

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

Tuesday, May 15, 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
Jay James, Giffels-Webster Engineers

APPROVAL OF MINUTES

MOTION by Abrams, supported by Gross, to approve the Regular Township Board Meeting Minutes of Tuesday, April 10, 2007, and the Discussion Meeting Minutes of Tuesday, April 24, 2007, as presented.

MOTION CARRIED UNANIMOUSLY

PRESENTATIONS:

None

PETITIONS:

None

ITEM 1:5-15 APPROVAL OF AGENDA

MOTION by Abrams, supported by Gross, to approve the Agenda with the following additions: Under Consent Agenda add Item 9D: Budget Amendment for paid –on-call firefighters and Under New Business add Item 12C: Consider Amendment to Animal Control Ordinance.

MOTION CARRIED UNANIMOUSLY

ITEM 2:5-15 PUBLIC COMMENTS

None

ITEM 3:5-15 PUBLIC HEARINGS

A. Reed Lake Aquatic Weed Control- S.A.D. Roll Resolution

Supervisor Zoner opened the Public Hearing.

No one present had any comments or objections.

Supervisor Zoner closed the Public Hearing.

MOTION by Gross, supported by Abrams, to approve the Resolution Confirming Special Assessment Roll for the Special Assessment District Designated as Reed Lake Aquatic Weed Control Special Assessment District.

ROLL CALL VOTE:

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

NAYS: None

ABSENT: None

MOTION CARRIED UNANIMOUSLY

B. CDBG Fund Reprogramming

Supervisor Zoner opened the Public Hearing.

No one present had any comments or objections.

Supervisor Zoner closed the Public Hearing.

MOTION by Abrams, supported by Gross, to approve the Resolution to Reprogram 2006 Community Development Block Grant Money by the Charter Township of Commerce.

MOTION CARRIED UNANIMOUSLY

ITEM 4:5-15 BOARD APPOINTMENTS

A. Downtown Development Authority- Frank Marotta: 4 Year Term

MOTION by Kirkwood, supported by Abrams, to approve the re-appointment of Frank Marotta to the Downtown Development Authority for a four year term to expire May 31, 2011.

MOTION CARRIED UNANIMOUSLY

B. Downtown Development Authority- Sandra Motz: 4 Year Term

MOTION by Abrams, supported by Gross, to approve the re-appointment of Sandra Motz to the Downtown Development Authority for a four year term to expire May 31, 2011.

MOTION CARRIED UNANIMOUSLY

C. Downtown Development Authority- Robert Shimmin: 4 Year Term

MOTION by Kirkwood, supported by Sovel, to approve the re-appointment of Robert Shimmin to the Downtown Development Authority for a four year term to expire May 31, 2011.

MOTION CARRIED UNANIMOUSLY

D. Parks & Recreation- Barbara Garbutt: 4 Year Term

MOTION by Abrams, supported by Sovel, to approve the re-appointment of Barbara Garbutt to the Parks & Recreation Committee for a four year term to expire May 31, 2011.

MOTION CARRIED UNANIMOUSLY

E. Parks & Recreation- William Petsch: 4 Year Term

MOTION by Gross, supported by Sovel, to approve the re-appointment of William Petsch for a four year term to expire May 31, 2011.

MOTION CARRIED UNANIMOUSLY

F. Library Advisory Board- Barbara Garbutt: 3 Year Term

MOTION by Sovel, supported by Abrams, to approve the re-appointment of Barbara Garbutt to the Library Advisory Board for a three year term to expire May 31, 2010.

MOTION CARRIED UNANIMOUSLY

G. Library Advisory Board- Carol Keeler: 3 Year Term

MOTION by Sovel, supported by Abrams, to approve the re-appointment of Carol Keeler to the Library Advisory Board for a three year term to expire May 31, 2010.

MOTION CARRIED UNANIMOUSLY

H. Planning Commission- William McKeever: 3 Year Term

MOTION by Munro, supported by Kirkwood, to approve the re-appointment of William McKeever to the Planning Commission for a three year term to expire June 30, 2010.

MOTION CARRIED UNANIMOUSLY

I. Zoning Board of Appeals- William McKeever: 3 Year Term

MOTION by Sovel, supported by Munro, to approve the re-appointment of William McKeever to the Zoning Board of Appeals for a three year term to expire June 30, 2010.

MOTION CARRIED UNANIMOUSLY

ITEM 5:5-15 CONTRACTS AWARDS AND AGREEMENTS

None

ITEM 6:5-15 INTRODUCTIONS

A. An Amendment to the Charter Township of Commerce Zoning Ordinance No. 55, to rezone the Huron Valley Hospital site, Sidwell Nos. 17-09-200-028 & 17-10-101-008, from R-1A (Single Family Residential) to HF (Hospital Facilities District), to be known as Ordinance No. 55-07-197.

MOTION by Abrams, supported by Munro, to Introduce an Amendment to the Charter Township of Commerce Zoning Ordinance No. 55, to be known as Ordinance No. 55-07-197 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 the Charter Township of Commerce Zoning Ordinance No. 55, to rezone properties, compromising the future Beaumont Hospital site, Sidwell Nos. 17-25-376-001, 017, 021, 022, 026, 030, 031, 035, & 036 from I-1 (Light Industrial) to HF (Hospital Facilities District), to be known as Ordinance No. 55-07-198.

MOTION by Abrams, supported by Kirkwood, to Introduce an Amendment to the Charter Township of Commerce Zoning Ordinance No. 55, to be known as Ordinance No. 55-07-198 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. An Amendment to the Charter Township of Commerce Zoning Ordinance No. 55, to rezone part of 363 Commerce Road (part of 17-10-426-003 & 006) from to P (Parking) and R-1D (Single Family Residential) to B-2 (Community Business), to be known as Ordinance No. 55-07-199.

MOTION by Abrams, supported by Kirkwood, to Introduce an Amendment to the Charter Township of Commerce Zoning Ordinance No. 55, to be known as Ordinance No. 55-07-199 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

D. An Amendment to Ordinance 79, the Charter Township of Commerce Fee Ordinance, to be known as Ordinance No. 79-07-30.

MOTION by Abrams, supported by Gross, to Introduce an Amendment to the Charter Township of Commerce Fee Ordinance, to be known as Ordinance No. 79-07-30 and publish

MOTION cont'd:

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

AMENDMENT TO THE MOTION by Abrams, supported by Gross, to amend the previous motion to add the exclusion of water and sewer rates.

MOTION CARRIED UNANIMOUSLY

ORIGINAL MOTION by Abrams, supported by Gross, to Introduce an Amendment to the Charter Township of Commerce Fee Ordinance with the exception of water and sewer rates, to be known as Ordinance No. 79-07-30 and publish and post in the manner prescribed by law and bring back to the next regular scheduled Township Board of Trustees Meeting.

MOTION CARRIED UNANIMOUSLY

ITEM 7:5-15 ADOPTIONS

None

ITEM 8:5-15 SITE CONDOMINIUMS AND PLATS

None

ITEM 9:5-15 CONSENT AGENDA

- A. West Nile Reimbursement Resolution
- B. Edgewood Country Club Fireworks
- C. Lake Sherwood Fireworks
- D. Budget Amendment for paid-on-call firefighters

MOTION by Sovel, supported by Abrams, to approve the Resolution of the Township Board of the Charter Township of Commerce Consent Agenda, as amended.

ROLL CALL VOTE:

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

NAYS: None

ABSENT: None

MOTION CARRIED UNANIMOUSLY

ITEM 10:5-15 PURCHASES

None

ITEM 11:5-15 OLD BUSINESS

- A. Dodge Park No. 5- Phase One Budget Amendment

OLD BUSINESS cont'd:

MOTION by Zoner, supported by Abrams, to approve the Budget Amendment for Phase One of Dodge Park No. 5 in an amount not to exceed \$1,300,000.00. Funds to come from Ballot Proposal monies.

ROLL CALL VOTE:

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

MOTION CARRIED

ITEM 12:5-15 NEW BUSINESS

A. Revised Library Materials Selection Policy

MOTION by Munro, supported by Sovel, to approve the revised Library Materials Selection Policy.

MOTION CARRIED UNANIMOUSLY

B. Consumer's Energy Water Main Easement

MOTION by Munro, supported by Kirkwood, to approve the course of eminent domain for water main easement relative to Oakland Schools and to submit in writing they will incur all necessary legal costs.

MOTION CARRIED UNANIMOUSLY

C. Consider Amendment of Animal Control Ordinance (out of order)

MOTION by Abrams, supported by Munro, to table consideration of an amendment to the Charter Township of Commerce Animal Control Ordinance.

MOTION CARRIED UNANIMOUSLY

ITEM 14:5-15 ORDERS- See Hard Copy

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

ROLL CALL VOTE:

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

MOTION CARRIED

ITEM 15:5-15 OTHER MATTERS TO COME BEFORE THE BOARD

MOTION by Zoner, supported by Kirkwood, to work with Ron Reynolds relating to property acquisition for the Downtown Development Authority Project Area.

MOTION CARRIED UNANIMOUSLY

MOTION by Abrams, supported by Zoner, to allow the Downtown Development Authority to hire an architect for the purpose of evaluating development of Township Hall.

ROLL CALL VOTE:

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

NAYS: Long

ABSENT: None

MOTION CARRIED

ITEM 16:5-15 ADJOURNMENT

MOTION by Abrams, supported by Kirkwood, to adjourn the meeting at 7:46 p.m.

MOTION CARRIED UNANIMOUSLY

Sandra Abrams, CMC
Clerk, Charter Township of Commerce