

CHARTER TOWNSHIP OF FLUSHING

6524 N. SEYMOUR ROAD

FLUSHING, MICHIGAN 48433

BOARD OF TRUSTEES MINUTES

DATE: APRIL 9, 2015

TIME: 7:00 P.M.

PHONE: 810-659-0800

FAX 810-659-4212

WEB PAGE: <http://flushingtowship.com>

ADMINISTRATION:

SUPERVISOR: Rian R. Birchmeier

CLERK: Julia A. Morford

TREASURER: Maryion T. Lee

TRUSTEES:

Shirley D. Gage

Bonnie Jean Martinson

Scott R. Matzke

Scott P. Minaudo

TOWNSHIP ATTORNEY:

STEVEN W. MOULTON PLLC

6258 W. Pierson Road

Flushing MI 48433

810-407-7658

- I. **MEETING CALLED TO ORDER** at 7:00 p.m. by **SUPERVISOR RIAN BIRCHMEIER** with Roll Call and the Pledge of Allegiance to the American Flag.
- II. **ROLL CALL:** Rian R. Birchmeier, Julia A. Morford, Maryion T. Lee, Shirley D. Gage, Bonnie Jean Martinson, Scott R. Matzke, Scott P. Minaudo, and Attorney Steve Moulton
MEMBERS ABSENT: None
OTHER INDIVIDUALS PRESENT: Fifteen (15) other interested individuals

ADOPTION OF THE AGENDA FOR APRIL 9, 2015:

TRUSTEE MATZKE MOVED, supported by Trustee Minaudo to adopt the agenda.

CLERK MORFORD MOVED, supported by Supervisor Birchmeier to add under unfinished business letter D. The policy minutes/publication of proceedings.

ACTION ON THE MOTION

ROLL CALL VOTE:

MOTION CARRIED UNANIMOUSLY

TREASURER LEE MOVED, supported by Supervisor Birchmeier to place at the end of the agenda approval of a letter that Plante Moran will do our audit. Clerk Morford said that would make it Item O. under New Business.

**ACTION ON THE MOTION
ROLL CALL VOTE:
MOTION CARRIED UNANIMOUSLY**

SUPERVISOR BIRCHMEIER MOVED, supported by Trustee Martinson to pull approval of proposed minutes from March 12, 2015 and payment of bills from the consent agenda and move to New Business, Item P. & Q.

**ACTION ON THE MOTION
ROLL CALL VOTE:
MOTION CARRIED UNANIMOUSLY**

TRUSTEE MINAUDO MOVED, supported by Trustee Matzke to approve the amended agenda.

**ACTION ON THE MOTION
ROLL CALL VOTE:
MOTION CARRIED UNANIMOUSLY**

III. 7: 04 P.M OPEN FOR PUBLIC COMMENTS

Two (2) people gave comments

7:07 P.M. CLOSED FOR PUBLIC COMMENTS

IV. PUBLIC HEARING: “Flushing Area Recreation Master Plan 2015-2020 – Motion to approve the Resolution for the “Flushing Area Recreation Master Plan 2015-2020”.

Public Hearing was opened at 7:15 P.M. by Clerk Morford

Public Hearing was closed at 7:17 P.M. by Clerk Morford

TREASURER LEE MOVED, supported by Clerk Morford to adopt the resolution for the “Flushing Area Recreation Master Plan 2015-2020.

RESOLUTION OF ADOPTION

FLUSHING AREA RECREATION MASTER PLAN

WHEREAS, the Charter Township of Flushing, the City of Flushing, and the Flushing Community Schools have cooperated with providing recreation opportunities for the Flushing Community; and

WHEREAS, the Flushing Area Recreation Planning Committee has made investigations of the existing recreation resources and probable future need for recreation lands, facilities, and services; and

WHEREAS, the Flushing Area Recreation Planning Committee has provided various opportunities for citizen comments; and

WHEREAS, the Flushing Area Recreation Planning Committee has directed the preparation of the Flushing Area Recreation Master Plan for 2015-2020 and recommends it for approval; and

WHEREAS, said Charter Township of Flushing Board of Trustees held a public hearing for the Flushing Area Recreation Master Plan to provide additional opportunity for citizen comments;

THEREFORE BE IT RESOLVED, that the Charter Township of Flushing Board of Trustees does hereby adopt the Flushing Area Recreation Master Plan for 2015-2020.

BE IT FURTHER RESOLVED that the Charter Township of Flushing Board of Trustees authorizes submittal of the Flushing Area Recreation Master Plan for 2015-2020 to the State of Michigan.

AYES: Julia Morford, Rian Birchmeier, Scott Minaudo, Scott Matzke, Shirley Gage, and Maryion Lee

NAYS: Bonnie Martinson

Adopted: April 9, 2015

MARYION LEE, Treasurer

ATTESTED

BROOK TERRYAH

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Morford, Birchmeier, Minaudo, Matzke, Gage and Lee

NAYS: Martinson

MOTION CARRIED

V. UNFINISHED BUSINESS:

- A. Motion to approve the second (2nd) reading of AN ORDINANCE TO PROTECT THE HEALTH, SAFETY AND WELFARE OF FLUSHING TOWNSHIP THROUGH THE REGULATION OF THE USE OF FIREWORKS, AS PROVIDED BY STATE STATUTE AND TO REPEAL CONFLICTING ORDINANCES.

SUPERVISOR BIRCHMEIER MOVED, supported by Trustee Minaudo to approve the second reading of an ordinance to protect the health, safety and welfare of Flushing Township through the regulation of the use of fireworks, as provided by state statute and to repeal conflicting ordinances.

**CHARTER TOWNSHIP OF FLUSHING
GENESEE COUNTY, MICHIGAN**

ORDINANCE NO. 15-9

At its regularly scheduled meeting held on Thursday, April 9, 2015, at 7:00 p.m., the Board of Trustees of the Charter Township of Flushing had the second reading of AN ORDINANCE TO PROTECT THE HEALTH, SAFETY AND WELFARE OF FLUSHING TOWNSHIP THROUGH THE REGULATION OF THE USE OF FIREWORKS, AS PROVIDED BY STATE STATUTE AND TO REPEAL CONFLICTING ORDINANCES.

THE CHARTER TOWNSHIP OF FLUSHING ORDAINS:

Section 1. Name

This Ordinance shall be known as the Flushing Township Fireworks Ordinance.

Section 2. Purpose

In the interest of maintaining public health, safety and the general welfare, Flushing Township hereby provides for the regulation and use of fireworks in Flushing Township, as provided in PA 256 of 2011, as may be amended, MCL 28.451, et seq., and repeals all ordinances or parts of ordinances in conflict, including Section 13-16 of the Code of Ordinances.

Section 3. Definitions

For purposes of this Ordinance, the following definitions apply:

A. Articles pyrotechnic: Pyrotechnic devices for professional use that are similar to consumer fireworks in the chemical composition and construction, but not intended for consumer use, that meet the weight limits for consumer fireworks, but are not labeled as such, and that are classified as UN0431 or UN0432 under 49 CFR 172.101.

B. APA: American Pyrotechnics Association

C. Consumer fireworks: Fireworks devices that are designed to produce visible effects by combustion, that are required to comply with the construction, chemical composition and labeling regulations promulgated by the United States Consumer Product Safety Commission under 16 CFR parts 1500 and 1507, and that are listed in APA Standard 87-1, 3.1.2, 3.1.3 or 3.5. Consumer fireworks does not include low-impact fireworks.

D. Department: Department of Licensing and Regulatory Affairs (LARA), for the State of Michigan.

E. Display fireworks: Large fireworks devices that are explosive materials intended for use in fireworks displays and are designed to produce visible or audible effect by combustion, deflagration, or detonation as provided in 27 CFR 555. 11, 49 CFR 162 and APA standard 87-1, 4.1

F. Firework or fireworks: Any composition or device, except for a starting pistol, a flare gun or flare, designed for the purpose of producing a visible or audible effect by combustion, deflagration or detonation. Fireworks consist of consumer fireworks, low-impact fireworks, articles pyrotechnic, display fireworks and special effects.

G. Low-impact fireworks means ground and handheld sparkling devices as that phrase is defined under APA standard 87-1, 3.1, 3.1.1.1 to 3.1.1.8 and 3.5.

H. Minor: Individual who is less than 18 years old.

I. National holiday: A national holiday is defined in 5 USC 6103 and includes: New Year's Day, Martin Luther King, Jr., Day, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans Day, Thanksgiving Day and Christmas Day.

J. NFPA: National Fire Protection Association.

K. Novelties: As defined under APA Standard 87-1, 3.1, 3.2.1, 3.2.2, 3.2.3, 3.2.4 and 3.2.5 and all of the following:

- (1) Toy or paper caps for toy pistols in sheets, strips, roles or individual caps containing not more than .25 of a grain of explosive content per cap, in packages label to indicate the maximum explosive content per cap.
- (2) Toy pistols, toy cannons, toy canes, toy trick noisemakers and toy guns in which toy caps as described in the above paragraph are used, that are constructed so that the hand cannot come in contact with the cap when in place for the explosion, and that are not designed to break apart or be separated so as to form a missile by the explosion.
- (3) Flitter Sparklers and paper tubes not exceeding 1/8 inch in diameter.

L. Person: Individual, agent, association, charitable organization, company, limited liability company, corporation, labor organization, legal representative, partnership, unincorporated organization or any other legal or commercial entity.

M. Special effects: A combination of chemical elements or chemical compounds capable of burning independently of the oxygen of the atmosphere and designed and intended to produce an audible, visual, mechanical or thermal effect as an integral part of a motion picture, radio, television, theatrical or opera production or live entertainment.

Section 4. Novelties

This ordinance does not apply to and does not regulate the use of Novelties.

Section 5. Consumer Fireworks

A. Consumer fireworks may be used in Flushing Township on the day proceeding, the day of, and the day after a national holiday.

B. At any time other than the day proceeding, the day of and/or the day after a national holiday, consumer fireworks may be used in Flushing Township subject to the following requirements and restrictions:

- (1) On Sundays through Thursdays, consumer fireworks may be used from dusk to 10 PM.
- (2) On Fridays and Saturdays, consumer fireworks may be used from dusk to midnight.
- (3) Use of consumer fireworks must be in compliance with Flushing Township's nuisance ordinance.
- (4) Consumer fireworks shall not be used if a fire ban, burning ban or other restriction is in place.
- (5) A person shall not ignite, discharge or use consumer fireworks on public property, school property, church property or the property of another person without that person or organization's express permission to use the consumer fireworks on those premises.
- (6) A person shall not use consumer fireworks or low-impact fireworks while under the influence of alcohol, a controlled substance or a combination of alcohol and a controlled substance.
- (7) Consumer fireworks shall only be used in accordance with all applicable local, state and federal laws.

Section 6. Articles Pyrotechnic and Display Fireworks

A. The Township Board may permit articles pyrotechnic, display fireworks and special effects fireworks in Flushing Township, pursuant provisions of MCL 28.451, et seq., and this Ordinance.

B. Any person wishing to conduct an articles pyrotechnic, display fireworks or special effects display shall, at least 45 days prior to any display, submit an application on a form furnished by the Township, pay the required fee and shall secure permission from the Township Board prior to any such fireworks display.

C. A site plan of the area where the articles pyrotechnic, display fireworks and special-effects displays are to be conducted shall be submitted with the application. The site plan shall set forth all structures in the area and within the discharge site fallout area and accurately depict the distance separating any fireworks storage and ignition areas from any spectator viewing areas. The site plan shall be forwarded to the Fire Chief and/or his designated alternate for approval, including any recommended conditions, prior to coming before submission of the application to the Township Board for approval.

D. A copy of any required state or federal permit for the fireworks display shall be submitted with the application.

E. Proof of insurance conforming to the requirements of this Ordinance and 2013 PA 65 shall be submitted with the application.

F. The application shall include information as to the competency and qualifications of the fireworks display operator, as required by NFPA 1123.

G. The Township Board may approve an application for an articles pyrotechnic, display fireworks or special effects display if it finds all of the following standards are satisfied:

- (1) The application and accompanying documentation are complete and conform to the requirements of this Ordinance.
- (2) The operator of the fireworks display is competent and qualified to conduct the display, pursuant to NFPA 1123.
- (3) The Fire Chief and/or his/her designated alternate has approved the application and site plan.
- (4) The fireworks display will not have an adverse effect upon public safety.
- (5) The time, duration, location of the fireworks are special-effects display will not, due to noise and other factors, unreasonably disturb the peace of persons residing within the vicinity or otherwise violate the Township's nuisance ordinance.
- (6) The Township Board, in approving an application, shall have the authority to impose such conditions as it determines reasonably necessary to assure the fireworks display will satisfy the above standards.

H. An articles pyrotechnic, display fireworks or special effects display shall conform to the following requirements:

- (1) The person conducting the display shall follow NFPA 1123 and/or the Township requirements set forth in this Ordinance or, as a condition to grant of the application, whichever is more restrictive.
- (2) A minimum safe area of 250 feet radius, plus an additional 70 feet radius for each inch by which the fireworks shell exceeds 3 inches in diameter shall be required. The Township Board shall have the authority to grant a variance from this requirement where it determines, in its sole discretion, that, given the nature of the site, the nature of the surrounding area and/or the nature of the proposed fireworks display, that a variance will not have

a material adverse impact on public safety. In no event, however, shall the applicant fail to comply with the minimum requirements of NFPA 1123.

- (3) The applicant shall maintain personal injury liability insurance/property damage liability insurance in the amount of \$1 million for each event. The Township shall be named as an additional insured on the insurance policy.
- (4) The Township board shall not issue a permit to a nonresident person until the person has appointed, in writing, a member of the State Bar or a resident agent to be the person’s legal representative upon whom all process in an action or proceeding against the person may be served.
- (5) The applicant shall be responsible for all shells being fired. In the event one or more shells does not explode, the applicant shall secure the area until the unexploded shell(s) is found and properly disposed of.
- (6) The consumption of alcohol immediately prior to and during the fireworks display by any person involved in conducting the display is prohibited.
- (7) A fireworks display conducted hereunder shall conform with all specifications set forth in the approved application and site plan, as well as any conditions imposed by the Township Board in granting such approval.
- (8) The applicant shall cause the site of the fireworks display to be cleaned up within 24 hours after the fireworks display is ended.
- (9) A permit is not transferable and shall not be granted to a minor.

Section 7. Sanctions

Any person that violates any provision of this Board shall be deemed responsible for a municipal civil infraction and fine in accordance with the following schedule:

	Minimum Fine	Maximum Fine
1 st offense	\$75	\$500
2 nd offense within three-year period	\$150	\$500
3 rd offense within three-year period	\$325	\$500
4 th offense within three-year period	\$500	\$500

In addition to the fine, the violator shall pay costs which may include all expenses, direct and indirect, which Flushing Township incurs in connection with the municipal civil infraction, including but not limited to reasonable attorneys fees and court costs.

Section 8. Severability

If any section, clause or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such determination shall not affect the validity of the provisions of the ordinance not expressly determined invalid.

Section 9. Repeal of Conflicting Ordinances

All ordinances or part of ordinances in conflict with this Ordinance, including but not limited to Section 13 – 60 of the Code of Ordinances are hereby repealed.

Section 10. Effective Date

This ordinance shall take effect 30 days after publication following its adoption.

Adopted the ____ day of _____, 2015, by vote of the Charter Township of Flushing Board of Trustees.

Rian R. Birchmeier, Township Supervisor

Julia A. Morford, Township Clerk

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Birchmeier, Minaudo, Matzke, Martinson, Gage and Morford

Treasurer Lee was out of the room for the vote

MOTION CARRIED

- B. Dissolution/Elimination of Policies and Procedures Committee – I move to dissolve or eliminate the Policies and Procedures Committee on April 9, 2015.

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier to dissolve or eliminate the Policies and Procedures Committee on today, April 9, 2015.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Birchmeier, Minaudo, Matzke, Martinson, Gage and Morford

Treasurer Lee was out of the room for the vote

MOTION CARRIED

- C. Addition of Policy to our *Policies and Procedures Manual* – I move to add to our Policies and Procedures Manual the following policy that was approved by a 5-2 vote at our regularly scheduled meeting on December 11, 2014; the policy could be placed in our Policy and Procedures Manual (on page 8A). “Meeting information will be available for all members of our commissions and committees and that, if applicable, Open Meetings Act guidelines will be followed with no exceptions. The chair of each commission or committee, realizing that four (4) Board Members could be present, shall be responsible for notifying the clerk so

that the meeting can be posted, minutes can be taken, etc. whatever is necessary to conform to the Open Meetings Act.”

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier to adopt the policy that was approved at our regularly scheduled meeting on December 11, 2014. The policy should state that meeting information will be available for all members of our commissions and committees and that, if applicable, Open Meetings Act guidelines will be followed with no exceptions. The chair of each commission or committee, realizing that four (4) Board Members could be present, shall be responsible for notifying the clerk so that the meeting can be posted, minutes can be taken, etc. whatever is necessary to conform to the Open Meetings Act.

TREASURER LEE MOVED TO AMEND THE MOTION, supported by Trustee Gage by striking the proposed language from the policy.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Matzke, Gage, Lee, Morford and Minaudo

NAYS: Martinson and Birchmeier

MOTION CARRIED

D. Motion to amend policy minutes/publication of proceedings

SUPERVISOR BIRCHMEIER MOVED, supported by Trustee Minaudo to approve the amendment to the minute’s policy/publication of proceedings.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Martinson, Birchmeier and Minaudo

NAYS: Morford, Lee, Gage and Matzke

MOTION FAILED

VI. NEW BUSINESS

A. Motion to approve appointing Jerome Doyle to the Zoning Board of Appeals

SUPERVISOR BIRCHMEIER MOVED, supported by Trustee Martinson to appoint Jerome Doyle to the Zoning Board of Appeals.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Birchmeier, Lee, Martinson, Matzke, Minaudo and Gage

NAYS: Morford

MOTION CARRIED

B. Motion to approve appointing Terry Peck to the Compensation Commission

SUPERVISOR BIRCHMEIER MOVED, supported by Trustee Martinson to appoint Terry Peck to the Compensation Commission.

TREASURER LEE MOVED TO AMEND THE MOTION, supported by Trustee Gage to appoint Mark Newman to the Compensation Commission.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Matzke, Gage, Lee and Morford

NAYS: Minaudo, Martinson and Birchmeier

MOTION CARRIED

- C. Motion to approve first application of Chloride at the cost of \$6,373.20 and a second application of Chloride at a cost of \$12,746.00 for the 2015 Dust Control Program

SUPERVISOR BIRCHMEIER MOVED, supported by Trustee Minaudo to approve the first application of Chloride at the cost of \$6, 373.20 and a second application of Chloride at a cost of \$12,746.00 for the 2015 Dust Control Program.

ACTION ON THE MOTION

ROLL CALL VOTE:

MOTION CARRIED UNANIMOUSLY

- D. Motion to approve the First Reading of the Amendment to Fire Ordinance which was approved on December 11, 2014.

SUPERVISOR BIRCHMEIER MOVED, supported by Treasurer Lee, to approve the First Reading of the amendment to Fire Ordinance which was approved on December 11, 2014.

CHARTER TOWNSHIP OF FLUSHING

ORDINANCE NO.

At its regularly scheduled meeting held on Thursday, April 9, 2015, at 7:00 p.m. the Board of Trustees for the Charter Township of Flushing had the first reading of AN ORDINANCE TO AMEND SECTION 7 OF THE CODE OF ORDINANCES TO CLARIFY THE RESTRICTIONS APPLICABLE TO RECREATIONAL FIRES; TO DEFINE CLEAN WOOD; AND TO DEFINE CONSTRUCTION AND DEMOLITION WASTE AND TO PROHIBIT THE BURNING THEREOF

THE CHARTER TOWNSHIP OF FLUSHING ORDAINS:

Section 7-1, of Chapter 7 of the Charter Township of Flushing Code of Ordinances, generally “the Fire Ordinance”, is amended by deleting the existing language in its entirety and replacing it with the following:

Clean wood means natural wood which has not been painted, varnished or coated with a similar material; has not been pressure-treated with wood preservatives; and does not contain resins or glues, as in plywood or other composite wood products. [Added]

Construction and demolition waste means building waste materials, including but not limited to waste shingles, insulation, lumber, treated wood, painted wood, wiring, plastics, packaging and rubble that results from construction, remodeling, repair and demolition operations on a house, commercial or industrial building, or other structure.[Added]

Open fire means any fire upon any woodlands, lots, subdivisions, grasslands, field or right-of-way within the Township not wholly contained within an incinerator, outside fireplace, grill or other receptacle constructed for and suitable to the purpose of burning of combustibles. [Unchanged]

Recreational fire means an outdoor fire contained within a fire ring or other suitable enclosure not to exceed twelve (12) square feet and in which is burned only clean wood and/or charcoal. The restrictions applicable to an open fire apply to a recreational fire, except for the time restrictions provided in Section 7-7(c). [Amended]

Section 7-5 of Chapter 7 of the Charter Township of Flushing Code of Ordinances is amended by deleting the existing language in its entirety and replacing it with the following:

- (a) The burning of construction and demolition waste as defined in Section 7-1 is not allowed under any conditions. [Added]
- (b) The burning of leaves and grass clippings is not allowed under any conditions. [Unchanged]
- (c) Only the burning of trees, logs, brush, and stumps is allowed under such conditions as specified in Sections 7-7 and 7-8. [Unchanged]

Except as expressly amended as stated above, all provisions of Chapter 7 of the Code of Ordinances remain in effect, unchanged by this ordinance.

This amendatory ordinance shall be effective immediately upon publication.

ACTION ON THE MOTION
ROLL CALL VOTE:
MOTION CARRIED UNANIMOUSLY

- E. Motion that on the recommendation of the Building/Grounds/Bids Committee propose that the Board consider the issue of videotaping the meeting for showing on the Township Website.

TREASURER LEE MOVED, supported by Trustee Matzke to discontinue the videographer.

TRUSTEE MINAUDO MOVED TO AMEND THE MOTION, supported by Supervisor Birchmeier to look into other options that would be viable for a videographer at this time.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Birchmeier, Minaudo and Martinson

NAYS: Gage, Lee, Morford and Matzke

MOTION FAILED

ACTION ON THE ORIGINAL MOTION

ROLL CALL VOTE:

AYES: Matzke, Morford, Gage and Lee

NAYS: Minaudo, Birchmeier and Matzke

MOTION CARRIED

F. Motion to approve the K-9 Lease Agreement

SUPERVISOR BIRCHMEIER MOVED, supported by Trustee Gage to approve the Police Chief entering into a K-9 Lease Agreement for \$1.00 per year.

ACTION ON THE MOTION

ROLL CALL VOTE:

MOTION CARRIED UNANIMOUSLY

G. Motion to place before the electors at the August 4, 2015 election, a ballot proposal to renew the millage for police purposes, currently 3.4114 mills, for a period of 10 years from the current scheduled expiration date of December 31, 2016, so as to extend the millage to December 31, 2026.

SUPERVISOR BIRCHMEIER MOVED, supported by Trustee Martinson to place before the electors at the August 4, 2015 election, a ballot proposal to renew the millage for police purposes, currently 3.4114 mills, for a period of 10 years from the current scheduled expiration date of December 31, 2016, so as to extend the millage to December 31, 2026.

PROPOSAL TO EXTEND POLICE MILLAGE

The current police millage, 3.4114 mills, is scheduled to expire December 31, 2016. Shall the Charter Township of Flushing be authorized to extend the existing Township police millage, currently 3.4114 mills (\$3.4114 per \$1000 of taxable value) and, shall the Township be authorized to levy the millage for police purposes within the Township for a period of ten (10) years, 2017 through 2026, both inclusive? This millage will raise an estimated \$903,992 in 2015.

Yes _____

No _____

ACTION ON THE MOTION

ROLL CALL VOTE:

MOTION CARRIED UNANIMOUSLY

- H. Motion to approve all Board Members and their Deputies, Planning Commission Members, and Zoning Board of Appeals Members to attend the Michigan Citizen Planner Classroom Series Training.

SUPERVISOR BIRCHMEIER MOVED, supported by Trustee Minaudo to approve all Board Members and their Deputies, Planning Commission Members, and Zoning Board of Appeals Members to attend the Michigan Citizen Planner Classroom Series Training. Those individuals who sign up for the workshop and do not attend or leave early will be responsible for reimbursing the township.

ACTION ON THE MOTION
ROLL CALL VOTE:
MOTION CARRIED UNANIMOUSLY

- I. Motion to approve all Board Members and their Deputies, Planning Commission Members, and Zoning Board of Appeals Members to attend the MTA class for “*Introduction to Planning and Zoning*”.

SUPERVISOR BIRCHMEIER MOVED, supported by Trustee Minaudo to approve all Board Members and their Deputies, Planning Commission Members, and Zoning Board of Appeals Members to attend the MTA class for “*Introduction to Planning and Zoning*”. Those individuals who sign up for the workshop and do not attend or leave early will be responsible for reimbursing the township.

TREASURER LEE MOVED TO AMEND THE MOTION, supported by Trustee Gage to remove the Deputies from attending the meetings.

ACTION ON THE MOTION
ROLL CALL VOTE:
AYES: Gage, Minaudo, Matzke, Morford and Lee
NAYS: Martinson and Birchmeier
MOTION CARRIED

- J. Motion to approve all Board Members and their Deputies to attend the MTA meeting for “*On the Road 2015 Regional Meetings*”.

SUPERVISOR BIRCHMEIER MOVED, supported by Trustee Minaudo to approve all Board Members and their Deputies to attend the MTA meeting for “*On the Road 2015 Regional Meetings*”.

TREASURER LEE MOVED TO AMEND THE MOTION, supported by Trustee Gage to remove the Deputies from attending the meetings.

ACTION ON THE MOTION
ROLL CALL VOTE:

AYES: Gage, Matzke, Minaudo, Lee and Morford
NAYS: Martinson and Birchmeier
MOTION CARRIED

K. Motion to approve all Board Members and their Deputies to attend the “*Transportation Asset Management Conference*”.

SUPERVISOR BIRCHMEIER MOVED, supported by Trustee Minaudo to approve all Board Members and their Deputies to attend the “Transportation Asset Management Conference”.

TREASURER LEE MOVED TO AMEND THE MOTION, supported by Trustee Gage to remove the Deputies from attending the meetings.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Matzke, Gage, Lee, Morford and Minaudo

NAYS: Martinson and Birchmeier

MOTION CARRIED

L. Motion to approve the following expenditures for the Nature Park Spring Clean-Up scheduled for April 25, 2015.

TREASURER LEE MOVED, supported by Trustee Gage to approve the following expenditures for the Nature Park Spring Clean-Up scheduled for April 25, 2015:

- i. Mulch - \$980.00
- ii. Limestone - \$213.60
- iii. Prescribed Burn – Units 9b, 10, 11a, 11b and 14 (approximately 31 acres) total of \$3,450.00
- iv. Volunteer Luncheon - \$300.00
- v. Three (3) “No Overnight Parking” signs - \$19 each/approximately - \$60.00

ACTION ON THE MOTION

ROLL CALL VOTE:

MOTION CARRIED UNANIMOUSLY

M. Motion to approve two (2) Election Inspectors work during April and May, 2015 at an hourly wage of \$8.50 for election purposes only.

CLERK MORFORD MOVED, supported by Trustee Gage to approve two (2) Election Inspectors work during April and May, 2015 at an hourly wage of \$8.50 for election purposes only.

ACTION ON THE MOTION

ROLL CALL VOTE:

MOTION CARRIED UNANIMOUSLY

- N. Motion to approve appointing contractor, Chuck Carter, to serve as a member on the Building/Grounds/Bids Committee.

SUPERVISOR BIRCHMEIER MOVED, supported by Trustee Martinson to approve appointing contractor, Chuck Carter, to serve as a member on the Building/Grounds/Bids Committee.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Birchmeier, Minaudo and Martinson

NAYS: Matzke, Gage, Lee and Morford

MOTION FAILED

- O. Motion to approve Plante & Moran, PLLC to conduct township audit for the cost of \$19,300.

TREASURER LEE MOVED, supported by Clerk Morford to approve having Plante Moran conduct the audit for Flushing Township for a cost of \$19,300.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Morford, Minaudo, Matzke, Martinson, Gage and Lee

NAYS: Birchmeier

MOTION CARRIED

- P. Approval of March 12, 2015 Proposed Minutes of the Board of Trustees Meeting

TRUSTEE MINAUDO MOVED, supported by Supervisor Birchmeier to approve the proposed minutes of the Board of Trustees Meeting.

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier on page two to correct the motion made by Supervisor Birchmeier, supported by Trustee ~~Minaudo~~, to supported by Trustee *Martinson*.

ACTION ON THE MOTION

ROLL CALL VOTE:

MOTION CARRIED UNANIMOUSLY

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier on page two to correct the motion made by Supervisor Birchmeier to: ~~to relocate approval of~~ *because of moving A and B to the beginning of the meeting, under new business, C should be A, D should be B, etc. and to continue downward like that and to pull the proposed minutes from the Special Meeting of February 12, 2015 at 6:30 PM, the regular regularly scheduled Meeting of February 12, 2015 at 7:00 PM and the Special Meeting of February 24, 2015 at 6:15 PM along with the payment of bills...*

TRUSTEE MINAUDO MOVED TO AMEND THE MOTION, supported by Supervisor Birchmeier to approve the above motion through the bottom of the page of corrections submitted by Trustee Martinson.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Minaudo, Martinson and Birchmeier

NAYS: Matzke, Gage, Lee and Morford

AMENDED MOTION FAILED

ACTION ON ORIGINAL MOTION

ROLL CALL VOTE:

AYES: Martinson, Birchmeier and Minaudo

NAYS: Lee, Gage, Morford and Matzke

MOTION FAILED

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier under UNFINISHED BUSINESS on page 2, change 4 to A.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Martinson, Minaudo, Birchmeier and Matzke

NAYS: Gage, Lee and Morford

MOTION CARRIED

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier under UNFINISHED BUSINESS on page 4, change 2 to B.

CLERK MORFORD MOVED, supported by (None) to amend the motion to hire a court stenographer to take the minutes and to be paid for by the Township.

ACTION ON THE MOTION

ROLL CALL VOTE:

MOTION CARRIED UNANIMOUSLY

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier that on the same page (4) the motion to Adopt/Approve Cover Page through Pages 1-46 of Policies and Procedures Manual – *Each page with changes will be taken separately. Please come prepared to rapidly approve/adopt what was in policies and procedures manual that was presented by Attorney Moulton and adopted on February 12, 2015 to what was adopted on August 14, 2014.*

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Minaudo, Martinson, Matzke and Birchmeier

NAYS: Gage, Lee and Morford

MOTION CARRIED

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier on page 4 in the motion made by Trustee Minaudo: be stricken and the ~~new~~ *original* Flushing Township Nature Park Governance Policy effective August 14, 2014....

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Martinson, Birchmeier, Minaudo, Lee and Matzke

NAYS: Gage and Morford

MOTION CARRIED

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier on page 4: ... Introduction of a New Policy or Revision of An Old Policy, *to change policy to read: "A Board...*

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Martinson, Birchmeier, Morford, Matzke and Minaudo

NAYS: Gage and Lee

MOTION CARRIED

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier on page 5: ...changes to ~~pages~~ *page 11*, "*Additions/Deletions to Agenda* to the proposed agenda shall require approval of a majority of the members. *Other than their own, there shall be no deletions made by a board member.*"

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Birchmeier, Minaudo, Martinson and Lee

NAYS: Gage, Morford and Matzke

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier on page 6: ...supported by Trustee ~~Martinson~~ *Minaudo* to adopt changing Page 24 Appendix P to Appendix O.

ACTION ON THE MOTION

ROLL CALL VOTE:

MOTION CARRIED UNANIMOUSLY

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier on page 7: ...Treasurer Lee *said I amended amend it to say*, supported by Clerk Morford, ~~stating that~~ the directives are hereby set aside," *okay, these directives will be effective....for the Building Grounds and Bids and Personnel Committee.*

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Birchmeier, Minaudo and Martinson

NAYS: Morford, Lee, Matzke and Gage

MOTION FAILED

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier on page 12:will be responsible for *reimbursing township for payment of registration fee.*

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Minaudo, Martinson, Gage and Birchmeier

NAYS: Lee, Morford and Matzke

MOTION CARRIED

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier on page 14:to change title of the meeting to ~~Special Meeting of the Board of Trustees~~ *from Special Board of Trustees Minutes to Minutes from Special Meeting of the Board of Trustees*

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Martinson, Morford, Matzke, Birchmeier and Minaudo

NAYS: Gage and Lee

MOTION CARRIED

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier on page 14: ...highlighted corrections on pages 1, 2 and 3 *as presented.*

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Martinson, Morford, Matzke, Birchmeier and Minaudo

NAYS: Gage and Lee

MOTION CARRIED

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier on page 16..M.: ...Approval of Minutes of ~~Regular~~ *Regularly scheduled...at 7:00 PM*

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Birchmeier, Gage, Martinson, Matzke and Morford

NAYS: Lee

MOTION CARRIED

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier on page 16...N. ..Approval ofBoard of ~~Trustee~~ *Trustees Special Meeting at 6:15 PM*

**ACTION ON THE MOTION
ROLL CALL VOTE:
MOTION CARRIED UNANIMOUSLY**

TRUSTEE MARTINSON MOVED, supported by Supervisor Birchmeier on Page 16: ...add and to remove "Birchmeier moved, seconded by Trustee Martinson, to postpone approval of minutes from special meeting on February 12, 2015 and minutes from regularly scheduled meeting on February 12, 2015.

**ACTION ON THE MOTION
ROLL CALL VOTE:
AYES: Martinson, Birchmeier and Minaudo
NAYS: Morford, Gage, Lee and Matzke
MOTION FAILED**

TRUSTEE MINAUDO MOVED, supported by Trustee Matzke to approve the minutes of the March 12, 2015 Board of Trustees Meeting as presented with corrections.

**ACTION ON THE MOTION
ROLL CALL VOTE:
MOTION CARRIED UNANIMOUSLY**

Q. Payment of Bills

TRUSTEE MINAUDO MOVED, supported by Supervisor Birchmeier to pay the bills as presented.

**ACTION ON THE MOTION
ROLL CALL VOTE:
MOTION CARRIED UNANIMOUSLY**

VII. REPORTS WERE GIVEN BY:

1. Flushing Township Police Department – Chief Brian Fairchild
2. Flushing Fire Department – Supervisor Birchmeier
3. Michigan Township Association – Supervisor Birchmeier
4. Flushing Area Senior Center – Clerk Morford
5. Financial Report – Treasurer Lee

VIII. COMMITTEE REPORTS WERE GIVEN BY:

1. Roads, Bridges and Ditches – Supervisor Birchmeier
2. Sewer and Water – Supervisor Birchmeier
3. Township Emergency Manager – Supervisor Birchmeier
4. Planning Commission – Supervisor Birchmeier
5. Community Development – Supervisor Birchmeier

6. Flushing Township Parks and Recreation Committee – Treasurer Lee

IX. PUBLIC COMMENTS

10:09 p.m. - OPEN FOR PUBLIC COMMENTS

One person gave a comment

10:12 p.m. – CLOSED FOR PUBLIC COMMENTS

X. BOARD COMMENTS

Trustee Martinson, Clerk Morford, Treasurer Lee and Supervisor Birchmeier gave comments.

XI. THE NEXT REGULAR SCHEDULED BOARD OF TRUSTEES MEETING WILL BE THURSDAY, MAY 14, 2015.

XII. ADJOURNMENT: Supervisor Birchmeier adjourned the meeting at 10:30 p.m.

JOYCE A. WILSON, Deputy Clerk

RIAN R. BIRCHMEIER, Supervisor

APPROVED DATE _____

04/09/2015 Regular Min