to light the corridor it will more than likely require a meeting and agreements between the County, Chippewa Valley School District and the Township.

15. Trustee Nevers offered her condolences to the Markel family. She also stated that the brick pavers for the Veterans Memorial have been re-etched and replaced and thanked the Facilities & Grounds Manager for his work in getting the project done.

Trustee Bussineau offered his condolences to the Markel family. He stated that now is the time for the Township Board to reconnect with the residents and address issues in the Township such as this one.

Trustee Bucci asked the Engineer to work with the Supervisor to immediately get the estimates from DTE for street lighting in the Heydenreich area and bring it back to the Board.

Trustee Krzeminski offered his condolences to the Markel family. He stated that there were a couple of brick pavers that couldn't be identified so they weren't re-etched. He encouraged people to look and see if this happened to one of their

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
MONDAY, NOVEMBER 21, 2016

pavers and to let them know so they could replace it correctly. He thanked the voters for returning him to office. He also thanked Mr. Carey for serving as Clerk and for the work that he and Mr. Todd did during the election.

CLOSED SESSION

MOTION by Bucci seconded by Goodhue to enter into closed session at 8:10 p.m. to discuss IAFF Grievance 16-001 and Fire Department Staffing.

The Board reconvened into open session at 8:35 p.m.

16. IAFF Grievance 16-001

MOTION by Pozzi seconded by Krzeminski to authorize Legal Counsel and the Fire Chief to proceed as directed.

MOTION carried.

17. Negotiations with IAFF regarding Fire Department Staffing

MOTION by Pozzi seconded by Goodhue to authorize Legal Counsel and the Fire Chief to proceed as directed.

MOTION carried.

ADJOURNMENT

MOTION by Bucci seconded by Pozzi to adjourn the Board meeting at 8:40 p.m.

MOTION carried.

Respectfully submitted,

Janet I. Dunn
Macomb Township Supervisor

Kristi Pozzi
Macomb Township Clerk