

**MINUTES OF THE SOUTHFIELD TOWNSHIP BOARD OF TRUSTEES  
MEETING HELD ON May 13, 2014**

Supervisor Schmitt called the meeting to order at 7:30 p.m. at the Township Hall.

**ROLL CALL:**

Present: Supervisor Schmitt, Clerk Tischler, Treasurer Mooney, Trustees Koss, Nelson and Walsh

Trustee Holloway arrived at 7:34 p.m.

Absent: None

Others Present: Sandra LaJoie, Deputy Clerk  
Dennis Cowan, Attorney at Plunkett and Cooney  
Bill Dwyer, County Commissioner

**ADMINISTRATIVE REPORTS:**

**Supervisor's Report**

Supervisor Schmitt commented the roof is 25 years old and two roofing companies have provided estimates to replace the existing roof at a cost of \$16,000. Both companies stated the roof does not need to be replaced for at least two years.

Supervisor Schmitt reported there is no update on the MISS DIG notifications requirement at this time.

**Clerk's Report**

Clerk Tischler noted Shred Day was a success with residents lined up well before the 10 a.m. startup with the last customer leaving the parking lot at 12:15. Absolute Shreds provided information on the event which was e-mailed as an information item on May 9<sup>th</sup>. Clerk Tischler added Absolute Shreds has suggested the Township consider having two trucks instead of one.

Trustee Holloway arrived at 7:34 p.m.

Clerk Tischler stated the Township Audit is underway along with a new actuarial report on post-employment benefits. As soon as the reports are available they will be provided to the Board.

Clerk Tischler mentioned the quarterly statement for the Retirement Trust account was included with the Board packet.

Clerk Tischler stated all outstanding Merchant's Licenses have been issued for 2014.

Clerk Tischler noted to date, 741 dog licenses have been sold compared to 549 last year with 30 cat licenses issued this year compared to 27 last year. Clerk Tischler added several letters and phone calls of appreciation for the service provided by the Animal Control Department have been received and copies have been distributed.

Clerk Tischler mentioned preparations are underway for the August and November Elections and absentee ballot application requests should be mailed by the end of the month.

Clerk Tischler noted new State provided computer equipment for the Qualified Voter File is scheduled for installation in June.

### **Treasurer's Report**

Treasurer Mooney indicated that Oakland County has implemented a new tax system and the Townships department has been selected to test the new system. To date it is working out well.

### **PUBLIC COMMENTS ON ITEMS NOT CONTAINED ON PUBLISHED AGENDA:**

Commissioner Dwyer updated the Board on the following topics:

- Annual Report- Oakland County's 3 year rolling budget.
- Dwyer has been working on Gun Violence as well as other topics with Commissioner Gershenson for the past year.
- Smart bus millage is coming up for renewal- the total increase will be 1 mill and will be placed on the August ballot.
- Update on the Roads from the Road Commission regarding the 2013-2014 winter/spring seasons. Dwyer noted 2013-2014 was the safest winter since 2001. Dwyer mentioned the total amount of funding for the roads.
- June is Oakland County Safety Month.
- Dwyer mentioned the Detroit Water Authority is in mediation with Oakland, Wayne and Macomb counties.
- Dwyer noted the County Commissioners support of the amendment to the Oakland County Solid Waste Management Plan.

Dwyer asked the Board for questions or comments.

Treasurer Mooney questioned information that stated that Smart Bus cannot continue without the passage of the millage renewal and the requested increase.

Dwyer responded both the renewal and increase is required in order to provide the funds necessary to run the service.

Trustee Nelson inquired about the funding of the roundabout at 14 Mile and Orchard Lake Road.

Dwyer responded the primary funding is through the Road Commission but is unaware of how the project will be totally funded.

**APPROVAL OF AGENDA:**

Trustee Holloway added 9a- Animal Control Decision.

**Motion** by Mooney, supported by Walsh, the agenda be approved as amended.

**Motion** carried unanimously.

**DISCUSSION AND POSSIBLE APPROVAL OF APRIL 8, 2014 REGULAR MEETING MINUTES:**

**Motion** by Nelson, supported by Holloway, to approve the April 8, 2014 Board meeting minutes as presented.

**Motion** carried unanimously.

**DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION TO APPOINT REPRESENTATIVE AND ALTERNATE TO SOUTHEASTERN OAKLAND COUNTY WATER AUTHORITY BOARD:**

Supervisor Schmitt presented the following Resolution for adoption:

**RESOLUTION TO APPOINT REPRESENTATIVE AND ALTERNATE TO THE SOUTHEASTERN OAKLAND COUNTY WATER AUTHORITY BOARD OF TRUSTEES:**

Article VII of the Articles of Incorporation of the Southeastern Oakland County Water Authority provides that each municipality shall annually appoint a representative and an alternate to the Board of Trustees. This representative shall serve during the next fiscal year following his appointment and/or until his successor is appointed.

**Resolved** by Schmitt, seconded by Mooney, that the following Resolution be adopted:

**WHEREAS**, the Southeastern Oakland County Water Authority has requested that the Township Board of Trustees, by Resolution, appoint a representative and alternate representative to represent the Township of Southfield on the Board of Trustees of the Southeastern Oakland County Water Authority Board for the year beginning July 1, 2014.

**NOW THEREFORE BE IT RESOLVED**, that at a regular meeting of the Southfield Township Board of Trustees held on May 13, 2014, the Board appointed Robert Walsh as representative and Richard N. Holloway as an alternate representative to represent the Township on the Southeastern Oakland County Water Authority Board of Trustees for the year July 1, 2014 through June 30, 2015.

**ROLL CALL:**

Ayes: Tischler, Mooney, Holloway, Koss, Nelson, Walsh, Schmitt  
Nays: None  
Absent: None

**Resolution** passed unanimously.

**DISCUSSION AND POSSIBLE APPROVAL OF SOLID WASTE MANAGEMENT PLAN AMENDMENT RESOLUTION:**

Clerk Tischler reviewed the memo and presented the following Resolution for adoption:

Supervisor Schmitt recognized Dennis Cowan, representative of Plunkett Cooney, who gave an explanation of what the project entails, what has been accomplished and what needs to be completed.

Cowan noted the following points:

- Cowan's background
- Rizzo started as a family business and is now the largest waste hauler in Macomb County and services 12 communities in Oakland County.
- The increase in service is the reason for the Transfer Station.
- Re-use of a toxic piece of property.
- Request for recycling by the City of Pontiac.
- First adoption of the Solid Waste Plan by The County- noting that Amendments must be done using the same process.

Cowan asked the Board for any questions.

Treasurer Mooney asked who is funding the site for redevelopment.

Cowan responded Rizzo is funding the entire project and is in the process of purchasing the property from the current owner. Rizzo earns their money through contracts with the communities they service. Cowan added there is no Federal, State or County money required for this project.

Cowan noted this site is restricted to Oakland County trash, commercial and residential.

Treasurer Mooney questioned what type of monitoring will be implemented to verify whether or not trash from other jurisdictions is taken to the Pontiac site.

Cowan responded other jurisdictions serviced by Rizzo have contractual agreements and their own transfer stations.

Supervisor Schmitt commented the proposal does not affect the Township. Supervisor Schmitt noted information received from other Supervisors, some of whom are not even going to place this on their agenda.

Supervisor Schmitt stated Rizzo and government information officers have stone-walled other communities, out and out lied to other communities and since this does not affect us, we know little about it, so there is no good reason to support it and intends to vote against the Resolution.

Cowan responded the information given to Supervisor Schmitt is in error and has been corrected and Cowan apologized for Rizzo.

**Solid Waste Management Plan**  
**Amendment Resolution**

**Resolved** by Tischler, supported by Nelson, to adopt the following Resolution:

**WHEREAS,** Oakland County (“County”) has a Solid Waste Management Plan (“Plan”) that was prepared in accordance with Public Act 451, as amended, 1994, Part 115; Solid Waste Management; and

**WHEREAS,** the law requires that the Plan identify all solid waste landfills, Type A Transfer Stations, and Waste Processing Facilities within the County and that the Plan must be amended if the County desires to include new facilities or sites; and

**WHEREAS,** the Oakland County Executive received a request to amend the County Solid Waste Management Plan for the inclusion of a proposed Type A Transfer Station and a Waste Processing Facility to be located on the same piece of property in Pontiac at 900 Baldwin Avenue from Pontiac Baldwin, LLC and Rizzo Properties LLC (“Requested Amendment”); and

**WHEREAS,** the Oakland County Solid Waste Planning Committee (“SWPC”), along with the staff of the Oakland County Economic Development & Community Affairs Department, which is the Designated Planning Agency (“DPA”) for Oakland County have met and discussed this requested amendment to the Plan; and

**WHEREAS,** the Oakland County Solid Waste Planning Committee authorized by resolution that the requested amendment be released for the required 90-day public comment period which was held from December 14, 2013-March 17, 2014 and was widely publicized to all Oakland County municipalities, adjacent counties, the Board of Commissioners, the MI Department of Environmental Quality, SEMCOG and other interested parties; and

**WHEREAS,** notice of the public comment period and date of a public hearing was published in The Oakland Press on December 13, 2013 and all corresponding documents were available for public review in the Oakland County One Stop Shop, as well as on the Oakland County website; and

**WHEREAS,** the applicants, Baldwin Pontiac, LLC and Rizzo Properties LLC have entered into a host community agreement with the City of Pontiac to provide the City of Pontiac additional benefits; and

**WHEREAS,** a public hearing was held on February 26, 2014 at the Oakland County Executive Office Building; and

**WHEREAS,** the SWPC met after the end of the 90-day public comment period and reviewed the transcript of the public hearing and considered all written and verbal public comments received during the meetings and public comment period. The SWPC approved the requested amendment and recommended that it be forwarded to the Oakland County Board of Commissioners for consideration; and

**WHEREAS,** the Oakland County Board of Commissioners approved the requested amendment at its April 17, 2014 meeting; and

**WHEREAS**, per Public Act 451, Part 115, Solid Waste Management, Section 11536, it is a requirement that a solid waste plan amendment must receive support via resolution by no less than 67% of the local units of government within the respective county before being sent to the Michigan Department of Environmental Quality for approval;

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Trustees of the Township of Southfield does hereby approve the requested amendment to the Oakland County Solid Waste Plan for the inclusion of a Type A Transfer Station and Solid Waste Processing Facility to be located at 900 Baldwin Avenue in Pontiac, MI.

**ROLL CALL:**

Ayes: Mooney, Holloway, Koss, Nelson, Walsh, Tischler  
Nays: Schmitt  
Absent: None

**Resolution** declared adopted.

**UPDATE ON SOUTHEASTERN OAKLAND COUNTY WATER AUTHORITY AND DETROIT SEWER:**

Trustee Walsh updated the Board regarding the ongoing negotiations between the Southeastern Oakland County Water Authority and Detroit Water & Sewer.

**DISCUSSION OF ANIMAL CONTROL DECISION:**

Trustee Holloway requested reconsideration of the original motion from last month's meeting which reaffirmed the continuance of the current contract with A & D Animal Control. Trustee Holloway believes amending the contract to reflect the termination of wildlife service would provide a substantial savings to the Township.

Trustee Holloway believes an increase in the millage rate will be necessary in order to continue the current service.

Supervisor Schmitt stated in order to reconsider the motion approved at last month's meeting a Board member who prevailed in the voting process needs to make the motion for reconsideration.

Supervisor Schmitt inquired if there was interest in reconsideration.

No response was forthcoming.

Treasurer Mooney stated the intention of Administration is to put the Animal Control Service out for bid in order to determine if the Township will continue to provide this service. Treasurer Mooney commented further, until that information becomes available, there is no way of knowing what kind, if any Animal Control service will be affordable.

**DISCUSSION AND POSSIBLE APPROVAL OF APRIL EXPENDITURES:**

**Motion** by Walsh, supported by Koss, to approve the April expenditures as follows:

|                  |                    |
|------------------|--------------------|
| 101 General Fund | \$48,157.43        |
| 703 Tax Fund     | <u>          0</u> |
|                  | \$48,157.43        |

**Motion** carried unanimously.

**COMMENTS FROM THE AUDIENCE:**

No one wished to be heard.

**COMMENTS FROM THE BOARD:**

Trustee Nelson commented progress is being made on cleanup of the landscaping at the Township Hall. Trustee Nelson mentioned the Board should go out for bids for Animal Control with and without wildlife.

Clerk Tischler expressed to Trustee Holloway appreciation on how much time and effort has been put forth on the Animal Control contract, however communication with the residents is key to the implementation of a change to the service that has been provided for years.

Supervisor Schmitt thanked Trustee Nelson for the spring cleanup of the landscaping at the Township Hall and all the other ways he helps out by volunteering his time. Thank you Dan.

Treasurer Mooney noted agreement on the need to go out for bids for Animal Control.

Trustee Walsh commented the Southeastern Oakland County Water Authority will meet on Wednesday, May 14th at 8:30 a.m. at Beverly Hills Council Chambers.

Supervisor Schmitt adjourned the meeting at 8:27 p.m.

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Phillip Schmitt, Supervisor

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Sharon Tischler, Clerk