

**REGULAR MEETING
LENOX TOWNSHIP BOARD OF TRUSTEES
MAY 8, 2023**

- 1. **CALL TO ORDER:** 6:30 PM
- MEMBERS PRESENT:** Reeder, Kandell, Honold, Clifford, Gurley
- ATTORNEY PRESENT:** Addis
- RESIDENTS AND GUESTS PRESENT:** 37
- 2. **PLEDGE OF ALLEGIANCE**
- 3. **APPROVAL OF MEETING AGENDA**

Clerk Kandell explained that under New Business, a. Seasonal DPW/Park Position Posting has been requested to be moved to the end of the Agenda, with all other items moved up.

Motion: Gurley Support: Honold

Motion to approve the Meeting Agenda with the requested movement of New Business items as presented. All Ayes. Motion passes.

4. APPROVAL OF MINUTES

Motion: Kandell Support: Gurley

Motion to approve the minutes from the Regular Meeting of April 3, 2023, Budget Workshop of April 24, 2023, and Special Meeting of April 25, 2023. All Ayes. Motion passes.

5. PUBLIC ANNOUNCEMENTS

Trustee Clifford announced that there would be a New Haven Lenox Memorial Day Parade that would be going to Centennial Cemetery on Monday, May 29, 2023. A lunch hosted by AMVETS would commence after the service at approximately 1:00 PM.

6. PUBLIC COMMENT

There was no Public Comment at this time.

7. CONSENT AGENDA

All items listed under this Consent Agenda are considered routine by the Township Board and will be enacted by one motion. According to established Township meeting rules, there will be no separate discussion of these items, unless a member of the Board or public so requests at or prior to the meeting, in which event the chair of the meeting may remove such item(s) from the Consent Agenda for discussion and consideration under Agenda Item No. 8, below. Approval of the Consent Agenda shall be by a majority roll call vote of those present and voting. Under the Consent Agenda are items, b. EMS Report, c. DPW Report, d. Code Enforcement Report, e. Assessing Department Report, f. Engineer Report, g. Planner Report, h. Library Report, i. Senior Center Report, j. Supervisor's Report, k. Treasurer's Report, l. Orders and Bills, m. Trustees Report, n. Clerk's Report.

Clerk Kandell explained that during the month there were \$397,930.94 in bills paid; currently there is \$270,569.60 to be paid, totaling \$668,500.54 that needs approval for at this meeting.

Motion: Honold Support: Clifford

Motion to approve the Consent Agenda with the Orders and Bills in the amount of \$668,500.54.

Roll Call Vote: Honold- Aye, Clifford- Aye, Gurley- Aye, Reeder- Aye, Kandell- Aye. Motion passes.

8. ITEMS REMOVED FROM CONSENT AGENDA

- a. PUBLIC SAFETY REPORT
 - NEW FIREFIGHTER CEREMONY

Public Safety Director Jeff White presented two firefighters that have completed their probationary period, standing before him ready to be sworn in and to receive their badges.

John Ilowski has served Lenox Township for the DPW Department, the Fire Department, and presently as Richmond Lenox EMS. White reported that Ilowski is beloved from the moment that he walks into any building, which is a lot to be said in this world for a young person.

Sue Bagans received her first Firefighter Badge 36 years ago, having been with Lenox Fire for 10 years as a Dispatcher, then as a Dispatcher/Medical First Responder. Bagans has been a mentor of White's since he was a young paramedic as she is highly respected in many settings.

Bagans and Ilowski affirmed the oath publicly as significant persons in their life pinned their badges on them. A standing ovation and round of applause was held for the two newly sworn in Lenox Township Firefighters.

9. UNFINISHED BUSINESS

COMMUNITY CENTER HVAC REPLACEMENT PROPOSAL

Deputy Supervisor Mark Grabow remarked that this item was tabled last month. Drawings would be submitted prior to beginning construction, as neither company would provide drawings if they were not awarded the job. The quotes were as follows:

Hutchinson Mechanical Co., Inc.	\$68,700.00
RC Heating and Cooling	\$70,000.00

Motion: Kandell Support: Honold

Motion to award the HVAC Replacement for the Community Center Building at 63975 Gratiot, to Hutchinson Mechanical Co. Inc. in the amount of \$68,700.00.

Roll Call Vote: Kandell- Aye, Honold- Aye, Clifford- Nay, Reeder- Aye, Gurley- Aye. Motion passes.

Grabow reported that the removal of the old heating cooling system would begin May 15, 2023.

10. NEW BUSINESS

- a. **COMMUNITY CENTER ENGINEERING/CAD DRAWINGS PROJECT**

Deputy Supervisor Mark Grabow stated that two companies submitted bids to create engineering/computer aided drawings (CAD) for the Community Center. The bids presented were as follows:

Frank Salamone Architect	\$11,000.00
Anderson Eckstein & Westrick (AEW)	\$64,000.00

Grabow reported that the quote from Frank Salamone included CAD Drawings, however, the quote from AEW did not include drawings.

Motion: Kandell Support: Clifford

Motion to authorize the Community Center CAD/Engineering Drawings Project to be awarded to the low bidder Frank Salamone Architect at the cost of \$11,000.00.

Roll Call Vote: Kandell- Aye, Clifford- Aye, Reeder- Aye, Gurley- Aye, Honold- Aye. Motion passes.

- b. **LEGAL OPINION AUTHORIZATION REQUEST**

Clerk Kandell reported that this request has come from the Township Planner, who has requested the Township Legal Firm render a legal

opinion regarding a development at the Bay River Marketplace Complex

Motion: Kandell Support: Clifford

Motion to authorize Attorney Al Addis's law firm to provide a legal opinion regarding Bay River Planned Unit Development Agreement.

Roll Call Vote: Kandell- Aye, Clifford- Aye, Gurley- Aye, Honold- Aye, Reeder- Aye. Motion passes.

c. MACOMB COUNTY DRAIN MAINTENANCE MATCH PROGRAM

Daniel Acciavatti, Deputy Macomb County Public Works Commissioner, presented information regarding drains within Lenox Township and Macomb County. He went over what the Public Works Office governs, which is strictly the movement of water. The Public Works Office is working hard to catch up with long overdue drain cleanup and restoration in the nearly 40 miles of drains that they manage. There are three drains that the Public Works Office hopes to restore, reshape, and restore during the 2023 Drain Match Program, being the Ray-Lenox Drain, Deer Creek Drain, and the Harrison Drain.

Motion: Kandell Support: Clifford

Motion to approve the proposal from Macomb County Public Works Commission to remove, reshape, and restore the Ray-Lenox Drain from 28 Mile Road to the Coon Creek, as well as to remove spot blockage and deadfall of 3,000 linear feet of Harrison Drain (2,250) and Deer Creek Drain (750) for a total cost to Lenox Township of \$30,000.

Roll Call Vote: Kandell- Aye, Clifford- Aye, Reeder- Aye, Honold- Aye, Gurley- Aye. Motion passes.

d. 911 OPERATOR APPRECIATION RESOLUTION

Deputy Supervisor Mark Grabow explained the 911 Operator Appreciation Month Resolution and read the proposed aloud:

WHEREAS, nationwide over 35,000 911 Operators are presently engaged in the occupation of furnishing immediate first responder assistance in crisis situations to the public at large; and

WHEREAS, nationwide 77.8% of 911 Operators are women, while 22.2% are men; and

WHEREAS, 911 Operators are consummate professionals who have received extensive training and have exhibited both intelligence and emotional stability in order to successfully perform an extraordinarily difficult task under extreme stress; and

WHEREAS, it is well documented that the constant crisis of performing as a 911 Operator takes an emotional toll upon 911 Operators resulting in a multitude of stress related issues; and

WHEREAS, it has been documented nationwide that the average 911 Operator will take over 2480 calls in a calendar year; and

WHEREAS, at the Federal level, the week of April 9 through April 15 has been previously declared as National Public Safety Telecommunication Week, honoring 911 Operators; and

WHEREAS, the Board of Trustees in the Township of Lenox wishes to increase public awareness of the dedication, professionalism, and sacrifice made on behalf of the public at large by 911 Operators.

NOW, THEREFORE, upon a motion by the Board of Trustees and supported by the Board of Trustees

IT IS HEREBY RESOLVED and established as follows:

IT IS HEREBY ORDERED AND DECLARED that the month of April shall be deemed as "911 Operator Appreciation Month" in the Township of Lenox in order to give proper recognition, deserved appreciation, and increase public awareness of the performance of 911 Operators who daily in their jobs meet the challenges faced as true first responders providing care, comfort, and protection to the general public.

Any and all resolutions in conflict herewith are repealed only to the extent necessary to give full force and effect to the forgoing provisions.

This Resolution is deemed severable should any provision, clause, word, or sentence be deemed unenforceable, the remainder shall remain in full force and effect.

This Resolution is effective upon adoption.

Motion: Clifford Support: Gurley

Motion to approve Resolution 2023-4 declaring the month of April to be 911 Operator Appreciation Month.

Roll Call Vote: Clifford- Aye, Gurley- Aye, Honold- Aye, Kandell- Aye, Reeder- Aye. Motion passes.

Clerk Kandell reported that the 911 Operator Appreciation Month Resolution would be number 2023-4.

e. PARK PLAN AMENDMENT

Supervisor Anthony Reeder explained that the Recreation Committee, the DPW Department and the Township Engineer have requested that the Park Plan be amended to include the newly purchased acreage included.

Motion: Kandell Support: Honold

Motion to adopt the new Township Park Plan as presented.

Roll Call Vote: Kandell- Aye, Honold- Aye, Clifford- Aye, Gurley- Aye, Reeder- Aye. Motion passes.

f. TONS OF TRUCKS EVENT DATE CHANGE AUTHORIZATION

Supervisor Anthony Reeder reported that the initial date of the Tons of Truck event was scheduled for the same weekend as the Richmond Good Old Days Festival, and it is thought that it would be better attended if the date were changed.

Motion: Honold Support: Kandell

Motion to authorize the change of date of the Tons of Trucks Event to Saturday, September 16, 2023.

Roll Call Vote: Honold- Aye, Kandell- Aye, Clifford- Aye, Reeder- Aye, Gurley- Aye. Motion passes.

g. TOWNSHIP PARK ACCESS ROAD

DPW Superintendent Cam Trombly explained that in order to begin development for park expansion, it would be necessary to have a road constructed to allow access to all the park properties. Working with the Township Engineer, he recommended a topographical survey and a specification book for the design of that access road. A topographical survey would cost \$47,863.00 and a specification book to bid out the project would cost \$76,903.00 for a total cost of \$124,586.00.

Motion: Kandell Support: Clifford

Motion that the Township enter into an agreement to approve a topographical survey of \$47,863.00 as well as a design specification book of \$76,903.00 for a total of \$124,586.00.

Roll Call Vote: Kandell- Aye, Clifford- Aye, Gurley- Aye, Reeder- Aye, Honold- Aye. Motion passes.

h. SEASONAL DPW/PARK POSITION POSTING

DPW Superintendent Cam Trombly remarked that the DPW Department is in need of a seasonal park maintenance person to ensure that the park and the Township properties are maintained properly. There has been difficulty with employee attendance due to a health complication in recent months, and approving a seasonal employee would begin to eliminate some of the backlog of tasks that are required.

Motion: Clifford Support: Kandell

Motion to allow the hiring of a seasonal DPW employee.

Kandell added that this seasonal person would work under Superintendent Cam Trombly at \$17.00 per hour, no more than 30 hours a week, through October if necessary.

Roll Call Vote: Clifford- Aye, Kandell- Aye, Honold- Aye, Gurley- Aye, Reeder- Aye. Motion passes.

11. PUBLIC COMMENT

There were no comments from the public at this time.

12. CLOSED SESSION

A. MICHIGAN TAX TRIBUNAL LEGAL REPRESENTATION REQUEST

Motion: Kandell Support: Clifford

Motion to go into Closed Session at 7:15 PM.

Roll Call Vote: Kandell- Aye, Clifford- Aye, Reeder- Aye, Gurley- Aye, Honold- Aye. Motion passes.

Motion: Kandell Support: Clifford

Motion to return to Open Session at 7:30 PM.

Roll Call Vote: Kandell- Aye, Clifford- Aye, Reeder- Aye, Gurley- Aye, Honold- Aye. Motion passes.

Motion: Kandell Support: Honold

Motion to enter into and sign the Letter of Engagement from Hallahan and Associates, P.C., and have the Township legal team, Addis Law Firm, as co-counsel in this matter.

Roll Call Vote: Kandell- Aye, Honold- Aye, Gurley- Aye, Reeder- Aye, Clifford- Aye. Motion passes.

13. CALL FROM THE BOARD

There were no comments or information given at this time.

14. ADJOURNMENT

Motion: Honold Support: Kandell

Motion to adjourn the Meeting at 7:32 PM. All Ayes. Motion passes.

Respectfully submitted,

Respectfully submitted,

LuAnne Kandell, Clerk

Carol A. Swantek, Recording Secretary