

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

*Tuesday, April 10, 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  
John Solowczuk, Giffels-Webster Engineers

**APPROVAL OF MINUTES**

**MOTION** by Abrams, supported by Gross, to approve the Regular Township Board Meeting Minutes of March 13, 2007 and the Special Township Board Meeting Minutes of March 15, 2007, as corrected.

**MOTION CARRIED UNANIMOUSLY**

**PRESENTATIONS:**

**Bill Kabzinski- Resolution of Recognition**

**MOTION** by Abrams, supported by Gross, to approve the Resolution for Bill Kabzinski, Commerce Township Fire Fighter.

**AT&T- Utility Presentation**

Carmen Johnson, Director of External Affairs, AT&T Michigan, gave a presentation.

### **ITEM 1:4-10 APPROVAL OF AGENDA**

**MOTION** by Abrams, supported by Gross, to approve the Agenda with the following additions: Under New Business, add Item J: Paid on call Proposal and under Consent Agenda, add Item E: Mental Health Resolution.

**MOTION CARRIED UNANIMOUSLY**

### **ITEM 2:4-10 PUBLIC COMMENTS**

Public comments received on the following topics:

- Union Lake Golf Course
- Save Our State Land
- Utility Ordinance
- P.O.C. Recommendation
- AT&T

### **ITEM 3:4-10 PUBLIC HEARINGS**

#### **A. Reed Lake Aquatic Weed Control- S.A.D. Establishment Resolution**

Supervisor Thomas Zoner opened the Public Hearing.

Robin Ward, 3087 Southwind Drive, opposed to the Special Assessment District.

Supervisor Thomas Zoner closed the Public Hearing.

**MOTION** by Gross, supported by Abrams, to approve the Resolution of the Township Board of the Charter Township of Commerce Determining to Undertake an Improvement Project and to Establish and Maintain a Special Assessment District to be known as Reed Lake Aquatic Weed Control Special Assessment District.

**MOTION CARRIED UNANIMOUSLY**

#### **B. CDBG Fund Reprogramming**

Supervisor Thomas Zoner opened the Public Hearing.

No one present had any comments or objections.

Supervisor Thomas Zoner closed the Public Hearing.

**MOTION** by Gross, supported by Abrams, to approve the Resolution to Reprogram 2006 Community Development Block Grant Money.

**MOTION CARRIED UNANIMOUSLY**

**ITEM 4:4-10 BOARD APPOINTMENTS**

None

**ITEM 5:4-10 CONTRACTS AWARDS AND AGREEMENTS**

**A. Phase I Environmental Assessment Proposals- Wise Road Properties**

**MOTION** by Gross, supported by Sovel, to approve the agreement between Oakland County and Asti Environmental for a Phase One Environmental Assessment for the Wise Road Properties.

**MOTION CARRIED UNANIMOUSLY**

**ITEM 6:4-10 INTRODUCTIONS**

None

**ITEM 7:4-10 ADOPTIONS**

**A. Cemetery Ordinance, to be known as Ordinance No. 101-07-00.**

**MOTION** by Abrams, supported by Gross, to Adopt the Charter Township of Commerce Cemetery Ordinance, as amended, to be known as Ordinance No. 101-07-00 and to publish and post according to law.

**MOTION CARRIED UNANIMOUSLY**

**ITEM 8:4-10 SITE CONDOMINIUMS AND PLATS**

None

**ITEM 9:4-10 CONSENT AGENDA**

- A. Open Door Outreach Center Banner Request**
- B. Employment Policy Update**
- C. Building Safety Week Proclamation**
- D. Pontiac Trail- Welch Road Public Improvement Project**
- E. Mental Health Resolution**

**MOTION** by Abrams, supported by Gross, to approve the Resolution of the Township Board of the Charter Township of Commerce Consent Agenda.

**ROLL CALL VOTE:**

**AYES:** Abrams, Gross, Long, Munro, Sovel, Kirkwood, Zoner  
**NAYS:** None  
**ABSENT:** None

**MOTION CARRIED UNANIMOUSLY**

**ITEM 10:4-10 PURCHASES**

None

**ITEM 11:4-10 OLD BUSINESS**

None

**ITEM 12:4-10 NEW BUSINESS**

**A. Industrial Facility Tax Exemption**

No Action Taken

**B. Library Restitution**

**MOTION** by Sovel, supported by Gross, to Authorize Township Attorney to seek civil litigations against prosecuted felons.

**MOTION CARRIED UNANIMOUSLY**

**C. Library Policies**

**(1) Internet Use Policy**

**MOTION** by Munro, supported by Kirkwood, to approve the Internet Use Policy.

**MOTION CARRIED UNANIMOUSLY**

**(2) Unattended Children Policy**

**MOTION** by Abrams, supported by Munro, to approve the Unattended Children Policy.

**MOTION CARRIED UNANIMOUSLY**

**(3) Patron Behavior Policy**

**MOTION** by Sovel, supported by Munro, to approve the Patron Behavior Policy.

**MOTION CARRIED UNANIMOUSLY**

**(4) Library Confidentiality Policy**

**MOTION** by Sovel, supported by Abrams, to table the Confidentiality of Library Records.

**ROLL CALL VOTE:**

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

**NAYS:** Munro

**ABSENT:** None

**MOTION CARRIED**

**NEW BUSINESS (cont'd)**

**D. Sewer Plant- RFP Expansion Process and Selection of Committee**

**MOTION** by Abrams, supported by Gross, to proceed with RFP Expansion Process and approve approach for expenditure of funds contingent upon selection of committee members.

**MOTION CARRIED UNANIMOUSLY**

**E. Legal Service Conflict of Interest: Commerce/White Lake Sewer Contract**

**MOTION** by Gross, supported by Munro, to retain independent counsel for consultation with Township Board at the expense of Adkison, Need & Allen, and to bring this matter before the Township Board for discussion of the Attorney's opinion, at the next scheduled Township Board Meeting on April 24, 2007.

**MOTION CARRIED UNANIMOUSLY**

**F. Resolution Regarding DWSD Model Water Service Contract**

**MOTION** by Abrams, supported by Munro, to approve Resolution Regarding DWSD Model Water Service Contract, as amended.

**MOTION CARRIED UNANIMOUSLY**

**G. Programming/Operations-Maintenance Proposal- Wise Road Properties**

**MOTION** by Abrams, supported by Munro, to direct continuation of the RFP planning proposal process, solicit bids and bring back to the next regularly scheduled Township Board Meeting.

**MOTION CARRIED UNANIMOUSLY**

**H. Montante Drain**

No Action Taken

**I. Step 3- Grievance Procedure**

**MOTION** by Gross, supported by Abrams, to deny Grievance 07-01 and leave in file for one year.

**ROLL CALL VOTE:**

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

**NAYS:** Kirkwood

**ABSENT:** None

**MOTION CARRIED**

**NEW BUSINESS (cont'd)**

**J. Paid On-Call Proposal (out of order)**

**MOTION** by Abrams, supported by Kirkwood, to approve proposal as presented with recommendation for the Fire Chief.

**MOTION CARRIED UNANIMOUSLY**

**ITEM 13:4-10 EXECUTIVE SESSION**

**Purchase of Property & Attorney/Client Privileged Communications**

**MOTION** by Abrams, supported by Gross, to enter into Executive Session for the purchase of property and attorney/client privileged communications.

**ROLL CALL VOTE:**

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

**NAYS:** None

**ABSENT:** None

**MOTION CARRIED UNANIMOUSLY**

Entered into Executive Session 10:30 at p.m.

Returned from Executive Session 11:30 at p.m.

**ITEM 14:4-10 ORDERS- See Hard Copy (out of order)**

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

**MOTION CARRIED UNANIMOUSLY**

**ITEM 15:4-10 OTHER MATTERS TO COME BEFORE THE BOARD**

None

**ITEM 16:4-10 ADJOURNMENT**

**MOTION** by Abrams, supported by Gross, to adjourn the meeting at 11:45 p.m.

**MOTION CARRIED UNANIMOUSLY**

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Sandra Abrams, CMC  
Clerk, Charter Township of Commerce