

**CHARTER TOWNSHIP OF PLYMOUTH
BOARD OF TRUSTEES – REGULAR MEETING
TUESDAY, FEBRUARY 26, 2008**

Supervisor Reaume called the meeting to order at 7:02 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, arrived at 7:08 p.m.
Robert Doroshewitz, Trustee
Steven Mann, Trustee

ABSENT: None

OTHERS PRESENT: James Anulewicz, Director of Public Service
Patrick Fellrath, Township Civil Engineer
Thomas Hollis, Public Works Manager
Mark Lewis, Chief Building Official
Mark Wendel, Assistant Fire Chief
Thomas Tiderington, Police Chief
Robert Smith, Assistant Police Chief
Timothy Cronin, Township Attorney
Michael Bailey, Dietrich Bailey Associates
Joe Bridgman, Deputy Clerk
Stephanie Harbour, Dietrich Bailey & Associates
5 Members of the Public

Mr. Tony Minghine of the Michigan Municipal League explained the benefits of membership in the MML, particularly for townships the size of Plymouth, Canton, and Northville whose concerns often mirror those of neighboring cities.

D. APPROVAL OF AGENDA

Regular Meeting – Tuesday, February 26, 2008

Mrs. Massengill moved to approve the agenda for the Board of Trustees Regular Meeting of February 26, 2008, as presented. Seconded by Mr. Edwards. Ayes all.

E. CONSENT AGENDA

E.1 Approval of Minutes

Regular Meeting – Tuesday, January 22, 2008

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E.2 Approval of Township Bills

		Year 2008
General Fund	(101)	\$1,135,719.69
General Fund Loan to Downtown Development Authority	(101)	-
Water/Sewer	(592)	850,125.31
Improvement Revolving	(246)	29,478.65
Solid Waste Disposal	(226)	92,684.01
Trust and Agency	(701)	12,300.00
Tax Pool	(703)	10,379.04
Drug Forfeiture	(265)	-
Special Assessment Capital Project Fund	(805)	4,037.92
Total:		\$2,134,724.62

E.3 Approval of Easements

- a. Archdiocese of Detroit – underground water system control vault

E.4 Communications-Resolutions-Reports

- a. Communications
Thank you note from David Haack
- b. Resolutions – N/A
- c. Reports
Building Department, January 2008
Fire Department, January 2008
Police Department, January 2008

Mrs. Massengill moved that the consent agenda for the Board of Trustees Regular Meeting of February 26, 2008, be approved as submitted. Seconded by Ms. Arnold. Ayes all.

F. PUBLIC COMMENT AND QUESTIONS

Mrs. Mary Ann Manner of Canton Township questioned the Board regarding the return of a check sent to Blue Cross for duplicate payment of an accident fee which she felt should have been returned to her because she requested it.

Mr. Edwards explained the Township’s procedure is to refund the second person who pays, which in this case was Blue Cross. Then it is between the parties.

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She indicated receiving different information from the State Auditing Department.

Mr. Edwards agreed to call Blue Cross and ask them to prepare a refund for Mrs. Manners.

G. PUBLIC HEARING – N/A

H. COMMUNITY DEVELOPMENT – N/A

I. UNFINISHED BUSINESS

- I.1** Request for Industrial Facilities Exemption from Isuzu Motors (Postponed to February 26, 2008, at the January 22, 2008 meeting)

Applicant requests postponement to the March or April meeting

J. NEW BUSINESS

- J.1** Purchase of Vehicle for the Police Department

Police Chief Tiderington indicated the request for purchase of the vehicles was discussed at the budget hearings and Ms. Arnold was provided with the additional information she requested.

Mr. Edwards noted the budget requires amendment and he hoped to bring a resolution to that effect to the meeting on Thursday.

Mr. Mann moved to have the Township Board approve the purchase of two new patrol vehicles and one new detective vehicle at a cost of not more than \$66,221.00. Seconded by Mr. Edwards. Ayes all.

- J.2** Take necessary action to obtain Wayne County Annual Permit “C’s” to allow the Township to work within the County Rights-of-Ways
Resolution No. 08-02-26-04

Thomas Hollis, Public Works Manager, explained that this action allows the yearly renewal of these permits.

Ms. Arnold moved to approve Resolution 08-02-26-04, authorizing execution of the Annual Maintenance Permits with Wayne County to allow the Township to work within the County Rights-of-Ways and further authorize the Township Supervisor to sign the Annual Permit “C’s” on behalf of the Township. Seconded by Mr. Curmi. Ayes all on a roll call vote.

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

Mr. Curmi suggested posting the street-sweeping schedule on the web site and in e-mail so people can remove their cars from the street.

- J.3** Take necessary action to obtain MDOT (Michigan Department of Transportation) Annual Permit to allow the Township to work within the State Rights-of-Ways
Resolution No. 08-02-26-05

Mr. Curmi moved to approve Resolution 08-02-26-05, authorizing the execution of the Annual Maintenance Permit with Michigan Department of Transportation to allow the Township to work within the State Rights-of-Ways and further authorize the Township Supervisor to sign the Annual State Permit on behalf of the Township. Seconded by Ms. Arnold. Ayes all on a roll call vote.

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

- J.4** Shell Plaza / Five Mile and Beck Road Storm Drain Agreement and Resolution
Resolution No. 08-02-26-06

Mr. Bailey addressed the Board regarding the requirement of Wayne County for passage of this Resolution.

Mrs. Massengill moved to adopt Resolution 08-02-26-06, authorizing the Township Supervisor to sign Wayne County Permit M-44647 and approve the Storm Drain Agreement with Motor City Energy, LLC, and authorize the Township Supervisor and Clerk to execute same. Seconded by Ms. Arnold. Ayes all on a roll call vote.

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

- J.5** Catholic Parishes Credit Union Storm Drain Agreement and Resolution
Resolution No. 08-02-26-07

Mr. Curmi moved to adopt Resolution 08-02-26-07, authorizing the Township Supervisor to sign Wayne County Permit M-44498 and approve the Storm Drain Agreement with Catholic Parishes Federal Credit Union and authorize the Township Supervisor and Clerk to execute same. Seconded by Mrs. Massengill. Ayes all on a roll call vote.

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

- J.6** Fire Station No. 2 Site Closure Declaration of Restrictive Covenant

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Mr. Bailey explained that this is one of the final items for the closure of the remediation at Fire Station No. 2. It puts a restriction on the property so that someone cannot drill a well or use groundwater for any purpose in a general sense. It is required by the State that this deed restriction be recorded, then the final closure can be reported.

Mr. Edwards moved to authorize the Supervisor to execute the Declaration of Restrictive Covenant for the Fire Station No. 2 property on Wilcox Road. Seconded by Ms. Arnold. Ayes all.

K. SUPERVISOR COMMENTS

Mr. Bailey updated the Board on the status of the water tower.

Mr. Reaume thanked Mr. Anulewicz for his e-mails on the cross connections with the City of Plymouth associated with the Sheldon Road underpass.

Mr. Anulewicz reiterated that things went well and Mr. Bailey's office, Mr. Hollis, and Mr. Fellrath continue to monitor through the rush periods.

Mrs. Massengill asked who was in charge of overseeing the cross connections, the Township or the City?

Mr. Anulewicz asked if she was referring to the newspaper articles. If he was asked to give a narrative of the project, the Township had the lead role and followed through to make sure it would not impact the Township.

L. TRUSTEE COMMENTS

Mr. Curmi distributed a great explanation put out by Bloomfield Township regarding definitions of property assessments and taxable values. He recommends something similar be adopted and put on the web site to reduce a lot of confusion and calls to the Assessor's office.

Mr. Doroshewitz indicated in reviewing the bills he noted an individual had used a Township credit card for what appeared to be a personal use and then wrote a check. He said it might have been a mistake and he assumes there is a policy prohibiting that.

Mr. Edwards replied there is a policy and it was just a mistake of pulling out the wrong card. The individual came forth immediately to reimburse the Township.

Ms. Arnold asked that when the Township has large, heavy packets going to the Trustees and Planning Commission members, the police deliver the packets rather than paying the high cost of postage to mail them since they are driving the township anyway.

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Referring to Mrs. Manner who spoke during the Public Comment and Questions section of the agenda, Ms. Arnold questioned when the letter goes out stating this is the last request for payment.

Mr. Edwards stated that it goes out on the third request for payment. He commented that there have been several complaints from individuals involved in fender benders who have not called for assistance, but passersby do, and they feel they should not be billed. He suggested the Board review this aspect, possibly at the next meeting.

Upon request, Assistant Fire Chief Wendel reviewed the total billings to date which were \$96,927.00. The total collected thus far is \$27,043.00. There are still considerable billings pending. Billing the individuals who then bill the insurance companies slows down the process.

M. PUBLIC COMMENT

N. CLOSED SESSION

At 8:04 p.m., it was moved by Mrs. Massengill and seconded by Mr. Mann that a closed session be called for the purpose of discussing

RE: Consulting with attorney regarding trial or settlement strategy

This is a permissible purpose under the Michigan's Open Meeting Act, Public Act No. 267, Article 15.268, Section 8, Paragraph (e)

Ayes all on a roll call vote.

At 9:17 p.m., it was moved by Mrs. Massengill and seconded by Mr. Edwards to return to open session

Ayes all on a roll call vote.

Mr. Reaume moved to approve the settlement agreement and general release between the parties in the Felts vs. Plymouth Township et al case, and authorize the Supervisor and Clerk to sign the agreement. Seconded by Mrs. Massengill.

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

NAYS: Mann

Motion carried.

O. ADJOURN

Mrs. Massengill moved to adjourn. Seconded by Mr. Edwards. Ayes all.

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Mr. Reaume adjourned the meeting at 9:19 p.m.

Marilyn Massengill, Clerk
Charter Township of Plymouth

The Charter Township of Plymouth will provide necessary reasonable aids and services, such as signers for the hearing impaired and audio tapes of printed materials being considered at the meeting, to individuals with disabilities at the meeting/hearing upon two weeks notice to the Charter Township of Plymouth. Individuals with disabilities requiring auxiliary aids or services should contact the Charter Township of Plymouth by writing or calling the Human Resource Office, Charter Township of Plymouth, 9955 N. Haggerty Road, Plymouth, Michigan, 48170, (734) 453-3202, TDD users: 1-800-649-3777 (Michigan Relay Service)-