

MACOMB TOWNSHIP BOARD OF TRUSTEES  
MEETING MINUTES  
WEDNESDAY, APRIL 10, 2019

APPROVED

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

PRESENT: JANET DUNN, SUPERVISOR  
KRISTI POZZI, CLERK  
KAREN GOODHUE, TREASURER  
TIMOTHY BUSSINEAU, TRUSTEE  
ROGER KRZEMINSKI, TRUSTEE  
NANCY NEVERS, TRUSTEE  
KATHY SMITH, TRUSTEE

ABSENT: NONE

ALSO PRESENT: Thomas Esordi, Legal Counsel  
Patrick Meagher, Planning Director  
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 to the Flag of the United States was recited.

Supervisor Dunn called on Brendan Sanders and Peter Sanders from Boy Scout Troop 256 to introduce themselves.

### **ROLL CALL**

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

### **APPROVAL OF THE AGENDA**

2. **MOTION by Goodhue seconded by Bussineau to approve the agenda as amended, with the addition of Item 4a. Approval of the Closed Session Meeting Minutes from March 27, 2019; Regular Agenda Item 12a., Request Authorization to Replace Drainage Culvert at 20444 21 Mile Road, and Item 21 Request to Approve Macomb Township Wireless Facilities in Right-of-Way Ordinance.**  
**Ayes: All**  
**Nays: None**  
**MOTION carried.**

### **APPROVAL OF THE BILLS**

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

**MOTION by Nevers seconded by Pozzi to approve the bill runs in the amounts of \$1,335,247.34, commercial card purchases in the amount of \$163,730.61, additional bill list in the amount of \$868,043.19 and checks cut between meetings in the amount of \$210.00 for a total of \$2,367,231.14**

**Ayes: All**

**Nays: None**

**MOTION carried.**

#### **APPROVAL OF THE PREVIOUS MEETING MINUTES**

4. The minutes of the previous meeting held on March 27, 2019 were reviewed and any additions, corrections or deletions were discussed and made.

**MOTION by Pozzi seconded by Bussineau to approve the Minutes of 3/27/19 as presented.**

**Ayes: All**

**Nays: None**

**MOTION carried.**

**MOTION by Goodhue seconded by Pozzi to approve the Closed Session Minutes of 3/27/19.**

**Ayes: All**

**Nays: None**

**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. Treasurer's Office:

1. Request to Approve the Treasurer and Deputy Treasurer's Attendance at the Michigan Treasurer's Institute

B. Human Resources Department:

1. Request to Approve Military Leave of Absence for Employee #2337

C. Planning Department:

1. Request to Schedule 2018 Community Development Block Grant revised application Public Hearing for 4/24/19
2. Request to Reimburse Planning Commissioner Training
3. Request to Reimburse Mileage for Planning Supervisor Training

D. Engineering Department:

1. Request to Approve Easement Agreement: 2017 Pathway Gap Closure Program (Parcel No. 08-29-226-014) in the amount of \$1,064.00
2. Request to Approve Easement Agreement: 2020 Pathway Gap Closure Program (Parcel No. 08-31-226-002) in the amount of \$14,538.00.

E. Water & Sewer Department:

1. Request to Approve Easement Encroachment Agreement: Lot 154, Twin Rivers Sub. (Parcel No. 08-33-375-007)

**MOTION by Krzeminski seconded by Pozzi to approve the Consent Agenda as presented.**

**Ayes: All**

**Nays: None**

**MOTION carried.**

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

Kathy Western spoke regarding Item 16.

**NEW BUSINESS**

**SUPERVISOR'S OFFICE:**

7. Request to Reappoint Michael Lotito to the Clinton-Macomb Public Library Board with a term ending 4/30/2023

Supervisor Dunn spoke of her support to have Michael Lotito reappointed to a new term as Trustee of the Clinton-Macomb Public Library Board.

**MOTION by Krzeminski seconded by Bussineau to Reappoint Michael Lotito to the Clinton-Macomb Public Library Board to a Term Ending April 30, 2023.**

**Ayes: All**

**Nays: None**

**MOTION carried.**

8. Request to Have Brine Applications Applied to Remaining Gravel Roads in the Township

Supervisor Dunn spoke regarding the options the Board may entertain regarding additional brine applications above and beyond the two applications provided by the Macomb County Department of Roads.

**MOTION by Krzeminski seconded by Nevers to Contract with Road Maintenance Corporation for Additional Brine Applications at a cost of \$2,195.20 per Application.**

**Ayes: All**

**Nays: None**

**MOTION carried.**

**ENGINEERING DEPARTMENT:**

9. Request Approval of the Updated 10 Year Pathway Gap Closure Master Plan

Jim VanTiflin, Township Engineer, provided a detailed summary of the updates to the plan. There were questions asked of Mr. VanTiflin by several Board members.

**MOTION by Pozzi seconded by Krzeminski to Approve the Updated 10 Year Pathway Gap Closure Master Plan.**

**Ayes: All**

**Nays: None**

**MOTION carried.**

10. Request Approval to Begin Design Work for the 2021 Pathway Gap Closure Program

Jim Van Tiflin, Township Engineer, reviewed this matter with the Board and recommended approval.

**MOTION by Pozzi seconded by Krzeminski to Approve Design Work for the 2021 Pathway Gap Closure Program and increase funding to \$2,000,000.00.**

**Roll Call:**

**Ayes: Pozzi, Krzeminski, Nevers, Smith, Goodhue, Dunn**

**Nays: Bussineau**

**MOTION carried.**

11. Request to Approve Sanitary Sewer Diversion for Elite Corporate Park

Jim Van Tiflin, Township Engineer, reviewed this matter with the Board and recommended approval.

**MOTION by Krzeminski seconded by Nevers to Approve Sanitary Sewer Diversion for Elite Corporate Park.**

**Ayes: All**

**Nays: None**

**MOTION carried.**

12. Request to Approve Pathway Abeyance for 49077 Fairchild Road (Parcel Nos. 08-24-476-012 & 08-24-476-013)

Jim Van Tiflin, Township Engineer, reviewed this matter with the Board and recommended approval.

**MOTION by Krzeminski seconded by Pozzi to Approve Pathway Abeyance for 49077 Fairchild Road (Parcel Nos. 08-24-476-012 & 08-24-476-013).**

**Ayes: All**

**Nays: None**

**MOTION carried.**

- 12a. Request Authorization to Replace Drainage Culvert at 20444 21 Mile Road

Jim Van Tiflin, Township Engineer, reviewed this matter with the Board and recommended approval.

**MOTION by Pozzi seconded by Krzeminski to Authorize Replacement of the Drainage Culvert at 20444 21 Mile Road in the amount of \$7,875.00.**

**Ayes: All**

**Nays: None**

**MOTION carried.**

#### **HUMAN RESOURCES DEPARTMENT:**

13. Request Authorization for Supervisor to Execute the License and Services Agreement and Business Associate Agreement with AccordWare, LLC on Behalf of the Township

Thomas Esordi, Human Resources Director, reviewed this matter with the Board and recommended approval.

**MOTION by Krzeminski seconded by Nevers to Authorize the Supervisor to Execute the License and Services Agreement and Business Associate Agreement with AccordWare, LLC on Behalf of the Township.**

**Ayes: All**  
**Nays: None**  
**MOTION carried.**

- 13a. Request to Initiate the Recruitment Process for P/T Plumbing/Mechanical Inspector

Thomas Esordi, Human Resources Director, reviewed this matter with the Board and recommended approval.

**MOTION by Krzeminski seconded by Goodhue to Initiate the Recruitment Process for P/T Plumbing/Mechanical Inspector.**

**Ayes: All**  
**Nays: None**  
**MOTION carried.**

**PARKS AND RECREATION DEPARTMENT:**

14. Request Permission to Purchase New Equipment for the Current Public Address and Sound System at the Recreation Center

Sal DiCaro, Parks and Recreation Director, reviewed this matter with the Board and recommended approval.

**MOTION by Krzeminski seconded by Pozzi to Approve Purchase New Equipment for the Current Public Address and Sound System at the Recreation Center from Pro Audio & Lighting in the amount of \$7,654.85.**

**Ayes: All**  
**Nays: None**  
**MOTION carried.**

**FACILITIES & GROUNDS DEPARTMENT:**

15. Request to Award the Noxious Weed/Grass Cutting to Excell Landscaping

Jason Gelle, Facilities & Grounds Director, reviewed this matter with the Board and recommended approval.

**MOTION by Krzeminski seconded by Goodhue to Award the Noxious Weed/Grass Cutting to Excell Landscaping.**

**Ayes: All**  
**Nays: None**  
**MOTION carried.**

16. Request to Extend the Sidewalk Replacement Bid to Luigi Ferdinandi & Sons Cement Company

Jason Gelle, Facilities & Grounds Director, reviewed this matter with the Board and recommended approval. Mr. Gelle was asked questions regarding the sidewalk replacement program by several members.

**MOTION by Krzeminski seconded by Nevers to Extend the Sidewalk Replacement Bid to Luigi Ferdinandi & Sons Cement Company for 1 Additional Year.**

**Roll Call:**

**Ayes: Krzeminski, Nevers, Smith, Goodhue, Pozzi, Dunn**

**Nays: Bussineau**

**MOTION carried.**

17. Request to Award the Surveillance System Upgrade to Presidio

Jason Gelle, Facilities & Grounds Director, reviewed this matter with the Board and recommended approval.

**MOTION by Krzeminski seconded by Pozzi to Award the Surveillance System Upgrade to Presidio in the Amount of \$218,783.20**

**Ayes: All**

**Nays: None**

**MOTION carried.**

#### **FIRE DEPARTMENT:**

18. Request to Purchase One 2020 KME Super Duty Mini-Pumper

**MOTION by Krzeminski seconded by Goodhue to Purchase One 2020 KME Super Duty Mini-Pumper at a Total Cost of \$345,237.00 and Authorize Chief Phillips to Sign the Final Build Print and Contract at the Conclusion of the Pre-Construction Conference.**

**Ayes: All**

**Nays: None**

**MOTION carried.**

#### **WATER & SEWER DEPARTMENT:**

19. Request to Pay Construction Pay Estimate No. 5; Sanitary Sewer Cleaning, CCTV Investigation & FCIPP

Gerry Wangelin, Water & Sewer Superintendent, reviewed this matter with the Board and recommended approval.

**MOTION by Pozzi seconded by Goodhue to Pay Construction Pay Estimate No. 5; Sanitary Sewer Cleaning, CCTV Investigation & FCIPP to Diversified Infrastructure Services in the Amount of \$19,611.12.**

**Ayes: All**

**Nays: None**

**MOTION carried.**

20. Request to Award Sanitary Sewer Cleaning & CCTV Investigation

Gerry Wangelin, Water & Sewer Superintendent, reviewed this matter with the Board and recommended approval.

**MOTION by Pozzi seconded by Krzeminski to Award Sanitary Sewer Cleaning & CCTV Investigation to Pipetek Infrastructure Services in the Amount of \$373,187.50.**

**Ayes: All**

**Nays: None**

**MOTION carried.**

**GENERAL COUNSEL DEPARTMENT:**

21. Request to Approve Macomb Township Wireless Facilities in Right-of-Way Ordinance

Thomas Esordi, General Counsel provided a detailed explanation of wireless communication facilities and how the Township would benefit by enacting the ordinance.

**MOTION by Pozzi seconded by Krzeminski to Adopt Macomb Township Wireless Facilities in Right-of-Way Ordinance.**

**Ayes: All**

**Nays: None**

**MOTION carried.**

**Public Comments, Non-Agenda Items Only**

Kathy Western spoke regarding the last Planning Commission meeting and indicated it would be a good public service to air online and on cable public access channels the Planning Commission meetings.

Frank Cusumano spoke regarding funding of the sidewalk replacement program, street lighting and Recreation Center.



## **BOARD COMMENTS**

### Trustees Comments

Trustee Bussineau thanked those who spoke during public participation agenda item. He also spoke regarding the proposed ethics ordinance and the need to adopt it as soon as possible.

Trustee Krzeminski thanked Brenden and Peter Sanders for attending the board meeting.

### Treasurer Comments

Treasurer Goodhue reported the settlement of the 2018 tax roll and the delinquent tax roll was delivered to the Macomb County Treasurer's office as required. She then informed residents that \$114,057,560.92 in taxes was billed in 2019, \$112,190,714.67 was collected for a total delinquent amount of \$1,866,846.25 or 1.6% of the total taxes billed. She then thanked her staff for all of their hard work and diligence during the busy tax season.

### Clerk Comments

Clerk Pozzi informed residents that 785 no-reason mail-in ballots were delivered to the post office for the May 7, 2019 New Haven Community Schools Special Election.

### Supervisor Comments

Supervisor Dunn reminded residents of the April 17, 2019 Board Workshop to review the proposed ethics ordinance at 6:00 p.m. She reminded residents to be careful when driving in light of the recent fatal accident on 23 Mile Road.

## **CLOSED SESSION**

**MOTION by seconded by to adjourn to Closed Session.**

### **Roll Call:**

**Ayes: Krzeminski, Goodhue, Bussineau, Nevers, Smith, Pozzi, Dunn**

**Nays: None**

**MOTION carried.**

The Board entered Closed Session at 8:50 p.m. and reconvened into Open Session at 9:25 p.m.

22. Request to Enter Into Closed Session to Discuss Status of Contract Negotiations with AFSCME Chapter Local 1917.43, Michigan Counsel 25. Closed Session per MCL 15.268(c)

**Informational only, no motions.**

23. Legal Opinion Regarding Condemnation Proceeding with Property Identified in 2017 Pathway Gap Closure Program. Closed Session per MCL 15.268(h)

**Motion by Krzeminski seconded by Smith for Authorization to Sign Agreement and Release.**

**Ayes: All**

**Nays: None**

**MOTION carried.**

24. Request to Enter Into Closed Session to Discuss Settlement in Broughton Development LLC v. Macomb Township. Closed Session per MCL 15.268(e)

**Motion by Goodhue seconded by Pozzi to Approve Terms and Conditions of Consent Judgement or Other Appropriate Documentation.**

**Ayes: All**

**Nays: None**

**MOTION carried.**

## **ADJOURNMENT**

**MOTION by Pozzi seconded by Bussineau to adjourn the Board meeting at 9:30 p.m.**

**MOTION carried.**

Respectfully submitted,

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Janet I. Dunn  
Macomb Township Supervisor

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Kristi Pozzi  
Macomb Township Clerk

