



MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES
WEDNESDAY, SEPTEMBER 22, 2021

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

Call Meeting to Order

Meeting was called to order by Supervisor Viviano at 6:30 p.m.

Pledge of Allegiance to the Flag of the United States

Pledge of Allegiance was recited by all in attendance.

1. Roll Call

Clerk POZZI called the roll:

Present: Frank A. Cusumano Jr., Charles Oliver, Leon Drolet, Peter J. Lucido III, Kristi Pozzi, Frank Viviano

Absent: Nancy Nevers

MOTION by Kristi Pozzi seconded by Leon Drolet to refrain from calling Nancy Nevers' name for all subsequent roll call votes.

Roll Call Vote Summary: (6 - 0 - 0)

Ayes - Frank A. Cusumano Jr., Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - None

Abstain - None

THE MOTION Passed.

2. Approval of Agenda Items (with any corrections)

MOTION by Leon Drolet seconded by Charles Oliver to approve the agenda as amended with the addition of New Business Item #14 - Request to Award Bid to Fresh Look Sealcoating LLC for Asphalt Repair and Sealing at various Water & Sewer Properties (IFB#21-029) \$11,082.00.

Vote Summary: (6 - 0 - 0)

Ayes - Frank A. Cusumano Jr., Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

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Nays - None
Abstain - None

THE MOTION Passed.

3. Approval of Bills

MOTION by Leon Drolet seconded by Charles Oliver to approve the bills as presented.

Vote Summary: (6 - 0 - 0)

Ayes - Frank A. Cusumano Jr., Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - None

Abstain - None

THE MOTION Passed.

4. Approval of Previous Meeting Minutes from September 8, 2021

MOTION by Kristi Pozzi seconded by Leon Drolet to approve meeting minutes from September 8, 2021 as presented.

Vote Summary: (6 - 0 - 0)

Ayes - Frank A. Cusumano Jr., Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - None

Abstain - None

THE MOTION Passed.

PUBLIC COMMENTS, AGENDA ITEMS ONLY - (3 MINUTE TIME LIMIT)

There were no public comments.

CONSENT AGENDA ITEMS:

MOTION by Leon Drolet seconded by Peter J. Lucido III to approve the Consent Agenda items as presented.

Vote Summary: (6 - 0 - 0)

Ayes - Frank A. Cusumano Jr., Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - None

Abstain - None

THE MOTION Passed.

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5. Water and Sewer Department

- a. Request to Approve the Easement Encroachment Agreement; Unit 251, Woodberry Estates Site Condominiums. Parcel No. 20-08-26-375-251

6. Engineering Department

- a. Request to Approve Pay Estimate #2 for the 2021 Pathway Gap Closure Program (\$80,622.62)

7. Human Resources Department

- a. Request to Advance Employee from Probationary Status

8. Supervisor's Office

- a. Southeast Michigan Council of Governments (SEMCOG) annual membership renewal (\$11,949.00)

9. Fire Department

- a. Request to Attend Fireground Survival and RIT Training Course (\$0)

PUBLIC HEARING:

10. Public Hearing for 2021 Community Development Block Grant (CDBG) Funding

Public hearing was opened and closed by Supervisor Viviano at 6:38PM. There were no public comments.

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MOTION by Leon Drolet seconded by Peter J. Lucido III to Accept the Project Opportunities Provided by the 2021 Community Development Block Grant (CDBG) Funding.

Vote Summary: (6 - 0 - 0)

Ayes - Frank A. Cusumano Jr., Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - None

Abstain - None

THE MOTION Passed.

11. Public Hearing and Resolution Adoption for Street Lighting Special Assessment District for Stillwater Crossing Site Condominiums - Phase 3

Public hearing was opened and closed by Supervisor Viviano at 6:41PM. There were no public comments.

MOTION by Leon Drolet seconded by Charles Oliver to Adopt Resolution for the Street Lighting Special Assessment District for Stillwater Crossing Site Condominiums - Phase 3.

Street Lighting Stillwater Crossing Site Condominium – Phase 3

RESOLUTION ORDERING ESTABLISHMENT
OF STREET LIGHTING DISTRICT

A regular meeting of the Macomb Township Board of Trustees (“Township Board”) was held at the Macomb Township Hall at 54111 Broughton Road, Macomb, Michigan 48042, on September 22, 2021 at 6:30 P.M., Eastern Standard Time, and this resolution was approved and adopted by the Township Board:

PRESENT: Viviano, Pozzi, Drolet, Cusumano, Lucido, Oliver

ABSENT: Nevers

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 streetlight or lights illuminating street serving lands described in Exhibit “A” is necessary to preserve the public health, and safety; and

Whereas, the Township Board desires to establish a Special Assessment District obligating the benefited property owners to pay for the cost of installation and operation of street

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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 1962 PA 162, 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 streetlight or lights shall be installed at Stillwater Crossing Site Condominium – Phase 3, which will illuminate the streets, serving and benefiting the unit(s) and/or parcel(s) of _____ land described in Exhibit “A”.

2. A Special Assessment District consisting of the unit(s) and parcel(s) described in Exhibit “A” is hereby established and the cost for installation of said streetlights(s) and operation of all future electrical _____ service be levied against the parcel(s) and/or unit (s) so described in direct proportion to the benefit conferred.

3. The annual electrical service charge is Three Thousand Seven Hundred Forty-Four and 00/100 dollars (\$3,744.00). Three times the annual cost is Eleven Thousand Two Hundred Thirty-Two and 00/100 _____ dollars (\$11,232.00). Total project cost is Sixty-Five Thousand Four Hundred Seventy-Two and 65/100 dollars (\$65,472.65). The petitioner contribution amount is Fifty-Four Thousand Two Hundred Forty _____ and 65/100 dollars (\$54,240.65). The Township’s at large contribution is zero dollars and 00/100 (\$0.00).

4. The Township Board shall hereafter annually determine the amount to be assessed to the property owners in the district for operation of all future electrical service 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 levied and collected at the same time as the other _____ Township taxes are assessed, levied and collected and shall be returned in the same manner for nonpayment.

Vote Summary: (6 - 0 - 0)

Ayes - Frank A. Cusumano Jr., Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - None

Abstain - None

THE MOTION Passed.

NEW BUSINESS:

WATER AND SEWER DEPARTMENT:

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12. Request to Approve the Emergency Purchase Requisition; Flygt Pump for Pump Station No. 11, Kennedy Industries (\$8,160.00)

MOTION by Leon Drolet seconded by Peter J. Lucido III to Approve the Emergency Purchase Requisition; Flygt Pump for Pump Station No. 11, Kennedy Industries (\$8,160.00).

Vote Summary: (6 - 0 - 0)

Ayes - Frank A. Cusumano Jr., Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - None

Abstain - None

THE MOTION Passed.

13. Request Approval to Award the Bid to Insituform Technologies USA, LLC, for the Contract for the Sanitary Sewer Rehabilitation Full Length C.I.P.P. Lining Project No. 0249-0216. (\$804,474.50)

MOTION by Leon Drolet seconded by Kristi Pozzi to Approve the request to Award the Bid to Insituform Technologies USA, LLC, for the Contract for the Sanitary Sewer Rehabilitation Full Length C.I.P.P. Lining Project No. 0249-0216. (\$804,474.50)

Vote Summary: (6 - 0 - 0)

Ayes - Frank A. Cusumano Jr., Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - None

Abstain - None

THE MOTION Passed.

14. **Proposed Add-On:** Request to Award Bid to Fresh Look Sealcoating LLC for Asphalt Repair & Sealing at various Water & Sewer Properties (IFB#21-029) \$11,082.00

MOTION by Charles Oliver seconded by Leon Drolet to Award Bid to Fresh Look Sealcoating LLC for Asphalt Repair & Sealing at various Water & Sewer properties. (IFB#21-029) \$11,082.00

Vote Summary: (6 - 0 - 0)

Ayes - Frank A. Cusumano Jr., Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - None

Abstain - None

THE MOTION Passed.

PLANNING AND ZONING DEPARTMENT:

15. Request to Approve Rezoning; 17669 23 Mile Road; Residential, One-Family Suburban (R-1-S) to General Commercial (C-2)
Permanent Parcel #08-17-451-002; Located on the north side of 23 Mile Road, west of Romeo Plank Road; Section 17; Peter Zingas, Petitioner

MOTION by Charles Oliver seconded by Leon Drolet to accept the Planning Commission recommendation and approve the Request to Approve Rezoning; 17669 23 Mile Road; Residential, One-Family Suburban (R-1-S) to General Commercial (C-2); Permanent Parcel #08-17-451-002; Located on the north side of 23 Mile Road, east of Romeo Plank Road; Section 17; Peter Zingas, Petitioner

Vote Summary: (6 - 0 - 0)

Ayes - Frank A. Cusumano Jr., Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - None

Abstain - None

THE MOTION Passed.

16. Request to Rezone; 51660 Romeo Plank Road; Residential One-Family Suburban (R-1-S) to Residential Multiple Family Low Density (R-2-L) Permanent Parcels #08-17-426-003 & 08-17-402-005; Located on the east side of Romeo Plank Road, north of 23 Mile Road; Section 17; Macomb Township, Petitioner

MOTION by Leon Drolet seconded by Peter J. Lucido III to approve the Planning Commission recommendation and approve the Rezoning; 51660 Romeo Plank Road; Residential One-Family Suburban (R-1-S) to Residential Multiple Family Low Density (R-2-L) Permanent Parcels #08-17-426-003 & 08-17-402-005; Located on the east side of Romeo Plank Road, north of 23 Mile Road; Section 17; Macomb Township, Petitioner

Vote Summary: (5 - 1 - 0)

Ayes - Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - Frank A. Cusumano Jr.

Abstain - None

THE MOTION Passed.

17. Request to amend the Township of Macomb Zoning Ordinance 10.2403-C-2; Technical Change

MOTION by Leon Drolet seconded by Kristi Pozzi to approve the Planning Commission recommendation and approve the Request to amend the Township of Macomb Zoning Ordinance 10.2403-C-2; Technical Change.

AN ORDINANCE TO AMEND THE TOWNSHIP OF MACOMB CODE OF ORDINANCES, CHAPTER 10, ARTICLE XXIV, SEC. 10.2403(C)(2) – Technical Changes, TO PROVIDE FOR REPEALER, SEVERABILITY AND EFFECTIVE DATE.

**TOWNSHIP OF MACOMB
MACOMB COUNTY, MICHIGAN**

ORDINANCE NO. 10-69

THE TOWNSHIP OF MACOMB ORDAINS:

Section 1. The Code of Ordinances for Macomb Township, Chapter 10, Article XXIV, Sec. 10.2403(C)(2) – Technical Changes, is hereby repealed in its entirety and amended to provide as follows:

Sec. 10-2403 – Site Plan Requirements and Procedures.

2. Technical Changes.

1. The Township Planner may submit a technical change of a site plan, subdivision plat or site condominium plan to the Technical Committee for review and action. A technical change is a minor revision to an approved plan that does not change the character, nature, intent or use of the original plan. A technical change may also pertain to the zoning ordinance, land division regulations, and other ordinances for land development, including, but are not necessarily limited to: landscaping improvements, parking lot design, minor dimensional revisions, temporary changes to sales trailers and models and associated parking, and the addition of outdoor equipment and storage.
2. The Technical Committee shall be comprised of the Township Planner, Building Official, Township Engineer, and any other departments or consultants at the discretion of the Township Planner as it relates to the minor revisions being reviewed. The Technical Committee may waive, upon unanimous consent, the site plan/subdivision plat/condominium plan submission requirement when the proposed minor revision is based on the standard in Section 10-2403(C)(2)(a) above. All technical change revisions shall comply with the applicable standards of the Zoning Ordinance.
3. The Technical Committee may approve or deny any technical change.

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If denied, the applicant shall be notified of the reasons for such denial and directed to proceed with a full site plan/subdivision plat/condominium plan submission or other applicable zoning process. If approved, the plans shall be forwarded for engineering review, if applicable, or directly to the Building Department for building permit processing.

Section 2. Amendment and Repealer. All ordinances or parts of ordinances in conflict herewith are amended or repealed only to the extent necessary to give this Ordinance full force and effect.

Section 3. Severability. This Ordinance is declared to be severable. If any part, section, subsection, provision, sentence, or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, it is declared that the remainder shall not be affected thereby.

Section 4. Effective Date. This amendment to the Macomb Township Code of Ordinances shall become effective 30 days after its publication.

MOTION by Drolet seconded by Pozzi to approve Zoning Ordinance 10-69 which amends Chapter 10, Article 24, Section 10.2403 (c)(2). AMENDMENT DECLARED ADOPTED this 22nd day of September, 2021.

Vote Summary: (6 - 0 - 0)

Ayes - Frank A. Cusumano Jr., Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - None

Abstain - None

THE MOTION Passed.

18. Rezoning; Residential One-Family Suburban (R-1-S) to Residential One-Family Urban (R-1) Located in parts of Section 12, Section 13 and Section 24; Macomb Township, Petitioner

MOTION by Leon Drolet seconded by Peter J. Lucido III to accept the Planning Commission recommendation and approve the Rezoning; Residential One-Family Suburban (R-1-S) to Residential One-Family Urban (R-1) Located in parts of Section 12, Section 13 and Section 24; all Parcel Numbers are Identified in memo in the Packet, Macomb Township, Petitioner

Vote Summary: (4 - 1 - 1)

Ayes - Peter J. Lucido III, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - Frank A. Cusumano Jr.

Abstain - Charles Oliver

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THE MOTION Passed.

SUPERVISOR'S DEPARTMENT:

19. Request to approve the creation of a Community Relations Liaison Position

MOTION by Leon Drolet seconded by Kristi Pozzi to approve the creation of a Community Relations Liaison Position

Vote Summary: (5 - 1 - 0)

Ayes - Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - Frank A. Cusumano Jr.

Abstain - None

THE MOTION Passed.

TREASURY DEPARTMENT:

20. Real Estate Broker Services

MOTION by Charles Oliver seconded by Peter J. Lucido III to retain Pilot Property Group as the Township real estate broker on a parcel-by-parcel basis as agreed to by the parties for a term of 2 years, with an option to renew the agreement for two (2) additional one (1) year periods for the purpose of marketing and assisting with the sale of Macomb Township owned real estate.

Vote Summary: (6 - 0 - 0)

Ayes - Frank A. Cusumano Jr., Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nays - None

Abstain - None

THE MOTION Passed.

PUBLIC COMMENTS, NON-AGENDA ITEMS ONLY - (3 MINUTE TIME LIMIT)

There were no public comments.

BOARD COMMENTS:

Trustees Comments

Trustee Oliver thanked those involved in the grand opening of the library and encouraged

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attendance at the Master Plan Open House on September 23, 2021.
Trustee Cusumano had no comments.
Trustee Lucido had no comments.

Treasurer Comments

Treasurer Drolet had no comments.

Clerk Comments

Clerk Pozzi had no comments.

Supervisor Comments

Supervisor Viviano congratulated those involved in the grand opening of the library, mentioned the Master Plan Open House, and encouraged participation at the upcoming Tons O' Trucks event on September 25, 2021.

ADJOURNMENT

MOTION by Leon Drolet seconded by Frank A. Cusumano Jr. to adjourn the September 22, 2021 Board meeting at 7:18PM.

Vote Summary: (6 - 0 - 0)

Aye - Frank A. Cusumano Jr., Peter J. Lucido III, Charles Oliver, Leon Drolet, Kristi Pozzi, Frank Viviano

Nay - None

Abstain - None

THE MOTION Passed.