

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
WEDNESDAY, MAY 28, 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: 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 Board of Trustees was present.

APPROVAL OF THE AGENDA

2. The agenda was reviewed and items 17a and 20a were added, and item 11 and 12 were tabled to June 25, 2008 at the petitioner's request.

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

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4. The minutes of the previous meeting held on May 14, 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 May 14, 2008 as presented.

MOTION carried.

5.  **Consent Agenda Items:**

A. Clerk's Department:

1.  Ground Sign Bond Release; Tiffany Office Building; Innovative Corporate Interiors, Petitioner. 15360 23 Mile Road.
2.  Wall Sign Bond Release; Walgreen's Pharmacy; Metro Detroit Signs, Petitioner. 21790 21 Mile Road.
3.  Wall Sign Bond Release; The Goddard Day School; Sal-Mar Gateway Village, L.L.C., Petitioner. 53300 Hayes Road.
4.  Wall Sign Bond Release; Bank of America; MLS Signs, Inc., Petitioner. 45194 Romeo Plank Road.
5.  Ground Sign Bond Release; Bank of America; MLS Signs, Inc., Petitioner. 45194 Romeo Plank Road.
6.  Wall Sign Bond Release; Bank of America; MLS Signs, Inc., Petitioner. 18200 23 Mile Road.
7.  Ground Sign Bond Release; Bank of America; MLS Signs, Inc., Petitioner. 18200 23 Mile Road.
8.  Wall Sign Bond Release; Biggby Coffee; T.J. Twydell Sign Professionals, Inc., Petitioner. 20745 Hall Road.

B. Water/Sewer Dept.

1. **Easement Encroachment:** Martin Levesque, 51110 Shadow Ridge Drive, Lot 45, Parcel # 08-16-351-033
2. **Easement Encroachment:** Lawrence & Lisa Szymczak, husband and wife, 21685 Sabrina Drive, Lot 264, Parcel # 08-22-232-013

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 KRZEMINSKI to approve the Consent Agenda as presented.

MOTION carried.

6. **Public Comments**

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None

PLANNING

7. **Extension of Time; Pinnacle Farms;** Located approximately ½ mile south of 23 Mile Road and ¾ mile east of North Avenue; Section 24; Landtec of Macomb – Petitioner. Permanent Parcel No. 08-24-276-003.

Mr. James VanTiflin, Engineering Consultant, reviewed this matter and stated his recommendation for approval provided that the plat is modified to comply with the fifty five (55) foot lot width ordinance.

MOTION by KRZEMINSKI seconded by MALBURG to approve the Extension of Time for Pinnacle Farms located approximately ½ mile south of 23 Mile Road and ¾ mile east of North Avenue in Section 24, Permanent Parcel No. 08-24-276-003 for a period of one (1) year as recommended by the Consulting Engineer.

MOTION carried.

8. **Extension of Time;** Monarch Estates Subdivision; Located on the north side of 22 Mile Road east of Garfield Road; Malburg Partners, Petitioner; Permanent Parcel No. 08-20-300-013.

Mr. James VanTiflin, Engineering Consultant, reviewed this matter and stated his recommendation for approval.

MOTION by DUNN seconded by BUCCI to approve the Extension of Time for Monarch Estates Subdivision located on the north side of 22 Mile Road east of Garfield Road, Permanent Parcel No. 08-20-300-013 for a period of one (1) year.

MOTION carried.

9. **Revised Final Plan; Lakeside Industrial Condominiums;** Located on the east side of Hayes Road, ¼ mile north of 22 mile road; Section 19; Lorenzo Cavaliere - Petitioner. Permanent Parcel No. 08-19-300-013.

Mr. James VanTiflin, Engineering Consultant, reviewed this matter and stated his recommendation for approval.

Mr. Lorenzo Cavaliere, the petitioner, was present to answer any questions the Board might have.

MOTION by KRZEMINSKI seconded by BUCCI to approve the Revised Final Plan for Lakeside Industrial Condominiums located on the east side of Hayes Road, ¼ mile north of 22 mile road; Section 19, Permanent Parcel No. 08-19-300-013.

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MOTION carried.

NEW BUSINESS

10. **Discharge of Easement;** 20' Storm Sewer Easement and 12' Water Main Easement.

Mr. James VanTiflin, Engineering Consultant, reviewed this matter and stated his recommendation for approval.

MOTION by DUNN seconded by MALBURG to approve the Discharge of Easement for the 20' Storm Sewer Easement and the 12' Water Main Easement.

MOTION carried.

11. **Request to Alter Grade;** Austin Catholic Academy; 23 Mile Road east of Card Road.

(This matter was tabled to the meeting of June 25, 2008)

12. **Request to create a Special Assessment District;** Austin Catholic Academy; 23 Mile Road east of Card Road.

(This matter was tabled to the meeting of June 25, 2008)

ASSESSING DEPARTMENT

13. Request to Purchase upgraded Microsoft Software.

Ms. Phyllis Sharbo, Assessor, reviewed this matter and stated her recommendation for approval.

MOTION by DUNN seconded by KRZEMINSKI to approve the purchase of the Windows XP software for the Assessing Department for a cost of one thousand three hundred twenty six dollars (\$1,326.00).

MOTION carried.

14. Request to Purchase upgraded Drawing software from Apex Software Company.

Ms. Phyllis Sharbo, Assessor, reviewed this matter and stated her recommendation for approval.

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MOTION by BUCCI seconded by MALBURG to approve the purchase fo the upgraded Apex Drawing software for a cost of one thousand seven hundred sixteen dollars and forty cents (\$1,716.40).

MOTION carried.

15. **Request Authorization to Defend Litigation;** Michigan Tax Tribunal cases: Fountains of Macomb vs. Macomb Township; 24 & Foss LLC vs. Macomb Township; Lorenzo J. Cavaliere vs. Macomb Township; Macomb Retail Management LLC vs. Macomb Township and Hayes Macomb Properties vs. Macomb Township;

Ms. Phyllis Sharbo, Assessor, reviewed this matter and stated there will probably be more appeals coming in as the deadline is May 31, 2008. She further stated her recommendation for approval.

MOTION by KOEHS seconded by KRZEMINSKI to authorize the defense of all Michigan Tax Tribunal appeals that are legally received by the township this year.

MOTION carried.

BUILDING DEPARTMENT

16. **Request for Training;** Electrical Inspector.

Supervisor BRENNAN reviewed this matter and stated this training was part of the state requirements for electrical inspectors. He further stated his recommendation for approval.

MOTION by DUNN seconded by KOEHS to approve the request for training for the electrical Inspector in the amount of three hundred fifty five (\$355.00) dollars plus meals and mileage according to Township travel policy.

MOTION carried.

FIRE DEPARTMENT

17. Request to Purchase Vehicle Identification Readers

Chief Robert Phillips reviewed this matter and stated that the lowest of the three bids was from Sendata Systems, LLC for two thousand nine hundred twenty dollars (\$2,920.00). He further stated his recommendation for approval.

MOTION by KOEHS seconded by BUCCI to approve the request to purchase five bar code readers from Sendata Systems, LLC for two thousand nine hundred twenty dollars (\$2,920.00).

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MOTION carried.

17a. Presentation of Fire Training Certificates

Chief Robert Phillips presented to the Board the twelve fire fighters who had just recently completed their Fire Fighter One and Fire Fighter Two training. The Chief then presented each of them with their certificate of achievement

WATER AND SEWER DEPARTMENT

18. Engineer's Payment Certificate No. 12 – Pump Station No. 7 Replacement SDA MA05-026; Romeo Plank Water Main Replacement MA06-010

Mr. David Koss, Water & Sewer Superintendent, reviewed this matter and stated his recommendation for approval.

MOTION by BUCCI seconded by DUNN to approve the Engineer's Payment Certificate No. 12 – Pump Station No. 7 Replacement SDA MA05-026; Romeo Plank Water Main Replacement MA06-010 in the amount of two hundred fourteen thousand three hundred fifteen dollars (\$214,315.00).

MOTION carried.

19. 2007 Water Connection, Printing and Postage.

Mr. David Koss, Water & Sewer Superintendent, reviewed this matter and stated his recommendation for approval.

MOTION by KRZEMINSKI seconded by DUNN to approve the printing and mailing of the Water Connection publication in the amount of nine thousand two hundred dollars (\$9,200.00).

MOTION carried.

BOARD COMMENTS

20. Supervisor Comments:

- a. **Set Date for Special Board of Trustees Meeting;** Budget Hearing, June 18, 2008.

Supervisor BRENNAN reviewed this matter and stated his recommendation to schedule a special Board of Trustees meeting for June 18, 2008 to conduct a public hearing on the 2008-2009 budget.

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MOTION by BUCCI seconded by KRZEMINSKI to set the date for a special Board of Trustees meeting for the Public Hearing of the 2008-2009 Budget for June 18, 2008 at 6:00 p.m.

MOTION carried.

21. Clerk Comments: None
22. Treasurer Comments: None
23. Trustees Comments: None

ADJOURNMENT

MOTION by BUCCI seconded by KOEHS to adjourn the Board of Trustees meeting at 7:25 p.m.

MOTION carried.

Respectfully submitted,

John D. Brennan
Macomb Township Supervisor

Michael D. Koehs, CMC
Macomb Township Clerk