

MACOMB TOWNSHIP BOARD OF TRUSTEES  
MEETING MINUTES AND PUBLIC HEARING  
WEDNESDAY, NOVEMBER 12, 2008

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

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

ABSENT: JOHN D. BRENNAN, SUPERVISOR

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

Clerk KOEHS 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 except for Supervisor BRENNAN.

**MOTION by DUNN seconded by MALBURG to elect Clerk KOEHS as the Chairperson for this meeting.**

**MOTION carried.**

**MOTION by DUNN seconded by KRZEMINSKI to refrain from calling the name of Supervisor BRENNAN for any roll call vote for this meeting.**

**MOTION carried.**

**APPROVAL OF THE AGENDA**

2. Clerk KOEHS reviewed the agenda and item #10 was tabled to the next meeting, and items 18a, 19a, 19b, 19c, 19d and 26 were added.

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

**MOTION carried.**

MACOMB TOWNSHIP BOARD OF TRUSTEES  
MEETING MINUTES AND PUBLIC HEARING  
WEDNESDAY, NOVEMBER 12, 2008

**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**




4. The minutes of the previous meeting held on October 22, 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 October 22, 2008 as presented.**

**MOTION carried.**

5.  **Consent Agenda Items:**






A. Clerk's Department:

1.  Release of the Site Development Bond; Riverside Communities; Permanent Parcel No. 08-23-401-001.
2.  Release of the Site Plan Bond for Macomb Industrial Park Condos – Unit 8; Permanent Parcel No. 08-18-326-008.
3.  Release of the Wall Sign Bond for Praxair; Permanent Parcel No. 08-36-276-010.

B. Human Resources

1.  Cleaning of Town Hall

C. Department Monthly Reports:

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

MACOMB TOWNSHIP BOARD OF TRUSTEES  
MEETING MINUTES AND PUBLIC HEARING  
WEDNESDAY, NOVEMBER 12, 2008

Clerk KOEHS 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. No items were removed.

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

**MOTION carried.**

6. **Public Comments**

None

**PLANNING**

7. Request to Authorize Production of Parks and Recreation Master Plan maps and documents on to a CD. Spalding DeDecker Job No. MA08-004.

Mr. Jerome Schmeiser, Planning Consultant, reviewed this matter and stated that this is similar to the work that was done for the Regular Master Plan. He further stated his recommendation for approval.

Mr. James VanTiflin, representing Spalding DeDecker & Associates, was present to answer any questions the Board might have.

**MOTION by DUNN seconded by NEVERS to approve the request to retain Spalding DeDecker & Associates for the mapping and CD project for a sum of one thousand five hundred dollars (\$1,500.00).**

**MOTION carried.**

**MOTION by DUNN seconded by NEVERS to authorize the distribution of the present copies of the Parks and Recreation Master Plan, as required by statute, for review and comments.**

**MOTION carried.**

**PARKS AND RECREATION**

8. Request to Put Up the Holiday Decorations in the Town Center Area

Mr. Salvatore DiCaro, Parks and Recreation Director, reviewed this matter and said that of all the bids received, he is recommending that the Board award this project to FertScape, Inc. for the amount of two thousand one hundred dollars (\$2,100.00).

MACOMB TOWNSHIP BOARD OF TRUSTEES  
MEETING MINUTES AND PUBLIC HEARING  
WEDNESDAY, NOVEMBER 12, 2008

**MOTION by BUCCI seconded by KRZEMINSKI to approve the request and award this project to FertScape, Inc. for the amount of two thousand one hundred dollars (\$2,100.00).**

**MOTION carried.**

**HUMAN RESOURCES**

9. Request to Hire a Temporary Employee – Fire Department

Ms. Sharalyn Arft, Human Resources Personnel Administrator, reviewed this matter for a temporary employee to cover for a maternity leave. She further stated her recommendation for approval.

**MOTION by MALBURG seconded by DUNN to approve the request to hire a temporary employee in the Fire Department to cover for the period of an employee maternity leave.**

**MOTION carried.**

10. Request to hire Paid-on-Call Firefighters

*(This item was tabled to the meeting of November 25, 2008.)*

**FIRE DEPARTMENT**

11. Request to Purchase Portable Radios

Chief Robert Phillips reviewed this matter and stated that there was only one provider of this item and that the pricing was through the State Bid Process. He further stated his recommendation for approval to purchase the twenty eight (28) radios for a total cost of sixty six thousand seventy two dollars (\$66,072.00), of which forty thousand dollars (\$40,000.00) would come from Federal Grant money, leaving the Townships cost at twenty six thousand seventy two dollars (\$26,072.00).

**MOTION by BUCCI seconded by MALBURG to approve the purchase from Motorola of the twenty eight (28) radios for a total cost of sixty six thousand seventy two dollars (\$66,072.00), of which forty thousand dollars (\$40,000.00) will come from grant money, leaving the Townships cost at twenty six thousand seventy two dollars (\$26,072.00).**

**MOTION carried.**

MACOMB TOWNSHIP BOARD OF TRUSTEES  
MEETING MINUTES AND PUBLIC HEARING  
WEDNESDAY, NOVEMBER 12, 2008

12. Request approval for Pay Certificate #5; Training Tower Project.

Chief Robert Phillips reviewed this matter and stated that this project has been completed and inspected and he further stated his recommendation for approval.

**MOTION by DUNN seconded by MALBURG to approve the Pay Certificate # 5 for the Training Tower Project in the amount of fifteen thousand one hundred seventy two dollars (\$15,172.00).**

**MOTION carried.**


**WATER AND SEWER DEPARTMENT**

13. Purchase Requisition: SLC Meter Service Inc

Mr. Gerry Wangelin, Acting Water & Sewer Superintendent, reviewed this matter and stated his recommendation for approval. Trustee BUCCI asked that all purchases be subjected to the bid process in the future.

**MOTION by KRZEMINSKI seconded by MALBURG to approve the Purchase Requisition for SLC Meter Services, Inc. as presented for ten thousand thirty eight dollars and ninety cents (\$10,038.90).**

**MOTION carried.**


14.  **Engineer's Payment Certificate No. 15;** Pump Station No. 7 Replacement MA05-026 & Romeo Plank Water Main Replacement MA06-010.

*(This matter was handled out of sequence after items 15 and 16 were approved.)*

Mr. Gerry Wangelin, Acting Water & Sewer Superintendent, reviewed this matter and stated his recommendation for approval now that the change orders have been approved.

**MOTION by DUNN seconded by MALBURG to approve this request as presented in the amount of seventy six thousand nine hundred thirty seven dollars and eighty one cents (\$76,937.81).**

**MOTION carried.**


15.  **Change Order No. 1;** Pump Station #7 Replacement 23 Mile & Romeo Plank MA05-026 & Romeo Plank Road Water Main Replacement (N & S of 23 Mile Rd) MA06-010.

Mr. Gerry Wangelin, Acting Water & Sewer Superintendent, reviewed this matter and stated his recommendation for approval.

MACOMB TOWNSHIP BOARD OF TRUSTEES  
MEETING MINUTES AND PUBLIC HEARING  
WEDNESDAY, NOVEMBER 12, 2008

**MOTION by BUCCI seconded by DUNN to approve this request as presented and to increase the contract amount by two thousand six hundred five dollars and twenty one cents (\$2,605.21).**

**MOTION Carried.**

16.  **Change Order No. 2** (Final Balancing); Pump Station #7 Replacement 23 Mile & Romeo Plank MA05-026 & Romeo Plank Road Water Main Replacement (N & S of 23 Mile Road) MA06-010.

Mr. Gerry Wangelin, Acting Water & Sewer Superintendent, reviewed this matter and stated his recommendation for approval

**MOTION by NEVERS seconded by KRZEMINSKI to approve this request as presented and to decrease the contract amount by eight thousand seven hundred seventy six dollars and sixty cents (\$8,776.60).**

**MOTION Carried.**

17.  **MDEQ Community Public Water Supply Annual Fee**

Mr. Gerry Wangelin, Acting Water & Sewer Superintendent, reviewed this matter and stated his recommendation for approval

**MOTION by DUNN seconded by KRZEMINSKI to approve this item as presented and pay the Annual Fee in the amount of thirteen thousand seven hundred ninety two dollars and fifty two cents (\$13,792.52).**

**MOTION Carried.**

## **BOARD COMMENTS**

18. Supervisor Comments:

In Supervisor BRENNAN's absence, Clerk KOEHS read the recommendations for appointment by the Supervisor for the various Board positions as follows:

For the Planning Commission the recommendations are Dean Ausilio, Ed Gallagher, Michael Koehs, Charles Oliver, Tony Popovski and Nunzio Provenzano.

**MOTION BY NEVERS seconded by KRZEMINSKI to approve the appointment of Dean Ausilio, Ed Gallagher, Michael Koehs, Charles Oliver, Tony Popovski and Nunzio Provenzano to the Planning Commission.**

**MOTION Carried**

MACOMB TOWNSHIP BOARD OF TRUSTEES  
MEETING MINUTES AND PUBLIC HEARING  
WEDNESDAY, NOVEMBER 12, 2008

For the Board of Review the recommendations are Elizabeth Clemens, Donald Selvidge and Joseph Sabatini.

**MOTION by DUNN seconded by BUCCI to approve the appointment of Elizabeth Clemens, Donald Selvidge and Joseph Sabatini to the Board of Review.**

**MOTION carried.**

For the Zoning Board of Appeals the recommendations are Terry Campion, Dino F. Bucci, Jr., Ed Gallagher, and Clifford Freitas.

**MOTION by KRZEMINSKI seconded by BUCCI to approve the appointment of Terry Campion, Dino F. Bucci, Jr., Ed Gallagher, and Clifford Freitas to the Zoning Board of Appeals**

**MOTION Carried.**

For the Act 345 Board the recommendations are John McCoy and Marco Nanni.

**MOTION by NEVERS seconded by DUNN to approve the appointment of John McCoy and Marco Nanni to the Act 345 Board.**

**MOTION Carried.**

For the Building Board of Appeals the recommendation is Roy Rose.

Mr. Roy Rose is appointed to the Building Board of Appeals.

*(Board of Trustee approval is not required for this appointment).*

**MOTION Carried.**

For the Building Authority the recommendations are Salvatore DiCaro and James Gelios.

**MOTION by NEVERS seconded by MALBURG to approve the appointment of Salvatore DiCaro and James Gelios to the Building Authority.**

**MOTION Carried.**

19, Clerk Comments:

- a. Request for a new/transfer SDD and SDM Liquor License for CVS(Woodward Detroit CVS); Section 27 at 21777 21 Mile Road.

MACOMB TOWNSHIP BOARD OF TRUSTEES  
MEETING MINUTES AND PUBLIC HEARING  
WEDNESDAY, NOVEMBER 12, 2008

Clerk KOEHS explained that this was basically an administrative approval and that any approval would be conditioned on the site being in compliance with all of the Township ordinances.

**MOTION by KRZEMINSKI seconded by BUCCI to approve the request for a new/transfer SDD and SDM Liquor License for CVS(Woodward Detroit CVS); Section 27 at 21777 21 Mile Road conditioned on the site being in compliance with all of the Township ordinances.**

**MOTION carried**

- b. Request for a new/transfer SDD and SDM Liquor License for CVS(Woodward Detroit CVS); Section 33 at 46850 Romeo Plank Road.

Clerk KOEHS explained that this was basically an administrative approval and that any approval would be conditioned on the site being in compliance with all of the Township ordinances.

**MOTION by KRZEMINSKI seconded by BUCCI to approve the request for a new/transfer SDD and SDM Liquor License for CVS(Woodward Detroit CVS); Section 33 at 46850 Romeo Plank Road conditioned on the site being in compliance with all of the Township ordinances.**

**MOTION carried**

- c. Due to the Thanksgiving holiday, Clerk KOEHS asked that the next Board meeting be moved from November 26 to November 25, 2008.

**MOTION by DUNN seconded by NEVERS to move the next Board meeting to November 25, 2008.**

**MOTION carried.**

- c. **Office Depot issue**

Clerk KOEHS explained that during the brief time between now and November 20<sup>th</sup>, the Office Depot requests need to be released for approval and he asked the Board to be given that authority until the new supervisor takes office.

**MOTION by KRZEMINSKI seconded by NEVERS to authorize the Clerk to approve the release of All Office Depot requests until noon on November 20, 2008, as he sees fit.**

**MOTION carried.**

MACOMB TOWNSHIP BOARD OF TRUSTEES  
MEETING MINUTES AND PUBLIC HEARING  
WEDNESDAY, NOVEMBER 12, 2008

. Treasurer Comments:

None

. Trustees Comments:

None

**MOTION by BUCCI seconded by KRZEMINSKI to retire to Executive Session at 7:40 p.m.**

**MOTION Carried.**

**EXECUTIVE SESSION**

22. **Macomb Township vs. Michaels**

**MOTION by NEVERS seconded by BUCCI to table this item to the November 25, 2008 Board Meeting.**

**MOTION carried.**

23. **25 Mile Road Sanitary Sewer Easement Acquisition for Macomb Corners**

**MOTION by DUNN seconded by NEVERS to table this item to the November 25, 2008 Board Meeting.**

**MOTION carried.**

24. **Easement Acquisition Request; Romeo Plank and 21 Mile Rd**

**MOTION BY DUNN seconded by NEVERS to authorize legal counsel to begin the condemnation procedure on the Malone, RAC and Huntington parcels.**

**MOTION carried.**

25. **Request to Approve Michigan Tax Tribunal Settlement; Wm. Beaumont Hospital vs. Macomb Township.**

**MOTION by KRZEMINSKI seconded by MALBURG to authorize legal counsel to sign the Consent Judgment in this matter.**

**MOTION Carried.**

26. **Proposed Consent Judgment; Romeo Plank Investors.**

MACOMB TOWNSHIP BOARD OF TRUSTEES  
MEETING MINUTES AND PUBLIC HEARING  
WEDNESDAY, NOVEMBER 12, 2008

**MOTION by DUNN seconded by NEVERS to authorize the clerk and legal counsel to sign the Consent Judgment in this matter.**

**ADJOURNMENT**

**MOTION by BUCCI seconded by KRZEMINSKI to adjourn the Board meeting at 8:40 p.m.**

**MOTION carried.**

Respectfully submitted,

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Michael D. Koehs, CMC  
Macomb Township Clerk