

**SEPTEMBER 11, 2024 – REGULAR MEETING
ROSE TOWNSHIP
BOARD OF TRUSTEES**

DATE: Wednesday, September 11, 2024
TIME: 7:00 p.m.
PLACE: 9080 Mason St, Holly, MI 48442

PRESENT: Paul Gambka, Treasurer Patricia Walls, Trustee
 Dianne Scheib-Snider, Supervisor Debbie Miller, Clerk
 Agnes Miesch, Trustee

ABSENT: None

Supervisor Scheib-Snider held a moment of silence to remember all the lives lost in the September 11th tragedy.

OTHERS PRESENT: Angie Guillen, Recording Secretary, Fire Chief Matt Weil.

OTHERS: Brian Eells, Randy Jidas, Kim Jidas, Bill Jobes, Paul Hobbs, Diana Hobbs, Deb Bourdeau, Paul Englehart, Will Love, Ruth Davis, Linda Watson-Call, Mike Maher, Julius Stern, Clark McGhee, Gilbert Morris, Cathy MaKay, Brooke Schmidt.

CALL TO ORDER: Supervisor Scheib-Snider called the meeting to order at 7:03 p.m.

PLEDGE OF ALLEGIANCE:

1. Approval of Agenda:

Motion by Treasurer Gambka to approve the agenda as presented. Second by Trustee Miesch.

VOTE: YES: Gambka, Miller, Walls, Miesch, Scheib-Snider

NO: None

ABSENT: None

2. Approval of Consent Agenda:

Motion by Supervisor Scheib-Snider to approve the consent agenda without the monthly reports for N.O.C.F.A., HAYA and the Treasurer’s report as presented and make the correction to the minutes that Trustee Miesch was excused. Second by Treasurer Gambka.

VOTE: YES: Miesch, Walls, Miller, Gambka, Scheib-Snider

NO: None

ABSENT: None

Brief Public Comments on items appearing on the agenda under unfinished business & new agenda items only: (limit comments to 3 minutes)

Brian Eells addressed the Board regarding the Eveline Drive Special Assessment.

Julius Stern addressed the Board regarding all new business and that the Board should not make decisions during their lame duck period.

Diana Hobbs addressed the Board regarding the Eveline Drive Special Assessment.

Diane Scheib-Snider addressed the Board and stated she was speaking as a resident and described her role in maintaining a special assessment. She stated it's the Supervisors job to actually monitor and watch what a special assessment is doing including the amount of money that's coming in and the amount that's going out. She indicated she did this with a lighting district where there was enough money in that district to pay for ten years of lighting, and she reduced what we were taking in from them. It is this Boards job to determine if the money is being used appropriately. When you're assessed for a term, and you don't use that money, and the term is ended the term is over. This should go back to pay your taxes, and this is why, there is a couple of widowed residents who are selling their properties, and they have been contributing for years and they didn't get the benefit of the money that they were taxed. The money is sitting there. That is their money, if they sell their house that money goes with the property owner. They put money in for all these years and they got nothing for it, that's why there is a term. So, we have a term ended and have \$61,000.00. The law is clear, the money goes back to the property owner. The reason the resolution was different is because it's a different resolution. It's not the resolution to approve a special assessment district, it's a resolution to look at the special assessment which we are supposed to do as a Board and determine if the money has been spent correctly. She indicated we are not the only Township that does this, she has spoke to other townships and Assessors and the law is pretty clear. She spoke to three different attorneys. She stated what your speaking of was written by our Township Attorney. So, people who are selling their home today who are widowed don't get that money back and it's a couple thousand dollars. Those people that are retired deserve their money. She said, so this is what it is, by law, I can sue the Township, you can sue the Township if you don't get your money back. You can go to the tax tribunal and the Township will have to hire an Attorney to defend themselves, it's pretty clear cut.

Ruth Davis addressed the Board regarding the Eveline Drive Special Assessment.

Dan Johnson addressed the Board regarding the Eveline Drive Special Assessment.

Paul Hobbs thanked the Board for holding a moment of silence during the beginning of the meeting for the September 11th tragedy and addressed them regarding the Eveline Drive Special Assessment.

Debra Bourdeau addressed the Board regarding the Eveline Drive Special Assessment.

Kim Jidas addressed the Board regarding the Eveline Drive Special Assessment.

Bill Jobes addressed the Board regarding the Eveline Drive Special Assessment and asked for clarification if the Township Supervisor stated she was going to sue the Township.

Will Love addressed the Board regarding the Eveline Drive Special Assessment and how rudely he was treated from the Treasurer while he was in the Township paying his taxes.

3. Public Hearing:

There was no public hearing.

4. Unfinished Business:

A. Township Board Recording Secretary Wages

Supervisor Scheib-Snyder indicated she spoke to the auditor Rana, and she stated that it was a legal opinion so she stated they could discuss this as a Board. Treasurer Gambka stated that the Recording Secretary was being paid for meetings that did not occur. She is being paid for two meeting every month and most of the time we only have one. If there is a meeting pay the lady and if there is no meeting, then she shouldn't be paid. Clerk Miller stated she only gets paid for the meetings she attends. She passed you in the parking lot and spoke to you and you said she wasn't in attendance. Supervisor Scheib-Snyder stated that there have been no Planning Commission Meetings. Clerk Miller stated there have been two. Treasurer Gambka stated she is getting paid for meetings that never occurred.

Motion by Supervisor Scheib-Snyder that the recording secretary is only paid for meetings that she attends and take place and with each paycheck Debbie is to make a form stating the date of the meeting she attended so that when Paul signs it he can see oh yeah okay right, there was a meeting this day. Treasurer Gambka stated he wasn't going to sign any checks. Second by Walls. Discussion ensued.

VOTE: YES: Gambka, Miesch, Walls, Scheib-Snyder
NO: Miller
ABSENT: None

Motion by Supervisor Scheib-Snyder to recuse herself.

VOTE: YES: Miller, Gambka, Miesch, Walls, Scheib-Snyder
NO: None
ABSENT: None

B. Eveline Drive Special Assessment District Reimbursement Resolution and Township Attorney Opinion.

Motion by Treasurer Gambka to postpone the Eveline Drive Special Assessment District because the HOA have expressed they want to have outside legal discussion regarding this. Second by Walls.

VOTE: YES: Walls, Miller, Gambka, Miesch
NO: None
ABSENT: None
RECUSED: Scheib-Snyder

5. New Business:

A. Zoning Administrator, David Plewes Meeting Compensation

Trustee Walls asked for clarification on what the Zoning Administrator was asking for.

Motion by Supervisor Scheib-Snyder to approve compensating David Plewes for his 111 hours of comp time, to pay him per his hourly rate. Second by Treasurer Gambka. Clerk Miller indicated that she contacted the Township Attorney and read aloud the response from the Township Attorney John

Mulvihill. Supervisor Scheib-Snider indicated we will let him take time off then. She took back her motion and stated, going forward if other people get paid for attending meetings than he should too.

Motion by Supervisor Scheib-Snider to postpone the discussion until the next meeting. Second by Treasurer Gambka.

VOTE: YES: Miesch, Walls, Gambka, Scheib-Snider

NO: Miller

ABSENT: None

B. Resignation letter, Rose Township Attorney, John Mulvihill of 20 years

Supervisor Scheib-Snider indicated she received a resignation letter from the Township Attorney John Mulvihill. She thanked him and said he has done a great job.

Motion by Supervisor Scheib-Snider to accept Township Attorney John Mulvihill's resignation. Second by Walls.

VOTE: YES: Miller, Gambka, Walls

NO: None

ABSENT: None

C. Resignation letter, J. Holton Jr. Park and Recreation and Zoning Board of Appeals

Supervisor Scheib-Snider indicated she received a resignation letter from the Township Attorney John Mulvihill. She thanked him and said he has done a great job.

Motion by Supervisor Scheib-Snider to accept Township Attorney John Mulvihill's resignation. Second by Walls.

VOTE: YES: Walls, Miller, Gambka, Miesch, Scheib-Snider

NO: None

ABSENT: None

D. Resignation letter, Steve McGee from Construction Board of Appeals

Supervisor Scheib-Snider indicated she received a resignation letter from Steve McGee who was on the Construction Board of Appeals.

Motion by Trustee Walls to accept the resignation from Steve McGee from the Construction Board of Appeals. Second by Treasurer Gambka.

VOTE: YES: Miesch, Walls, Miller, Gambka, Scheib-Snider

NO: None

ABSENT: None

E. Township Attorney Opinion, Conflict of Interest Statements from Board Members

Supervisor Scheib-Snider indicated she sent out a letter to Board Members regarding a form to be filled out that states what our interests are in the Township. It was sent to the township Attorney and he looked and didn't see any conflicts.

Motion by Supervisor Scheib-Snider to accept the Attorneys conflict of interest statements review as presented. Second by Walls.

VOTE: YES: Gambka, Miesch, Walls, Miller, Scheib-Snider

NO: None

ABSENT: None

5. Announcements:

- A. Planning Commission Meeting:** October 3, 2024, at 7:00 p.m.
- B. Zoning Board of Appeals Meeting:** October 1, 2024, at 7:00 p.m.
- C. N.O.C.F.A. Board Meeting:** September 24, 2024, at 6:30 p.m. N.O.C.F.A. Station 1
- D. Assessing Office:** M-F, 9:00am - 5:00pm, Rob Doyle, 248-858-2179, doyler@oakgov.com
- E. Township Board Regular Meeting:** October 9, 2024, at 7:00 p.m.
- F. NoHaz,** Saturday September 14, 2024. Oakland County Service Center Campus, 1200 N. Telegraph Road, Pontiac, MI. 48341 from 8 a.m. - 2 p.m.

6. Miscellaneous Reports:

- A. Clerk Report:** Clerk Miller reported on the August election and stated we are already working on the November election. We will be working on testing the ballots and sending them out. The early voting starts on October 26, 2024, at Springfield Oaks Activity Center.
- B. Cemetery Committee:** Clerk Miller thanked Mr. Stearn, Mitch Anderson and Tim Claus for working on the cemeteries with us, they are looking very nice.
- C. N.O.C.F.A.:** Supervisor Scheib-Snider indicated we are still working on the by-laws and she thinks they have something that will be presented soon. She stated there was a new Fire Chief and old Chief working remotely. There will be discussion on Capital Improvements. There are changes upcoming
- D. Planning Commission:** Supervisor Scheib-Snider indicated the meeting was cancelled.
- E. HAYA:** Trustee Walls indicated 20 children have benefited from school supplies they received from HAYA. There will be a fundraiser at Texas Road House regarding gift cards.
- F. Treasurer Report:** Treasurer Gambka indicated summer taxes are due on Monday, September 16, 2024. He explained if the tax payment is in the box on Monday and on Tuesday morning when the tax payments are removed, they will be accepted.
- G. Zoning Board of Appeals:** Treasurer Gambka indicated there was no meeting.
- H. Parks and Recreation:** Supervisor Scheib-Snider indicated she received some free gravel from the Road Commission for Rose Ponds where we were having some erosion problems. They also brought out wood chips from a cherry tree. She is going to have an excavator look at the erosion.
- I. Heritage Committee:** Supervisor Scheib-Snider indicated she recruited them and asked them to help with the open house and she will have a date for that next week.
- J. Supervisor Report:** Supervisor Scheib-Snider indicated she received the \$32,000.00 grant money from OSHLA. Dave has reached out to help the elderly get their lawns mowed. She further indicated she received the grant funds for the insect repellent.

7. Brief Public Comments – Comments only, limit comments to 3 minutes

Brian Eells thanked Mr. Gambka.

Mike Maher addressed the Board regarding the Supervisor and the gentleman from Eveline. He just lost an aunt who lived about a block from ground zero in New York. He too wants to take a moment to reflect on the terrible events of September 11th on that day we witnessed the worst act of terror against the U.S. and the days to follow what it means to be an American, national unity, heroism, countless acts of service to our fellow man. Though the terror was far from here the impact was felt in every corner of the nation. It was a reminder that we are all connected, and our strength lies in our communities. We showed that in the face of adversity we come together to support one another. Let us honor and remember those we lost. The courage of those who responded and the best of our nation and community. I pray we would continue to work towards the future of peace and unity for our community, the nation and ultimately the world as a whole. I pray God would bless those who serve this country and protect our freedoms.

8. Adjournment: 8:27 p.m.

A handwritten signature in cursive script that reads "Debbie Miller". The signature is written in black ink and is positioned above a thin horizontal line.

Debbie Miller, MMC, MIPMC II
Rose Township Clerk