

**CHARTER TOWNSHIP OF PLYMOUTH
BOARD OF TRUSTEES
REGULAR MEETING
TUESDAY, MARCH 3, 2015**

MINUTES

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
Nancy Conzelman, Clerk
Ron Edwards, Treasurer
Kay Arnold, Trustee
Charles Curmi, Trustee
Robert Doroshewitz, Trustee
Michael Kelly, Trustee

ABSENT: None

OTHERS PRESENT: Dan Phillips, Fire Chief
Jana Radtke, Comm. Dev. Dir./Planner
Thomas Tiderington, Police Chief
Kevin Bennett, Township Attorney
Alice Geletzke, Recording Secretary
20 Members of the Public

D. APPROVAL OF AGENDA

Regular Meeting - Tuesday, March 03, 2015

Moved by Ms. Conzelman and seconded by Ms. Arnold to approve the agenda for the Board of Trustees regular meeting of March 3, 2015. Ayes all.

E. APPROVAL OF CONSENT AGENDA

E.1 Approval of Minutes:

Regular Meeting - February 10, 2015

E.2 Acceptance of Utility Easements:

E.3 Acceptance of Communications, Resolutions, Reports:

Planning Commission Annual Report 2014

E.4 Approval of Township Bills:

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		Year 2015
General Fund	(101)	\$667,622.75
Solid Waste Fund	(226)	96,514.14
Improvement Revolving Fund (Capital Projects)	(246)	10,707.32
Drug Forfeiture Fund	(265)	5,136.92
Golf Course Fund	(510)	3,092.08
Water and Sewer Fund	(592)	607,714.31
Trust and Agency Fund	(701)	25,545.00
Police Bond Fund	(702)	12,864.00
Tax Fund	(703)	702.05
Special Assessment Fund	(805)	279.03
Total:		\$1,430,177.60

Moved by Ms. Conzelman and seconded by Mr. Edwards to approve the consent agenda for the Board of Trustees regular meeting of March 3, 2015.

AYES: Conzelman, Edwards, Arnold, Doroshewitz, Kelly, Reaume
NAYS: Curmi

Motion carried.

F. PUBLIC COMMENTS AND QUESTIONS

Mr. Reaume invited any members of the public who wished to speak to do so at this time. Residents spoke on procedures for obtaining absentee ballots, edited portions of the last regular meeting on the web site, and possible actions as a result of a recent court ruling on property.

G. PUBLIC HEARING

H. COMMUNITY DEVELOPMENT

I. UNFINISHED BUSINESS

- 1) Request for Board Action - Consumers Energy Franchise Ordinance - Second Reading

Moved by Ms. Conzelman and seconded by Mr. Curmi to approve the second reading of Consumers Energy Company Gas Franchise Ordinance, Amendment 14 to Ordinance 1016. Ayes all on a roll call vote.

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

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J. NEW BUSINESS

1) Request for Board Action - Planning Commission Appointments

Moved by Mr. Kelly and seconded by Ms. Conzelman to approve the appointment of Dennis Cebulski, William Pratt and Kay Arnold to the Planning Commission for three (3) year terms expiring June 30, 2018. Ayes all with Ms. Arnold abstaining.

2) Request for Board Action - Board of Review Appointment

Mr. Reaume explained that this appointment would replace Michelle Ludtke who is moving out of the community.

Moved by Mr. Curmi and seconded by Mr. Edwards to appoint Angela Bonnell to the Board of Review for the two (2) year term expiring December 31, 2016. Ayes all.

3) Request for Board Action - Replace Firefighter Turnout Gear

Fire Chief Phillips answered questions regarding having to replace 17 sets of turnout gear, as well as 6 sets of boots and 5 helmets, after ten years due to federal and state regulations.

Moved by Mr. Edwards and seconded by Ms. Arnold to approve the purchase of firefighter turnout gear from Apollo Fire Equipment Company in the amount of \$30,126.35. Ayes all.

4) Request for Board Action - Board of Review Poverty Exemption Guidelines -
Resolution 2015-03-03-08

Moved by Mr. Edwards and seconded by Ms. Arnold to approve Resolution 2015-03-03-08 adopting the guidelines for use by the Township Board of Review, including the federal poverty household income guidelines established by the U.S. Department of Health and Human Services as published by the Michigan State Tax Commission as it may change from year to year. Ayes all on a roll call vote.

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

5) Request for Board Action - Wayne County Permit - Road Maintenance - **Resolution 2015-03-03-09**

Moved by Mr. Curmi and seconded by Ms. Arnold to approve Resolution No. 2015-03-03-09, authorizing execution of the Annual Road Maintenance Permit with Wayne County to allow the Township Supervisor to sign the permits on behalf of the Township with a cover letter reserving

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the Township's right to challenge the indemnification provisions as beyond the authority of the Township. Ayes all on a roll call vote.

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

6) Request for Board Action – App 2115 – Amend Zoning Ord – Nonconforming Lots

Mrs. Radtke explained the Planning Commission's recommendation for the text amendment which would allow parcels of record which do not meet the minimum requirements for width and area to be utilized and developed.

Moved by Mr. Curmi and seconded by Ms. Arnold to approve Application 2155, which would amend the text of Township Zoning Ordinance No. 99 in accordance with proposed Text Amendment 010. Ayes all.

K. SUPERVISOR AND TRUSTEE COMMENTS

Mr. Reaume noted the passage of the two police and fire millage renewals on February 24.

Ms. Conzelman said the absent voter applications for the May 5, 2015 Special Election are about ready to be mailed, and anyone who is not on the permanent absent voter list can request that an absent voter application be mailed to them by calling the Clerk's office. Ms. Conzelman explained that a voter can also obtain an absent voter application by downloading a copy from the Secretary of State's website. Completed applications to vote must be mailed back to the Township or dropped off at Township Hall. There is currently no provision in the law or official position from the Secretary of State's office at the present time that a signed application can be e-mailed or faxed back to the Clerk's office.

Mr. Edwards indicated that the contract with BS&A for software has been approved by Attorney Bennett with some revisions and the statement of work has been reviewed by Mr. Doroshewitz. All that remains is signing the contract and forwarding payment to begin the process.

Mr. Doroshewitz had questions about plowing of neighborhoods and the golf course financial reports.

Mr. Curmi had suggestions for budget planning with regard to the SAFER grant.

L. PUBLIC COMMENTS

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Residents commented on purchase of the snow-making machine, treatment by a Township official while gathering petition signatures in Township Hall, and park closures during construction.

M. CLOSED SESSION:

At 8:03 p.m., Ms. Conzelman moved that a closed session be called for the permissible purposes of discussing pending litigation under OMA Section 8(e). Seconded by Ms. Arnold. Ayes all on a roll call vote.

At 9:27 p.m., Ms. Arnold moved to return to open session. Seconded by Mr. Edwards. Ayes all on a roll call vote.

Moved by Mr. Reaume and seconded by Ms. Arnold to direct the Township Attorney to appeal the Circuit Court's granting of the City of Detroit's motion for summary disposition vs. Wayne County and Raymond J. Wojtowicz in his capacity as Wayne County Treasurer and the Charter Township of Plymouth, Case No. 13-004635CH.

Attorney Bennett advised that the case is not officially closed at the present time, but there is a right for interlocutory appeal.

The motion was then amended as follows:

Moved by Mr. Reaume and seconded by Ms. Arnold to direct the Township Attorney to appeal the Circuit Court's granting of the City of Detroit's motion for summary disposition vs. Wayne County and Raymond J. Wojtowicz in his capacity as Wayne County Treasurer and the Charter Township of Plymouth, Case No. 13-004635CH; and to direct the Township Attorney to appeal both the Circuit Court's granting of the City of Detroit's motion for summary disposition and the Circuit Court's denial of the Charter Township of Plymouth's motion for summary disposition. Ayes all.

Moved by Mr. Reaume and seconded by Ms. Arnold to accept the recommended settlement issued by Administrative Law Judge Susan Sonneborn on February 20, 2015 in the case against Comcast and the Michigan State Public Service Commission, Case No. U17758.

AYES: Reaume, Arnold, Curmi, Doroshewitz, Edwards, Kelly
NAYS: Conzelman

Motion carried.

N. ADJOURNMENT

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Moved by Ms. Arnold and seconded by Mr. Kelly to adjourn the meeting at 9:43pm.

Nancy Conzelman, Township Clerk

CERTIFICATE

The foregoing constitutes a true and correct copy of the Minutes of a meeting of the Charter Township of Plymouth Board of Trustees on _____, 201_, at which meeting members of the Township Board were present and voted as indicated in said minutes and that the said meeting was held in accordance with the Open Meetings Act of the State of Michigan.

Nancy C. Conzelman, Plymouth Township Clerk