

CHARTER TOWNSHIP OF FLUSHING

6524 N. SEYMOUR ROAD

FLUSHING, MICHIGAN 48433

BOARD OF TRUSTEES MINUTES

DATE: NOVEMBER 8, 2012

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 7:00 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: 0

OTHER INDIVIDUALS PRESENT: Thirty-eight (38) other individuals

APPROVAL OF THE AMENDED AGENDA: PURKEY MOVED, seconded by Matzke to amend the Agenda: New Business, A – Closed Session - Presentation by Attorney Mike Edmunds and E – Revision of Number 6 of the Litigation Policy (page 6) of the Board of Trustees Minutes for September 13, 2012.

ACTION OF THE MOTION

AYES: 7

NAYS: 0

Motion Carried.

APPROVAL OF PAYMENT OF BILLS: PURKEY MOVED, seconded by Morford to pay the bills as presented.

ACTION OF THE MOTION

ROLL CALL VOTE:

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

NAYS: 0

Motion Carried.

UNFINISHED BUSINESS:

1. PA System in the Auditorium – The issue was tabled.
2. Review of Ordinances – The issue was tabled.

NEW BUSINESS:

1-a. 7:03 P.M. – CLOSED SESSION

GARDNER MOVED, seconded by Purkey that pursuant to MCL 15.268(8)(e) I move that we go into Closed Session to consult with attorneys regarding trial or settlement strategy in connection to specific litigation and also to discuss litigation policies.

ACTION OF THE MOTION:

ROLL CALL VOTE:

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

NAYS: 0

Motion Carried

7:54 P.M. – GARDNER MOVED, seconded by Purkey to reconvene to Regular Session.

ACTION OF THE MOTION:

ROLL CALL VOTE:

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

NAYS: 0

Motion Carried

GARDNER MOVED, seconded by Purkey to update the Litigation Policy to read as follows:

“Any current or former employee of Flushing Township, including elected officials, shall be entitled to reimbursement for expenses incurred to appear in any court proceeding in which the person has been sued as a result of actions the person took within the scope of the person’s employment with Flushing Township.

In addition, any current or former employee of Flushing Township, including elected officials, who is called as a witness by Flushing Township in any lawsuit shall be entitled to reimbursement for expenses incurred to appear and testify, whether the person testifies or not, so long as the person is not entitled to a witness fee by law.

A witness traveling by his or her personal vehicle to or from the place where testimony is to be given shall be compensated for mileage at the rate then provided by the Internal Revenue Service. In addition, each witness shall be reimbursed for actual out-of-pocket expenses, including lodging (not to exceed \$75 per night) and meals (not to exceed \$15 per meal) where the witness is required to appear more than 50 miles from his residence and attendance is required on two consecutive days in the case of lodging and more than 6 hours in the case of meals.” (Number 6 of the Litigation Policy had approved at the September 13, 2012 Meeting; the current wording is an update from the Attorney).

ACTION OF THE MOTION:

ROLL CALL VOTE:

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

NAYS: 0

Motion Carried

1-b. Review of Chip and Seal Project for Frances Road between Seymour Road and Nichols Road

GARDNER MOVED, seconded by Minaudo to pay \$18,802.14 to Montrose Township for the Chip and Seal Project on Frances Road between Seymour Road and Nichols Road (the project has been complete). Montrose Township paid the total bill which was \$37,604.29. (\$37,604.29 x 2).

ACTION OF THE MOTION:

ROLL CALL VOTE:

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

NAYS: 0

Motion Carried

1-c. Renewal of Assessment Administration Certification

PURKEY MOVED, seconded by Minaudo to pay \$150 for the Assessment Administration Certification for the Township Assessor.

ACTION OF THE MOTION:

ROLL CALL VOTE:

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

NAYS: 0

Motion Carried

1-d. Thank You Letter from Community State Bank

Flushing Township was chosen to be a recipient of the Community Care Fund of Community State Bank and was presented with a \$180.23 check on October 11, 2012 from the Bank.

The Community Care Fund makes contributions to a variety of local and statewide nonprofit organizations and Community State Bank was proud that the Charter Township of Flushing Nature Park was chosen as the recipient.

The Care Fund is funded by contributions made by bank employees via payroll deductions and from bank customers with jars placed in each banking office lobby from Montrose, Albee, Flushing and New Lothrop Offices.

A thank you letter was sent from Flushing Township.

COMMITTEE REPORTS:

None

REPORTS:

1. **Treasurer’s Report: MINAUDO MOVED**, seconded by Morford to approve the Treasurer’s Report as submitted.

ACTION OF THE MOTION:

AYES: 7

NAYS: 0

Motion Carried

8:00 P.M. – OPEN FOR PUBLIC COMMENTS

Two (2) individuals gave their comment.

8:03 P.M. - CLOSED FOR PUBLIC COMMENTS

BOARD COMMENTS:

1. **MATZKE:** thanked everyone for their support; Congratulations to everyone on their campaigns.
2. **PURKEY:** congratulated everyone on their campaigns; had heard about all the horror stories on election day and decided to vote in person which averaged about twenty (20) minutes per person; everyone did a great job on Election Day.
3. **MINAUDO:** thanked everyone for their support; congratulations to everyone that won; had a great time serving with the current board.
4. **GARDNER:** Read a poem from Rudyard Kipling that was written in 1919 entitled: The Gods of the Copybook Headings:
*“As I pass through my incarnations in every age and race,
I make my proper prostrations to the Gods of the Market Place.*

*Peering through reverent fingers I watch them flourish and fall,
And the Gods of the Copybook Headings, I notice, outlast them all.*

*We were living in trees when they met us. They showed us each in turn
That Water would certainly wet us ,as Fire would certainly burn:
But we found them lacking in Uplift, Vision and Breadth of Mind,
So we left them to teach the Gorillas while we followed the March of
Mankind.*

*We moved as the Spirit listed. They never altered their pace,
Being neither cloud nor wind-borne like the Gods of the Market Place;
But they always caught up with our progress, and presently word would
come
That a tribe had been wiped off its icefield, or the lights had gone out in
Rome.*

*With the Hopes that our World is built on they were utterly out of touch,
They denied that the Moon was Stilton; they denied she was even Dutch;
They denied that Wishes were Horses; they denied that a Pig had Wings;
So we worshipped the Gods of the Market Who promised these beautiful
things.*

*When the Cambrian measures were forming, They promised perpetual
peace.
They swore, if we gave them our weapons, that the wars of the tribes
would cease.
But when we disarmed They sold us and delivered us bound to our foe,
And the Gods of the Copybook Headings said: “Stick to the Devil you
know.”*

*On the first Feminian Sandstones we were promised the Fuller Life
(Which started by loving our neighbor and ended by loving his wife)
Till our women had no more children and the men lost reason and faith,
And the Gods of the Copybook Headings said: “The Wages of Sin is
Death.”*

*In the Carboniferous Epoch we were promised abundance for all,
By robbing selected Peter to pay for collective Paul;
But, though we had plenty of money, there was nothing our money
could buy,
And the Gods of the Copybook Headings said: “If you don’t work you
die.”*

*Then the Gods of the Market tumbled, and their smooth-tongued
wizards withdrew
And the hearts of the meanest were humbled and began to believe it was
true
That All is not Gold that Glitters, and Two and Two make Four—
And the Gods of the Copybook Headings limped up to explain it once
more.*

* * * * *

*As it will be in the future, it was at the birth of Man –
There are only four things certain since Social Progress began: --
That the Dog returns to his Vomit and the Sow returns to her Mire,
And the burnt Fool’s bandaged finger goes wabbling back to the Fire;*

*And that after this is accomplished, and the brave new world begins
When all men are paid for existing and no man must pay for his sins,
As surely as Water will wet us, as surely as Fire will burn,
The Gods of the Copybook Headings with terror and slaughter return!”*

- 5. **NOECKER:** thanked everyone for their support and respect those that opposed him in a respectful way; his solemn pledge and oath he won't ever attempt, support or give a penny to sign a petition for in any way for the newly elected officials for a recall like the night he was sworn in when he brought three (3) of his daughters and half a dozen of his grand children to watch the swearing in, before he could sit down he was approached by some people that he was going to be recalled. **NOECKER** appreciated the opportunity to serve the community.
- 6. **MORFORD:** the Township keeps the absentee ballots on location with the containers sealed and locked in a separate room; they are not delivered to the County – only pertinent documents such as the POM card (which has all the results of the election) that goes into the M-100 Tabulator, the Poll Book, seals from both the M-100 Tabulator and the AutoMark Machine; if anyone has questions, please come into the Township and get the correct information instead of spreading rumors. Flushing Township had its first Absentee Ballot Voter Counting Board – the election inspectors went into the Counting Room on Tuesday , November 6 and came out on Wednesday, November 7, 2012; it takes time for almost 3,000 pages to go through the M-100 Tabulator. Roberta Acosta, M-Live Reporter had a tentative count. The Board of Canvassers has to determine the final results. **MORFORD** stated it had been an amazing four (4) years and has enjoyed the Board even though there have been different opinions; the next four (4) years will be very challenging.
- 7. **SUPERVISOR PECK:** we all had the same goal and that was to do the best that we could for the residents of the Township; Good Luck and I wish my best to everyone; he is always willing to help anyone that he can;

THE NEXT REGULAR SCHEDULED BOARD OF TRUSTEES MEETING WILL BE THURSDAY, DECEMBER 13, 2012 AT 7:00 P.M. AT THE FLUSHING TOWNSHIP HALL.

ADJOURNMENT: Due to lack of business issues, SUPERVISOR PECK adjourned the meeting at 8:13 p.m.

JULIA A. MORFORD, Clerk

TERRY A. PECK , Supervisor

APPROVED DATE: _____