

**CHARTER TOWNSHIP OF PLYMOUTH
BOARD OF TRUSTEES
REGULAR MEETING
TUESDAY, JANUARY 19, 2010**

Supervisor Reaume called the meeting to order at 7:04 p.m. and led in the Pledge of Allegiance to the Flag.

MEMBERS PRESENT: Richard Reaume, Supervisor
Joe Bridgman, Clerk, arrived at 7:11 p.m.
Ron Edwards, Treasurer
Kay Arnold, Trustee
Robert Doroshewitz, Trustee
Michael Kelly, Trustee
Steven Mann, Trustee

ABSENT: None

OTHERS PRESENT: James Anulewicz, Director of Public Services
Mark Lewis, Chief Building Official
Mark Wendel, Fire Chief
Tom Tiderington, Police Chief
Patrick Fellrath, Township Civil Engineer
Timothy Cronin, Township Attorney
Stephanie Harbour, Dietrich Bailey Associates
Alice Geletzke, Recording Secretary
46 Members of the Public

D. APPROVAL OF AGENDA

Regular Meeting: Tuesday, January 19, 2010

Mr. Reaume asked that Item K, Closed Session, be moved to follow Item N, Public Comment. He then moved to approve the agenda for the Board of Trustees regular meeting of January 19, 2010 as amended. Seconded by Mr. Doroshewitz. Ayes all with Mr. Bridgman absent.

E. CONSENT AGENDA

E.1 Approval of Minutes
Special Meeting: Saturday, January 9, 2010

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E.2 Approval of Township Bills

		Year 2010
General Fund	(101)	\$1,422,675.32
General Fund		-
Loan to Downtown Development Authority	(101)	
Solid Waste Disposal Fund	(226)	105,436.72
Improvement Revolving Fund	(246)	312,836.91
Drug Forfeiture Fund	(265)	8,325.94
Water & Sewer Fund	(592)	877,384.80
Trust and Agency Fund	(701)	25,138.07
Tax Pool Fund	(703)	301,435.27
Special Assessment Capital Project Fund	(805)	-
Total:		\$3,053,233.03

E.3 Approval of Easements – N/A

E.4 Communications – Resolutions – Reports

- a. Communications:
Summation of Modifications to the Fire Department Rules and Regulations
Election Commission Resolution Number 2009-01, Precinct Consolidation
- b. Resolutions: N/A
- c. Reports:
Assessing Department, MI Tax Tribunal, 4th Quarter
Building Department, December 2009
FOIA Requests, December 2009
Fire Department, December 2009
Investment, September 2009
Passport Recap, Year 2009

Mr. Mann asked that the minutes of the Special Meeting of January 9, 2010 be corrected by removing the word, “Excused” from beside his name because he was present at the meeting. Mr. Edwards then moved to approve the consent agenda for the Board of Trustees regular meeting of January 19, 2010 with the correction of the minutes of January 9, 2010. Supported by Mr. Doroshewitz. Ayes all with Mr. Bridgman absent.

Mr. Bridgman arrived at 7:11 p.m.

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F. PUBLIC COMMENT AND QUESTIONS – There was none.

G. PUBLIC HEARING

G.1 2010 Community Development Block Grant Allocation

Mr. Fellrath, Township Civil Engineer, presented the proposal for use of the 2010 Community Development Block Grant (CDBG) funds. The proposal presented Table A, an allocation based on 19% of total CDBG funds as required by the County; and Table B, the Township's preferred allocation for public service projects. As part of both tables, two options were offered: either funding the Eastlawn Subdivision Road Paving Project or funding the Bridge from the Pavilion to Dock ADA Accessibility Improvements at Plymouth Township Park.

Mr. Reaume opened the public hearing at 7:24 p.m.

Mr. Bridgman acknowledged the receipt of two e-mails in support of the Eastlawn paving project—one from Mr. and Mrs. Swadling and the other from Wen Sawtell, all residents of the area.

The following residents of Eastlawn Subdivision spoke in favor of the road paving project: Anne Davidson, John Foley, Kathy Meyers, Marion Caldwell, Tim Yerdon, and Dennis Heaton. Reasons given for their support included increasing accessibility for emergency services vehicles, correcting serious drainage problems in the area, improving the image of Plymouth Township, and increasing property values in the area.

Mr. Reaume closed the public hearing at 7:48 p.m.

Board members discussed pros and cons of the two projects, as well as possibilities for creatively seeking ways to help with financing the project.

Wayne County requires that the Board of Trustees approve the expenditure of the 2010 Block Grant funds with Public Service programs at a maximum level of 19% of the total allocation. Therefore, Mr. Mann moved to approve the expenditure of the 2010 Community Development Block Grant funds as specified in Table A (attached) based on the 19% allocation including funding for the Eastlawn Subdivision Road Paving Project. Further, if Wayne County determines, after all applications are received, that additional funds may be available for Public Service projects beyond the 19%, Mr. Mann moved to approve the expenditure of the 2010 Community Development Block Grant funds as specified in Table B (attached), including funding for the Eastlawn Subdivision Road Paving Project. Seconded by Mr. Bridgman.

ROLL CALL: AYES: Mann, Bridgman, Kelly, Reaume
 NAYS: Arnold, Doroshewitz, Edwards

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Motion carried.

H. COMMUNITY DEVELOPMENT – N/A

I. UNFINISHED BUSINESS

- I.1** Repealing the Fire Hydrants and Water Valves Ordinance
Ordinance Number C-2009-18
Second Reading

Mr. Bridgman moved to approve the second reading of Ordinance No. C-2009-18, repealing Ordinance No. 100, codified as Chapter 41, the Fire Hydrants and Water Valves Ordinance. Seconded by Ms. Arnold. Ayes all on a roll call vote.

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

- I.2** Repealing the School Regulations Ordinance
Ordinance Number C-2009-19
Second Reading

Ms. Arnold moved to approve the second reading of Ordinance No. C-2009-19, repealing Ordinance No. 100, codified as Chapter 57, the School Regulations Ordinance. Seconded by Mr. Bridgman. Ayes all on a roll call vote.

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

- I.3** Amendment to the Use and Possession of Tobacco by Minor and Sale of Tobacco to Minor Ordinance
Ordinance Number C-2009-20
Second Reading

Mr. Kelly moved to approve the second reading of Ordinance No. C-2009-20, amending the Use and Possession of Tobacco by Minor and Sale of Tobacco to Minor Ordinance and adopting by reference the Youth Tobacco Act. Seconded by Ms. Arnold. Ayes all on a roll call vote.

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- I.4** Repealing the Motor Carrier Safety Ordinance
Ordinance Number C-2009-21
Second Reading

Mr. Bridgman moved to approve the second reading of Ordinance No. C-2009-21, repealing Ordinance No. C-2000-07, the Motor Carrier Safety Ordinance. Seconded by Ms. Arnold. Ayes all on a roll call vote.

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

- I.5** Amendment to the Uniform Traffic Code Ordinance
Ordinance Number C-2009-22
Second Reading

Ms. Arnold moved to approve the second reading of Ordinance No. C-2009-22, the Amendment to the Uniform Traffic Code Ordinance. Seconded by Mr. Mann. Ayes all on a roll call vote.

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

- I.6** Amendment to the General Provisions Ordinance
Ordinance Number C-2009-24
Second Reading

Mr. Mann moved to approve the second reading of Ordinance No. C-2009-24, the Amendment to the General Provisions 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.

- I.7** Repealing Criminal Code Ordinance
Ordinance Number C-2009-23
Second Reading

Mr. Edwards moved to approve the second reading of Ordinance No. C-2009-23, repealing Ordinance No. 100, codified as Chapter 51, the Criminal Code Ordinance. Seconded by Ms. Arnold.

ROLL CALL: AYES: Edwards, Arnold, Bridgman, Kelly, Mann, Reaume
NAYS: Doroshewitz

Motion carried.

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

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I.8 Criminal Code Ordinance
Ordinance Number C-2009-26
Second Reading

Mr. Edwards moved to approve the second reading of Ordinance No. C-2009-26, the Criminal Code Ordinance. Seconded by Ms. Arnold.

ROLL CALL: AYES: Edwards, Arnold, Bridgman, Kelly, Mann, Reaume
 NAYS: Doroshewitz

Motion carried.

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

I.9 Repealing the Handicapper's Parking Ordinance
Ordinance Number C-2009-27
Second Reading

Mr. Edwards moved to approve the second reading of Ordinance No. C-2009-27, repealing Ordinance No. 100, codified as Chapter 91, the Handicapper's Parking Ordinance. Seconded by Mr. Bridgman. Ayes all on a roll call vote.

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

I.10 Repealing the Property Identification Ordinance
Ordinance Number C-2009-28
Second Reading

Mr. Edwards moved to approve the second reading of Ordinance No. C-2009-28, repealing Ordinance No. 100, codified as Chapter 28, the Property Identification Ordinance. Seconded by Ms. Arnold. Ayes all on a roll call vote.

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

I.11 Amendment to the penalty section of the Noise Control Ordinance
Ordinance Number C-2009-29
Second Reading

Mr. Bridgman moved to approve the second reading of Ordinance C-2009-29, the Amendment to the penalty section of the Noise Ordinance. Seconded by Mr. Edwards.

ROLL CALL: AYES: Bridgman, Edwards, Kelly, Mann, Reaume
 NAYS: Doroshewitz

Motion carried.

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J. NEW BUSINESS

**J.1 Township Group Pension – TPOAM Amendment
Resolution Number 10-01-19-01**

Mr. Edwards moved to approve Resolution 10-01-19-01, an amendment to the Township's existing Group Pension Plan removing the mandatory 5% of compensation contribution from the TPOAM eligible class of employees. Seconded by Mr. Mann. Ayes all on a roll call vote.

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

**J.2 Brownfield Plan – 5 Mile and Ridge Road
Set date for public hearing
Resolution Number 10-01-19-02**

Ms. Arnold moved to approve Resolution 10-01-19-02, setting February 23, 2010 as the date for public hearing regarding approval of the Brownfield Plan for the 5 Mile and Ridge Road Project of the Plymouth Township Brownfield Redevelopment Authority. Seconded by Mr. Edwards. Ayes all on a roll call vote.

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

Mr. Mann disclosed that his employer, Miller Canfield, does the legal work on the plan but he is not engaged nor paid; therefore, he voted on the motion to set the public hearing.

**J.3 Brembo Brakes, Storm Drain Agreement
Resolution Number 10-01-19-03**

Mr. Edwards moved to adopt Resolution 10-01-19-03, authorizing the Township Supervisor to sign Wayne County Permit M-45279 and approve Storm Drain Agreement with DeMattia Group, LLC, and authorize Township Supervisor and Clerk to execute same. Seconded by Mr. Bridgman. 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 Industrial Facilities Tax Exemption - Bauer Associates
Set date for Public Hearing**

Ms. Arnold moved that February 23, 2010 be set for the public hearing for Bauer Associates, Inc., for an Industrial Facility Exemption Certificate for improvements to their facility located at 44190 Plymouth Oaks Blvd., Plymouth Oaks, Plymouth Township, Wayne County, Michigan. Seconded by Mr. Edwards. Ayes all.

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L. SUPERVISOR COMMENTS

Mr. Reaume indicated that a compromise has been worked out between Wayne County Parks and the condo residents near the remote control radio track. There will be no renewal of the permit for the "Dirt Burners" who are seeking a Livonia location where they hope to build an indoor and outdoor track. And the track hours will be limited.

M. TRUSTEE COMMENTS

Mr. Edwards reported that individual tax appeals will result in approximately \$600,000 in refunds from the Township with approximately an additional \$100,000 to come.

Mr. Bridgman noted that the new Deputy Clerk, Eric Bacyinski, started last Wednesday.

N. PUBLIC COMMENT – There was none.

K. CLOSED SESSION

At 8:40 p.m., Mr. Bridgman moved that a closed session be called for the purpose of

RE: Contract Negotiations
Attorney-Client Opinions

This is a permissible purpose under the Michigan's Open Meeting Act, Public Act No. 267, Article 15.268, section 8, paragraph (c & h). Seconded by Ms. Arnold.

Ayes all on a roll call vote.

At 10:37 p.m., Mr. Mann moved to return to open session, seconded by Mr. Edwards.

Ayes all on a roll call vote.

O. ADJOURN

Mr. Edwards moved to adjourn the meeting. Seconded by Mr. Mann.

Mr. Reaume adjourned the meeting at 10:39 p.m.

Joseph Bridgman, Clerk
Charter Township of Plymouth

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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, 9955 N Haggerty Road, Plymouth, MI 48170. Phone number (734) 354-3202 TDD units: 1-800-649-3777 (Michigan Relay Services)