

**CHARTER TOWNSHIP OF PLYMOUTH  
BOARD OF TRUSTEES – REGULAR MEETING  
TUESDAY, AUGUST 19, 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  
Robert Doroshewitz, Trustee  
Steven Mann, Trustee

**ABSENT:** None

**OTHERS PRESENT:** James Anulewicz, Director of Public Service  
Mark Lewis, Chief Building Official  
Thomas Tiderington, Police Chief  
Mark Wendel, Acting Fire Chief  
Timothy Cronin, Township Attorney  
Michael Bailey, Dietrich Bailey Associates  
Joseph Bridgman, Deputy Clerk  
Patrick Fellrath, Township Civil Engineer  
11 Members of the Public

**D. APPROVAL OF AGENDA**

Regular Meeting – Tuesday, August 19, 2008

Mrs. Massengill moved to approve the agenda for the Board of Trustees Regular Meeting of August 19, 2008, as presented. Seconded by Ms. Arnold. Ayes all.

**E. CONSENT AGENDA**

E.1 Approval of Minutes  
Regular Meeting – Tuesday, July 22, 2008

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E.2 Approval of Township Bills

		<b>Year 2008</b>
General Fund	(101)	\$1,201,436.02
General Fund Loan to Downtown Development Authority	(101)	-
Water/Sewer	(592)	984,050.90
Improvement Revolving	(246)	19,943.50
Solid Waste Disposal	(226)	106,686.97
Trust and Agency	(701)	9,460.56
Tax Pool	(703)	-
Drug Forfeiture	(265)	346.42
Special Assessment Capital Project Fund	(805)	6,292.61
<b>Total:</b>		<b>\$2,328,216.98</b>

E.3 Approval of Easements – N/A

E.4 Communications-Resolutions-Reports

- a. Communications
  - Thank you note to the Fire Department from Colleen, Mike & Grace Southerland
  - Thank you letter to the Fire Department from June Clark
  - Thank you letter to the Fire Department from City of Plymouth DDA
- b. Resolutions – N/A
- c. Reports
  - Building Department, July 2008
  - Fire Department, July 2008
  - Police Department, July 2008

Mrs. Massengill moved to approve the consent agenda for the Board of Trustees Regular Meeting of August 19, 2009, as submitted. Seconded by Ms. Arnold. Ayes all.

**F. PUBLIC COMMENT AND QUESTIONS**

Archie Kinney of Firwood Street requested a better ordinance be put together regarding dogs with vicious natures. He said he and his wife were attacked by a rottweiler while jogging and found out the Police Department and community does not have the proper language in the current ordinance to deal with such situations.

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Rick Coon of Gold Arbor expressed appreciation for the evergreen trees on the connector road between Gold Arbor and Southworth and asked who now has responsibility for maintaining the health of those trees as he had concerns about the burlap and rope not having yet been removed.

Mr. Anulewicz, Director of Public Service, indicated that, per the consent judgment, the maintenance would remain with the shopping center; however, the Township will follow up on his concerns for the trees.

**G. PUBLIC HEARING**

**G.1** Request from Dhake Industries to declare 15169 Northville Road an Industrial Development District  
Resolution No. 08-08-19-16

Township Attorney Cronin noted that the Board will have to decide whether an Industrial Development District shall be created prior to hearing the request from Dhake Industries for an Industrial Facilities Exemption Certificate.

Mr. Reaume opened the public hearing at 7:10 p.m. There being no comment from the public, the hearing was closed at 7:11 p.m.

Ms. Arnold moved to approve Resolution No. 08-08-19-16, granting the request from Dhake Industries that the property located at 15169 Northville Road be declared an Industrial Development District. Seconded by Mr. Mann. Ayes all on the roll call vote.

The resolution reads as follows:

WHEREAS, pursuant to Act No. 198 of the Public Acts of 1974, as amended, the Board of Trustees has the authority to establish “Industrial Development Districts” within the Charter Township of Plymouth; and

WHEREAS, B.G. Dhake, Dhake Industries, has petitioned the Board of Trustees of the Charter Township of Plymouth to establish an Industrial Development District on its property located in the Charter Township of Plymouth hereinafter described; and

WHEREAS, construction, acquisitions, alterations, or installation of a proposed facility have not commenced at the time of filing the request to establish this district; and

WHEREAS, written notice has been given by mail to all owners of real property within the district, and to the public by newspaper advertisement in the Plymouth Observer and Eccentric Newspaper of the hearing on the establishment of the proposed district; and

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WHEREAS, on August 19, 2008, a public hearing was held at which all of the owners of real property within the proposed Industrial Development District and all residents and taxpayers of the Charter Township of Plymouth were afforded an opportunity to be heard thereon; and

WHEREAS, the Board of Trustees deems it to be in the public interest of the Charter Township of Plymouth to establish the Industrial Development District as proposed;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Charter Township of Plymouth that the following described parcels of land situated in the Charter Township of Plymouth, County of Wayne, Michigan, to wit:

LEGAL DESCRIPTIONS:

PARCEL NO. R78018030084000

LOTS 84 THRU 86, "SUPERVISOR'S PLYMOUTH PLAT NO. 5", PART OF THE WEST ½ OF SECTION 23 T. 1 S., R. 8 E., PLYMOUTH TOWNSHIP, WAYNE COUNTY, MICHIGAN, AS RECORDED IN LIBER 66 OF PLATS, PAGE 36, WAYNE COUNTY RECORDS, EXCEPT THE SOUTH 80' OF THE EAST 80' OF LOT 86, SUBJECT TO ANY EASEMENTS, RESTRICTIONS AND RIGHTS OF WAY OF RECORD.

PARCEL NO. R78018030086001

THE SOUTH 80' OF THE EAST 80' OF LOT 86, "SUPERVISOR'S PLAT NO. 5", PART OF THE WEST ½ OF SECTION 23 T. 1 S., R. 8 E., PLYMOUTH TOWNSHIP, WAYNE COUNTY, MICHIGAN, AS RECORDED IN LIBER 66 OF PLATS, PAGE 36, WAYNE COUNTY RECORDS, SUBJECT TO ANY EASEMENTS, RESTRICTIONS AND RIGHTS OF WAY OF RECORD.

PARCEL NO. R78018030087000

LOT 87, "SUPERVISOR'S PLYMOUTH PLAT NO. 5", PART OF THE WEST ½ OF SECTION 23 T. 1 S., R. 8 E., PLYMOUTH TOWNSHIP, WAYNE COUNTY, MICHIGAN, AS RECORDED IN LIBER 66 OF PLATS, PAGE 36, WAYNE COUNTY RECORDS, SUBJECT TO ANY EASEMENTS, RESTRICTIONS AND RIGHTS OF WAY OF RECORD.

be and here is established as an Industrial Development District, pursuant to the provisions of Act No. 198 of the Public Acts of 1974, to be known as Metro West Technology Park, Phase III.

- G.2** Request for an Industrial Facilities Exemption Certificate from Dhake Industries covering the expansion of an existing facility  
Resolution No. 08-08-19-17

Attorney Cronin indicated he had not received communication from Attorney Witthoff regarding the application. Mrs. Massengill indicated she just received the information Monday when she was not in.

Mr. Reaume opened the public hearing at 7:16 p.m. There being no public comment, the hearing was closed at 7:17 p.m.

Mr. Dhake addressed the Board, distributed information, and answered questions regarding their business which has been a supplier of automotive paints and coatings since 1979.

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Mr. Edwards moved to approve Resolution No. 08-08-19-17, granting the request from Dhake Industries for an Industrial Facility Exemption Certificate covering the expansion to an existing facility located at 15169 Northville Road, Plymouth Township, Wayne County, Michigan. Seconded by Mr. Mann.

Attorney Cronin brought up some issues which are still outstanding in the documents received.

The above motion was then withdrawn by the maker and supporter.

Mr. Edwards moved to postpone the request from Dhake Industries for an Industrial Facility Exemption Certificate covering the expansion to their existing facility at 15169 Northville Road until September 9, 2008. Seconded by Ms. Arnold. Ayes all.

**H. COMMUNITY DEVELOPMENT – N/A**

**I. UNFINISHED BUSINESS – N/A**

**J. NEW BUSINESS**

- J.1** Request for an Industrial Facilities Exemption Certificate from Plymouth Bakery Division of Perfection Bakeries, Inc., 45789 Port Street, covering the expansion of their existing facility  
Set date for public hearing

Mr. Curmi moved that September 23, 2008, be set for public hearing on the request from Plymouth Bakery Division of Perfection Bakeries, Inc., for an Industrial Facilities Exemption Certificate covering a proposed addition to their existing facility located at 45789 Port Street, Plymouth Township, Wayne County, Michigan. Seconded by Ms. Arnold. Ayes all.

- J.2** Request for an Industrial Facilities Exemption Certificate from Brembo North American, Inc.  
Set date for public hearing

Mr. Curmi moved that September 23, 2008, be established for public hearing on the request from Brembo, North America, Inc., for an Industrial Facilities Exemption Certificate for a proposed new facility to be located on the easterly 2.97 acres of Lot 30, Metro West Technology Park, Plymouth Township, Wayne County, Michigan. Seconded by Ms. Arnold. Ayes all.

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- J.3** Request to transfer Industrial Facilities Exemption Certificate #2000-384 from Motor City Mold, Inc., to Superior Controls, Inc.  
Set date for public hearing

The Board discussed with Mr. Cronin the proper order in which the transfer and extension should be made, and who are the proper parties to make the request.

Mr. Edwards moved that September 23, 2008, be established for public hearing on the request from Superior Controls, Inc., to transfer Industrial Facilities Exemption Certificate #2000-384 from Motor City Mold, Inc., to Superior Controls, Inc. The facility is located at 14875 Galleon Court, Metro West-Beck Road Industrial Park, Plymouth Township, Wayne County, Michigan. Seconded by Ms. Arnold. Ayes all.

- J.4** Bosch Soccer Field Use and Indemnification Agreement

Mr. Anulewicz indicated Bosch Corporation agreed during their construction process to allow the Township to use their property at the immediate northwest corner along Five Mile as a soccer field, because they would not be developing that property until some time in the future. Bosch, at the Township's request, graded the property and put in an unpaved parking area. Bosch would like indemnification.

Mr. Cronin said the agreement submitted by Bosch was also reviewed by Mr. Mansour, the IBEX insurance agent who handles matters with MMRMA, and the agreement has been modified by Bosch per his suggestions.

Mr. Mann moved to approve the License to Use Property and Indemnification Agreement and authorize the Clerk and Supervisor to execute same. Seconded by Mr. Curmi. Ayes all.

- J.5** 2008 Sanitary Sewer System Rehabilitation Program

Township Civil Engineer Patrick Fellrath reviewed the bids received for this on-going rehabilitation of the Township's sanitary sewer system.

Ms. Arnold moved to award the bid for the 2008 Sanitary Sewer System Rehabilitation Program to Inland Waters Pollution Control in the amount of \$63,851.00 and authorize the Clerk and Supervisor to execute the contract for same. Seconded by Mr. Mann. Ayes all.

- J.6** 2008 Sanitary Sewer System Repair Program

Mr. Fellrath also reviewed the bids received for the 2008 sanitary sewer system repair program which involves excavation and replacement of pipe.

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Mr. Mann moved to award the bid for the 2008 Sanitary Sewer System Repair Program to Pamar Enterprises, Inc., in the amount of \$57,925.00 and authorize the Clerk and Supervisor to execute the contract for same. Seconded by Ms. Arnold. Ayes all.

**J.7** Conference of Western Wayne – Resolution for Grant Application  
Resolution No. 08-08-19-18

Mr. Reaume explained the how the Conference of Western Wayne and Downriver Community Conference initiated a purchasing cooperative for purchasing fringe benefits for municipal employees. There are grant funds available from the State of Michigan to assist in this formation and operation, and there is a requirement for a resolution from each community in the regional cooperative in support of the grant application.

Mr. Edwards moved to approve Resolution 08-08-19-18 in support of the Conference of Western Wayne communities' application for the Centers for Regional Excellence Program grant. Seconded by Ms. Arnold. Ayes all on a roll call vote.

The resolution reads as follows:

WHEREAS, the Conference of Western Wayne (CWW) and the Downriver Community Conference (DCC), consortiums of 34 Wayne County communities whose total population exceeds 1,000,000 and is an area that hosts a major percentage of Michigan citizens and businesses, and are organizations that have consistently joined in efforts to improve local government and enhance the quality of life for area residents through municipal cooperation; and

WHEREAS, in our ongoing collaboration it is evident that the services we offer are important to the fabric of our community and often attract people to move to our communities and remain in our cities and townships, and

WHEREAS, regional collaboration affords flexibility in budgeting without diminishing the way of life in our community, and

WHEREAS, regional collaboration with the potential establishment of a larger benefits/purchasing cooperative will help our member communities save money as well as provide equal or improved benefits for municipal employees, and

WHEREAS, regional collaboration in a project of this nature, that will include opt in and opt out provisions, creates a guaranteed winning strategy of long-range cost savings, and

WHEREAS, CWW and DCC communities will become even more economically competitive and economically stable if the cooperative can be successfully established;

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NOW, THEREFORE, BE IT RESOLVED that Charter Township of Plymouth hereby strongly supports the grant application submitted by CWW and DCC to the Governor's Center for Regional Excellence Program, and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that Charter Township of Plymouth will designate a representative from the existing formulation committee to attend discussion meetings for the Governor's Center for Regional Excellence Program and, additionally, will keep our citizens informed about the project and have avenues for their comments and questions, and

BE IT FINALLY RESOLVED that the Charter Township of Plymouth looks forward to participation in the Governor's Center for Regional Excellence Program in order to successfully create a formal municipal benefits/purchasing cooperative.

**K. DEPARTMENT REVIEW AND COMMENTS – N/A**

**L. SUPERVISOR AND TRUSTEE COMMENTS**

Mr. Reaume noted that it's nice to see many companies expanding or moving into the community such as Danotek who has new, frictionless technology for the generators which go inside wind turbines.

Mr. Doroshewitz asked to be reminded how past discussions on revisions to the dog ordinance were concluded.

Mr. Edwards and Mr. Mann recalled that the current ordinance was thought to be sufficient approximately three years ago.

At Mr. Doroshewitz' request, the Board discussed developing procedures for handling FOIA requests for better control.

Mr. Curmi requested financial information such as billings for emergency service recovery, at least through June, and the summary of fireworks donations and non-payroll expenses. He also asked for the timing plan for submission of the 2009 budget.

Mr. Reaume said department heads have already made submissions which are being reviewed and the budget deadline will be met.

Mrs. Massengill said she believed two motions made at the end of the last Board meeting of July 22, 2008, regarding payment of approximately \$20,000 to ADP and that the Township Hall meeting room spaces not be used for campaign purposes, were improperly made and the items should have been added to the agenda at the beginning of the meeting.



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Mr. Curmi confirmed with Attorney Cronin that his opinion is that campaign purposes is not an allowed use. Mr. Cronin said the use of the Township Hall with no judgment and discretion might be a problem. He said he feels the Board should consider formulating a policy concerning use of the building.

Ms. Arnold reviewed with Chief Tiderington the data regarding vehicle speeds.

**M. PUBLIC COMMENT**

Mr. Kinney asked again that the Board reconsider the dog ordinance in light of the dangerous dogs in the Township. The police can only ticket for having a dog at large.

**N. CLOSED SESSION**

At 8:31 p.m., it was moved by Mrs. Massengill and seconded by Ms. Arnold that a closed session be called for the purpose of discussing: Attorney Opinion regarding the use of Federal Forfeiture Funds.

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

Ayes all on a roll call vote.

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

Ayes all on a roll call vote.

**O. ADJOURN**

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

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

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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)-