

**CHARTER TOWNSHIP OF COMMERCE
REGULAR BOARD OF TRUSTEES MEETING**

Tuesday, December 11, 2007

2840 Fisher Avenue

Commerce Township, Michigan 48390

CALL TO ORDER: Supervisor Thomas Zoner called the meeting to order at 7:00 p.m. and introduced the members of the Board.

PLEDGE OF ALLEGIANCE TO FLAG

ROLL CALL: Present: Thomas K. Zoner, Supervisor
Sandra Abrams, Clerk
Susan Gross, Treasurer
Debra Kirkwood, Trustee
Robert Long, Trustee
Daniel Munro, Trustee
Rick Sovel, Trustee

Absent: None

Also Present: Phillip Adkison, Township Attorney
Hans Rentrop, Township Attorney
Jay James, Giffels-Webster Engineers

APPROVAL OF MINUTES

MOTION by Abrams, supported by Sovel, to approve the Regular Township Board Meeting Minutes of November 13, 2007, as submitted.

MOTION CARRIED UNANIMOUSLY

PRESENTATIONS:

Robert McGee

MOTION by Gross, supported by Abrams, to approve the Resolution honoring Robert McGee.

MOTION CARRIED UNANIMOUSLY

Dennis Davis

MOTION by Abrams, supported by Munro, to approve the Resolution honoring Dennis Davis.

MOTION CARRIED UNANIMOUSLY

**PETITIONS:
Special Projects #27**

MOTION by Gross, supported by Abrams, to approve the Resolution of the Township Board of the Charter Township of Commerce, Tentatively Declaring Its Intention to Establish a Special Assessment District to be known as Special Projects No. 27.

MOTION CARRIED UNANIMOUSLY

ITEM 1:12-11 APPROVAL OF AGENDA

MOTION by Gross, supported by Abrams, to approve the Agenda with the following additions: Under New Business, add Item I; Library Funds and Item J; Receiving Board.

MOTION CARRIED UNANIMOUSLY

ITEM 2:12-11 PUBLIC COMMENTS

Discussion regarding AT&T.

ITEM 3:12-11 PUBLIC HEARINGS

A. CDBG- Resolution to Reprogram 2005 CDBG

Supervisor Zoner opened the Public Hearing.
No one present had any comments or objections.
Supervisor Zoner closed the Public Hearing.

MOTION by Munro, supported by Abrams, to approve the Resolution to Reprogram 2005 Community Development Block Grant Money by the Charter Township of Commerce.

MOTION CARRIED UNANIMOUSLY

ITEM 4:12-11 BOARD APPOINTMENTS

A. Parks & Recreation- David Schultz- 1 year term

MOTION by Zoner, supported by Munro, to approve the appointment of David Schultz to the Parks & Recreation Committee for a one year term.

MOTION CARRIED UNANIMOUSLY

ITEM 5:12-11 CONTRACTS AWARDS AND AGREEMENTS

A. Grinder Pump Contract Extension

MOTION by Kirkwood, supported by Abrams, to approve the extension of the Grinder Pump Contract with C & E Construction Co., Inc, for two more years.

MOTION CARRIED UNANIMOUSLY

B. NoHaz- North Oakland Household Hazardous Waste Consortium

MOTION by Abrams, supported by Kirkwood, to approve the North Oakland Household Hazardous Waste Consortium.

MOTION CARRIED UNANIMOUSLY

C. Oakland County Investment Pool Contract

MOTION by Gross, supported by Abrams, to approve the Agreement between the County of Oakland and the Charter Township of Commerce.

MOTION CARRIED UNANIMOUSLY

ITEM 6:12-11 INTRODUCTIONS

A. An Amendment to Ordinance No. 102-06-00, the Charter Township of Commerce Motor Carrier Safety Ordinance, to be known as Ordinance No. 102-06-01

MOTION by Munro, supported by Sovel, to Introduce an Amendment to Ordinance No. 102-06-00, the Charter Township of Commerce Motor Carrier Safety Ordinance, to be known as Ordinance No. 102-06-01, and publish and post in the manner prescribed by law and bring back for Adoption at the next regular scheduled Township Board of Trustees Meeting.

MOTION CARRIED UNANIMOUSLY

B. An Amendment to Ordinance No. 79, the Charter Township of Commerce Fee Ordinance, to be known as Ordinance No. 79-07-34

MOTION by Gross, supported by Abrams, to Introduce an Amendment to Ordinance No. 79, the Charter Township of Commerce Fee Ordinance, to be known as Ordinance No. 79-07-34, and publish and post in the manner prescribed by law and bring back for Adoption at the next regular scheduled Township Board of Trustees Meeting.

MOTION CARRIED UNANIMOUSLY

C. Citizens Republic Bank Z07-10- Rezoning Petition from O (Office) to B-2 (Community Business), Sidwell Number 17-24-476-037

MOTION by Abrams, supported by Gross, to approve for Introduction an Amendment to the Charter Township of Commerce Zoning Ordinance, No. 55, to be known as Ordinance No. 55-

MOTION cont'd:

07-201, and publish and post in the manner prescribed by law and bring back for Adoption at the next regular scheduled Township Board of Trustees Meeting.

MOTION CARRIED UNANIMOUSLY

ITEM 7:12-11 ADOPTIONS

A. T & C Federal Credit Union Z 07-09- Rezoning Petition from R-1D (Single Family Residential) to O (Office), Sidwell Number 17-01-478-001 & 002

MOTION by Abrams, supported by Munro, to approve for Adoption an Amendment to the Charter Township of Commerce Zoning Ordinance No. 55, to be known as Ordinance No. 55-07-200, and publish and post in the manner prescribed by law.

MOTION CARRIED UNANIMOUSLY

B. An Amendment to Ordinance No. 62, the Charter Township of Commerce Water and Sewer Ordinance, to be known as Ordinance No. 62-07-37

MOTION by Abrams, supported by Munro, to Adopt an Amendment to Ordinance No. 62, the Charter Township of Commerce Water and Sewer Ordinance, to be known as Ordinance No. 62-07-37, and publish and post in the manner prescribed by law.

MOTION CARRIED UNANIMOUSLY

ITEM 8:12-11 SITE CONDOMINIUMS AND PLATS

None

ITEM 9:12-11 CONSENT AGENDA

A. 2008 Meeting Schedules for Township Boards and Commissions

B. Township Hall & Library Holiday Schedules

C. Resolution for Approval of Bank Depositories

D. Resolution for Township Budget Amendment 07-07

MOTION by Abrams, supported by Gross, to approve the Resolution of the Township Board of the Charter Township of Commerce Consent Agenda with the removal of Items A, B & D.

ROLL CALL VOTE:

AYES: Gross, Abrams, Long, Sovel, Munro, Kirkwood, Zoner

NAYS: None

ABSENT: None

MOTION CARRIED UNANIMOUSLY

A. 2008 Meeting Schedules for Township Boards and Commissions

MOTION by Gross, supported by Abrams, to approve the 2008 Meeting Schedules for the Township Boards and Commissions, as corrected.

MOTION CARRIED UNANIMOUSLY

B. Township Hall & Library Holiday Schedules

MOTION by Abrams, supported by Gross, to approve the Township Hall & Library Holiday Schedules, as corrected.

MOTION CARRIED UNANIMOUSLY

D. Resolution for Township Budget Amendment 07-07

MOTION by Gross, supported by Abrams, to approve the Resolution of the Township Budget Amendment 07-07.

MOTION CARRIED UNANIMOUSLY

ITEM 10:12-11 PURCHASES

A. Township Hall Computers

MOTION by Munro, supported by Gross, to authorize the Building Department Director to go out for bids for desktop computers for Commerce Township Hall, and bring back results at the next regularly scheduled Township Board Meeting.

MOTION CARRIED UNANIMOUSLY

B. Salt Spreader

MOTION by Munro, supported by Kirkwood, to approve the purchase of a salt spreader from Angelos in an amount not to exceed \$3,100.00. Funds to come from the Improvement & Building Fund.

MOTION CARRIED UNANIMOUSLY

ITEM 11:12-11 OLD BUSINESS

None

ITEM 12:12-11 NEW BUSINESS

A. Salary Considerations

MOTION by Abrams, supported by Gross, to approve the salary considerations for the Elected Officials as follows: Township Supervisor \$84,897.00; Township Clerk \$79,590.00; and Township Treasurer \$79,590.00. See Attached.

ROLL CALL VOTE:

AYES: Abrams, Gross, Kirkwood, Munro, Long, Zoner

NAYS: Sovel

ABSENT: None

MOTION CARRIED

B. Union Negotiator

MOTION by Abrams, supported by Gross, to table the consideration of Union Negotiator and bring back for discussion at a Special Township Board of Trustees Meeting on January 1, 2008 at 6:00 p.m.

MOTION CARRIED UNANIMOUSLY

C. Oakland County Investment Pool

MOTION by Abrams, supported by Munro, to approve the Resolution Agreeing to Enter Into a Local Government Investment Pool with the Oakland County Treasurer.

MOTION CARRIED UNANIMOUSLY

D. Cell Tower Proposal

MOTION by Abrams, supported by Kirkwood, to direct the Township Attorney to investigate the Cell Tower Proposal at Fire Station #2.

MOTION CARRIED UNANIMOUSLY

E. Rights of Way Acquisition- Martin Road

MOTION by Kirkwood, supported by Gross, to approve the Resolution of the Township Board of the Charter Township of Commerce Authorizing Proceedings to Acquire Property for the Martin Road Improvements.

ROLL CALL VOTE:

AYES: Kirkwood, Gross, Sovel, Abrams, Munro, Zoner

NAYS: Long

ABSENT: None

MOTION CARRIED

F. Post-Occupancy Closing Agreement

MOTION by Sovel, supported by Abrams, to approve the extension of the Post Closing Occupancy Agreement.

MOTION CARRIED UNANIMOUSLY

G. Transfer of Funds

MOTION by Gross, supported by Abrams, to approve the transfer of funds from the General Fund Fund Balance.

ROLL CALL VOTE:

AYES: Gross, Abrams, Sovel, Munro, Kirkwood, Zoner

NAYS: Long

ABSENT: None

MOTION CARRIED

H. MDEQ Storm Water Discharge Permit

MOTION by Gross, supported by Munro, to approve the proposed MDEQ Storm Water Permit Resolution and authorize the appropriate signatures.

MOTION CARRIED UNANIMOUSLY

I. Library Funds

MOTION by Gross, supported by Abrams, to approve the transfer of funds from the Operating fund to the Library Building Fund in the amount of \$1,000,000.00.

MOTION CARRIED UNANIMOUSLY

J. Receiving Board Approval

MOTION by Abrams, supported by Munro, to approve Establishment of Receiving Board for the January 15, 2008 Election and save

MOTION CARRIED UNANIMOUSLY

ITEM 14:12-11 ORDERS- See Hard Copy

MOTION by Abrams, supported by Gross, to approve the orders with add-ons.

MOTION CARRIED UNANIMOUSLY

ITEM 15:12-11 OTHER MATTERS

Discussion of the Commerce Township Newsletter.

ITEM 16:12-11 ADJOURNMENT

MOTION by Munro, supported by Long, to adjourn the meeting at 8:25 p.m.

MOTION CARRIED UNANIMOUSLY

Sandra Abrams, CMC
Clerk, Charter Township of Commerce