

**CHARTER TOWNSHIP OF BROWNSTOWN REGULAR TOWNSHIP BOARD  
MEETING OF APRIL 5, 2010**

The Charter Township of Brownstown regular meeting of the Board of Trustees was held in the Township Hall, 21313 Telegraph Road, on Monday, April 5, 2010.

The meeting was called to order by Clerk Berecz at 7:03 p.m. and began with the Pledge of Allegiance.

Motion of Eberth, supported by Linko, to have Clerk Berecz chair the meeting. All present voting aye.

**ROLL CALL BY TRUSTEE TAFT:**

**PRESENT:** Clerk Berecz, Treasurer Linko and Trustees: Eberth, Taft, Walters, and Warren. Also in attendance were Deputy Police Chief Matthews, Fire Chief Drouillard, Recreation Director Maxe, Economic Development Manager DiSanto, Public Works Director Gahry, Assessor Iott, Township Engineer Woodworth, and Township Attorney Foley.

**ABSENT & EXCUSED:** Supervisor Wright.

**MINUTE ACCEPTANCE:**

Motion of Linko, supported by Warren, to accept the Regular Board Meeting Minutes of March 15, 2010; the Closed Session Meeting Minutes of March 15, 2010; and the Special Meeting Minutes of March 15, 2010, as submitted. All present voting aye.

**AGENDA APPROVAL:**

Motion of Walters, supported by Linko, to approve the Agenda of April 5, 2010, with the addendum of Item #5D2 – Timco IFT revocation. All present voting aye.

**PUBLIC FORUM:**

Public Form was held from 7:05 p.m. to 7:18 p.m.

**SECOND READING OF ORDINANCE #226-3 – REPEALING ORDINANCE #236 CREATING AN ARCHITECTURAL REVIEW COMMISSION:**

Motion of Warren, supported by Eberth, to approve and adopt the Second Reading of Ordinance #226-3 – Repealing Ordinance #236 Creating an Architectural Review Commission. Roll call vote: Taft, aye; Warren, aye; Berecz, aye; Eberth, aye; Walters, aye; and Linko, aye. Absent and excused: Wright. Motion carried.

**33<sup>rd</sup> DISTRICT COURT – 2009 FINANCIAL REPORT AND RESOLUTION #2010-07 TO ACCEPT THE AUDIT:**

Motion of Linko, supported by Walters, to approve the 33<sup>rd</sup> District Court 2009 Financial Report and Resolution #2010-07 to Accept the Audit. Roll call vote: Linko, aye; Walters, aye; Taft, aye; Warren, aye; Berecz, aye; and Eberth, aye. Absent and excused: Wright. Motion carried.

**COLLECTIVE BARGAINING INSURANCE SUGGESTION:**

Motion of Warren, supported by Walters, to approve that the Township Board be authorized to establish an insurance committee consisting of one representative from each of the five Collective Bargaining Units of the Charter Township of Brownstown, one non-bargaining unit member, and one township board member. This committee shall then make recommendations to the Township Board for insurance services and an agent of record. All present voting aye.

**PEDDLER PERMIT RENEWAL – SURENDRABHAI PATEL – ICE CREAM SALES:**

Motion of Eberth, supported by Linko, to approve the Peddler's Permit Renewal for ice cream sales as requested by Surendrabhai Patel, 27541 Telegraph Rd., Flat Rock, MI 48134. All present voting aye.

**SUPERVISOR:**

**REQUEST FOR LEAVE OF ABSENCE FOR OFFICER M. DEHART:**

Motion of Taft, supported by Warren, to approve the request for a six month leave of absence, pursuant to the Teamsters Police Patrol Collective Bargaining Agreement, Section 35.11, for Officer Matthew Dehart. All present voting aye.

**CLERK:**

Motion of Eberth, supported by Taft, to accept the Clerk's Report as submitted, which consists of Disbursements. All present voting aye.

**TREASURER:**

**DISBURSEMENTS – \$2,155,126.38:**

Motion of Warren, supported by Taft, to approve General Fund Disbursements in the amount of \$296,479.40; Fire Protection in the amount of \$260,446.98; Police Operations in the amount of \$357,978.32; Downtown Development in the amount of \$24,347.38; Police Capital in the amount of \$4,572.00; Housing Assistance in the amount of \$3,970.00; Drug Forfeiture in the amount of \$50,674.46; Community Development Block Grant in the amount of \$4,905.00; Building Authority in the amount of \$464,603.13; Debt Service Fund in the amount of \$123,692.71; Sewer Fund in the amount of \$305,904.35; Water Fund in the amount of \$210,141.50; Vehicle Maintenance in the amount of \$9,936.31; School & County in the amount of \$2,013.00; and Retiree Insurance in the amount of \$35,461.84, for a total amount of \$2,155,126.38. Roll call vote: Warren, aye; Berez, aye; Linko, aye; Taft, aye; Walters, aye; and Eberth, aye. Absent and excused: Wright. Motion carried.

Motion of Taft, supported by Eberth, to receive the balance of the Treasurer's Report which consists of the January and February 2010 Investment Reports. All present voting aye.

**COMMUNITY SERVICES DEPARTMENT:**

**AMEND SPECIAL CONDITIONAL USE TO ALLOW FOR SUNDAY HOURS – 20571 GIBRALTAR RD:**

Motion of Linko, supported by Walters, to approve the Special Conditional Use to allow for Sunday business hours between 10:00 a.m. and 4:00 p.m. for Gibraltar Quick Lube, 20571 Gibraltar Road, contingent upon updated landscaping and lighting to bring it up to current Zoning Ordinance standards. All present voting aye.

**IFT – TIMCO:**

Motion of Eberth, supported by Warren, to direct Treasurer Linko to notify the State Tax Commission that the industrial facility tax abatement (IFT) will be revoked, per Public Act 198 of 1974, for Timco, 18703 Dix-Toledo Road, Brownstown, MI 48193, who has not paid its real and personal property taxes for 2008 and 2009. All present voting aye.

Motion of Walters, supported by Linko, to receive the balance of the Community Services Department Report which consists of the Downtown Development Authority meeting minutes of February 18, 2010, and the Planning Commission meeting minutes of February 8, 2010. All present voting aye.

**RECREATION:**

Motion of Eberth, supported by Linko, to accept the Recreation Report which consists of the Community Center Update; 2010 Spring Programs; Senior Programs; Recreation Commission Meeting Minutes of January 7, 2010, February 4, 2010, and March 4, 2010; and the Beautification/Historical

Commission Meeting Minutes of December 15, 2009. All present voting aye.

**PUBLIC WORKS:**

**APPROVE DWRP PHASE I WATER MAIN IMPROVEMENTS CONSTRUCTION ESTIMATE #5 IN THE AMOUNT OF \$148,521.11:**

Motion of Taft, supported by Warren, to approve the DWRP Phase I Water Main Improvements Construction Estimate #5 in the amount of \$148,521.11. Roll call vote: Linko, aye; Walters, aye; Taft, aye; Warren, aye; Berez, aye; and Eberth, aye. Absent and excused: Wright. Motion carried.

**PARTICIPATION IN TAYLOR HOUSEHOLD HAZARDOUS WASTE & ELECTRONIC EQUIPMENT COLLECTION – MAY 1, 2010:**

Motion of Warren, supported by Linko, to approve the Charter Township of Brownstown to participate in Taylor's Household Hazardous Waste and Electronic Equipment Collection on May 1, 2010, with one Charter Township of Brownstown laborer, and to authorize payment to the City of Taylor for charges incurred by our participation in this event at an estimated cost of \$34.84 per vehicle. All present voting aye.

**RESOLUTION #2010-08 – REQUEST FOR NOTICE OF INTENT TO ISSUE BONDS – 2010 WATER MAIN PROJECT:**

Motion of Linko, supported by Walters, to approve and adopt Resolution #2010-08 regarding Brownstown Townships "Notice of Intent" to issue Capital Improvement Bonds for the 2010 Water Main Replacement Project that is scheduled for the upcoming construction season. Roll call vote: Eberth, aye; Taft, aye; Berez, aye; Warren, aye; Walters, aye; and Linko, aye. Absent and excused: Wright. Motion carried.

**ARGONNE/GRIX WATER MAIN PROJECT FINAL PAYMENT \$22,100.00 TO JENKINS CONSTRUCTION, INC.:**

Motion of Warren, supported by Eberth, to approve the final payment request for the Argonne/Grix Water Main Improvement Project that was completed late last summer in the amount of \$22,100.00, payable to Jenkins Construction, Inc., 985 E. Jefferson Ave., Suite 300, Detroit, MI 48207. Roll call vote: Berez, aye; Walters, aye; Taft, aye; Eberth, aye; Linko, aye; and Warren, aye. Absent and excused: Wright. Motion carried.

Motion of Eberth, supported by Linko, to receive the balance of the Public Works Department report which consists of the Wade-Trim Engineering Report. All present voting aye.

**ADJOURNMENT:**

Motion of Linko, supported by Eberth, to adjourn the regular Township Board Meeting at 7:58 p.m. All present voting aye.

Respectfully submitted,

Sherry A. Berez, Clerk  
Charter Township of Brownstown

SAB/jj