

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

APPROVAL OF THE AGENDA

2. **MOTION by Pozzi seconded by Smith to approve the agenda as amended with the addition of Consent Item 5B1, Request for Model Bond Release; Lots 13 and 20 of Villa Palmetto Subdivision; Regular Agenda Items 11a, Request to Purchase Computer Software from CDWG and 26, Request to Approve Agreement to Permit Recording of Condominium Master Deed; the postponement of Regular Agenda Items 24, Request to Approve Proposed Ethics Ordinance and 25, Code of Ethical Conduct and move Item 27, Written Legal Opinion Regarding Employee Request for Reimbursement from Closed Session to Open Session.**
Ayes: Pozzi, Smith, Bussineau, Krzeminski, Nevers
Nays: Goodhue, Dunn
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 Goodhue to approve the bill runs in the amounts of \$607,952.08, \$290,425.10 and checks cut between meetings in the amount of \$1,892.25 for a total amount of \$900,269.43.

Ayes: All

Nays: None

MOTION carried.

APPROVAL OF THE PREVIOUS MEETING MINUTES

4. The minutes of the previous meeting held on June 12, 2019 were reviewed and any additions, corrections or deletions were discussed and made.

MOTION by Pozzi seconded by Smith to approve the Minutes of 6/12/19 as presented.

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. Fire Department:

1. Request to Attend Michigan Fire Chief's Leadership Conference

B. Engineering Department:

1. Request for Model Bond Release; Lots 13 and 20 of Villa Palmetto Subdivision

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

Ayes: All

Nays: None

MOTION carried.

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

Jim Gelios spoke regarding Items 24 & 25

Tom Sokol spoke regarding Items 14, 24 & 25

Kathy Western spoke regarding Item 14

PUBLIC HEARING

7. Public Hearing for the 2019/2020 Budget

Supervisor Dunn opened the public hearing at 7:20 p.m.

Finance Director Stacy Smith reviewed the proposed budget with the Board and indicated where details regarding the summary of funds, budget detail and anticipated millage rates can be reviewed in the packet of information provided. She answered several questions from the Board.

Supervisor Dunn closed the public hearing at 7:28 p.m.

Supervisor Dunn reopened the public hearing at 9:12 p.m. for public participation.

Residents Frank Cusumano, Mark Grabow and Neil Kaffenberger addressed the Board.

Supervisor Dunn closed the public hearing at 9:14 p.m.

UNFINISHED BUSINESS

8. Request to Review, Discuss and Update Anti-Discrimination Policy dated 3/1/2004 (Postponed from June 12, 2019 Meeting)

Trustee Smith requested this item be postponed until the July 10, 2019 meeting.

MOTION by Krzeminski seconded by Bussineau to postpone this item until the July 10, 2019 meeting.

Roll Call:

Ayes: All

Nays: None

MOTION carried.

NEW BUSINESS

FINANCE DEPARTMENT:

9. Request to Set the 2019/2020 Millage Rate

MOTION by Krzeminski seconded by Bussineau to set the 2019 Township General Operating Millage at 0.6461.

Roll Call:

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

Nays: None

MOTION carried.

MOTION by Krzeminski seconded by Pozzi to set the 2019 Fire Operating Millage at 2.0000.

Roll Call:

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

Nays: None

MOTION carried.

MOTION by Krzeminski seconded by Goodhue to set the 2019 Fire Pension Millage at 0.1009.

Roll Call:

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

Nays: None

MOTION carried.

MOTION by Krzeminski seconded by Pozzi to set the 2019 Police Protection Millage at 1.5500.

Roll Call:

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

Nays: None

MOTION carried.

MOTION by Krzeminski seconded by Pozzi to set the 2019 Parks & Recreation Millage at 0.7871.

Roll Call: Krzeminski, Pozzi, Bussineau, Nevers, Smith, Goodhue, Dunn

Ayes:

Nays: None

MOTION carried.

10. Request to Adopt the 2019/2020 General Appropriations Act

The Finance Director reviewed the 2019/2020 Township General Appropriations Act with the Board.

MOTION by Krzeminski seconded by Goodhue to adopt the 2019/2020 Township General Appropriations Act.

Roll Call:

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

Nays: None

MOTION carried.

SUPERVISOR'S OFFICE:

11. Request to Adopt Resolution and Authorize Supervisor to sign Municipal Credit and Community Credit Agreement for FY 2020

Jeff White from Richmond Lenox EMS and Fred Barbret from SMART provided background information regarding this request. Mr. White also spoke about the new airport shuttle service they are providing.

MACOMB TOWNSHIP RESOLUTION

Authorization to Purchase Community Transit services from the Richmond Lenox EMS with SMART Municipal Credits and Community Credits

Whereas, That Macomb Township is eligible to receive public transportation funds through the Municipal and Community Credit programs; and

Whereas, The Richmond Lenox EMS (RLEMS) operates a public Community Transit program; and

Whereas, Macomb Township wishes to purchase Community Transit services from the Richmond Lenox EMS; and

Whereas, SMART (the Suburban Mobility Authority for Regional Transit) as the regional transportation authority is responsible for coordinating, reporting, and disbursing of funds for all local sub-recipient communities and agencies; and

Whereas, Macomb Township and RLEMS have a long-standing collaborative relationship in providing paratransit services to residents in Macomb Township and the surrounding communities;

Whereas, Macomb Township and RLEMS wish to continue the existing arrangement; and allow for direct reimbursement to the RLEMS for operating expenses incurred while providing Community Transit services and;

Resolved, That the Supervisor of Macomb Township is authorized to execute Municipal and Community Credit agreements in which Municipal and Community Credit funds in the amount of **\$207,104.00** will be used to reimburse the RLEMS for Paratransit/Community Transit services.

MOTION by Goodhue seconded by Pozzi to Adopt Resolution and Authorize Supervisor to sign Municipal Credit and Community Credit Agreement for FY 2020.

Roll Call:

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

Nays: None

RESOLUTION declared adopted this 26th Day of June, 2019.

- 11a. Request to Purchase Computer Software from CDWG

Supervisor Dunn and IT Manager Bob Ivanovski reviewed this matter with the Board and recommended approval.

MOTION by Pozzi seconded by Bussineau to Purchase Computer Software from CDWG in the amount of \$20,453.45 as the lowest bidder.

Ayes: All

Nays: None

MOTION carried.

ENGINEERING DEPARTMENT:

12. Request to Schedule Public Hearing for Street Lighting SAD Resolution for Wolverine Country Club Estates Phase I for August 14, 2019

MOTION by Krzeminski seconded by Nevers to Schedule Public Hearing for Street Lighting SAD Resolution for Wolverine Country Club Estates Phase I for August 14, 2019.

Ayes: All

Nays: None

MOTION carried.

13. Request to Schedule Public Hearing for Street Lighting SAD Resolution for Wolverine Country Club Estates Phase II for August 14, 2019

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

MOTION by Krzeminski seconded by Goodhue to Schedule Public Hearing for Street Lighting SAD Resolution for Wolverine Country Club Estates Phase II for August 14, 2019.

Ayes: All

Nays: None

MOTION carried.

14. Request to Approve or Deny the Clinton-Macomb Public Library Board of Trustees Request for Macomb Township to Pay for the Broughton Road Right-of-Way Improvements

Township Engineer Jim Van Tiflin reviewed this matter with the Board and offered his recommendations should the board wish to pay for the improvements.

MOTION by Pozzi seconded by Bussineau to postpone until the July 10, 2019 Meeting.

Ayes: All

Nays: None

MOTION carried.

WATER & SEWER DEPARTMENT:

15. Request Approval to Pay Modernistic Water Restoration, LLC.; Pinnacle Woods Subdivision Sewer Back-up

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

MOTION by Pozzi seconded by Krzeminski to Pay Modernistic Water Restoration, LLC.; Pinnacle Woods Subdivision Sewer Back-up in the amount of \$20,798.66.

Ayes: All

Nays: None

MOTION carried.

16. Request to Approve the Reimbursement Requests: Sanitary Sewer Back-ups: 24773 Arrowhead Drive, 50360 Pinnacle Woods Lane & 50458 Torrey Pines

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

MOTION by Krzeminski seconded by Goodhue to Approve the Reimbursement Request for Sanitary Sewer Back-up at 24773 Arrowhead Drive in the amount of \$9,946.98 and require the homeowner to sign a Release of Claim.

Ayes: All

Nays: None

MOTION carried.

MOTION by Krzeminski seconded by Nevers to Approve the Reimbursement Request for Sanitary Sewer Back-up at 50360 Pinnacle Woods Lane in the amount of \$5,962.74 and require the homeowner to sign a Release of Claim.

Ayes: All

Nays: None

MOTION carried.

MOTION by Krzeminski seconded by Nevers to Approve the Reimbursement Request for Sanitary Sewer Back-up at 50458 Torrey Pines in the amount of \$26,837.69 and require the homeowner to sign a Release of Claim.

Ayes: All

Nays: None

MOTION carried.

17. Request to Approve the Contract Modification 1; 2019 Sanitary Sewer Cleaning & CCTV Investigation. Job No. 0249-0162

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

MOTION by Krzeminski seconded by Pozzi to Approve the Contract Modification 1; 2019 Sanitary Sewer Cleaning & CCTV Investigation. Job No. 0249-0162 in the amount of \$81,892.50.

Ayes: All

Nays: None

MOTION carried.

BUILDING DEPARTMENT:

18. Request Authorization to Update Building Department Fee Schedule

Building Official Joseph Maples reviewed this matter with the Board and recommended approval.

MOTION by Krzeminski seconded by Goodhue to Approve Updated Building Department Fee Schedule effective July 1, 2019.

Ayes: All

Nays: None

MOTION carried.

FIRE DEPARTMENT:

19. Request to Approve Promotion of Probationary Firefighter

Fire Chief Robert Phillips reviewed this matter with the Board and recommended approval of the promotion.

MOTION by Goodhue seconded by Smith to Approve the Promotion of Probationary Firefighter Steve Brown to the Position of Auxiliary Firefighter.

Ayes: All

Nays: None

MOTION carried.

PLANNING DEPARTMENT:

20. Request to Approve the Extension of Time; Preliminary Plan; Mistwood Estates Site Condominiums; Located on the South Side of 23 Mile Road, ¼ Mile East of North Avenue; Section 24; Permanent Parcel 08-24-201-011

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

MOTION by Pozzi seconded by Smith to Approve the Extension of Time; Preliminary Plan; Mistwood Estates Site Condominiums; Located on the South Side of 23 Mile Road, ¼ Mile East of North Avenue; Section 24; Permanent Parcel 08-24-201-011 for one year.

Ayes: All

Nays: None

MOTION carried.

21. Motion to Approve the Rezoning Request; Agricultural (AG) to Residential One Family Urban (R-1); Located on the West Side of Luchtman Road, ½ Mile North of 25 Mile Road; Section 5; Permanent Parcel 08-05-400-005

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

MOTION by Pozzi seconded by Goodhue to Approve the Rezoning Request; Agricultural (AG) to Residential One Family Urban (R-1); Located on the West Side of Luchtman Road, ½ Mile North of 25 Mile Road; Section 5; Permanent Parcel 08-05-400-005.

Ayes: All

Nays: None

MOTION carried.

22. Motion to Approve the Extension of Time; Landscaping and Site Improvements; Brookridge Estates Site Condominiums; Located on the North Side of Hall Road, East of Romeo Plank Road; Section 33; Permanent Parcel 08-33-376-012

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

MOTION by Krzeminski seconded by Nevers to Approve the Extension of Time; Landscaping and Site Improvements; Brookridge Estates Site Condominiums; Located on the North Side of Hall Road, East of Romeo Plank Road; Section 33; Permanent Parcel 08-33-376-012 for one year.

Ayes: All

Nays: None

MOTION carried.

23. Motion to Approve the Rezoning Request; Agricultural (AG) to General Commercial (C-2); Located on the South Side of 23 Mile Road, West of Card Road; Section 22; Permanent Parcel 08-22-200-005

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

MOTION by Krzeminski seconded by Pozzi to Approve the Rezoning Request; Agricultural (AG) to General Commercial (C-2); Located on the South Side of 23 Mile Road, West of Card Road; Section 22; Permanent Parcel 08-22-200-005.

Ayes: All

Nays: None

MOTION carried.

TRUSTEES:

24. Request to Approve Proposed Ethics Ordinance

Item postponed. No action taken.

TREASURER'S OFFICE:

25. Code of Ethical Conduct

Item postponed. No action taken.

GENERAL COUNSEL:

26. Request to Approve Agreement to Permit Recording of Condominium Master Deed

General Counsel Thomas Esordi reviewed this matter with the Board and recommended approval.

MOTION by Krzeminski seconded by Goodhue to Approve Agreement to Permit Recording of Condominium Master Deed.

Ayes: All

Nays: None

MOTION carried.

27. Written Legal Opinion Regarding Employee Request for Reimbursement Closed Session per MCL 15.268(h).

Item moved from Closed Session to Open Session during Approval of the Agenda.

MOTION by Krzeminski seconded by Goodhue to go into Closed Session after Public Comments.

Roll Call:

Ayes: Krzeminski, Goodhue, Nevers, Smith, Dunn

Nays: Bussineau, Pozzi

MOTION carried.

Public Comments, Non-Agenda Items Only

Mark Grabow spoke regarding transparency, the Township's fund balance and thanked the Finance Director for her work on preparing the budget.

Neil Kaffenberger informed the Board that public comment was not solicited during the budget hearing.

Frank Cusumano spoke regarding the Clinton Macomb Public Library's request that improvements be paid for by the Township. He also spoke regarding attorney client privilege as it relates to FOIA and the Open Meetings Act.

Kathy Western spoke about parliamentary procedure and comments made by a Board member at the last board meeting.

Christina Moody spoke about an agenda item from the June 26th meeting.

BOARD COMMENTS

Trustees Comments

Trustee Nevers spoke regarding her work on the proposed Ethics Ordinance in response to comments from a resident.

Trustee Bussineau spoke about the Ethics Ordinance and inquired when it will be presented to the Board for a vote.

Treasurer Comments

Treasurer Goodhue informed residents summer tax bills will arrive July 1. She also announced that partial and recurring payments for tax bills can now be made online.

Clerk Comments

Clerk Pozzi announced the Macomb County Clerk's Mobile Office will visit Town Hall on July 11th from 10:00 a.m.-2:00 p.m. Residents can transact many Clerk and register of deeds functions through the mobile office.

Supervisor Comments

Supervisor Dunn spoke about the process to date, regarding the appointment of outside counsel to investigate AFSCME Grievance 19-001. She also announced the Township has purchased 18 acres of property on Romeo Plank, north of 23 Mile Road.

CLOSED SESSION

27. Written Legal Opinion Regarding Employee Request for Reimbursement
Closed Session per MCL 15.268(h)

MOTION by Krzeminski seconded by Goodhue to go into Closed Session after Public Comments.

Roll Call:

Ayes: Krzeminski, Goodhue, Nevers, Smith, Dunn

Nays: Bussineau, Pozzi

MOTION carried.

The Board entered Closed Session at 9:29 p.m. and reconvened into Open Session at 9:56 p.m.

Informational only, no motions.

ADJOURNMENT

MOTION by Krzeminski seconded by Goodhue to adjourn the Board meeting at 9:57 p.m.

Ayes: All

Nays: None

MOTION carried.

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES
WEDNESDAY, JUNE 26, 2019

APPROVED

Respectfully submitted,

Janet I. Dunn
Macomb Township Supervisor

Kristi Pozzi
Macomb Township Clerk