

Board of Trustees Minutes

May 10, 2005

Supervisor Reaume called the meeting to order at 7:05 p.m. and led in the Pledge of Allegiance to the Flag.

MEMBERS PRESENT:

Richard Reaume, Supervisor
Ron Edwards, Treasurer
Marilyn Massengill, Clerk
Kay Arnold, Trustee
Charles Curmi, Trustee
Robert Doroshewitz, Trustee
Steven Mann, Trustee

ABSENT: None

OTHERS PRESENT:

James Anulewicz, Director of Public Service
Joe Bridgman, Deputy Clerk
Mark Lewis, Chief Building Official
Randy Maycock, Fire Chief
Robert Smith, Assistant Police Chief
Thomas Tiderington, Police Chief
Michael Bailey, Dietrich Bailey Associates
Timothy Cronin, Township Attorney
Alice Geletzke, Recording Secretary
49 members of the public

Proclamation "National Police Week" May 15- 21, 2005

Trustee Doroshewitz presented the proclamation declaring May 15-21, 2005 as National Police Week to Police Chief Tiderington and members of the Police Department who were present. Chief Tiderington thanked the Board members for their support and noted the Township is very fortunate to have men and women who provide dedicated service for the safety of the community.

D. APPROVAL OF AGENDA

Regular Meeting - Tuesday, May 10, 2005

Mrs. Massengill moved to approve the Agenda for the Board of Trustees Regular Meeting of Tuesday, May 10, 2005, as presented. Seconded by Ms. Arnold.

Ayes all.

E. CONSENT AGENDA

E.1 Approval of Minutes

Regular Meeting - Tuesday, April 26, 2005

E.2 Approval of Township Bills

		Year 2005
General Fund	(101)	\$774,577.68
General Fund Loan to Downtown Development Authority	(101)	-
Water/Sewer	(592)	260,773.81
Improvement Revolving	(246)	14,647.16
SWD	(226)	98,066.53
Trust and Agency	(701)	-
Tax Pool	(703)	-
Drug Forfeiture	(265)	130.00
Special Assessment Capital Project Fund	(805)	7,529.00
	Total:	\$1,155,724.18

E.3 Approval of Utility Easements - N/A

E.4 Communications-Resolutions-Reports

A. Communications

Thank you note from Cub Scout Pack 1540, Den 6, to firefighter Dave Fox

B. Resolutions - N/A

C. Reports - N/A

Mrs. Massengill moved to approve the Consent Agenda for the Board of Trustees Regular Meeting of Tuesday, May 10, 2005, as submitted. Seconded by Mr. Edwards.
Ayes all.

F. PUBLIC COMMENT AND QUESTIONS

Donald Samhat, attorney for ice cream vendor Seyed Mortazavi, asked the Board to reconsider the policy banning mobile vending trucks from the Township Parks.

Carl Schultz objected to the building of the new Township Hall at this time. He felt the Board misled the community in assuring them the funds were available. He also felt scare tactics were being used in conjunction with trying to get the police-fire millage renewal/increase passed.

Mr. Edwards denied saying there would be no raise in taxes in conjunction with building the new complex.

Julie Spencer, a resident of Greystone Boulevard, expressed disappointment that many large trees had not been saved in clearing the Haggerty/Ann Arbor Road properties. She also felt that placing the police-fire millage issue renewal/increase as one question on the ballot was a factor in its defeat.

Mr. Reaume responded to Mr. Schultz's questions with what is proposed on the former Wycoff Steel property. A tree study has been done in the hope that trees over a particular diameter could be saved.

Vijay Chaudhri, Beverly Stanton, Ann Semann, Carl Berry, Scott Gross, Bill Bohan, Dan Phillips, Todd Seipenko, Dave Atkins, and Dennis MacDonell spoke in support of the Police and Fire Departments and the need to maintain their present strength.

Don Schnettler questioned Mr. Edwards quote in the newspaper regarding educating the citizens regarding the police-fire proposal.

Cecily Cook of Greystone Avenue recounted her successful attempt to save a large tree behind her house in the 40-ft. buffer area, enlisting Mr. Anulewicz's and Mr. Reaume's help. She asked for accountability in maintaining this area. Mr. Reaume has agreed to attend their homeowner's association meeting with a slide presentation of the new township hall plans.

G. PUBLIC HEARING - N/A

H. COMMUNITY DEVELOPMENT - N/A

I. UNFINISHED BUSINESS

I.1 A3C Update

Mr. Reaume explained that A3C will be presenting their update at the Board's May 24 meeting. He indicated there would be a technical update meeting at the offices of A3C at 8 a.m. tomorrow morning, May 11.

I.2 Regulation of Nuisance Animals Ordinance Ordinance No. C-05-03

Attorney Cronin indicated the word "mice" was removed since the last reading of the ordinance.

Mrs. Massengill expressed her concern with passing ordinances which are unenforceable.

Mr. Doroshewitz moved to approve the second reading of Ordinance No. C-05-03, Regulation of Nuisance Animals Ordinance. Seconded by Mr. Edwards.

ROLL CALL:

AYES: Doroshewitz, Edwards, Arnold, Curmi, Mann, Reaume

NAYS: Massengill

Motion carried.

A copy of the Ordinance is on file in the Clerk's office for public perusal.

I.3 Amendment to Article III of Chapter 73, Water and Sewer System Ordinance
Ordinance No. C-05-04

Attorney Cronin explained the need for adopting this amendment.

Ms. Arnold moved to approve the second reading of Ordinance C-2005-04, the amendment to Article III of Chapter 73, the Water and Sewer System Ordinance. Seconded by Mr. Edwards.

Ayes all on a roll call vote.

A copy of the Ordinance is on file in the Clerk's office for public perusal.

J. NEW BUSINESS

J.1 Industrial Facilities Exemption for Koyo Corporation of U.S.A.
Set date for public hearing

Mrs. Massengill moved to establish June 14, 2005, for public hearing for a twelve (12) year Industrial Facilities Exemption Certificate for Koyo Corporation covering an addition to their existing building located at 47771 Halyard Drive, Lot 29, Metro West Technology Park, Plymouth Township, Wayne County, Michigan. Seconded by Ms. Arnold.

Ayes all.

J.2 Police and Fire Millage Renewal
Resolution No. 05-05-10-14

Supervisor Reaume gave a presentation showing the effects of the potential renewal and possible increases on homes located in various areas of the township. Following discussion the Board determined to request the millage renewal and increase for ten years rather than twenty years due to the consequences of the Headlee Roll Back.

Ms. Arnold moved to approve Resolution No. 05-05-10-14, establishing the ballot language for the police and fire millage renewal and establish the election date for August 2, 2005. Seconded by Mr. Edwards.

Ayes all on a roll call vote.

The resolution reads as follows:

WHEREAS, in 1985 the voters of the Charter Township of Plymouth approved 2 mills (1 mill renewal and 1 mill new) for police and fire services for the Charter Township of Plymouth for the period of 1985 through 2005; and

WHEREAS, the above described police and fire services millage expired in 2005; and

WHEREAS, Article IX, Section 6, of the Michigan Constitution authorizes an increase in the millage limitation on general ad valorem taxes up to a maximum of 50 mills for a period of not to exceed 20 years at any one time if approved by a majority of the qualified electors voting on the question; and

WHEREAS, Compiled Law 211.203 (MSA 7.63) described the manner in which such increase can be accomplished. It requires that the ballot state the amount in dollars per \$1,000 state equalized value by which it is proposed that the limitation be increased in the number of years such increase shall be effective. It further provides that where a previous increase is about to expire and a renewal for the identical amount is proposed, the ballot may be presented as a "renewal or continuation" of the previous increase for a specified number of years. The ballot must specify the intended purpose of the funds and may earmark such funds for a specific purpose. Under the recent statutory amendments, such taxes are now based on "TAXABLE VALUE" rather than "SEV"; and

WHEREAS, Public Act 248 of 1999, effective March 10, 2000, further requires that any ballot for a millage increase or renewal shall also indicate an estimate of the revenue the Township shall collect in the first calendar year of the increase or renewal if approved by the electorate (MCL 211.24f); and

WHEREAS, the situation herein involves the renewal of a previous levy as rolled back by Headlee;

NOW, THEREFORE, be it resolved that the ballot language shall be as follows:

CHARTER TOWNSHIP OF PLYMOUTH POLICE AND FIRE MILLAGE RENEWAL PROPOSAL

This is a renewal of police and fire millage being levied presently. Shall the previous voted 2.00 mill increase in the tax limitation imposed under Article IX, Section 6 of the Michigan Constitution on general ad valorem taxes within the Charter Township of Plymouth which has been reduced by the required Headlee Amendment rollback to 1.6348 mills be renewed at 1.6348 mills (\$1.6348 per \$1,000 of taxable value) for the period of 2006 through 2015, inclusive and the funds thereby derived to be used for police and fire services for the Charter Township of Plymouth, thereby raising in the first year \$3,094,012.97.

J.3 Police and Fire Millage Increase
Resolution No. 05-05-10-15

The Board discussed the merits of two alternate increases. Alternate A would ask for an increase of 0.3652 mills, raising \$691,175.00 in the first year. The recently defeated proposal requested this amount of increase. Alternate B requests an increase of 0.5631 mills, raising in the first year \$1,065,720.00.

Ms. Arnold was reluctant to ask for an additional amount beyond what the voters were asked to consider in the recent election.

Mr. Mann felt discretion should be used in the amount levied each year if the full amount is not needed.

Mr. Edwards moved to approve Resolution No. 05-05-10-15, establishing the ballot language for the police and fire millage increase and establish the election date for August 2, 2005. Seconded by Mr. Doroshewitz.

Ayes all on a roll call vote.

The resolution reads as follows:

WHEREAS, in 1985 the voters of the Charter Township of Plymouth approved 2 mills (1 mill renewal and 1 mill new) for police and fire services for the Charter Township of Plymouth for the period of 1985 through 2005; and

WHEREAS, the above described police and fire services millage expired in 2005; and

WHEREAS, Article IX, Section 6 of the Michigan Constitution authorizes an increase in the millage limitation on general ad valorem taxes up to a maximum of 50 mills for a period of not to exceed 20 years at any one time if approved by a majority of the qualified electors voting on the question; and

WHEREAS, Compiled Law 211.203 (MSA 7.63) describes the manner in which such increase can be accomplished. It requires that the ballot state the amount in dollars per \$1,000 state equalized value by which it is proposed that the limitation be increased and the number of years such increase shall be effective. The ballot must specify the intended purpose of the funds and may earmark such funds for a specific purpose. Under the recent statutory amendments, such taxes are now based on "TAXABLE VALUE" rather than "SEV"; and

WHEREAS, Public Act 248 of 199, effective March 10, 2000, further requires that any ballot for a millage increase or renewal shall also indicate an estimate of the revenue the Township shall collect in the first calendar year of the increase or renewal if approved by the electorate (MCL 211.24f); and

NOW, THEREFORE, be it resolved that the ballot language shall be as follows:

CHARTER TOWNSHIP OF PLYMOUTH POLICE AND FIRE MILLAGE INCREASE

Shall the tax limitation on general ad valorem taxes within the Charter Township of Plymouth imposed under Article IX, Section 6 of the Michigan Constitution be increased for said Township by 0.5631 mills (\$0.5631 per \$1,000 of taxable value) for the period of 2006 through 2015, inclusive, and the funds thereby derived to be used for police and fire services for the Charter Township of Plymouth, thereby raising in the first year \$1,065,720.00.

K. SUPERVISOR COMMENTS

Supervisor Reaume and Engineer Bailey commented on the soil tests being done on the property designated for the water tower and indicated communication is ongoing with the state toward obtaining the property.

Supervisor Reaume invited everyone to attend the 10-year anniversary of the playscape on May 22.

He updated the Board on the chloride program for three miles of gravel roads and progress of the DDA streetscape improvements along Ann Arbor Road.

L. TRUSTEE COMMENTS

Mrs. Massengill indicated 3,265 voted in the May 3 election, 15.42% of the registered voters.

Mr. Curmi asked Mr. Anulewicz for a summary on the earlier settlement agreement and the consent judgment with regard to the trees on the Haggerty/Ann Arbor Road property.

Mrs. Massengill felt it should be made very clear to the public that the Township does not own the property that faces Ann Arbor Road near the corner of Ann Arbor and Haggerty Roads that has been cleared of all the trees.

M. PUBLIC COMMENT - There was none.

N. ADJOURN

Mr. Edwards moved to adjourn the meeting. Seconded by Ms. Arnold.

Ayes all.

Meeting adjourned at 10:22 p.m.

Marilyn Massengill, Clerk
Charter Township of Plymouth

PLEASE TAKE NOTE; The Charter Township of Plymouth will provide necessary reasonable auxiliary aids and services, such as signers for the hearing impaired and audio tapes of printed materials being considered at all Township Meetings, to individuals with disabilities at the Meetings/Hearings upon two weeks notice to the Charter Township of Plymouth by writing or calling the following: Human Resource Office, 42350 Ann Arbor Road, Plymouth, MI 48170.
Phone number (734) 354-3202 TDD units: 1-800-649-3777 (Michigan Relay Services)