

**April 10, 2024 – REGULAR MEETING
ROSE TOWNSHIP
BOARD OF TRUSTEES**

DATE: Wednesday, April 10, 2024
TIME: 7:00 p.m.
PLACE: 9080 Mason St, Holly, MI 48442

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

ABSENT: None

OTHERS PRESENT: Angie Guillen, Recording Secretary, John Mulvihill, Township Attorney

OTHERS: Paul Englehart, Debra Bourdeau, Will Love, Brad Stilwell, Bill Jobes, Sharon Reisenauer, Dan Johnson, Mike Maher and Julius Stern.

CALL TO ORDER: Supervisor Scheib-Snider called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE:

1. Approval of Agenda:

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

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

2. Approval of Consent Agenda:

Motion by Scheib-Snider to approve the consent agenda as presented with an addition to the minutes on page three of six with the heading Use of Township Facilities and the correction being on page four of six to add the word “inkind” in her motion. Second by Treasurer Gambka.

VOTE: YES: Miller, Walls, Gambka, Miesch, 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)

Mike Maher addressed the Board regarding mowing bids for the cemeteries. He further commended Julius Stern for the countless hours and dedication he puts into the cemetery committee and suggested the Township funds in the case against Julius be capped if there is further litigation.

Dan Johnson addressed the Board regarding the litigation against Julius Stern. He explained what was trying to be accomplished by placing garbage in the cemetery trash can as to see when it was emptied by Republic Services. He stated the case against Julius is a waste of Township money.

3. Unfinished Business:

A. American Towers/Cell Tower Contract Proposed Amendments

Discussion was held regarding the offer from American Towers and proposed cell tower agreement. Supervisor Scheib-Snider indicated she received information from different municipalities regarding cell towers they own and are comparable to what we are doing now.

Motion by Gambka to leave the lease currently with 3% escalator given the fact that the other Townships that we see here seem to be getting 3%, 4% and 5% escalator and tell American Tower we are not going to make any changes. Second by Trustee Walls. Discussion ensued.

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

B. SAFEbuilt Michigan LLC Contract

Supervisor Scheib-Snider indicated the Township Attorney recommended having revisions included in the contract. He suggested to have on page 8 of 9 under planning and zoning services, the consultant agrees to provide litigation support as necessary including expert reports of testimony by a certified licensed planner related to land use and zoning matters. This has been received back and signed by SAFEbuilt and is like the contract we had in the past. Discussion ensued.

Motion by Walls to accept the professional services agreement between Rose Township Michigan and SAFEbuilt Michigan LLC as presented. Second by Miesch.

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

C. Eveline Drive Special Assessment District Resolution for Approval of a Public Hearing Date to Hear Objections to the Petitions.

Motion by Scheib-Snider to approve the Rose Township Resolution intent to create a special assessment district Eveline Drive Road Maintenance District 9 Resolution to have a public hearing on objections to the petition to be scheduled for the 8th day of May 2024 at 7pm or as soon as possible thereafter. Second by Walls. She indicated that we would approve this and put this on the agenda and the Clerks Department needs to do the mailings and the advertising for the public hearing.

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

4. New Business:

A. West Nile Fund Participation and Reimbursement Authorization Resolution

Supervisor Scheib-Snider indicated the amount we receive for the West Nile Virus Mosquito Protection Program is the same as last year. This is just a formality. She had to attend an hour and a half meeting and submit paperwork, get estimates, and approve the resolution to receive the reimbursement of \$2,596.86. Last year the Board allowed her to spend more and it got consumed because of the cost increases but this

year her quotes were done on sales that were going to expire so she was able to benefit from the sale prices based on the resolution approval. Based on her quotes she can get two cases of tablets and insect larvicide and spend about what we spent last year.

Motion by Supervisor Scheib-Snyder to approve the Rose Township Resolution 2024-XX for the West Nile Virus Fund Participation and Reimbursement Authorization in the amount of \$2,596.86 for mosquito control activity. Second by Walls.

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

Motion by Supervisor Scheib-Snyder to approve additional funds not to exceed \$2,900.00 for products that address mosquito control activities including shipping charges. Second by Walls. Discussion ensued regarding what the Supervisor was purchasing in regard to resident needs.

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

B. 2024 and 2025 Site Grass Contract Bids Township Offices, Historic Hall, and Parks

Supervisor Scheib-Snyder indicated this was a two-year contract bid. There was only one person who bid. The person who bid has been used in the past and did not raise their contract bid from last year and there was no increase for the following year. She further indicated what areas the bid included explaining it was not for the cemetery. She indicated for the 2024-2025 season they need to supply updated certificate of liability insurance before we go ahead with the 2025 season.

Motion by Walls to award All In One Lawn Care Services with the site grass mowing contract for the Rose Township Offices Hall, Civic and Dearborn Parks for the 2024-2025 grass maintenance season in the amount of \$5,510.00 each year for the contract year 2024 and 2025. Second by Gambka. Discussion ensued.

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

C. 2024 Site Grass Contract Bids Cemetery

Supervisor Scheib-Snyder indicated there were two bids received from TPC Lawn & Landscape and M & A Investments LLC with a difference of \$912.00 dollars.

Motion by Treasurer Gambka to approve TPC Lawn & Landscape for the 2024 site grass mowing contract for the Rose Township Cemeteries grass maintenance season in the amount of \$12,242.00. Second by Miller. Discussion ensued.

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

D. 2024 RCOC Dust Control Program

Supervisor Scheib-Snyder explained the RCOC Dust Control Program and stated in the last two years for dust control we had four applications applied, prior to that we had five applications applied. There was a slight increase this year compared to last year, but there were no increases in the years prior to that. This is something we have been doing for decades.

Motion by Miesch for the proposed blanket program with four applications in the amount of \$90,591.36. Second by Walls. Discussion ensued.

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

E. North Oakland Fire Authority Proposed Operating Budget FY 2025

Motion by Scheib-Snyder to approve the North Oakland Fire Authority Proposed Operating Budget FY 2025 in the amount of \$2,845,750.00. The Township of Rose contribution amount is \$1,103,000.00. Second by Walls. Supervisor Scheib-Snyder reported on the most recent North Oakland County Fire Authority Meeting. Discussion ensued.

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

F. Closed Session

Motion by Supervisor Scheib-Snyder to go into closed session at 8:06 pm with Counsel to discuss trial or settlement strategy regarding specific pending litigation pursuant to MCL 15.268 (e) regarding the Township of Rose v. Kreiner, Case No. 22-192542-CZ and Rose township v. Julius and Jill Stern, Case #24-000326 ON since an open meeting would have a detrimental financial effect on the settlement or litigation position of the Township. Second by Walls.

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

The regular Township Meeting reconvened at 8:39pm

Motion by Scheib-Snyder to go back into open session at 8:39 pm. Second by Walls.

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

5. Announcements:

- A. Planning Commission Meeting:** May 2, 2024, at 7:00 p.m.
- B. Zoning Board of Appeals Meeting:** May 7, 2024, at 7:00 p.m.
- C. N.O.C.F.A. Board Meeting:** April 15, 2024, at 6:30 p.m. Rose Twp Offices
- D. Assessing Office:** M-F, 9:00am - 5:00pm, Rob Doyle, 248-858-2179, doyler@oakgov.com
- E. Township Board Regular Meeting:** May 8, 2024, at 7:00 p.m.
- F. NoHaz,** Saturday April 27, 2024. Oakland County Service Center Campus, 1200 N. Telegraph Road, Pontiac, MI. 48341 from 8am – 2pm
- G. Rose Township Clean-Up Day.** May 4, 2024, from 8:00am – 4:00pm

6. Miscellaneous Reports:

- A. Clerk Report:** Clerk Miller indicated she and her Deputy completed a two-day class in Mt Pleasant and tomorrow they will be at Oakland County all day regarding election administration training. She indicated she would like to get her additional election staff employee hired and trained now so that they will be ready for the upcoming Presidential Election season. Supervisor Scheib-Snider clarified that it needed to be approved by the Election Commissioners at a special meeting. Clerk Miller indicated it is imperative that we get this person hired and trained as it is a law to have the front Clerks counter always staffed. Discussion ensued.
- B. Cemetery Committee:** Clerk Miller indicated they have not met.
- C. N.O.C.F.A.:** Supervisor Scheib-Snider indicated she discussed the N.O.C.F.A. meeting in detail during the Proposed Operating Budget FY 2025 discussion earlier. Clerk Miller stated the N.O.C.F.A. meeting on Monday is going to be a big meeting.
- D. Planning Commission:** Trustee Miesch indicated the meeting was cancelled.
- E. HAYA:** Trustee Walls indicated there was no report.
- F. Treasurer Report:** Treasurer Gambka indicated the taxes were submitted for settlement to Oakland County and we are waiting to hear if they accepted the settlement. When they do, we will receive the balance of our taxes which is usually received sometime during the first week in May. Most people pay their taxes on time, and the 1-2% not paid gets submitted to Oakland County and they assume the collection duties and even foreclosure if need be.
- G. Zoning Board of Appeals:** Treasurer Gambka indicated there was no meeting.
- H. Parks and Recreation:** Supervisor Scheib-Snider indicated the committee is going to be pruning the trail at Rose Ponds. The residents are grateful for the efforts to create a new parking lot there which she explained was not new, there was scrub brush removed and put down crushed concrete. She had several residents indicate they appreciate it.
- I. Heritage Committee:** Supervisor Scheib-Snider indicated the Heritage Committee is working on plans for creating events and when we get closer, she will share flyers with the Clerks Department to put on the website and place them on social media. She indicated the historian from Oakland County Carol Egbo and Muara Jung who is on the Heritage Committee, have created a Historic Hall brochure with the history of the hall and including new and old photos which will be shared at our open house when we are ready. She thanked them for the kind gesture.
- J. Supervisor Report:** Supervisor Scheib-Snider shared Historic Hall updates. She indicated she contracted Beauchamp Water Treatment Solutions and explained the cost savings with utilizing them for the water softener and reverse osmosis system. The reverse osmosis system was drained a couple times this week and was tested for the amount of iron in the water and indicated there is a lifetime warranty on the new water softener. She measured the rugs and tables and made sure the tables were ADA compliant. She explained the challenges with receiving the tables and finding safe stable chairs. She approved the last invoice for the builder and architect, and we were under budget for the Historic Hall. With all the additional items mentioned it will put us a little over budget, but we need those in order to use it. Anything else will be put in the next budget and we will take bids on the additional needed items. We used the last of our ARPA funds, N.O.C.F.A. still has funds and she shared that it was approximately \$100,000.00. She wrote an article for the newspaper explaining what N.O.C.F.A. has spent. During the last Fire Board Meeting you were able to see the brush truck Rose Township paid for and is now in service. She further discussed the new

policies being created with the Township Attorney for the Historic Hall policy and other policies going forward which will be added to the policy book for the Township. Discussion ensued.

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

Will Love addressed the Board regarding the hourly rate for the Township Attorney as he sat through the Board meeting until the closed session ended.

Mike Maher addressed the Board regarding restrictions for the use of the public Township Hall.

Brad Stilwell addressed the Board regarding the Michigan Township Association zoom lunch and learn regarding the use of Township Hall facilities.

8. Adjournment: 9:07 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