

CORRECTED/APPROVED

**CHARTER TOWNSHIP OF HARRISON
REGULAR BOARD MEETING & PUBLIC HEARING
NOVEMBER 13, 2007**

PRESENT: Anthony G. Forlini, Supervisor
Jan P. Jorgensen, CMC, Clerk
Darrin S. York, Treasurer
Sharon Eineman, Trustee
James A. Ulinski, Trustee
Michael H. Rice, Trustee

EXCUSED: Robert I. Garvin, Trustee

ALSO PRESENT: Robert Huth, Township Attorney
Glenn Spencer, Finance Director
Bill Kinney, Water & Sewer Superintendent
Dave Nummer, Township Engineer
Honorable Linda Davis, Chief Judge of the District Court 41B
Honorable Shelia A. Miller, 41B District Court
Honorable Sebastian Lucido, 41B District Court

BOARD FORUM

Board Members addressed individual resident concerns.

The meeting opened at 7:30 p.m. with the Pledge of Allegiance.

APPROVAL OF CONSENT AGENDA:

Motion by Mrs. Jorgensen, and seconded by Mr. Rice to approve the Consent Agenda with the Bills in the Amount of \$835,964.78 and to remove the Approval of the Regular Board Meeting Minutes of 10/22/07 for discussion. MOTION CARRIED.

APPROVAL OF THE WORKSHOP MINUTES OF 10/23/07 AND SPECIAL BOARD MEETING MINUTES OF 10/16/07

Motion by Mrs. Jorgensen, and seconded by Mr. Rice to approve the Workshop Minutes of 10/23/07 and Special Board Meeting Minutes of 10/16/07 as presented. MOTION CARRIED.

APPROVAL OF THE BILLS IN THE AMOUNT OF \$835,964.78

Motion by Mrs. Jorgensen, and seconded by Mr. Rice to approve the Bills in the Amount of \$835,964.78. MOTION CARRIED.

APPROVAL OF CUB SCOUT PACK 95 REQUEST THE USE OF THE BEAUFAIT ADDITION AND WAIVER OF FEES ON JANUARY 18 AND 19, 2008 FOR THEIR

CORRECTED/APPROVED**ANNUAL PINEWOOD DERBY**

Motion by Mrs. Jorgensen, and seconded by Mr. Rice to approve the waiver of fees for the Beaufait Addition at Rosso Hall for Cub Scout Pack 95 Pinewood Derby on January 18 and 19, 2008, and require that they post the \$100.00 refundable cleaning deposit and complete the lease agreement. MOTION CARRIED.

APPROVAL TO PAY THE MICHIGAN DEQ COMMUNITY PUBLIC WATER SUPPLY ANNUAL FEE IN THE AMOUNT OF \$4,589.27

Motion by Mrs. Jorgensen, and seconded by Mr. Rice to approve the Michigan DEQ Community Public Water Supply Annual Fee in the amount of \$4,589.27 for Y2008 as presented. MOTION CARRIED.

REQUEST APPROVAL TO TRANSFER OWNERSHIP OF 2007 SDM & SDD LICENSED BUSINESS LOCATED AT 34391 E. JEFFERSON, HARRISON TOWNSHIP, MACOMB COUNTY FROM PUTRUS, INC.

Motion by Mrs. Jorgensen, and seconded by Mr. Rice to approve JLWB, Inc. to transfer ownership of 2007 SDD and SDM Licensed Business located at 34391 E. Jefferson as presented. MOTION CARRIED.

APPROVAL FOR THE TOWNSHIP ATTORNEY TO PURSUE THE MATTER OF THE HOUSING INSPECTIONS AT BRITTANY PARK IN CIRCUIT COURT

Motion by Mrs. Jorgensen, and seconded by Mr. Rice to approve to direct the Township Attorney to pursue the matter of housing inspections at Brittany Park in Circuit Court. MOTION CARRIED.

APPROVAL OF THE REGULAR AGENDA

Motion by Mr. York, and seconded by Mr. Rice to approve the Regular Agenda with the following changes; to remove item H.3-Reconsideration to Purchase Directional & Reminder to Vote Election Related Signs in the amount of \$1,694.00 and bring back at the next regular board meeting, and place from the Consent Agenda for discussion; Approval of the Regular Board Meeting Minutes of 10/22/07 as H.3. MOTION CARRIED.

SUPERVISOR/BOARD ANNOUNCEMENTS

The Supervisor announced the winners of the Harrison Township Fire Safety Contest. The Fire Chief asked students to write an essay entitled "How I Can Make Harrison Township a Fire Safe Community", and the winners were: Allison Peck, 1st Grade, from Graham Elementary submitted the winning picture, Kailey LaForest, 3rd Grade, from Lobbestael Elementary, and Thomas Hranchook, 4th Grade, South River Elementary submitted each a winning essay and congratulations were offered to all. The Harrison Township Firefighters along with Citizens State Bank are hosting Donuts with Santa and the Firefighter's Holiday Charity Program, Saturday, December 1,

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2007, 9:00 a.m. – 12:00 p.m. at Fire Station #1. Admission is free, donuts, juice and coffee will be served and pictures with Santa are available if you bring your camera. The Firefighter's Holiday Charity Program is a giving tree program to help local families during the holiday season. Donations are also welcome, and can be made to Harrison Township Firefighter's Christmas Fund, at 39460 Jefferson Harrison Twp., MI 48045. For additional information call 466-1450. The group Seniors for Soldiers is collecting for our Troops in Iraq, donations, batteries, chap stick/sun block, disposable razors, white socks, deck of cards, duck tape, and other personal items. Please contact Ann Learn at 586-791-6961 for additional information. The Supervisor announced that representatives from Wade Trim may be in neighborhoods performing drain inspections and can be identified by their yellow construction vest with Wade Trim written on them. Mrs. Eineman announced that the Tree Lighting event will be held Wednesday, 11/28/07 at 6:30 – 8:30 p.m., at Rosso Hall. Santa will arrive on the Fire Truck. The choir will be performing Christmas music and refreshments will be served in the Beaufait Addition. The Clerk announced that until otherwise decided by appeal, or the State Legislature, that the Presidential Primary slated for January 15, 2008 will not be held. Also that mass mailings of absentee voter ballot applications to our residents who are 60 years of age and older is no longer allowed and until otherwise decided by appeal, or the State Legislature, Harrison Township cannot legally mail out absentee voter ballot applications to our residents who are 60 years of age and older without an established permanent list. She stated that updates on the decision regarding the presented election news will be forthcoming at future meetings. The Clerk also offered a reminder that the Y2008 discount Metro Beach annual stickers will be available to Township residents at a cost of \$13.00 beginning 11/19/07 at the Township Offices. Peggy DeHaven on behalf of the American Cancer Society announced the 1st Annual Relay for Life of Harrison Township to be held May 31 – June 1, 2008. She stated that it is a twenty four hour team event, held at L'Anse Creuse High, there is a need for committee members, and additional information will be forthcoming regarding the 1st Annual Relay for Life of Harrison Township at future meetings.

Motion by Mr. York, and seconded by Mr. Ulinski to Receive and File the Supervisor and Board Announcements as presented. MOTION CARRIED.

41-B DISTRICT COURT BUDGET APPROVAL

Judge Davis presented to the Board the 41-B District Court Budget. It was discussed that there was a decrease in the over all expenses even with moving into the new building, and it was justified that costs were reduced by the reduction in the number of employees and in not replacing them. It was announced that the Court House is scheduled to open January 14, 2008. There was discussion regarding the reduction in ticket revenue not only in Harrison Township, but also in neighboring communities. Residents shared their comments. Judge Davis thanked the Board for their help and support during the construction project. A resident shared his comment.

Motion by Mr. York, and seconded by Mrs. Eineman to approve the Budget for 41-B District Court for FY 2008 as presented. MOTION CARRIED.

APPROVAL FOR PROPERTY COMBINATION AND LOT SPLIT REQUEST FOR VACANT PARCEL NO. 12-30-276-044 AND 12-30-276-031 (BIENKOWSKI)

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Mr. Generalik, on behalf of his client, petitioned the Board of Trustees to appeal the Assessor's decision which denied combining two parcels and then splitting into three separate buildable lots, because to allow the lot split would violate Land Division Act – P.A. 591 of 1996. Mr. Generalik's presented argument is based on a Macomb County Circuit Court Opinion and an unpublished Court of Appeals Opinion that ruled that lots in existence at the time of the adoption of the Land Division Act (March 1, 1997) is a parent parcel and may be split in accordance with section 108 of the Act and not required to be platted, and that section 263 of the Act does not apply to parent parcels. Mr. Huth reviewed the petitioner's argument for his appeal and stated in his written response to the Board that the Court opinion centers on statutory interpretation and appears to be properly decided but if the Township chooses to contest the opinion as well as the Court of Appeals, it should be prepared to expect a lengthy litigation to Circuit and Supreme Courts. He also stated in his written response that even though the Assessor denied the split based on the request violates section 263 of the Act, the Assessor finds the combination /lot split request is reasonable and one that she would support, because it provides use for a landlocked and unbuildable piece of property and once combined the parcel may be split in accordance with the zoning ordinance. The Township Attorney stated that in this case as presented the petitioners request should be granted, and that in the future that each petitioner/case with regard to lot splits, should be reviewed separately. It was recommended that written criteria be created by the Township Attorney to guide the Assessor in determining when a lot split meets the above interpretation of the law that would allow the Assessor to legally split a lot.

Motion by Mr. York, and seconded by Mr. Rice to approve the property combination and lot split as requested and presented by the petitioner for vacant parcel no. 12-30-276-044 and 12-30-276-031. MOTION CARRIED.

BUDGET FOR FISCAL YEAR 2008**OPEN PUBLIC HEARING FOR BUDGET FOR FISCAL YEAR 2008**

Motion by Mr. York, seconded by Mr. Ulinski to open the public hearing for the FY2008 Budget at 8:07 p.m.

**Roll Call: Ayes: York, Ulinski, Eineman, Rice, Jorgensen, Forlini
 Nays: None
 Excused: Garvin
 MOTION CARRIED.**

PUBLIC COMMENTS

1. The Supervisor opened the Public Hearing and read the Summary of Fund Balances for the Budget of 2008 aloud.
2. James Senstock questioned where is the Courts estimated revenue line item in the budget, and also questioned, if the Elections Department Budget reflect funding for the 2008 Presidential Primary Election and was the Clerk's Office Budget reduced in the publications line item to reflect the proposed savings that was being presented as an agenda item tonight.

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3. Linda Karczewski asked how many departments have an increase in expenditures and how many departments show a reduction in expenditures.

CLOSE OF PUBLIC HEARING FOR BUDGET FOR FISCAL YEAR 2008

Motion by Mr. York, seconded by Mr. Ulinski to close the public hearing for FY2008 Budget at 8:15 p.m.

**Roll Call: Ayes: York, Ulinski, Eineman, Rice, Jorgensen, Forlini
 Nays: None
 Excused: Garvin
 MOTION CARRIED.**

The Supervisor and Clerk responded to the questions put forward by residents regarding the budget.

ADOPTION OF THE FISCAL YEAR 2007 BUDGET

**Charter Township of Harrison
Adopted Budget and Elected Officials Compensation
FOR THE FISCAL YEAR ENDING DECEMBER 31, 2008**

PLEASE TAKE NOTICE: That the Harrison Township Board has proposed budgets for fiscal year ending December 31, 2008

The property tax mileage rate to be levied to support the proposed budget will be a subject of this hearing. The tax rate will conform to the Headlee Amendment of the State Constitution and the Truth in Taxation Act as passed by the State Legislature.

**SUMMARY OF ADOPTED HARRISON TOWNSHIP BUDGETS
Fiscal Year Ending December 31, 2008
Tax Levy: 6.6700 Charter mills operation**

GENERAL FUND

Anticipated Revenues	\$3,117,445
Appropriations:	\$3,117,445

FIRE DEPARTMENT FUND

Anticipated Revenues	\$5,546,404
Appropriations:	\$5,546,404

POLICE FUND

Anticipated Revenues	\$1,406,648
Appropriations:	\$1,406,648

PARKS AND RECREATION FUND

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Anticipated Revenues	\$0
Appropriations:	\$0
BUILDING FUND	
Anticipated Revenues	\$657,500
Appropriations:	\$657,500
WATER AND SEWER FUND	
Anticipated Revenues	\$6,005,814
Appropriations:	\$6,005,814
GRANT FUND	
Anticipated Revenues	\$165,593
Appropriations:	\$165,593

Compensation for elected and non-elected officials has been budgeted at zero (0%) greater than 2007.

Motion by Mr. York, and seconded by Mr. Rice to adopt the Fiscal Year Budget for Y2008 at 6.6700 Mills with each Fund Revenues and Appropriations as presented above that the total General Fund Revenues and Expenditures of \$3,117,445 are adopted at the activity level attached.

Roll Call: Ayes: York, Ulinski, Rice, Jorgensen, Forlini
 Nays: Eineman
 Excused: Garvin
MOTION CARRIED.

BUILDING DEPARTMENT**REQUESTING APPROVAL TO HAVE TOWNSHIP INSPECTORS SWORN IN AS OFFICERS OF THE COURT WITH FACILITATION OF THE TOWNSHIP ATTORNEY**

The Building Official requests that all Township Inspectors be sworn in as Officers of the Court because they are responsible for their respective code violations. It was discussed whether there was an official need for a Judge to administer the oath vs. the Township Clerk. The Township Attorney stated that he was not aware of a reason that required the Judge to perform the swearing of oath, other than ceremonial.

Motion by Mr. York, and seconded by Mr. Rice to have Township Inspectors sworn in as Officers of the Court. **MOTION CARRIED.**

APPOINTMENTS**ONE REAPPOINTMENT TO BEAUTIFICATION COMMISSION WITH NEW TERM TO EXPIRE 11/13/2011**

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It is the recommendation of the Supervisor that Mr. Herb Lorentz be reappointed to the Beautification Commission with his term to expire November 13, 2009 as presented.

Motion by Mrs. Eineman, and seconded by Mr. Rice to reappoint Mr. Herb Lorentz to the Beautification Commission to a two year term with his term to expire November 13, 2009. MOTION CARRIED.

TWO REAPPOINTMENTS TO BOARD OF CANVASSERS WITH NEW TERMS TO EXPIRE 12/31/2011

It is the recommendation of the Supervisor that Mrs. Josephine Frederick and Mrs. Constance Miller be reappointed to the Board of Canvassers with their terms to expire December 31, 2011 as presented.

Motion by Mr. Rice, and seconded by Mr. Ulinski to reappoint Mrs. Josephine Frederick and Mrs. Constance Miller for reappointment to the Board of Canvassers Commission to a four year term each, expiring December 31, 2011. MOTION CARRIED.

TWO REAPPOINTMENTS TO THE HISTORICAL COMMISSION WITH NEW TERMS TO EXPIRE 06/13/2010

It is the recommendation of the Supervisor that Mrs. Beverly Tromley and Mr. Randy Tromley be reappointed to the Historical Commission to each a three year term, expiring June 13, 2010 as presented.

Motion by Mrs. Eineman, and seconded by Mr. Ulinski to reappoint Mrs. Beverly Tromley and Mr. Randy Tromley for reappointment to the Historical Commission to each a three year term, expiring June 13, 2010. MOTION CARRIED.

THREE REAPPOINTMENTS TO PLANNING COMMISSION WITH NEW TERMS TO EXPIRE 12/20/2010

It is the recommendation of the Supervisor that Mr. Mark Bacha, Mr. Douglas McDougal, and Mrs. Maria Zingas be reappointed to the Planning Commission to each a three year term, expiring December 20, 2010 as presented. MOTION CARRIED.

Motion by Mr. York, and seconded by Mr. Rice to reappoint Mr. Mark Bacha, Mr. Douglas McDougal, and Mrs. Maria Zingas to the Planning Commission to each a three year term expiring December 20, 2010. MOTION CARRIED.

SUPERVISOR'S OFFICE

AUTHORIZATION TO EXECUTE THE AGREEMENT WITH THE MACOMB COUNTY SHERIFF DEPT FOR LAW ENFORCEMENT SERVICES FOR Y2008 IN THE AMOUNT OF \$1,406,648.00

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In 2005, the Board approved a contract with the Macomb County Sheriff to cover police services for Harrison Township through the end of 2007. In preparation of the end of that contract, Sheriff Hackel attended the October 22, 2007 Regular Board Meeting to explain the current situation as well as the costs for providing future services. Sheriff Hackel talked about the costs for providing deputies has risen and provided the costs for extending the current service level for two years. The Board discussed the issue at the Budget Workshop on October 23, 2007 and the consensus was to fund the police fund at the level necessary to maintain ten (10) deputies. The cost for 2008 is \$1,406,648 and is budgeted as such without any increase in the millage rate. The cost for 2009 will be \$1,457,446 and according to our Finance Director we will be able to meet that projected cost as well without any increases in the millage. A two year contract was presented to the Board for approval which will maintain the level of ten officers through 2009, the end of the Township's three year millage.

Motion by Mr. York, and seconded by Mr. Ulinski to direct the Supervisor to execute the two year agreement with the Macomb County Sheriff Department for law enforcement services for Y2008 in the amount of \$1,406,548.00, and Y2009 \$1,457,446.00 as presented. MOTION CARRIED.

APPROVAL FOR USE OF SMART BUSES FOR MCREST EVENTS ON DECEMBER 23 - 30, 2007 AND JANUARY 20 - 27, 2008

Over the past several years the Board has approved the use of the Township SMART busses for transporting individuals in connection with MCREST. MCREST is the Macomb County Rotating Emergency Shelter Team which provides food, shelter, and aid for the homeless community. Trinity Lutheran Church hosts MCREST the week of Christmas which this year is December 23-30, 2007. St. Hubert's is hosting MCREST January 20-27, 2008, and they have again requested the use of the Township busses.

Motion by Mr. Rice, and seconded by Mrs. Eineman to approve the use of SMART shuttle busses for Trinity Lutheran Church the week of December 23-30, 2007 and St. Hubert's the week of January 20-27, 2008, to transport individuals in connection with MCREST as requested. MOTION CARRIED.

COMCAST FRANCHISE FEES

There have been concerns over Comcast collecting franchise fees from Selfridge Air National Guard Base and not passing these fees along to Harrison Township as required by the franchise agreement. The Cable Committee has reviewed the situation and discuss it with the township cable attorney Niel Lehto. Mr. Lehto recommended contracting with Troy and Banks to conduct an audit on a contingency basis. The Cable Committee voted unanimously to recommend that the Township Board conduct an audit. Under agreement, Troy and Banks will conduct a cable television franchise fee compliance audit for the purpose of verifying the accuracy of the franchise fees paid or due to the Township. Troy and Banks shall identify what specific sources of revenue are subject to franchise fees, examine relevant accounting data, examine franchisee accounting data and supporting documentation, identify all revenue sources by classification, and verify calculations. Troy and Banks shall also evaluate allocation methodology with respect to non-subscriber revenue,

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conduct a search for unreported revenues and examine the cable operators' database to determine if all active addresses within the Township's boundaries were included in the franchise fee remittances. Under the agreement, the Township must agree that Troy and Banks will receive as its compensation for this service a contingency fee of fifty percent of the underpayments identified and recoverable under its franchise agreement and/or federal law. If there is no recoverable underpayment obtained for the benefit of the Township, Troy and Banks acknowledges that there will be no fee payable. Also presented to the Board was a proposal from Neil Lehto to litigate the matter should Comcast not be willing to pay the proper franchise fees. The Cable Committee feels that the audit is a good first step in proceeding before considering any litigation. Residents offered their comments.

Motion by Mr. York and seconded by Mr. Ulinski to execute the Agreement and Letter of Authorization form from Troy and Banks to conduct a cable television franchise fee compliance audit for the purpose of verifying the accuracy of the franchise fees paid or due Harrison Township, and that Troy and Banks will receive as its compensation for this service a contingency fee of fifty percent (50%) of the underpayments identified and recoverable. If there is no recoverable underpayment obtained Troy and Banks receives no fee payable. MOTION CARRIED.

HIRING OF PART-TIME MAINTENANCE WORKER

At a prior Board Meeting, the Board motioned to move Mr. Yeagley from part-time maintenance worker to temporary help in the Election's Department, which now leaves the Grounds and Maintenance with only one part-time employee and may create times when the Township will have no maintenance worker. The Supervisor's Office in anticipation of filling this need, posted on the Township website and cable for a part-time maintenance worker. Three applicants applied. It is the recommendation of the Supervisor's Office to hire Mr. Gregory Virga as a part time maintenance worker at a rate of \$8.49 per hour through the end of the year. The Supervisor stated that the new hire will close Waterfront Park and perform tasks such as regular maintenance work on Township properties. The Board discussed whether there was a need at this time for a part-time maintenance worker. A resident offered his comment.

Motion by Mr. Rice, and seconded by Mr. York to hire Gregory Virga as a part-time maintenance worker at a rate of \$8.49 per hour through the end of the year (2007). MOTION CARRIED.

CLERK'S OFFICE**APPROVAL TO REPLACE EXISTING ENTRANCE DOORS AND EQUIPPING WITH ELECTRIC OPENING DEVICES AT BEAUFAIT**

The Clerk announced that the Township has been awarded a grant from the State's Polling Place Accessibility Improvement Program Grant Fund to replace the existing doors and equipping with electric open devices at the Beaufait Addition Building entrances. The Beaufait Addition is home to the Township's precincts 6 and 11. The Clerk stated that she applied to the Michigan Department of State Bureau of Elections for this grant in September of 2007, and this was her

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second attempt in applying for this grant. In 2006 the Township was not awarded funding because the State had limited funds and concentrated granting funding to projects in communities that were bringing polling locations into ADA compliance. As all of Harrison Township's polling locations meet ADA requirements, the application submitted requested funding for a project that would make it easier for voters to enter precincts 6 and 11, whereby depressing an automatic door opener device located at the entrance to each ramp on each side of the building, opening the door automatically having the door remain in the opened position as the voter approached the door opening easily moving through and into the precinct. The Clerk stated that Harrison Township is one of three state wide communities to be granted funding for a project like this. The grant was submitted with a quote from Detroit Door and Hardware to replace the doors. A formal purchase agreement was presented to the Board for approval from Detroit Door and Hardware to furnish and install existing doors and equipping with electric open devices at the Beaufait Addition Building entrances in the amount of \$9,200, and the price as presented is firm for the month of November 2007. The complete cost up to \$10,482 will be reimbursed from the State upon completion of the work and upon the proper paperwork submitted to the State. There is a one year warranty on materials, and installation labor. Detroit Door and Hardware estimates lead time for parts/materials and installation to be 4 to 6 weeks.

Motion by Mrs. Eineman, and seconded by Mr. Ulinski to approve for Detroit Door and Hardware Company to furnish and install doors at the Beaufait Addition Building entrances and equip each door with electric open devices not to exceed the approved grant amount of \$10,482.00 to be funded from the General Fund balance, to be reimbursed under the State's Polling Place Accessibility Improvement Program as presented. MOTION CARRIED.

PROPOSED POLICY CHANGE TO PUBLISHING BOARD OF TRUSTEE MINUTES AND AGENDAS

At the Budget Workshop Meeting of October 23, 2007, it was suggested that the Clerk research options in publishing the Township's Board of Trustee meeting minutes and agendas to possibly reduce the publication line item expense in the 2008 Clerk's budget. The Clerk offered a little history. She stated that since taking office in 2004, reductions in operations of the Clerk's and Election Departments have occurred. With regard to minutes and agenda total publications expenses: in 2004 the total expense was \$31,378.28, for 2005 \$33,173, for 2006 \$27,477 and for 2007 \$28,000 was budgeted, with an YTD figure thus far of \$20,140. Even though other factors, such as rising publications costs and number of meetings contribute to increase costs, the main reason for any savings is largely due to an efficiency made by the Township Board to approve that a synopsis of the minutes be published in the Advisor versus full text. She stated that the Open Meetings Act does not require that minutes or agendas are to be published in a newspaper, but township laws do contain publication requirements for township board meetings minutes. Charter Townships must publish minutes or publish and post minutes, and for a Charter Township "publishing" has two meanings. It either means: 1). Printing the township board minutes or a synopsis in a newspaper or 2). Posting the minutes or synopsis in the Clerk's office and five public places (or the township web site), plus printing a notice in the newspaper that identifies whether the minutes are posted within seven days of posting, and board minutes must be "published" at least once a month pursuant to MCL 42.8. She contacted the Michigan Township Association (MTA) for a legal opinion regarding publishing requirements for Charter Townships and to clarify if the

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website takes the place of 5 public places and was informed that minutes posted in the Clerk's office AND on the TOWNSHIP WEB SITE AND a notice published in newspaper identifying where minutes are posted within 7 days of posting, meets the publishing requirements pursuant to MCL 42.8. The Clerk stated that the Township Attorney has reviewed MTA's position/opinion and concurs with their position. She also stated that in a recent informal survey that she conducted, of the Township's surveyed, they publish minutes in the paper as well as their agendas. Of the cities surveyed they post minutes and often times their agendas on their city's website. She states that the law is different for General Law and Charter Townships, as well as Cities in regard to publishing and noticing minutes and agendas and is governed by different sources, either state statutes or city charters. The Clerk requests approval to amend the current policy to approve to post the meeting minutes synopsis and agenda on the Clerk's Office and Rosso Hall's bulletin boards, place the agenda and full text of approved meeting minutes on the township's website, and run a notice in the paper at least 7 days prior to the posting of approved minutes. Minutes and Agendas will continue to be available at the Clerk's counter upon request. The Clerk stated that by not noticing the minutes and agenda in the newspaper, as done in the past, could save the Township up to \$16,000.00 per year. She stated that there is a need to continue to fund for publications for public hearing notices and ordinance introduction and adoptions notices, and then for two notices a month to identifying where minutes are "published", which will cost the Township an estimate of \$12,000 a year.

Motion by Mrs. Eineman, and seconded by Mr. Ulinski to amend Rules and Procedures Governing the Township Board, Section 1.4. Transcribing of the Minutes as recommended by the Clerk to include:

5). Board of Trustee Agendas and approved synopsis of the Minutes shall be posted in the Clerk's Office and on the Rosso Hall Bulletin Board, on the Township's website - a full text of the meeting minutes and agenda, and a notice published in the local newspaper identifying where minutes are posted within 7 days of posting, thereby meeting the publishing requirements pursuant to MCL 42.8. A full text of the Meeting Minutes and agenda will continue to be available at the Clerk's counter upon request. MOTION CARRIED.

APPROVAL OF THE REGULAR BOARD MEETING MINUTES OF 10/22/07

Mr. Ulinski requested that the Minutes of 10/22/07 be corrected under Board Comments to reflect his comment to the right adjournment time of "12:25 a.m." instead of "12:23" and the that it should read from "12:26" a.m. to 12:20 a.m. on page 9 of 10 with regard to the 9/10/07 Regular Board Meeting Minutes. He also requested that the 9/10/07 reflect the correct adjournment time of ~~12:26~~ 12:20 a.m.

Motion by Mr. Ulinski, and seconded by Mrs. Eineman to approve the Regular Board Meeting Minutes of 10/22/07 with the changes as discussed above. MOTION CARRIED.

TRUSTEE'S REQUEST**DISCUSSION ON SMART PROGRAM BENEFITS AND POTENTIAL TO OPT OUT AND USE REVENUE TO FUND TAXI/SHUTTLE SERVICE AND PAVE ROADS**

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Mr. Ulinski requested that the Board consider reviewing the smart program and its benefits and the potential to opt out of the county wide tax, as done in other communities such as Livonia, and instead levy a special tax to the Township residents and use that revenue to fund a taxi/shuttle service and pave roads. It was stated that the Harrison Township cannot legally opt out as presented above because Macomb County's chose not to form a transit authority (Public Transportation Authority Act Public Act 196 of 1986, MCL 124.451), but instead a countywide vote determines whether to support and participate in a mass transit program.

Motion by Mr. Ulinski, and seconded by Mr. Rice to direct the Township Attorney to investigate if the Township can opt out of the county wide SMART tax as Livonia did.

**Roll Call: Ayes: Ulinski, Rice, Eineman, York, Jorgensen
 Nays: Forlini
 Excused: Garvin**

MOTION CARRIED.

DISCUSSION REGARDING SENATOR LEVIN'S LETTER TO THE SECRETARY OF THE AIR FORCE (OCTOBER 19, 2007) REGARDING PUBLIC ACCESS TO THE BASE'S (SANG) WATERFRONT PROPERTY

Mrs. Eineman read aloud and presented for adoption a resolution opposing Senator Levin's proposal to a public access to the waterfront of the base, because she stated that it may "compromise national security and endanger U.S. military personnel on and off the base and the people in the surrounding community". The Board discussed in length that the base will ultimately decide if such a proposal for a public waterfront has any merit and or will compromise national security and endanger U.S. military personnel on and off the base and the people in the surrounding community. Board members shared their opinion of support of and in opposition of a public access to the waterfront of the base. Residents offered their comments.

Motion by Mrs. Eineman, and seconded by Mr. Rice to adopt the Resolution drafted by Mrs. Eineman, opposing Senator Levin's proposal to a public access to the waterfront of the base, because it may compromise national security and endanger U.S. military personnel on and off the base and the people in the surrounding community.

**Roll Call: Ayes: Eineman, Rice, Ulinski
 Nays: York, Jorgensen, Forlini
 Excused: Garvin
 MOTION FAILS.**

PUBLIC COMMENTS

No Public Comments were made.

BOARD COMMENTS

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1. Mr. York, offered a good evening.
2. Mr. Forlini read a letter received by the Building Department thanking them for their good services.
3. Mrs. Jorgensen, offered no closing comments, and a good evening.
4. Mr. Rice, offered no closing comments.
5. Mr. Ulinski stated that when he was first elected he was made liaison to the Economic Development Corporation Committee, yet they have never met. He stated that the purpose of the committee is to pursue grants, purchase and restore buildings for occupancy, as well as a host of other responsibilities that can improve our community industrial and commercial base. He stated that he was reminded of this from a resident's interest in serving on the committee. Mr. Ulinski requests that the committee come before the Board in December with an update. It was suggested that Mr. Ulinski meet first with the committee as the board liaison, and then come back with an update to the Board in December. Mr. Ulinski agreed.
6. Mrs. Eineman asks for advance notice for the Parks & Recreation Committee with regard to the Relay for Life Race event. She stated that she voted no on the Budget because she believes that the budget can be cut further. She offered her thanks to all Veterans and stated that if anyone was interested in placing a name on the Memorial, that there is a process and directed interested individuals to contact the Clerk's Office for that information. She also stated that she was disappointed that the Resolution presented tonight regarding opposing a public access to the waterfront of the base did not pass, and wished everyone a Happy Thanksgiving.

CLOSED SESSION**CLOSED SESSION TO DISCUSS IAFF 1737 FIREFIGHTERS NEGOTIATIONS**

Motion by Mr. York, and seconded by Mr. Ulinski to enter into Closed Session to Discuss IAFF 1737 Negotiations at 10:25 p.m.

Roll Call: Ayes: York, Ulinski, Eineman, Rice, Jorgensen, Forlini
Nays: None
Excused: Garvin
MOTION CARRIED.

OPEN SESSION

Motion by Mr. Ulinski, seconded by Mr. Rice to enter into Open Session at 10:57p.m.

Roll Call: Ayes: Ulinski, Rice, Eineman, York, Jorgensen, Forlini
Nays: None
Excused: Garvin
MOTION CARRIED.

Motion by Mr. Ulinski, seconded by Mr. Rice to continue Negotiations for Firefighters Union IAFF 1737 based on the discussion had in Closed Session. MOTION CARRIED.

ADJOURNMENT

CORRECTED/APPROVED

Motion by Mr. Ulinski, and seconded by Mr. York to adjourn. Meeting was announced adjourned at 10:58 p.m. MOTION CARRIED.

Prepared and Submitted by,

Approved by,

**Jan P. Jorgensen, Clerk, CMC
Charter Township of Harrison**

**Anthony G. Forlini, Supervisor
Charter Township of Harrison**