

# CHARTER TOWNSHIP OF FLUSHING

6524 N. SEYMOUR ROAD

FLUSHING, MICHIGAN 48433

BOARD OF TRUSTEES MINUTES

DATE: SEPTEMBER 8, 2011

TIME: 7:00 P.M.

PHONE: 810-659-0800

FAX 810-659-4212

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 7:09 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 two (22) other individuals

**APPROVAL OF THE AGENDA: PURKEY MOVED**, seconded by Minaudo to amend the Agenda by removing under "New Business", letter "i", *Rain Gutters*, and adding as letter "i", *Basic Disaster Plan for the Charter Township of Flushing*.

## ACTION OF THE MOTION:

ROLL CALL VOTE:

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

NAYS: 0

Motion Carried

## APPROVAL OF PREVIOUS MINUTES:

- A. AUGUST 11, 2011: PURKEY MOVED**, seconded by Morford to approve the Minutes of August 11, 2011 with the following amendment: **PAGE 3, letter "i":** "Law Enforcement Fund – 2010 is the first year...with an Unreserved Fund Balance" **changed to** "Law Enforcement Fund – 2010 is the first year, in several years, the Revenues exceeded the Expenditures with an Unreserved Fund Balance."

## ACTION OF THE MOTION

AYES: 7

NAYS: 0

Motion Carried.

- B. AUGUST 25, 2011: PURKEY MOVED**, seconded by Minaudo to approve the Minutes of August 25, 2011 as presented.

## ACTION OF THE MOTION

AYES: 7

NAYS: 0

Motion Carried.

**APPROVAL OF PAYMENT OF BILLS: MINAUDO MOVED**, seconded by Purkey to pay the bills as submitted.

**ACTION OF THE MOTION**

AYES: 7  
NAYS: 0  
Motion Carried

**UNFINISHED BUSINESS:**

**1. Approval of Clinic for Non-Emergency Work Related Injuries**

**PURKEY MOVED**, seconded by Morford to approve West Suburban After Hours Clinic, 6429 W. Pierson Road, Ste 10, Flushing MI 48433 as the after hour clinic that will be used by Flushing Township employees for non-emergency services.

**DISCUSSION:**

Different clinics were contacted and it was found that most clinics were only open in the evening hours. It was determined by the Supervisor that if an incident should occur during the day, the employee would go to the Emergency Room of the hospital of their choice. Michigan Municipal League will be notified of the non-emergency services recommendation.

**ACTION OF THE MOTION:**

AYES: 7  
NAYS: 0  
Motion Carried

**NEW BUSINESS:**

**1-a. Genesee County Drain Commissioner Jeff Wright**  
Drain Commissioner Jeff Wright was not present at the meeting.

**1-b. PUBLIC HEARING: Truth and Budgeting**

**PUBLIC HEARING OPENED AT 7:07 P.M.**

In accordance with the law, the below mentioned publication was published in the Flushing Observer on Sunday, August 28, 2011.

**TRUTH IN BUDGETING NOTICE  
CHARTER TOWNSHIP OF FLUSHING  
GENESEE COUNTY**

The Charter Township of Flushing Board of Trustees will hold a Public Hearing on the proposed township budget for fiscal year 2012 at the Flushing Township Hall, 6524 N. Seymour Road, Flushing, Michigan 48433 on Thursday, September 8, 2011 at 7:00 p.m. **\*THE PROPERTY TAX**

**MILLAGE RATE PROPOSED TO BE LEVIED TO SUPPORT THE PROPOSED**

**BUDGET WILL BE A SUBJECT OF THIS HEARING.** A copy of the budget and the tax calculations will be available for public inspection at the above location during normal business hours.

This notice complies with state statutes MCL 141.412 and MCL 211.24e.

William J. Noecker  
Treasurer

THE CHARTER TOWNSHIP OF FLUSHING WILL HOLD A PUBLIC HEARING TO RETURN ITS GENERAL FUND OPERATING LEVY TO .5000 MILL FROM .5139 MILL, THE RATE ROLLED BY GENESEE COUNTY EQUALIZATION. THE DIFFERENCE IS .0139 MILLS AND RETURNS OUR AUTHORIZED MILL TO .5000 MILL. THE TOWNSHIP IS AUTHORIZED TO LEVY 1.0400 MILLS.

THE TOWNSHIP PROPOSES TO LEVY .8064 MILLS ON THE AUTHORIZED .9085 MILLS APPROVED FOR POLICE OPERATIONS. THE PRESENT RATE OF .8287 MILLS, AS ROLLED BY GENESEE COUNTY EQUALIZATION, IF RETURNED TO .8064 MILLS WILL REPRESENT A CHANGE OF 2.69%. THE TOWNSHIP ALSO PROPOSES TO LEVY 2.1171 MILLS FROM AN APPROVED 2.1692 MILLS OF ADDITIONAL POLICE MILLAGE. THE CURRENT RATE IS 2.1757 AS ROLLED BY GENESEE COUNTY EQUALIZATION. IF RETURNED TO 2.1171 MILL THE CHANGE WILL BE 2.69%.

THERE IS ALSO A PROPOSAL TO LEVY .4879 MILL FROM AN APPROVED .5000 ADDITIONAL POLICE MILLAGE. THE CURRENT RATE OF .5014 MILL, AS ROLLED BY GENESEE COUNTY EQUALIZATION, IF RETURNED TO .4879 MILL WILL SHOW A CHANGE OF 2.69%.

THE TRUTH IN TAXATION HEARING WILL BE HELD AT THE REGULAR TOWNSHIP BOARD MEETING ON SEPTEMBER 8, 2011 AT 7:00 PM TO BE HELD AT THE FLUSHING TOWNSHIP HALL, LOCATED AT 6524 N. SEYMOUR RD.

WILLIAM NOECKER, TREASURER

DENNIS A. JUDSON, ASSESSOR

**PURKEY MOVED**, seconded by Matzke to approve the proposed Truth Taxation & Budget 2012-2013 as presented.

**ACTION OF THE MOTION:**

AYES: 7

NAYS: 0

Motion Carried

**PUBLIC HEARING CLOSED AT 7:12 P.M.**

**1-c. PUBLIC HEARING: Coldwater Road Extension – Special Assessment District**

**PUBLIC HEARING OPENED AT 7:13 P.M.**

**Public Hearing Notice  
Charter Township of Flushing**

The Charter Township of Flushing Board of Trustees has tentatively approved creation of a special assessment district for the repair and maintenance of the Coldwater Road Extension, and has scheduled a public hearing to consider final approval of the Coldwater Road Special Assessment District for **THURSDAY, SEPTEMBER 8, 2011, AT 7:00 P.M.** The hearing will take place at the Township offices, **6524 N. Seymour Road, Flushing, MI 48433**, as part of the Board of Trustee’s monthly meeting.

The properties included in the special assessment district are the 15 properties for which the Coldwater Road Extension serves as the means of ingress and egress to McKinley Road.

The special assessment will be \$200.00 per year per parcel, included on the annual property tax bills, and shall be in effect for ten (10) years commencing with 2012 and ending 2021.

The petition and plat maps and property records may be reviewed at the Township office.  
Julia Morford, Clerk

Charter Township of Flushing

**RESIDENTS PRESENT IN THE AUDIENCE:**

- 1. **Fred W. Meredith**, 9086 Coldwater Road, Flushing MI 48433 – In Favor of the Assessment

**A letter of correspondence dated September 8, 2011 was received which stated:**

“We the undersigned residents of Coldwater Road Extension wish to express to the Flushing Township Board that we are **very much in favor** of the Special Assessment District. We regret that we are unable to attend the meeting of September 8, 2011 but do want the Agreement approved:

- 1. Fred W. Meredith, 9086 W. Coldwater Road, Flushing MI 48433 (was in attendance at Public Hearing)
- 2. **Debra Criswell**, 9109 W. Coldwater Road, Flushing MI 48433
- 3. **Mark St. John**, 9139 W. Coldwater Road, Flushing MI 48433
- 4. **Craig Gagne**, 9176 W. Coldwater Road, Flushing MI 48433
- 5. **Sarah St. John**, 9223 W. Coldwater Road, Flushing MI 48433
- 6. **Brenda White**, 9258 W. Coldwater Road, Flushing MI 48433
- 7. **Melissa Condron**, 9085 W. Coldwater Road, Flushing MI 48433
- 8. **Bryan Purkey**, 9133 W. Coldwater Road, Flushing MI 48433
- 9. **Bobbie Morin**, 9037 W. Coldwater Road, Flushing MI 48433
- 10. **Apolonio Pardo Jr**, 9090 W. Coldwater Road, Flushing MI 48433
- 11. **Andrea Lamay**, 9115 W. Coldwater Road, Flushing MI 48433
- 12. **Donald O’Guinn**, 9144 W. Coldwater Road, Flushing MI 48433
- 13. **Donald O’Guinn**, 9098 W. Coldwater Road, Flushing MI 48433
- 14. **Regina Irwin**, 9063 W. Coldwater Road, Flushing MI 48433”

- One (1) resident’s name was missing.
- Eight (8) of the residents had to be in favor of the assessment for it to pass fifty-one (51%) percent.

\* \* \* \* \*

**THE LETTER WHICH WAS SENT TO ALL THE RESIDENTS ON COLDWATER ROAD EXTENSION:**

August 29, 2011

**RE: COLDWATER ROAD EXTENSION - SPECIAL ASSESSMENT DISTRICT**

Dear Property Owner:

At the meeting of the Charter Township of Flushing Board of Trustees held on August 11, 2011, the Board received a Petition requesting creation of a special assessment district for the repair and maintenance of the Coldwater Road Extension. The Petition was signed by all property owners of record with frontage on the Extension and by the owners of record of several additional properties for which the Extension provides ingress and egress to McKinley Road.

The Board tentatively approved the special assessment district and has scheduled a public hearing to consider final approval of the Coldwater Special Assessment District for **THURSDAY, SEPTEMBER 8, 2011, AT 7:00 P.M.** The hearing will take place at the Township offices, **6524 N. Seymour Road, Flushing, MI 48433**, as part of the Board of Trustee’s monthly meeting.

The properties included in the special assessment district and the current owners of record are as follows:

| NAME                                | ADDRESS                | PARCEL NO.    |
|-------------------------------------|------------------------|---------------|
| Bobbie Morin                        | 9037 W. Coldwater Road | 08-22-200-038 |
| Regina Irwin                        | 9063 W. Coldwater Road | 08-22-200-039 |
| Melissa Condron                     | 9085 W. Coldwater Road | 08-22-200-040 |
| Fred Meredith                       | 9086 W. Coldwater Road | 08-15-400-006 |
| Apolonio Pardo Jr.                  | 9090 W. Coldwater Road | 08-15-400-007 |
| Donald O'Guinn                      | 9098 W. Coldwater Road | 08-15-400-038 |
| Tory Wier                           | 9099 W. Coldwater Road | 08-22-200-056 |
| Dorothy Champion/<br>Debra Criswell | 9109 W. Coldwater Road | 08-22-200-034 |
| Gary Lamay                          | 9115 W. Coldwater Road | 08-22-200-055 |
| Bryan Purkey                        | 9133 W. Coldwater Road | 08-22-200-031 |
| Mark St John                        | 9139 W. Coldwater Road | 08-22-200-069 |
| Donald O'Guinn                      | 9144 W. Coldwater Road | 08-15-400-008 |
| Craig Gagne                         | 9176 W. Coldwater Road | 08-15-400-009 |
| Ernest St John                      | 9223 W. Coldwater Road | 08-22-200-070 |
| Brenda White                        | 9258 W. Coldwater Road | 08-22-200-029 |

The special assessment will be \$200.00 per year per parcel, included on the annual property tax bills.

The term of the special assessment shall be ten (10) years commencing 2012 and ending 2021.

Property owners or others who want to express an opinion or provide comments to the Board for or against creation of the special assessment district should attend the meeting and/or provide written comments to the Board. Written comments should identify the property, the property owner, contain a signature and be mailed or delivered to the Township office no later than Thursday, September 1, 2011.

Sincerely,  
Julia A. Morford, Clerk

\* \* \* \* \*

**PURKEY MOVED**, seconded by Noecker to approve the Special Assessment District and a Special Assessment Roll of the property owners identified in the Special Assessment Notice that was provided to all of the owners; the Special Assessment to be in affect for ten (10) years starting with 2012 and ending in 2021 with each parcel to be assessed \$200.00 per year as long as it is part of the Special Assessment District

**ACTION OF THE MOTION:**

ROLL CALL VOTE:

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

NAYS: 0

Motion Carried

**1-d. August Monthly Budget**

**PURKEY MOVED**, seconded by Minaudo to approve the August Monthly Budget as presented.

**ACTION OF THE MOTION:**

AYES: 7

NAYS: 0

Motion Carried

**1-e. EMC Insurance Company - Ted Hartleb Agency**

**NOECKER MOVED**, seconded by Purkey to approve the renewal of property and liability insurance through Ted Hartleb Agency of Kalamazoo, Michigan.

**DISCUSSION:**

The insurance renewal coverage will be for the period of September 2, 2011 through September 1, 2012 and will be at a cost of \$27,336.00 for the year. The Treasurer did some research and found the premium has decreased even though the township has added additional coverage and there has been a small court claim.

**ACTION OF THE MOTION:**

ROLL CALL VOTE:

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

NAYS: 0

Motion Carried

**1-f. MTA "On the Road" Fall 2011 Regional Meeting – Frankenmuth**

**PURKEY MOVED**, seconded by Gardner to approve anyone that would like to go to the *MTA On the Road* Conference on Monday, October 10, 2011, in Frankenmuth, at an early bird rate of \$89.00 each, please contact the Clerk by next Wednesday.

**ACTION OF THE MOTION:**

AYES: 7

NAYS: 0

Motion Carried

**1-g. Registration/Housing for the 2012 MTA Educational Conference and Expo**

**MINAUDO MOVED**, seconded by Purkey to approve reserving hotel rooms for the *MTA Educational Conference and Expo* in Detroit, MI in January 2012.

**ACTION OF THE MOTION:**

ROLL CALL VOTE

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

NAYS: 0

Motion Carried.

**1-h. Police Millage**

There is a Police Millage Renewal coming up in November 8, 2011. It was felt the millage renewal is a very sensitive issue. Per the Treasurer, in the 2013 Budget, it will reflect a \$240,000 reduction in what the Police Millage was in 2007-2008. At the same 3.114 Mills, by the values of home decreasing, it generates \$240,000.00 less to run a Police Department today than when it did when the former Board ask for a 1 Mill increase.

**PURKEY MOVED**, seconded by Gardner to postpone the Police Millage for one month.

**DISCUSSION:**

The Clerk stated she had received a lot of calls wanting information as to how and what the millage would cover. It was ask if a Town Hall Meeting could be held to answer some of the questions. It was also recommended to post an informational article on the Web or to have the Supervisor, Clerk, and Treasurer gather facts and have the Flint Journal Reporter place an article in the newspaper.

**ACTION OF THE MOTION:**

ROLL CALL VOTE

AYES: 7

NAYS: 0

Motion Carried.

**1-i. Basic Disaster Plan for the Charter Township of Flushing**

**MINAUDO MOVED**, seconded by Purkey to approve the *Basis Disaster Plan for the Charter Township of Flushing* and to send a copy to the Sheriff's Department.

**DISCUSSION:**

The Disaster Plan is now handled through the Genesee County Sheriff's Department. The Plan has to be updated yearly so that in case of an emergency, everyone will know who is responsible for what. It is the responsibility of the Supervisor and Police Chief to work together. Flushing Township Assessor Dennis Judson and Supervisor Terry Peck along with Jenifer Boyer, Director of Emergency Management for Genesee County, has been working to update the Plan.

**ACTION OF THE MOTION:**

AYES: 7

NAYS: 0

Motion Carried.

**COMMITTEE REPORTS:**

None

**REPORTS:**

1. **Treasurer's Report:** **GARDNER MOVED**, seconded by Purkey to accept the Treasurer's Report as submitted.

**7:32 P.M. – OPEN FOR PUBLIC COMMENTS**

Two (2) individuals gave their comments.

**7:40 P.M. - CLOSED FOR PUBLIC COMMENTS**

**BOARD COMMENTS:**

1. **MORFORD** reminded the Board Members about the *MTA Genesee County Chapter Meeting* on Thursday, September 15, 2011 at Davison Township.
2. **SUPERVISOR PECK'S COMMENTS:**
  - a. Updates of Road Repairs:
    1. Gillette Road and Stanley Road has recently been repaired; next year (2012) the roads will be chip and sealed.
    2. Carpenter Road has been completed repaired between McKinley Road and Cedardale Drive; calls have been received by the Township regarding speeders on the new road.
    3. Coldwater Road will soon be repaired between Seymour Road and M-13 and should be completed by the end of September. A culvert has been replaced on Coldwater Road a short distance from Turner Road; the ditching (on Coldwater Road) has to be completed before the repair work can be done. Next year the road will be chip and sealed.
  - b. Carpenter Road (between Deland Road and Elms Road): something will have to be done next year on Carpenter Road in front of the Flushing Middle

School; the Supervisor will be looking into grants, through the school system, and other resources to see if the township can get help with the repair work.

- c. Basic Disaster Plan: the Supervisor will be attending six (6) classes in order to get updated with the Disaster Plan; the Clerk, Treasurer, and Police Chief will also be taking some of the classes in the next few months in order to be up to date.
- d. Police Department Contracts:
  - 1. the township was not able to get a contract with the Patrolmen so it will be going to Arbitration.
  - 2. Negotiations are ongoing with Sgt Brian Fairchild with a new three (3) year proposal.
  - 3. Negotiations are ongoing with the Police Chief for a new two (2) year proposal.
  - 4. Letters have been sent to the Teamsters Union to start negotiations with the office personnel starting in November.
- e. Hazardous Waste Day: will be held on Saturday, October 8, 2011 from 10:00 a.m. to 2:00 p.m. for the public to drop off such items as electronics, paints, and hazardous materials. Stay tune for more details.

**THE NEXT REGULAR SCHEDULED BOARD OF TRUSTEES MEETING WILL BE THURSDAY, OCTOBER 13, 2011 AT 7:00 P.M. AT THE FLUSHING TOWNSHIP HALL.**

**ADJOURNMENT: PURKEY MOVED,** seconded by Minaudo to adjourn the meeting at 7:50 p.m.

\_\_\_\_\_  
JULIA A. MORFORD, Clerk

\_\_\_\_\_  
TERRY A. PECK , Supervisor

APPROVED DATE: \_\_\_\_\_