

**CHARTER TOWNSHIP OF PLYMOUTH  
BOARD OF TRUSTEES  
REGULAR MEETING  
TUESDAY, SEPTEMBER 8, 2015**

**MINUTES**

Supervisor Price called the meeting to order at 7:00 p.m. and led in the Pledge of Allegiance to the Flag.

**MEMBERS PRESENT:** Shannon Price, Supervisor  
Nancy Conzelman, Clerk  
Ron Edwards, Treasurer  
Charles Curmi, Trustee  
Robert Doroshewitz, Trustee  
Michael Kelly, Trustee

**ABSENT:** Kay Arnold, Trustee, Excused

**OTHERS PRESENT:** Patrick Fellrath, Director of Public Utilities  
Mark Lewis, Chief Building Official  
Mike Mitchell, Director of Parks and Grants  
Dan Phillips, Fire Chief  
Thomas Tiderington, Police Chief  
Kevin Bennett, Township Attorney  
David Richmond, Spalding DeDecker Assoc.  
Alice Geletzke, Recording Secretary  
33 Members of the Public

**D. APPROVAL OF AGENDA**

Regular Meeting - Tuesday, September 08, 2015

Moved by Ms. Conzelman and supported by Mr. Edwards to approve the agenda for the Board of Trustees regular meeting of September 8, 2015. Ayes all.

**E. APPROVAL OF CONSENT AGENDA**

- E.1 **Approval of Minutes:**  
BOT Minutes - 08-18-2015 Proposed
- E.2 **Acceptance of Utility Easements:**
- E.3 **Acceptance of Communications, Resolutions, Reports:**  
Building Department Monthly Report - August 2015  
FOIA Monthly Report - August 2015
- E.4 **Approval of Township Bills:**

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		<b>Year 2015</b>
General Fund	(101)	\$ 235,137.20
Solid Waste Fund	(226)	102,411.38
Improvement Revolving Fund (Capital Projects)	(246)	86,556.04
Drug Forfeiture Fund	(265)	1,308.04
Golf Course Fund	(510)	3,756.56
Water and Sewer Fund	(592)	405,157.49
Trust and Agency Fund	(701)	-0-
Police Bond Fund	(702)	9,935.00
Tax Fund	(703)	-0-
Special Assessment Fund	(805)	12,016.36
<b>Total:</b>		<b>\$ 846,278.07</b>

Moved by Ms. Conzelman and seconded by Mr. Edwards to approve the consent agenda, subject to review of the bills by Mr. Doroshewitz. Ayes all.

**F. PUBLIC COMMENTS AND QUESTIONS**

Mr. Donald Soenen asked that the survey include a question about whether it's important to residents that facilities be physically located within the township; Mr. Chris Hunter asked for clarification on the timing of the park proposals, the makeup of the review committee, and offered to provide input or serve on a committee of residents; Mr. Ed Haggerty asked for information on the recent movie night, audit completion, accounting on the fireworks and private party, legal representation costs and settlement costs for current and past fiscal years, and questioned the omission of provisions in the ethics ordinance for soliciting donations and accepting gifts; Mr. Steven Birmingham asked that notice of the September 22 meeting be sent via e-news to residents; and Mr. Ken Garner questioned his name appearing on two police reports for appearances in the park with his camera.

**G. PUBLIC HEARING**

**H. COMMUNITY DEVELOPMENT**

- 1) Request for Board Action - Community Park, Recreation, Open Space, and Greenway Plan

Board members reviewed the bids received with Mr. Mitchell and discussed the timing of the survey and the plan, makeup of the review committee, and whether or not the plan could be completed in-house.

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It was moved by Mr. Doroshewitz and supported by Mr. Curmi to postpone awarding the contract for the Community Park, Recreation, Open Space, and Greenway Plan until the next meeting.

AYES: Doroshewitz, Curmi, Kelly  
NAYS: Conzelman, Edwards, Price

Motion failed because of a tie vote.

Moved by Ms. Conzelman and seconded by Mr. Edwards to approve to award the contract for the Community Park, Recreation, Open Space, and Greenway Plan to MC Smith Associates.

AYES: Conzelman, Edwards, Price  
NAYS: Doroshewitz, Curmi, Kelly

Motion failed because of a tie vote.

**I. UNFINISHED BUSINESS**

- 1) Request for Board Action - Ethics Ordinance - 2nd Reading

After discussion, it was moved by Ms. Conzelman and seconded by Mr. Kelly to approve the second reading of Ethics Ordinance, Amendment 15 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.

**J. NEW BUSINESS**

- 1) Request for Board Action - Malicious Communications Ordinance – First Reading

A revised copy of the Ordinance was distributed and Mr. Price showed a short film on the tragic results of bullying in schools and on social media. Police Chief Tiderington and Attorney Bennett expressed their views on the importance of having a local ordinance. Mr. Price invited members of the public who wished to speak on the proposed ordinance to do so at this time.

Jerry Vorva, Ed Haggerty, Chris Hunter, Sandra Groth, Steven Birmingham, Bill Carter, Ken Garner, Don Schnettler, Estelle Oliansky, and Duane Zantop expressed their concerns regarding the proposed ordinance. Among subjects brought forward were requests for additional time to study the revisions, concerns regarding constitutionality, feelings of being harassed in the Township workplace, need for clearly defining the intent of the ordinance, and whether the ordinance will quash public dissent. Roy Banks thanked Mr. Price for holding open office hours and for his meetings on Tonquish Creek.

Moved by Mr. Curmi and seconded by Mr. Doroshewitz to postpone the first reading of Malicious Communications Ordinance, Amendment 16 to Ordinance 1016.

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AYES: Curmi, Doroshewitz, Kelly  
NAYS: Conzelman, Edwards, Price

Motion failed because of a tie vote.

Moved by Mr. Edwards and seconded by Ms. Conzelman to approve the first reading of Malicious Communications Ordinance, Amendment 16 to Ordinance 1016.

AYES: Edwards, Conzelman, Price  
NAYS: Curmi, Doroshewitz, Kelly

Motion failed because of a tie vote.

2) Request for Board Action - Qualified Consultants for Engineering Services

Mr. Fellrath reviewed the proposals received and the recommendations for engineering services.

Following is the list of recommended qualified consultants for as-needed engineering services:

Hubbell, Roth and Clark  
OHM Advisors  
Spalding DeDecker  
Wade Trim

Moved by Mr. Edwards and seconded by Mr. Kelly to approve the attached list of qualified engineering consultants to perform as-needed engineering services for the Division of Public Services; Park; and Building and Community Development Departments. Ayes all.

**K. SUPERVISOR AND TRUSTEE COMMENTS**

Mr. Curmi asked for updates on the sidewalk gap plan, road crack sealing, and audit completion.

**L. PUBLIC COMMENTS**

Mr. Ed Haggerty noted that none of his questions had been addressed. Mr. Duane Zantop and Mr. Don Schnettler expressed further concerns about the ethics ordinance, and Ms. Doreen Sharp, an employee at Discovery Middle School, commented that bullying is being handled well in at least two PCCS schools, and wondered why the board seems always to be in a rush to move on agenda items.

**M. ADJOURNMENT**

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Moved by Mr. Edwards and seconded by Ms. Conzelman to adjourn the meeting at 10:05 p.m.  
Ayes all.

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Nancy C. Conzelman, Township Clerk

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Shannon G. Price, Township Supervisor