

**CHARTER TOWNSHIP OF PLYMOUTH
BOARD OF TRUSTEES
REGULAR MEETING
TUESDAY, APRIL 9, 2019**

PROPOSED MINUTES

Supervisor Heise called the meeting to order at 7:00 p.m.

MEMBERS PRESENT: Kurt Heise, Supervisor
Mark Clinton, Treasurer
Charles Curmi, Trustee
Jack Dempsey, Trustee
Robert Doroshewitz, Trustee
Gary Heitman, Trustee
Jerry Vorva, Clerk

MEMBERS ABSENT: None

OTHERS PRESENT: Dan Kudra, Police Lieutenant
Dan Phillips, Fire Chief
Kevin Bennett, Township Attorney
David Richmond, PE, Spalding DeDecker
Laura Haw, AICP, NCI, Planning Director
Cindy Kushner, Finance Director
Sandra Groth, Deputy Clerk
Sue Brams, Executive Assistant to the Supervisor
Alice Geletzke, Recording Secretary
22 Members of the Public

B. PLEDGE OF ALLEGIANCE – Boy Scouts Gabe Schmoll, Ethan Delfin and Joseph Plant.

Supervisor Heise introduced Cynthia Fell, Dispatch Supervisor, and Cassandra Bulmer, Police Service Aid, who were present to accept the Proclamation in honor of National Public Safety Telecommunicators Week. Supervisor Heise also read a letter from Jordyn Sellek of the Conference of Western Wayne who oversees the 911 system. He personally extended his gratitude for Ms. Fell's work on the MSAG (Master Street Address Guide).

Supervisor Heise introduced new Wayne County Commissioner Melissa Daub who offered the services of her office. Trustee Curmi had questions for her regarding the slow County response to road and drainage ditch repairs.

C. APPROVAL OF AGENDA
Tuesday, April 9, 2019

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Moved by Clerk Vorva and seconded by Trustee Dempsey to approve the agenda for the Board of Trustees regular meeting of April 9, 2019.

D. APPROVAL OF CONSENT AGENDA

D.1 Approval of Minutes:

Regular Meeting – Tuesday, March 26, 2019

D.2 Acceptance of Communications, Resolutions, Reports

N/A

D.3 Approval of Township Bills:

FUND	ACCT	ALREADY PAID	TO BE PAID	TOTAL:
General Fund	101	\$2,382,877.42	\$117,485.96	\$2,500,363.38
Solid Waste Fund	226	3,399.52	307.88	3,707.40
Improvement Revolving (Capital)	246	0.00	0.00	0.00
Drug Forfeiture Fund	265	0.00	21,681.30	21,681.30
Drug Forfeiture State	266	331.66	0.00	331.66
Drug Forfeiture IRS	267	0.00	0.00	0.00
Golf Course Fund	510	70,421.10	\$96.09	70,517.19
Senior Transportation	588	3,075.84	153.64	3,229.48
Water/Sewer Fund	592	58,738.10	34,409.99	93,148.09
Trust and Agency	701	6,899.39	0.00	6,899.39

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Police Bond Fund	702	1,950.00	0.00	1,950.00
Tax Pool	703	2,274.73	0.00	2,274.73
Special Assessment Capital	805	0.00	3,670.75	3,670.75
TOTALS:		\$2,707,773.77	\$2,529,967.76	\$177,805.61

Trustee Heitman requested a change on Page 6 of the minutes, under Trustee Comments. He asked that "more than" 50% of the signatures be changed to "almost had". Supervisor Heise asked for a change on Page 5, changing the increases noted from 2.5% for the first three years of the contract to 2%, 2.5% and 2.5%, 3% and 3% for the full five year contract.

Moved by Trustee Heitman and seconded by Clerk Vorva to approve the consent agenda, as amended, for the Board of Trustees regular meeting of April 9, 2019. Ayes all.

E. PUBLIC COMMENTS AND QUESTIONS (Limited to 3 minutes)

Susan Bondie had questions regarding the truck traffic congestion at Five Mile and Beck Roads.

*Copies of Resolutions referred to below are available
in the Clerk's office for public perusal.*

F. NEW BUSINESS

1. Public Hearing on Fence Ordinance Text Amendments, *Clerk Jerry Vorva*

Moved by Trustee Doroshewitz and seconded by Trustee Curmi to open the public hearing at 7:13 p.m. Ayes all on a roll call vote.

Carol Leroue made several suggestions for changes in the amendment such as on Page 46, not requiring the chain link fence to be powder coated in a muted natural color as this would greatly increase costs for someone living on a large piece of property. On Page 47, she had suggestions about openings in decorative fencing for fire hose. On Page 48 she questioned the size and placement of dog runs, and on

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Page 49, Item D, she objected to having the decorative side of fences facing neighbors who are not paying for them.

There being no further public comment, it was moved by Trustee Doroshewitz and seconded by Clerk Vorva to close the public hearing at 7:21 p.m. Ayes all on a roll call vote.

2. Fence Ordinance Text Amendments, **Resolution #2019-04-09-40**, *Planning Director Laura Haw*

Ms. Haw noted that only the sections highlighted in red are the changes to the ordinance. She reviewed the discussions at the public hearing of the Planning Commission and the Study Session of the Board with members of the Planning Commission and Zoning Board of Appeals in attendance.

Board members discussed further the suggestions of Mrs. Leroue, and Ms. Haw said the requirement for powder coating the chain link fencing in muted colors could be stricken, if desired; however, turning the good side of the fence toward the neighbors was a courtesy and standard practice. With many fences now being vinyl, it wasn't often an issue.

Moved by Trustee Doroshewitz and seconded by Treasurer Clinton to approve the final reading of the Text Amendment to Zoning Ordinance No. 99, Article VI (Single Family Residential Fences, with the friendly amendment that chain link fences are not required to be powder coated, **Resolution #2019-04-09-40**, to become effective 7 days after publication. Ayes all on a roll call vote.

3. Historic District Ordinance, First Reading, **Resolution #2019-04-09-41**, *Trustee Jack Dempsey and Planning Director Laura Haw*

Ms. Haw and Trustee Dempsey reviewed the many benefits to adopting an ordinance which provides for the establishment of historic districts, and it was a recommendation of the Arts, Recreation and Heritage Committee of the Citizens Advisory Council that such an ordinance be presented to the Board. The Planning Commission has also heard comments regarding property owner benefits at a public work session. The ordinance provides that districts can only be created by application of an owner of real property within the proposed district. A Federal historic preservation tax credit exists and HB4100 has been introduced to restore the Michigan tax credit. If the bill is signed into law, Township property owners will be enabled to qualify per the ordinance.

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Board members discussed pros and cons of the ordinance and possible locations of historic buildings that might qualify.

Wendy Harless, Chairperson of the Plymouth Preservation Network, spoke regarding their advocacy of preservation in the Township and City. She referred to the website ***PlymouthMIDiscoveries*** which lists some of the historic sites in the Township and to the study by Michigan Preservation Network which found enhanced property values in historic districts in Ann Arbor, Bay City, Grand Rapids and Kalamazoo.

The Board recessed briefly at 8:20 p.m. and returned to open session at 8:30 p.m.

Moved by Trustee Dempsey and seconded by Clerk Vorva to approve the first reading of the proposed Historic District Ordinance #1016, Amendment #23 and, further to schedule the second reading and Board adoption for the regularly scheduled Board of Trustees meeting on April 23, 2019. **Resolution #2019-04-09-41.** Ayes all on a roll call vote.

4. Presentation by Public Safety Committee, Citizens Advisory Council

Committee members Susan Bondie, Tim Keirnan, and Jennifer Wells gave a presentation regarding their goals and their recommendations for both the Fire and Police Departments. Other committee members are Don Howard, James Knittel, Mike Scopone, Richard Sharland, Stephen Yaros, Greg Barterian, and Yousef Hegazi. They also thanked their advisors, Fire Chief Dan Phillips and Police Lieutenants Jon Brothers and Dan Kudra.

5. Legal Opinion regarding GFL Recycling Fee Request – *Attorney Kevin Bennett*

Attorney Bennett reviewed his legal opinion regarding GFL's proposal that the Township agree to modification of the contract, which expires on 9/26/22, regarding recycling. He found the Township is under no contractual obligation to agree to GFL's proposal, though whether to agree to their request is a discretionary consideration for the Board.

Moved by Supervisor Heise and seconded by Clerk Vorva that the Board of Trustees direct the Township Attorney to communicate to GFL our intention to continue residential curbside recycling without additional fee pursuant to our 2015-2022 Waste Hauling Contract with GFL and consistent with the Township Attorney's Opinion Memo of April 3, 2019. Ayes all on a roll call vote.

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6. Approval of Solid Waste Budget for 2019, **Resolution #2019-04-09-42**,
Finance Director Cindy Kushner

Mrs. Kushner reviewed the budget with Board members.

Moved by Clerk Vorva and seconded by Trustee Heitman to approve the Fiscal Year 2019 Charter Township of Plymouth Solid Waste Fund Budget, **Resolution #2019-04-09-42**.

7. Update on 2019 Sidewalk Projects – *Township Engineer Dave Richmond*

David Richmond gave a presentation on the work done thus far on the sidewalk gap and replacement programs. Wayne County Road Initiative Program excess funds are now allowed to be used toward filling sidewalk gaps. Areas identified are Ann Arbor Trail between Township limits and Township Park and on North Territorial from the Township limits to Beacon Meadows Subdivision.

Board members discussed with Mr. Richmond the difficulties in obtaining right-of-ways for easements, placement difficulties, the use of eminent domain, and the possibility of “hawk signal” installation for access continuity to the park from the south side. In the other area, the route around the cemetery is being considered. It was agreed to keep things moving, doing what can be done.

In regard to the repair program, the homeowners are notified of repairs needed, can make them themselves, or the Township makes a resolution regarding the necessity for repair and has the Treasurer assess the homeowner. He reviewed the two sections inspected.

G. SUPERVISOR AND TRUSTEE COMMENTS

Supervisor Heise announced the Township will have a table at the “Chamber Showcase and Taste of Plymouth” at the Inn of St. John’s on Monday, April 15. Township offices will be closed all day Good Friday, pursuant to the new personnel agreements. Friendship Station will be open, however, with a pancake breakfast at 10 a.m. The April 23 meeting will be extremely busy.

Trustee Dempsey announced the hosting by the Plymouth Library of a series of programs that relate to a documentary that will appear on PBS, American Creed.

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Trustee Curmi had comments on forwarding the recreational marijuana opt-out ordinance; requested a Board of Review report; and requested tax abatement applicants send responsible, knowledgeable people to the meetings.

H. PUBLIC COMMENTS AND QUESTIONS (Limited to 3 Minutes)

There were none.

I. ADJOURNMENT

Moved by Trustee Heitman and seconded by Trustee Dempsey to adjourn the meeting at 10:10 p.m. Ayes all.

Jerry Vorva, Township Clerk