



Macomb County Election Department

MACOMB COUNTY ELECTION COMMISSION SPECIAL MEETING May 10, 2018

**Probate Court Building
21850 Dunham Rd.
Mt. Clemens, MI 48043
1:30 p.m.**

AGENDA

- I. Call to Order
- II. Adoption of Agenda
- III. Public Participation *(limited to five minutes)*
- IV. Approval of Minutes from April 24, 2018 Election Commission Meeting
- V. Judge Clarity and Factuality of Wording on Recall Petition
(proponent of recall/legal representative and named official/legal representative may present argument on each item before vote is taken)
 - Two Recall Petitions Filed on April 25, 2018 for Dino Bucci, Macomb Township Trustee
- VI. Unfinished Business
- VII. New Business
- VIII. Public Participation
- IX. Adjournment

Macomb County Election Department

32 Market Street
Mount Clemens, MI 48043-5640
586-469-5209; Fax: 586-469-6927
macombgov.org/elections
elections@macombgov.org



Macomb County Election Department

MEETING NOTICE

MACOMB COUNTY ELECTION COMMISSION SPECIAL MEETING

Macomb County Clerk's Office
Election Department
(586) 469-5209

The Macomb County Election Commission will hold a **SPECIAL MEETING** on Thursday, May 10, 2018, at 1:30 p.m. in the Probate Court Building, 21850 Dunham Rd., Mount Clemens, to judge language factuality and clarity on two recall petitions filed against Dino Bucci, Macomb Township Trustee.

Kathy M. Brower
Macomb County Clerk/Register of Deeds

Macomb County Election Department

32 Market Street
Mount Clemens, MI 48043-5640
586-469-5209; Fax: 586-469-6927
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**MACOMB COUNTY ELECTION COMMISSION
SPECIAL MEETING
April 24, 2018
UNOFFICIAL MINUTES**

The Macomb County Election Commission met on Tuesday, April 24, 2018, in Court Room #1 of the Macomb County Probate Court Building, 21850 Dunham, Mount Clemens with the following members present:

Judge Kathryn George – Senior Probate Judge, Chairperson
Larry Rocca – County Treasurer
Kathy Brower – County Clerk

Also Present: Roger Cardamone – Election Department
Frank Krycia – Corporation Counsel
Joe Biondo – Treasurer’s Office

CALL TO ORDER

Judge George called the meeting to order at 1:05 p.m.

MOTION TO ADOPT AGENDA

A motion to adopt the agenda was made by Larry Rocca. Kathy Brower seconded the motion. The motion carried.

PUBLIC PARTICIPATION

None

APPROVAL OF MINUTES FROM APRIL 6, 2018 MEETING

Kathy Brower made a motion to approve the minutes as presented. Larry Rocca seconded the motion. The motion carried.

JUDGE CLARITY AND FACTUALITY ON SUBMITTED PETITIONS

Petition 1: Tom Sokol spoke. 20331 Vine, Macomb, MI 48044
Judge George, Larry Rocca, and Kathy Brower voted to reject the petition.
By a 3-0 vote, the petition was rejected.

UNFINISHED BUSINESS

None

NEW BUSINESS

None

PUBLIC PARTICIPATION

Tom Sokol spoke. 20331 Vine, Macomb, MI 48044

ADJOURNMENT

Larry Rocca made a motion to adjourn the meeting, seconded by Kathy Brower. The motion carried and the meeting was adjourned.

Kathy Brower
Macomb County Clerk/Register of Deeds

DRAFT



Macomb County Election Department

RECEIPT FOR RECALL LANGUAGE SEEKING CLARITY REVIEW

Person(s) Being Recalled

Office Held

Dino Bucci

Trustee
Two petitions

SUBMITTED BY: Tom Sokol

ADDRESS: 20331 Vine Dr

CITY & ZIP: Macomb Twp 48044

PHONE: 586 873 8887

E-MAIL ADDRESS: tsokol@comcast.net

SIGNATURE: Thomas W Sokol

FILED
18 APR 24 PM 2:47
MACOMB COUNTY CLERK
MOUNT CLEMENS, MICHIGAN

Maal Dix
ELECTION CLERK

Macomb County Election Department
32 Market Street
Mount Clemens, MI 48043-5640
586-469-5209; Fax: 586-469-6927
macombgov.org/elections
elections@macombgov.org

INSTRUCTIONS ON REVERSE SIDE

RECALL PETITION

We, the undersigned registered and qualified voters of the City Township Village of } Macomb in the County of Macomb and State of Michigan, petition for the calling of an election to recall Dino Buccì from the office of Trustee Macomb Township for the following reason(s):
(Name of Officer) (Title of Office) (District, if Any)
Trustee Dino Buccì voted to approve the compensation of the Deputy Supervisor at the Board of Trustees public meeting on July 26, 2017.

FOR CLERK'S USE ONLY

WARNING - A PERSON WHO KNOWINGLY SIGNS A RECALL PETITION MORE THAN ONCE OR SIGNS A NAME OTHER THAN HIS OR HER OWN IS VIOLATING THE PROVISIONS OF THE MICHIGAN ELECTION LAW.

	SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	ZIP CODE	DATE OF SIGNING		
					MONTH	DAY	YEAR
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FILED
 18 APR 24 PM 2:47
 H. CLEHENS, CLERK
 H. CLEHENS, MICHIGAN

CERTIFICATE OF CIRCULATOR

The undersigned circulator of the above petition asserts that he or she is 18 years of age or older and a United States citizen; that each signature on the petition was signed in his or her presence and was not obtained through fraud, deceit or misrepresentation; that he or she has neither caused nor permitted a person to sign the petition more than once and has no knowledge of a person signing the petition more than once; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a registered elector of the City or Township listed in the heading of the petition, and the elector was qualified to sign the petition.

If the circulator is not a resident of Michigan, the circulator shall make a cross [X] or check mark [✓] in the box provided, otherwise each signature on this petition sheet is invalid and the signatures will not be counted by a filing official. By making a cross or check mark in the box provided, the undersigned circulator asserts that he or she is not a resident of Michigan and agrees to accept the jurisdiction of this state for the purpose of any legal proceeding or hearing that concerns a petition sheet executed by the circulator and agrees that legal process served on the Secretary of State or a designated agent of the Secretary of State has the same effect as if personally served on the circulator.

WARNING - A CIRCULATOR KNOWINGLY MAKING A FALSE STATEMENT IN THE ABOVE CERTIFICATE, A PERSON NOT A CIRCULATOR WHO SIGNS AS A CIRCULATOR, OR A PERSON WHO SIGNS A NAME OTHER THAN HIS OR HER OWN AS CIRCULATOR IS GUILTY OF A MISDEMEANOR.

CIRCULATOR — DO NOT SIGN OR DATE CERTIFICATE UNTIL AFTER CIRCULATING PETITION.

(Signature of Circulator) _____ (Date) _____
 (Printed Name of Circulator) _____
 (Complete Residence Address [Street and Number or Rural Route]) - [Do not enter a post office box] _____
 (City or Township, State, Zip Code) _____
 (County of Registration, if Registered to Vote, of a Circulator who is not a Resident of Michigan) _____

RECALL PETITION

INSTRUCTIONS ON REVERSE SIDE

We, the undersigned registered and qualified voters of the City Township Village of } Macomb, in the County of Macomb, and State of Michigan, petition for the calling of an election to recall Dino Bucci (Name of Officer) from the office of Trustee (Title of Office) Macomb Township (District, if Any) for the following reason(s):

Trustee Dino Bucci has not attended the regularly scheduled public meetings of the Macomb Township Board of Trustees between November 20, 2017 and April 11, 2018.

WARNING - A PERSON WHO KNOWINGLY SIGNS A RECALL PETITION MORE THAN ONCE OR SIGNS A NAME OTHER THAN HIS OR HER OWN IS VIOLATING THE PROVISIONS OF THE MICHIGAN ELECTION LAW.

SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	ZIP CODE	DATE OF SIGNING		
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MACOMB COUNTY CLERK
 MT. CLEMENS, MICHIGAN

18 APR 24
 PM 2:47

FILED

CERTIFICATE OF CIRCULATOR

The undersigned circulator of the above petition asserts that he or she is 18 years of age or older and a United States citizen; that each signature on the petition was signed in his or her presence and was not obtained through fraud, deceit or misrepresentation; that he or she has neither caused nor permitted a person to sign the petition more than once and has no knowledge of a person signing the petition more than once; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a registered elector of the City or Township listed in the heading of the petition, and the elector was qualified to sign the petition.

If the circulator is not a resident of Michigan, the circulator shall make a cross [X] or check mark [V] in the box provided, otherwise each signature on this petition sheet is invalid and the signatures will not be counted by a filing official. By making a cross or check mark in the box provided, the undersigned circulator asserts that he or she is not a resident of Michigan and agrees to accept the jurisdiction of this state for the purpose of any legal proceeding or hearing that concerns a petition sheet executed by the circulator and agrees that legal process served on the Secretary of State or a designated agent of the Secretary of State has the same effect as if personally served on the circulator.

WARNING - A CIRCULATOR KNOWINGLY MAKING A FALSE STATEMENT IN THE ABOVE CERTIFICATE, A PERSON NOT A CIRCULATOR WHO SIGNS AS A CIRCULATOR, OR A PERSON WHO SIGNS A NAME OTHER THAN HIS OR HER OWN AS CIRCULATOR IS GUILTY OF A MISDEMEANOR.

CIRCULATOR — DO NOT SIGN OR DATE CERTIFICATE UNTIL AFTER CIRCULATING PETITION.

(Signature of Circulator) _____ (Date) _____

(Printed Name of Circulator) _____

(Complete Residence Address [Street and Number or Rural Route]) - [Do not enter a post office box] _____

(City or Township, State, Zip Code) _____

(County of Registration, if Registered to Vote, of a Circulator who is not a Resident of Michigan) _____

Support Documentation filed by
petitioner on April 26, 2018

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES
WEDNESDAY, APRIL 11, 2018

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MI 48042

PRESENT: JANET DUNN, SUPERVISOR
KRISTI L. POZZI, CLERK
KAREN GOODHUE, TREASURER
TIMOTHY F. BUSSINEAU, TRUSTEE
ROGER KRZEMINSKI, TRUSTEE
NANCY NEVERS, TRUSTEE

ABSENT: DINO F. BUCCI, JR, TRUSTEE

ALSO PRESENT: Thomas Esordi, Legal Counsel
James VanTiflin, Township Engineer
(Additional attendance on file at the Clerk's Office)

MACOMB TOWNSHIP CLERK
K. G. POZZI

18 APR 26 PM 1:29

FILED

Supervisor DUNN called the meeting to order at 7:00 p.m. and invited Tyler Leverenz of Troop 149 and attends L'Anse Creuse Middle School North to lead everyone in the Pledge of Allegiance. Tyler was in attendance so he could earn his Communications Merit Badge.

ROLL CALL

1. Clerk POZZI called the roll and a quorum of the Board of Trustees was present.

MOTION by Krzeminski supported by Bussineau to omit Trustee Bucci's name from any roll call vote.

MOTION carried.

APPROVAL OF THE AGENDA

2. Approval of the agenda.

MOTION by Krzeminski seconded by Pozzi to approve the agenda as amended with the addition of Item 15a., under Human Resources, Authorization to extend Offer of Employment – Fire Department.

MOTION carried.

APPROVAL OF THE BILLS

3. All bill runs were reviewed and there were no additions, deletions or corrections.

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES
WEDNESDAY, MARCH 28, 2018

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MI 48042

PRESENT: JANET DUNN, SUPERVISOR
KRISTI L. POZZI, CLERK
KAREN GOODHUE, TREASURER
TIMOTHY F. BUSSINEAU, TRUSTEE
ROGER KRZEMINSKI, TRUSTEE
NANCY NEVERS, TRUSTEE

ABSENT: DINO F. BUCCI, JR., TRUSTEE

ALSO PRESENT: Thomas Esordi, Legal Counsel
Patrick Meagher, Planning Consultant
James VanTiflin, Township Engineer
(Additional attendance on file at the Clerk's Office)

Supervisor DUNN called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

ROLL CALL

1. Clerk POZZI called the roll and a quorum was present.

Motion by Bussineau seconded by Krzeminski to refrain from calling Trustee Bucci's name during any roll call votes. MOTION carried.

APPROVAL OF THE AGENDA

2. Approval of the Agenda

MOTION by Krzeminski seconded by Goodhue to approve the agenda as amended with the additions of Item #D1A, Request for reinstatement to the Fire Department, and Item #D1B, Request for Family & Medical Leave of Absence. Closed Session Item #23, Consideration for the purchase of real property prior to obtaining an option to purchase that real property, Closed Session per MCL 15.268(d), is to be removed. MOTION carried.

APPROVAL OF THE BILLS

3. All bill runs were reviewed and there were no additions, deletions or corrections.

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES
WEDNESDAY, MARCH 14, 2018

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MI 48042

PRESENT: JANET DUNN, SUPERVISOR
KAREN GOODHUE, TREASURER
TIMOTHY F. BUSSINEAU, TRUSTEE
ROGER KRZEMINSKI, TRUSTEE
NANCY NEVERS, TRUSTEE

ABSENT: KRISTI L. POZZI, CLERK
DINO F. BUCCI, JR, TRUSTEE

ALSO PRESENT: Thomas Esordi, Legal Counsel
Patrick Meagher, Planning Consultant
James VanTiflin, Township Engineer
(Additional attendance on file at the Clerk's Office)

Supervisor DUNN called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

MOTION by Krzeminski seconded by Bussineau to have Mr. Chuck Pierce, from the Clerk's Office handle the roll call votes.

MOTION carried.

MOTION by Krzeminski seconded by Bussineau to refrain from calling the names of Mr. Bucci and Mrs. Pozzi during any roll call votes.

MOTION carried.

ROLL CALL

1. Mr. Pierce called the roll and a quorum was present.

MOTION carried.

APPROVAL OF THE AGENDA

2. Approval of the Agenda

MOTION by Krzeminski seconded by Goodhue to approve the agenda with the addition of Item 6a., Consent Judgment Red Tail Real Estate, LLC and Closed Session Item 27, Consideration of the purchase of real property

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES
WEDNESDAY, FEBRUARY 28, 2018

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MI 48042

PRESENT: JANET DUNN, SUPERVISOR
KRISTI L. POZZI, CLERK
KAREN GOODHUE, TREASURER
TIMOTHY F. BUSSINEAU, TRUSTEE
ROGER KRZEMINSKI, TRUSTEE
NANCY NEVERS, TRUSTEE

ABSENT: DINO F. BUCCI, TRUSTEE

ALSO PRESENT: Thomas Esordi, Legal Counsel
Patrick Meagher, Planning Consultant
James VanTiflin, Township Engineer
(Additional attendance on file at the Clerk's Office)

Supervisor DUNN called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

The Supervisor informed those in attendance that there has been a threat made against her and that department heads have been given the option of not attending the meeting and that individuals in the audience may leave if they so desire. She also commented on the conduct of individuals at the meetings and read Michigan Penal Code, Act 328 of 1931.

ROLL CALL

1. Clerk POZZI called the roll and a quorum was present.

Motion by Krzeminski seconded by Bussineau to refrain from calling Trustee Bucci's name during any roll call votes.

MOTION carried.

APPROVAL OF THE AGENDA

2. Approval of the Agenda

MOTION by Pozzi seconded by Krzeminski to approve the agenda as presented.

MOTION carried.

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES
WEDNESDAY, FEBRUARY 14, 2018

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MI 48042

PRESENT: JANET DUNN, SUPERVISOR
KRISTI L. POZZI, CLERK
KAREN GOODHUE, TREASURER
TIMOTHY F. BUSSINEAU, TRUSTEE
ROGER KRZEMINSKI, TRUSTEE
NANCY NEVERS, TRUSTEE

ABSENT: DINO F. BUCCI, JR, TRUSTEE

ALSO PRESENT: Thomas Esordi, Legal Counsel
Patrick Meagher, Planning Consultant
James VanTiflin, Township Engineer
(Additional attendance on file at the Clerk's Office)

Supervisor DUNN called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

ROLL CALL

1. Clerk POZZI called the roll and a quorum was present.

MOTION by Bussineau seconded by Goodhue to refrain from calling Trustee Bucci's name during any roll call votes.

MOTION carried.

APPROVAL OF THE AGENDA

2. The Board reviewed the agenda.

MOTION by Pozzi seconded by Goodhue to approve the agenda as amended with the following add-ons: Item 26a., Request to attend a Command & Control Course at the National Fire Academy, Item 8a., Update on potential Ethics Ordinance, Correction to the wording in Item 5A4., which should read as "Request to approve full site development bond release for Deneweth Farms Site Condominiums Phases 5 & 6."

MOTION carried.

APPROVAL OF THE BILLS

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES & PUBLIC HEARING
WEDNESDAY, JANUARY 24, 2018

LOCATION:
CHAMBERS

MACOMB TOWNSHIP MEETING

54111 BROUGHTON ROAD
MACOMB, MI 48042

PRESENT: JANET DUNN, SUPERVISOR
KRISTI L. POZZI, CLERK
KAREN GOODHUE, TREASURER
TIMOTHY F. BUSSINEAU, TRUSTEE
ROGER KRZEMINSKI, TRUSTEE
NANCY NEVERS, TRUSTEE

ABSENT: DINO F. BUCCI, JR, TRUSTEE

ALSO PRESENT: Thomas Esordi, Legal Counsel
Patrick Meagher, Planning Consultant
James VanTiflin, Township Engineer
(Additional attendance on file at the Clerk's Office)

Supervisor DUNN called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

ROLL CALL

1. Clerk POZZI called the roll and a quorum was present.

MOTION by Bussineau seconded by Nevers to refrain from calling Trustee Bucci's name during any roll call votes.

MOTION carried.

APPROVAL OF THE AGENDA

2. Approval of the Agenda.

MOTION by Krzeminski seconded by Pozzi to approve the agenda as amended by adding Item 5B5, Request for a Personal Leave of Absence, and Item 7a, Community Development Block Grant Fund Allocation.

MOTION carried.

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES AND PUBLIC HEARING
WEDNESDAY, JANUARY 10, 2018

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MI 48042

PRESENT: JANET DUNN, SUPERVISOR
KRISTI L. POZZI, CLERK
KAREN GOODHUE, TREASURER
TIMOTHY F. BUSSINEAU, TRUSTEE
ROGER KRZEMINSKI, TRUSTEE
NANCY NEVERS, TRUSTEE

ABSENT: DINO F. BUCCI, JR, TRUSTEE

ALSO PRESENT: Thomas Esordi, Legal Counsel
Patrick Meagher, Planning Consultant
James VanTiflin, Township Engineer
(Additional attendance on file at the Clerk's Office)

Supervisor DUNN called the meeting to order at 7:00 p.m. and recognized Michael Gornecki who was in attendance for his government class. The Pledge of Allegiance was recited.

Ed Gallagher was recognized by Supervisor Dunn and the Township Board for his 30 plus years of service to the community.

ROLL CALL

1. Clerk POZZI called the roll and a quorum of the Board of Trustees was present.

MOTION by Bussineau seconded by Nevers to refrain from calling Trustee Bucci's name during any roll call votes.

MOTION carried.

APPROVAL OF THE AGENDA

- 2.

MOTION by Pozzi seconded by Krzeminski to approve the agenda.

MOTION carried.

APPROVAL OF THE BILLS

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES & PUBLIC HEARING
WEDNESDAY, DECEMBER 20, 2017

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MI 48042

PRESENT: JANET DUNN, SUPERVISOR
KRISTI L. POZZI, CLERK
KAREN GOODHUE, TREASURER
TIMOTHY F. BUSSINEAU, TRUSTEE
ROGER KRZEMINSKI, TRUSTEE
NANCY NEVERS, TRUSTEE

ABSENT: DINO F. BUCCI, JR TRUSTEE

ALSO PRESENT: Thomas Esordi, Legal Counsel
Patrick Meagher, Planning Consultant
James VanTiflin, Township Engineer
(Additional attendance on file at the Clerk's Office)

Supervisor DUNN called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

ROLL CALL

1. Clerk POZZI called the roll and a quorum of the Board of Trustees was present.

MOTION by Krzeminski seconded by Bussineau to refrain from calling Trustee Bucci's name during any roll call votes.

MOTION carried.

APPROVAL OF THE AGENDA

2. The agenda was reviewed and Item #9, Report from independent auditor on competitive bid process, was tabled due to the individual having been in an automobile accident.

MOTION by Krzeminski seconded by Pozzi to approve the agenda and table Item #9, Report from independent auditor on competitive bid process.

MOTION carried.

APPROVAL OF THE BILLS

3. All bill runs were reviewed and there were no additions, deletions or corrections.

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES
WEDNESDAY, DECEMBER 6, 2017

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MI 48042

PRESENT: JANET DUNN, SUPERVISOR
KRISTI L. POZZI, CLERK
KAREN GOODHUE, TREASURER
TIMOTHY F. BUSSINEAU, TRUSTEE
ROGER KRZEMINSKI, TRUSTEE
NANCY NEVERS, TRUSTEE

ABSENT: DINO BUCCI, TRUSTEE

ALSO PRESENT: Thomas Esordi, Legal Counsel
Patrick Meagher, Planning Consultant
James VanTiflin, Township Engineer
(Additional attendance on file at the Clerk's Office)

Supervisor DUNN called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

ROLL CALL:

1. Clerk POZZI called the roll and a quorum of the Township Board was present.

MOTION by Bussineau seconded by Nevers to refrain from calling Trustee Bucci's name during any roll call votes.

MOTION carried.

APPROVAL OF THE AGENDA:

2. The agenda was reviewed and Item 25, Request to perform Macomb County Public Safety Communications System Community/Department Survey was moved to Item 6A. Item 32, Convene to Closed Session to discuss status of contract negotiations with Michigan Association of Fire Fighters. Closed Session per MCL 15.268(c), was tabled. Item 11a., Discussion and action on resolution of censure, was added.

MOTION by Krzeminski seconded by Goodhue to approve the agenda as follows: The agenda was reviewed and Item 25, Request to perform Macomb County Public Safety Communications System Community/Department Survey was moved to Item 6A. Item 32, Convene to Closed Session to discuss status of contract negotiations with Michigan Association of Fire Fighters. Closed Session per MCL 15.268(c), was

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES
MONDAY, NOVEMBER 20, 2017

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MI 48042

PRESENT: JANET DUNN, SUPERVISOR
KRISTI L. POZZI, CLERK
TIMOTHY F. BUSSINEAU, TRUSTEE
ROGER KRZEMINSKI, TRUSTEE
NANCY NEVERS, TRUSTEE

ABSENT: KAREN GOODHUE, TREASURER
DINO F. BUCCI, JR, TRUSTEE

ALSO PRESENT: Thomas Esordi, Legal Counsel
Patrick Meagher, Planning Consultant
James VanTiflin, Township Engineer
(Additional attendance on file at the Clerk's Office)

Supervisor DUNN called the meeting to order at 7:00 p.m. Connor and Kyle Clayton from Middle School North and Troop #149 were present to earn their Citizenship Badge. They led those in attendance in reciting the Pledge of Allegiance.

ROLL CALL

1. Clerk POZZI called the roll and a quorum was present.

MOTION by Bussineau seconded by Krzeminski to refrain from calling the names of Treasurer Goodhue and Trustee Bucci during any roll call votes.

MOTION carried.

Prior to the approval of the agenda the Supervisor stated that Township Legal Counsel would read the statute that addresses the removal of an elected official from office.

Township Legal Counsel read two separate statutes regarding the removal of an elected official from office. The first was from Michigan Election Law, MCL 168.369. This stated that the Governor shall remove a township officer, chosen by the electors of any township, when the Governor is satisfied from the evidence submitted that the elected official is guilty of official misconduct, willful neglect of duty, extortion, habitual drunkenness, or has been convicted of being drunk, or when it appears by a certified copy of the judgment of a court of record of this state that the officer, after the officers election, or appointment, was convicted of a felony.

The second statute was from the Michigan Zoning Enabling Act under section 125.3601, subsection 9. A member of the Zoning Board of Appeals may be removed by

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES
WEDNESDAY, JULY 26, 2017

MOTION by GOODHUE seconded by POZZI to approve the Amendment to Chapter 14 of the Macomb Township Code of Ordinances: Replacing Article II. Residential Fence Regulations with amended format and text as indicated above.

MOTION carried.

BUILDING DEPARTMENT

13. Request for a Temporary Certificate of Occupancy for Bubbas 33, located at 17757 Hall Road

MOTION by POZZI seconded by BUSSINEAU to approve the Temporary Certificate of Occupancy for Bubbas 33, 17757 Hall Road, upon completion of all life safety items associated with the building along with a certificate of zoning compliance with an expiration date of 9/26/17.

MOTION carried.

SUPERVISORS OFFICE

14. Compensation for a Deputy Supervisor

Supervisor Dunn spoke on the need for a Deputy Supervisor, explained the reasons for this request, and asked for a motion to establish the compensation for this position to be consistent with the Deputy Clerk and Deputy Treasurer.

Clerk Pozzi established the fact the position was not budgeted for in the recently approved budget. She further questioned why, when she requested to fill a vacancy in the Clerk's department that would result in a pay increase for an employee she was met with such opposition from the Supervisor, who is now proposing its adoption for the Deputy Supervisor position.

In response to Trustee Bucci and Bussineau's question, Supervisor Dunn stated that if a current employee of the Township is appointed to the position of Deputy Supervisor, the position vacated by that employee would not be filled.

Treasurer Goodhue mentioned that she worked with the Clerk to make the Deputy compensation for both departments equal just as the Department heads compensation is equal.

Motion by GOODHUE seconded by KRZEMINSKI to approve the compensation of the Deputy Supervisor consistent with the Deputy Clerk and Deputy Treasurer.

MACOMB TOWNSHIP BOARD OF TRUSTEES
MEETING MINUTES
WEDNESDAY, JULY 26, 2017

Roll Call:

Ayes: Goodhue, Krzeminski, Bucci, Nevers, Dunn

Nays: Bussineau, Pozzi

MOTION carried

Public Comments, Non-Agenda Items Only - (3 minute time limit)

A resident expressed concern about today's political atmosphere. He also stated that the responsibilities of the Deputy Supervisor require approval of the Board of Trustees.

A resident spoke on item # 12 on the agenda and questioned the enforcement of certain aspects of the R-1 zoning requirements and requested enforcement of the R-1 zoning regulations.

A resident questioned the completion of the sidewalk program. He also questioned the need to impose time limits on certain projects. He also asked that the cross walk signals be updated.

A resident commented about the termination process of an employee. He also asked if there was a job description for the Deputy Supervisor.

A resident asked for confirmation that any currently budgeted position that is vacated by an employee who is appointed to the Deputy Supervisor position, will be left unfilled and the budget adjusted accordingly. She also discussed the legal bills on the second bill run. She stated she was confronted by counsel after the last Board meeting. She requested the Board to supervise counsel as he is an employee and hold him accountable for his actions.

A resident commented on the budget and certain expenditures. He requested all personal information be omitted from future Board packets. He also questioned why some Board members were recorded as "excused" while others are required to be recorded as "absent". He made comments regarding the step four grievance procedure.

A resident stated that she agreed with all of the previous comments made and stated that the Supervisor disregarded the requests of the citizens.

A resident questioned the Deputy Supervisor position and its impact on the budget and whether or not is a permanent position.