

CHARTER TOWNSHIP OF FLUSHING

6524 N. SEYMOUR ROAD
FLUSHING, MICHIGAN 48433
BOARD OF TRUSTEES MINUTES

DATE: JANUARY 13, 2011

TIME: 7:00 P.M.

PHONE: 810-659-0800

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WEB PAGE: <http://www.flushingtowship.com>

ADMINISTRATION MEMBERS

SUPERVISOR: Terry A. Peck

CLERK: Julia A. Morford

TREASURER: William J. Noecker

TRUSTEES

Michael S. Gardner

Scott R. Matzke

Scott P. Minaudo

Mark H. Purkey

TOWNSHIP ATTORNEY:

STEVEN MOULTON

Cooley Moulton & Smith LLP

727 S. Grand Traverse Street

Flint, Michigan 48502

MEETING CALLED TO ORDER at 7:00 p.m. by **SUPERVISOR TERRY A. PECK** with Roll Call and the Pledge of Allegiance to the American Flag.

ROLL CALL: Terry A. Peck, Julia A. Morford, William J. Noecker, Michael S. Gardner, Scott R. Matzke, Scott P. Minaudo, Mark H. Purkey, and Attorney Steve Moulton

MEMBERS ABSENT: None

OTHER INDIVIDUALS PRESENT: Twenty-four (24) other individuals

APPROVAL OF THE AGENDA: PURKEY MOVED, seconded by Matzke to approve the Agenda as presented.

ACTION OF THE MOTION

AYES: 7

NAYS: 0

Motion Carried.

APPROVAL OF PREVIOUS MINUTES: PURKEY MOVED, seconded by Matzke to approve the Minutes of December 9, 2010.

DISCUSSION:

The Treasurer ask the Clerk to amend the minutes of December 9, 2010 with the following motion:

NOECKER MOVED, seconded by Minaudo to amend the Minutes of December 9, 2010 to have added a statement in part "I, Gordon Summers, 8083 Prestonwood Ct, Flushing, MI, would suggest that each and every one of you stand up and pull your belt away, look down and see if you have the testicular fortitude to correct the problem." (Clerk's Note: The amendment will be made on page 8, line one (1), "8:20 P.M. – OPEN FOR PUBLIC COMMENTS".)

ACTION OF THE MOTION

AYES: 5

NAYS: 2

Motion Carried.

PURKEY MOVED, and seconded to amend Page 3, 1-d, *Winter Seeding at the Flushing Township Nature Park*, Discussion, "The seeding is the last...to be completed" to "The seeding is the last obligation per the U.S.D.A. Grant that has to be completed."

ACTION OF THE MOTION

AYES: 7
 NAYS: 0
 Motion Carried.

APPROVAL OF PAYMENT OF BILLS: PURKEY MOVED, seconded by Minaudo to approve the bills as listed.

ACTION OF THE MOTION:

AYES: 7
 NAYS: 0
 Motion Carried

UNFINISHED BUSINESS:

1. 2011 Committee Appointments

GARDNER MOVED, seconded by Noecker to approve the 2011 Committee Appointments for Flushing Township.

DISCUSSION:

The **2011 Charter Township of Flushing Committee Appointments** are as follows:

9-1-1	Terry Peck Scott Matzke Scott Minaudo
Building/Grounds/Bids	Terry Peck William Noecker Julia Morford
Civil Defense Liaison Officer	Chief Dale Stevenson
Police Secretary	Rebecca Harner
Compensation	Orville Yennor – 5 yr. Jim Wood – 4 yr. Mike Glover – 3 yr. Richard Vaughn – 2 yr. Pat Drozdowski – 1 yr.
Condemmed Structures	Terry Peck
Community Development	Terry Peck
Contract Negotiating/Grievance	Terry Peck William Noecker
Elect ion Committee	Julia Morford Scott Matzke Scott Minaudo
Finance Committee	William Noecker Mark Purkey Ken Shumate
Flushing Township Roads	Terry Peck Ronald Hammond
Freedom of Information Coordinator	Julia Morford
Genesee County Parks & Recreation	William Noecker
Genesee County Roads/Bridges	Terry Peck Ronald Hammond
Genesee County Water/Waste	Terry Peck William Noecker

Metro Planning Alliance	
MTA Genesee County Chapter	Julia Morford Pat Drozdowski
Parks and Recreation Committee	Terry Peck Jack Wheatley Martin Slovack Joseph Wisniewski Mike Glover MSU Master Gardner
Police Commissioner	Terry Peck
Senior Center Committee	Ronald Flowers Dan Adamson Shirley Gage
Personnel Committee	Terry Peck Julia Morford William Noecker
Township Sewer/Water Committee	Terry Peck
Web Page Committee	Julia Morford William Westenbarger Aaron Grace
Board of Trustees	Terry A. Peck Julia A. Morford William J. Noecker Michael Gardner Scott Matzke Scott Minaudo Mark Purkey
Planning Commission	Mark Newman Jerome Doyle Richard Buell John Cuddeback Ronald Flowers Robert Gensheimer Mark Purkey
Zoning Board of Appeals	Edward Henneke Richard Vaughn Richard Buell Scott Minaudo James Sarka
Board of Review	Lyle Eavy William Mills Robert Myers
Board Approved 01 13 2011	

ACTION OF THE MOTION:

AYES: 7

NAYS: 0

Motion Carried

NEW BUSINESS:

1-a. 2011 Local Road Construction Improvement Projects/Local Road Act 51 (50/50) Township Allocations

SUPERVISOR PECK stated Flushing Township would be receiving \$21,340.00 from the Genesee County Road Commission (Road Commission) for 50/50 money. In the past, the money has been used for ditching. A road or two (2) will be paved and the ditching has to be done first; the 50/50 money will be used for that ditching. No action has to be taken by the Board.

1-b. Updates to Policies and Procedures Manual

NOECKER MOVED, seconded by Purkey to authorize Attorney Moulton to review the changes to the *Policies and Procedures Manual (Manual)* and get back with the Personnel Committee for review.

DISCUSSION:

At prior board meetings there have been discussions regarding updating the *Policies and Procedures Manual*. Attorney Moulton recommended having someone review the *Manual* and recommend how to change the language. Attorney Moulton would be willing to review the language as he (Attorney Moulton) already has the amendments, per the Board Meeting Minutes, to sections of the *Manual*. Some issues that need to be addressed are the Freedom of Information Act (FOIA), items to be placed on the Agenda, employee buy backs, provisions for public comments, etc.

All the recommendations for changes that have been mentioned by Board Members will be included. It was recommended to have Attorney Moulton review and bring back to the Personnel Committee as well as get information from the other Board Members; the issue will be brought to the March Board Meeting for approval.

The Policies and Procedures Manual was last updated February 2008.

ACTION OF THE MOTION:

AYES: 7

NAYS: 0

Motion Carried

1-c. Change of Patrol Vehicle (Strip One Vehicle and Build Another Vehicle)

PURKEY MOVED, seconded by Minaudo to authorize the Police Department to make the 2004 Ford Explorer road ready and to authorize the Treasurer to get a price range and sell the 2006 Ford Crown Victoria (Car 6).

DISCUSSION:

The Police Chief would like to get the 2004 Ford Explorer (driven by former Det/Sgt Don Gansen) road ready by placing lights, computers, etc. on the Explorer at a cost of \$5,000.00; at the same time remove the 2006 Ford Crown Victoria (Car 6) from operation because it is not road ready. The treasurer would be authorized to get a price range and then advertise to sell Car 6.

It was discussed if Car 6 could be sold first and then apply the money from the sale to update the Explorer. It was discussed whether the Police Department needed another 4-wheel drive vehicle, but the Police Chief needed a regular vehicle, not another four-wheel drive vehicle.

Sgt. Brian Fairchild (Sgt. Fairchild) uses the 2002 Ford Expedition to travel to school, as the Resource Officer, in order to save the mileage; the Expedition is also used in weather emergency situations. The Explorer currently has 52,000 miles on it and will be put in line for regular patrol. Any future vehicles will be two-wheel vehicles.

Some of the police cruisers have over 100,000 miles on them. It was ask if it would be advisable to purchase a new vehicle and put the \$5,000 into the purchase instead of updating the Explorer; SUV's have a longer span for use than a car. The

updates will be done by a company that has been contacted to put the light bars on the vehicle. The logos etc will be put on the vehicles by a local company.

Bids for the 2006 Ford Crown Victoria will be advertised.

ACTION OF THE MOTION:

AYES: 7

NAYS: 0

Motion Carried

1-d. New Computers for the Supervisor and Treasurer

PURKEY MOVED, seconded by Morford to approve the Supervisor and Treasurer purchasing their own computer and printer which will be used for township business. The computers will be “swept” of any township business if either position becomes vacant.

ACTION OF THE MOTION:

AYES: 7

NAYS: 0

Motion Carried

MORFORD MOVED, seconded by Purkey to get three (3) bids for a new printer and then have the Supervisor select the best price.

ACTION OF THE MOTION:

AYES: 7

NAYS: 0

Motion Carried

1-e. Percentage Rate Reduction of Late Payments for Water Bills

This issue will be discussed during the Treasurer’s Report.

1-f. Cleaning/Waxing of the Township Board Room and Kitchen Floor

It was recommended to postpone, until the April Board Meeting, on getting an approval to have the Board Room Floor, Board Room Kitchen Floor, and Foyer Floor cleaned/waxed since the salt does so much damage to the floors. The floors would stay cleaner for a longer period of time.

1-g. Closed Session

7: 50 P.M. ADJOURNED TO CLOSED SESSION

GARDNER MOVED, seconded by Purkey that pursuant to MCL 15.268c that the Board go into Closed Session.

ACTION OF THE MOTION:

ROLL CALL VOTE

AYES: Minaudo, Matzke, Gardner, Purkey, Peck, Noecker, and Morford

NAYS: 0 MOTION CARRIED.

8:17 P.M. RECONVENED TO REGULAR SESSION

GARDNER MOVED, seconded by Purkey to reconvene to regular session.

ACTION OF THE MOTION:

AYES: 7

NAYS: 0

Motion Carried.

COMMITTEE REPORTS:

1. Planning Commission – has been discussing an Ordinance for Medical Marijuana; the Act is very confusing to the whole state and is going to be hard for the local government to do anything with the issue. The Planning Commission is waiting for further clarification on the Act from Attorney Moulton. Please contact your local officials and tell them to fix the issue. (Planning Commission Member Mark Purkey)

REPORTS:**1. Treasurer's Report:**

- a. Late Fees for Delinquent Water Bills: Flushing Township charges ten (10%) percent on late fees for delinquent water bills. Eight (8) townships have been contacted and all eight (8) charge ten (10%) percent except for Fenton which charges one (1%) percent late fee and a \$255.00 quarterly flat fee for sewer and water. Per the Treasurer, no changes will be made at this time.
- b. Request to Pay Bills OnLine: there will be a discussion at the February or March Board Meeting regarding paying tax and water payments on line; a proposal will be forthcoming within the next month or so. Material on using on-line services have been received from the Genesee County Clerks and Treasurers.
- c. Changes for "Bonding of Employees" to the Policies and Procedures Manual: the *Policies and Procedures Manual* will be "tweaked" regarding the language for the bonding of Flushing Township Employees and Board Members.
- d. Interest Rates: investment rates are horrible; several CD's are coming due; one CD was at .25% interest; townships are very restricted by State Law as to what they can do; number one priority is security.
- e. Properties from Land Bank: Flushing Township has received three (3) properties from the Genesee County Land Bank; one (1) of the properties is a very nice six (6) acre parcel which overlaps another property; two (2) of the properties have been sold; Attorney Moulton will take care of the details for the sales.

8:25 P.M. – OPEN FOR PUBLIC COMMENTS

One (1) person gave a comment.

8:27 P.M. CLOSED FOR PUBLIC COMMENTS**BOARD COMMENTS:**

1. **MATZKE** apologized to the public for the actions of the Board; as elected officials we need to take criticism but still act professional.
2. **NOECKER** thanked everyone for coming to the Board Meeting; it is unfortunate things happened the way they did at the last Board Meeting; hope to move forward in a way of decency; will listen to anyone's opinion but will vote the way he feels he should vote; respects anyone's input as his door is always open.
3. **MORFORD** has recently received a lot of phone calls regarding "Closed Sessions" so with the help of **ATTORNEY MOULTON** explained that the "Closed Session" has to be part of the regularly scheduled open meeting; it is more convenient to handle the "Closed Session" either the first or the last part of the meeting in order to get the regular business completed.
4. **SUPERVISOR COMMENTS:**
 - a. Police Negotiations: will be starting soon.
 - b. Flushing Chamber of Commerce Awards Banquet: will be held on Thursday, January 20, 2011, at the Flushing Valley Golf and Country Club. The Flushing Township Employee of the Year is Sgt. Brian Fairchild of the Flushing Township Police Department.
 - c. Flushing Township Nature Park:
 1. Part of a deer was found on the walkway and was properly taken care of.
 2. Several trees have blown down and have been cut up; the wood is on the side of the trail for taking.
 3. "Proceed at your own Risk" Signs have been placed at the Nature Park stating the walkway is closed from December 1 through April 1. If anyone wants to cross country ski, etc. in the area, they must proceed at their own risk.

- d. Board Room Kitchen: some tiles in the kitchen need to be repaired/replaced. Other maintenance work also needs to be done in the Township Hall; a list of repairs will be assembled.
- e. Summer Maintenance Worker: starting in February, applications for summer help will be advertised in the newspapers.
- f. Freedom of Information Fees: will be based on the lowest paid employee capable of obtaining the information; the fee for burning a CD will be based on the hourly wage of the Assessor to burn the CD plus \$1.00. A log book will be kept by the Assessor as to date, who wants a CD, and the purpose. Another book will be kept for any Freedom of Information (FOIA) Requests. Anything that is put on the “white round table” at a regular Board Meeting will be free to the public.

THE NEXT REGULAR SCHEDULED BOARD OF TRUSTEES MEETING WILL BE THURSDAY, FEBRUARY 10, 2011 AT 7:00 P.M. AT THE FLUSHING TOWNSHIP HALL.

ADJOURNMENT: SUPERVISOR PECK adjourned the meeting at 8:40 p.m.

JULIA A. MORFORD, Clerk

TERRY A. PECK , Supervisor

APPROVED DATE: _____

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