

NEW BUSINESS:**1. Proposed Water and Sewer Rate Study by Inland Seas Engineering**

FOTENAKES stated a discussion had been held between herself, **REED**, and **LIEPMANN** concerning sewer and water construction rates. In the absence of **LIEPMANN**, he (Liepmann) requested that **FOTENAKES** recommend to the Flushing Township Board of Trustees that Inland Seas Engineering (Inland Seas) do a study of sewer and water construction rates at a cost of \$7,400.00. **MINAUDO** wanted to know how Inland Seas was selected? **TROTOGOT** stated several years ago Rowe Inc and Inland Seas were approved as the engineers for Flushing Township. Rowe Inc did not want to do the proposed study. **FOTENAKES** stated the money for the proposed construction rate study would come from the Water Fund, which funds could only be used for water and sewer projects. **REED** felt the proposed study was a good idea and would give the Township a better idea of the status of the sewer and water lines in the area. **MINAUDO MOVED**, seconded by Fotenakes to approve the proposed water and sewer rate study by Inland Seas Engineering.

ROLL CALL VOTE:

AYES: Minaudo, Pratt, Reed, Trotogot, Morford, and Fotenakes

NAYS: 0 MOTION CARRIED.

ABSENT: Liepmann

2. Resolution for Adoption of the Genesee County Hazard Mitigation Plan

TROTOGOT received a Resolution from Genesee County regarding the Emergency Management and Homeland Security Plan which is in affect. All townships have been getting involved with the Hazard Mitigation Program and have signed Resolutions which would be given to FEMA. If there are any emergencies/problems in the township, the people affected could be reimbursed. There are no costs involved. **REED MOVED**, seconded by Fotenakes to approve the Genesee County Hazard Mitigation Plan. MOTION CARRIED.

3. Information on the Health Insurance

TROTOGOT stated Flushing Township needed to do a review of the health insurance for employees and the Police Department. Mr. Jack P. Schmitz, Benefits Manager from Burnham & Flowers Insurance Group will do a health insurance review at the Regular Scheduled Board of Trustees Meeting on May 10, 2007. Mr. Jeff Feurt, CFBS, CLTC, of Total Benefit Systems, Inc. will present his health insurance ideas at the June 14, 2007 Regular Scheduled Board of Trustees Meeting,

4. Resolution for Local Governing Body for Charitable Gaming Licenses

STEVEN HEATH (HEATH) and **MARK WINCHE (WINCHE)** stated there was a non-profit organization that would like to have Texas Hold-Ums at Luv Hall on Mt. Morris Road, Flushing, Michigan; **HEATH** currently owns the hall.

The purpose of the Local Governing Body Resolution for Charitabile Gaming Licenses would be to let the municipality know what was going on in the township; the State of Michigan has already approved the license. Per **HEATH**, some of the specifications would be:

- good security would be provided through the martial arts studio
- no alcohol
- no smoking in the building
- all the profits would go to charity. An entry fee would be determined to which a percentage would go to the non-profit organization and the remainder of the money would be awarded in prizes.
- the organization that run the event would pay rental on the hall and in turn pay the workers, dealers, etc.

The non-profit organization involved would be the Community Kids for Martial Science, 2301 N. Saginaw Street, Flint, Michigan 48505 for which the proceeds would go; **HEATH** belongs to the Martial Science organization.

BACKGROUND INFORMATION:

Per **HEATH** to start, there would be one martial arts class one day a week. Under the State of Michigan, there could be classes up to four (4) days a week; the classes would have to be consecutive. One organization could not do back-to-back four (4) days per week. Any organization would be able to use the facilities at Luv Hall. The limit of the prize has been recinded so there would not have to be a \$500 limit which would attract more people and would increase the funds raised for the organization.

FOTENAKES inquired from **ATTORNEY MOULTON** if everything (paperwork) was in order. **ATTORNEY MOULTON** stated there was an extensive statute at the State level governing how and what organizations could do; the statute required the individual to come to the local government and obtain a resolution authorizing the Gaming License. **ATTORNEY MOULTON** stated the issue was legal.

REED wanted more information on a statement she had heard about someone teaching a school? **HEALTH** stated the individual that had the non-profit organization taught martial arts but she also has a martial arts studio. The instructor also teaches to Head Start and home school students; she has done a lot of educational/good base things for life classes.

FOTENAKES stated other organizations could come into the township request the same thing to which **HEATH** has requested. **ATTORNEY MOULTON** stated the proposed resolution pertained only to the specific charity organization (Community Kids for Martial Science). If **HEATH** wanted to operate the same scheme, but with the proceeds going to a different charitable organization, **HEATH** would have to come back to the Flushing Township Board of Trustees. There was nothing in the ordinance that would prohibit refusing the Resolution because it would be contrary to State statute which allowed the gaming license. **ATTORNEY MOULTON** will check further into the Statute for Gaming License. **MINAUDO** wanted to know the length of time of the license. **WINCHE** stated the license was good forever, but for each organization that would want to use the hall for the purpose, they would have to come before the Flushing Township Board of Trustees.

REED MOVED, seconded by Morford to approve the Charitable Gaming License for Steve Heath and Mark Winche. MOTION CARRIED.

5. F.A.N.G.

TROTOGOT would like for the Flushing Township Board of Trustees to review the Invoice received from F.A.N.G. for the 2006-2007 Dues; the ideas needed to be brought back to the May 10, 2007 Board of Trustees Meeting. **TROTOGOT** and **LIEPMANN** were against paying the dues, but felt it would be fair for all the Board members to voice their opinion. **MINAUDO** stated different municipalities have had “meth” problems; it could be a matter of time before a “meth” lab was found in Flushing Township.

COMPARISON: pay the \$11,914 dues verses \$100,000 to clean up a meth lab. **REED** inquired as to who cleaned up the labs. **MINAUDO** stated the State cleaned up the labs. **PRATT** wanted to know if the municipalities had to use the State or could there be another form of insurance? **TROTOGOT** stated there wasn’t another method.

Example: If a truck should come down the highway and drop one hundred (100) gallons of oil on the road, the municipality could not tough the oil – the State had to be called. If the township touched the oil without first calling the State, the township would pay for the clean up. **MINAUDO** stated belonging to F.A.N.G. was actually an insurance policy; the Sheriff’s Possee would not take care of the situation because it would be too expensive.

6. Resolution Regarding a Ballot Proposal to Increase Ad Valorem Taxes for the Renovation, Remodel, Reconstruct and Maintain the former Flushing City Hall as a Public Library

TROTOGOT stated the purpose of the Resolution Regarding a Ballot Proposal to Increase Ad Valorem Taxes for the Renovation, Remodel, Reconstruct and Maintain the

former Flushing City Hall as a Public Library, was to agree to place the issue on the ballot.

The Flushing Township Board of Trustees (Board) has talked about the issue but the Board doesn't have the right to tell the residents they can't vote for the issue. The Board was given the Resolution asking the Township to agree with the City of Flushing to place the issue on the ballot. **MINAUDO** wanted to know if anything would be published in the newspapers or flyers sent out to the residents to explain the issue.

COMMENTS/CONCERNS BY THE FLUSHING TOWNSHIP BOARD OF TRUSTEES:

- **FOTENAKES** stated the City of Flushing was in favor of the issue because it would be cost effective for them (City of Flushing) and not for the township; Flushing Township residents deserved to have the true feelings of the Board as to the issue. The Resolution stated the Board Members was embracing the issue and that it was acceptable.
- **TROTOGOT** stated the Resolution only referred to the residents being able to vote on the issue.
- **PRATT** stated the Board had just voted on the Gaming License for Luv Hall.
- **REED** stated the Gaming License would not cost the township any money.
- **PRATT** stated regardless of how each Board Member felt, the issue needed to go before the Township residents for their vote.
- **FOTENAKES** stated the Resolution stated:
 “the township was in conjunction with the City and this is the best use for the building and that we will pay \$1.8 million for the property to be renovated.”

FOTENAKES felt it was a waste of time and money to put the issue on the ballot and felt the issue would be voted down. The problem being the residents didn't understand the total proposals.

- **TROTOGOT** stated there were two (2) issues at hand:
 1. Now, therefore be it resolved that the City of Flushing shall place upon the May 8, 2007 ballot a proposal to increase Ad Valorem taxes by .35 mil for a period of twenty (20) years.
AND
 2. It is further resolved that the ballot proposal would read
 “Shall the current taxes assessed within the City of Flushing be increased by .35 mil to reconstruct, renovate, remodel and maintain a public library at the former City Hall site at 309 E. Main Street, Flushing, Michigan.”
- **PRATT** stated the Resolution did not state if the Board of Trustees were for or against the idea; it would only be letting the residents make their own decision.
- **REED** stated in 1997, the City's Capitol Improvement Plan was provided for the renovation of the old city hall located in Flushing. In 2002, the city hired an architect to examine the structure and to make all the recommendations. In February 2007, a notation was received that states:
 “a recent discussion with the township resulted in an agreement to place a millage on the May ballot in the amount of .35 mills, which would provide approximately One Hundred Eighty Thousand (\$180,000.00) Dollars per year for the construction.”

REED doesn't remember discussing, with the City of Flushing, the issue of placing the matter on the ballot. In April 20, 2006, the Capitol Improvement Committee met and discussed: 1) use of the existing City Hall; 2) Police Station; 3) study of moving the library to the City Hall; and 4) study of moving the Senior Center to the Library. The Board was never informed of the meeting (April 20, 2006) until February 14, 2007, when a Special Flushing Township Board of Trustees was called for February 16, 2007 at 8:30 a.m. Why couldn't it have waited until the next Board of Trustees meeting? **REED** wanted to know what in the world was going on?

- **FOTENAKES** felt the Resolution was a way for the City to save money on the building. If the Resolution was worded “do we want a new library” and it would cost a certain amount, she (Fotenakes) would be willing to let the people vote for a new library. The proposed Resolution would be a vote for the “old” building that had a four (4) year old architectural price value.
- **FOTENAKES** stated the City would be able to deduct the building’s cost of which the building is worth \$100,000 and the price would be eliminated from the equation.
- **PRATT** stated that the property was City property.
- **FOTENAKES** stated the property on McKinley Road consisted of five (5) acres; there could be a state-of-the-art building placed on the property with the Senior Citizens Group and there would still be plenty of parking area. The price would not be \$1.8 million.
- **PRATT** stated the City of Flushing was trying to keep the historical factor.
- **FOTENAKES** stated she heard the building could only be used for public services and could not be sold to an entity to make money.
- **TROTOGOT** stated he heard there had been an offer made to purchase the building.
- **PRATT** stated **DENNIS BOW (BOW)** had stated they (City of Flushing) would sell the former City Hall if the Flushing Township Board of Trustees didn’t approve the Resolution to place the issue on the ballot.
- **PRATT** (in answer to FOTENAKES) felt the five (5) acres would be a great site, but the voters need to vote on the issue.
- **FOTENAKES** felt the residents were given only one choice on the Resolution; both issues needed to be placed on the ballot.
- **PRATT** felt if the issue was voted down at a particular point, the City would either sell the building and review state-of-the-art factors. Felt the issue should be changed to “do you want a historical site” or “do you want a brand new site”. Perhaps two (2) new Resolutions should be drawn up.
- **REED** felt there would be a lot of money invested into an old building that would not benefit Flushing Township.
- **MINAUDO** wanted to know why the building wasn’t renovated years ago when it was moved.

MORFORD MOVED, seconded by Pratt to postpone the issue until next month and have Dennis Bow come and explain the issue further.

DISCUSSION:

- **MORFORD** stated since the VFW (Flushing) was a newer building and everything was located on one level, why couldn’t the VFW move into the former Flushing City Hall and the library move into the VFW. **OR**
- **MINAUDO** stated the VFW could move into the new Library and make a Senior Center at the VFW.

ACTION OF THE MOTION:

Motion Denied

PRATT MOVED, seconded by (None) to table the issue until we could have a joint meeting again with the City regarding options as well as a Resolution, not only a Resolution to proceed with using the former City Hall but also explore other options jointly with the Flushing Township Board as far as new locations for the library and new construction before we had come to an agreement.

DISCUSSION:

- **FOTENAKES** stated that different locations had been mentioned before but felt the City wanted the particular Resolution. **PRATT** felt the Township Board should propose another joint meeting and sit down with them and if the Board don’t pass the resolution, it would be obvious that the Board does not want to go in the particular direction.

- **MINAUDO** felt that at this particular time it would be up to the Flushing Township Board to make the decision one way or another.

ACTION OF THE MOTION:

Died from Lack of Action

FOTENAKES MOVED, seconded by Reed to not sign the Resolution from the City.

VOICE VOTE:

AYES: Fotenakes, Reed, Minaudo, and Morford

NAYS: Trotogot and Pratt

ABSENT: Liepmann

It was determined that everyone wanted a library someplace but not in the former Flushing City Hall.

7. BS & A Software

TROTOGOT requested to spend \$3,995.00 for a tax equalizer program with BS & A Software (Ann Arbor, Michigan) that would connect Flushing Township with Genesee County’s BS & A tax equalizer system. If the township should decide not to go with BS & A Software, the township would have to pay the County \$400 for each download to their system. Currently, the Assessor, Building Inspector, and Supervisor have the BS & A Software System. The remainder of the office uses Pontem (Resources). **PRATT MOVED**, seconded by Fotenakes to approve BS & A Software for the tax equalizer program at a cost of \$3,995.00.

DISCUSSION:

- **MORFORD** stated Genesee County offers two (2) free days of training; BS & A also offers training to employees.
- **TROTOGOT** stated Flushing Township was the only municipality not on the BS & A Software.
- **FOTENAKES** wanted to know if the training of the employees would be held during the day.
- **TROTOGOT** stated the money for the equalizer program would come out of General Fund.

ROLL CALL VOTE:

AYES: Pratt, Reed, Trotogot, Morford, Fotenakes, and Minaudo

NAYS: 0 MOTION CARRIED.

ABSENT: Liepmann

8. Ditching

TROTOGOT stated a review of all the ditching that needed to be done in Flushing Township had been done by him and Ron Latimer of the Genesee County Road Commission (Road Commission). The money for ditching would come out of the accounts for Road Improvements, Ditching, and Leaf Collection.

The ditching areas affected would be: **1)** West side of Nichols Road from Mt. Morris Road South 3,900 feet at a cost of \$11,967.00; **2)** Frances Road from Duffield Road West to M-13 at a cost of \$16,000; **3)** Turner Road from Stanley Road South 3,550 feet to the Railroad Tracks at a cost of \$11,697; the total would be approximately \$43,000. The Road Improvements has \$75,000 and there is \$75,000 in Ditching/Leaf Pickup.

FOTENAKES stated her daughter, who lives on Dunham Road, has had all kind of road problems. **TROTOGOT** stated most of the water problems on Dunham Road was at the crest of the hill in front of **FOTENAKES’** daughter’s house; both sides of the road (Dunham Road) would have to be ditched and new stone would have to be installed.

TROTOGOT stated County funds might be used for Dunham Road because it was a different situation.

TROTOGOT stated the roads mentioned were the worst in the township. **MINAUDO** wanted to know what the status was for Johnson Road. **TROTOGOT** stated a discussion

was still ongoing with the Genesee County Drain Commission (Drain Commission) because the road had been torn up by the trucks when the sewer line had been installed on Stanley Road.

FOTENAKES MOVED, seconded by Reed to approve the ditching on the three (3) roads with the clarification of Nichols Road for \$43,000.

ROLL CALL VOTE:

AYES: Reed, Trogot, Morford, Fotenakes, Minaudo, and Pratt

NAYS: 0 MOTION CARRIED.

ABSENT: Liepmann

COMMITTEE REPORTS:

REPORTS:

1. **Building Inspector's Report: REED MOVED**, seconded by Fotenakes to approve the Building Inspector's Report. MOTION CARRIED.

BUILDING PERMITS ISSUED:

NEW HOMES		1
ACCESSORY BUILDINGS		1
DECKS		4
REMODELING		1
ADDITIONS		0
GARAGES		0
FENCE PERMITS		0
ROOF REPAIR		0
POOL		0
COMMERCIAL		1
SIGN		0
TOTAL PERMITS ISSUED		8
PERMIT VALUATION FOR MARCH 2006	\$	243,815
PERMIT VALUATION FOR MARCH 2007		407,980
PERMIT FEES COLLECTED FOR MARCH 2007		\$ 2,126
TRAILER INSPECTIONS (2)		100
TRASH AND RECYCLING CHARGES		0
SPECIAL USE PERMIT		0
HOME OCCUPATION PERMIT		0
EARTH REMOVAL PERMIT		0
VARIANCE REQUEST		0
REZONING REQUEST		0
CODE BOOKS		0
FOR A TOTAL OF		\$ 2,226
CONSTRUCTION TO DATE MARCH 2006		1,338,200
CONSTRUCTION TO DATE MARCH 2007		577,210
FOR A DECREASE OF		\$ 760,990

- 2. **Treasurer's Report: REED MOVED**, seconded by Fotenakes to approve the Treasurer's Report. MOTION CARRIED.
- 3. **Police Department Report: REED MOVED**, seconded by Fotenakes to approve the Police Department Report. MOTION CARRIED.

PUBLIC COMMENTS:

8:10 P.M. OPEN FOR PUBLIC COMMENTS
8:10 P.M. CLOSED FOR PUBLIC COMMENTS

BOARD COMMENTS:

- 1. **FOTENAKES** stated she had received a telephone call from a resident on Tim Tam Trail regarding a motor home being parked next door to her home. The motor home has been blocking the resident's view. **TROTOGOT** has checked on the situation and found the resident's property line is approximately ten (10) feet from his driveway to her property line; the motor home is placed next to the garage. The motor home cannot go behind the garage. The motor home is located on the side of the home. **FOTENAKES** felt maybe a letter from **TROTOGOT** would help resolve the issue. **TROTOGOT** stated there were a lot of motor homes in Flushing Township. **ATTORNEY MOULTON** will review the situation and get back with **TROTOGOT**.
- 2. **MINAUDO** wanted to know if there had been any process with the Code Enforcement Officer.

THE NEXT BOARD OF TRUSTEES MEETING IS SCHEDULED FOR THURSDAY, MAY 10, 2007 AT 7:00 P.M.

ADJOURNMENT: There being no further business matters, **TROTOGOT** adjourned the meeting at 8:20 p.m.

JULIA A. MORFORD, Clerk

ANDREW TROTOGOT, Supervisor

APPROVED DATE: _____