

PENINSULA TOWNSHIP
Special Town Board Meeting
December 17, 2018

Transcribed Meeting Minutes

Rob: I'd like to call the meeting to Order would everyone please stand for the Pledge of Allegiance.

Pledge

Rob: Roll call please, Joanne.

Joanne: Isiah?

Isiah: Here.

Joanne: Marge?

Marge: Here.

Joanne: Myself, here, Rob?

Rob: Yep.

Joanne: Brad?

Brad: Yes.

Joanne: Dave?

Dave: Yes.

Rob: We'll show Warren excused, he's on vacation in Florida, approval of today's agenda, any additions or corrections?

Brad: None.

Isiah: Move approval of the agenda as presented.

Brad: Second.

Rob: We have a motion and support, all those in favor signify by saying "I".

Board members all state "I's".

Rob: Conflict of interest?

Brad: None.

Isiah: None.

Joanne: Nope.

Marge: None.

Dave: None.

Rob: Okay, we'll go to the first item of business which is what we normally do is place a person from the Planning Commission on the ZBA and the Planning Commission is recommending that we put Alan Couture representing Planning Commission on the Zoning Board of Appeals.

Isiah: I would move that we approve the selection of Alan Couture to represent the Planning Commission on the ZBA.

Brad: I second that motion.

Rob: We have a motion Wunsch/Bickle, any further discussion?

Joanne: I would just like to say that the approval of Alan to represent the Planning Commission is an appropriate type of nomination, in other words the Supervisor has the right to nominate Planning Commission members but the Planning Commission or any other body can nominate other individuals for things like ZBA.

Rob: Yeah, that's the way we've always done it, Joanne.

Joanne: Okay, well it's the first time I've ever done it.

Rob: No, you've done, we've always appointed, approved that and then we send one of ours to the ZBA also, but we usually do it at a different time of the year.

Isiah: If you read Monnie's correspondence she, I think in the past we've the board has completely reversed the PC's.

Rob: We've always agreed with the Planning Commission.

Isiah: Yeah.

Rob: And their recommendation.

Isiah: Monnie found that I think under State Zoning Enabling Laws we're required to approve, that we approve.

Rob: Always have to my knowledge.

Isiah: Yeah.

Rob: Alright, do we need to roll call on that do you think Greg?

Greg: Yes.

Rob: Roll call, please.

Joanne: Marge?

Marge: Yes.

Joanne: Myself, yes, Rob?

Rob: Yeah.

Joanne: Brad?

Brad: Yes.

Joanne: David?

David: Yes.

Joanne: Isiah?

Isiah: Yes.

Rob: And Fred has another person for the Fire Department as probationary member. Matt Vanderme that according to his letter he would like appointed by the Town Board too.

Brad: Okay.

Rob: Need a motion.

Isiah: I would move to approve Matt Vanderme as a probationary member of the Fire Department.

Brad: I would second that motion.

Rob: We have a motion and support, Wunsch/Bickle all those in favor signify by saying "I".

Board members all state "I's".

Rob: Okay, c., Closed session pursuant to, sorry I didn't bring my glasses, MCL 15268 (a), excuse me (e). For discussion with Attorney Meihn representing the Township in matters related to litigation and personal issues. Would entertain a motion to go into closed session.

Brad: So moved.

Isiah: Support.

Rob: We have a motion and support, further discussion?

Brad: None.

Rob: Roll call please.

Joanne: Rob?

Rob: Yeah.

Joanne: Brad?

Brad: Yes.

Joanne: David?

David: Yes.

Joanne: Isiah?

Isiah: Yes.

Joanne: Marge?

Marge: Yes.

Joanne: Myself, yes.

Rob: Okay, we'll go next door to the conference room.

Members vacate seats and move next door. Closed session meeting is not transcribed in these minutes as the recordings have not been provided to the transcriber.

Rob: Entertain a motion to open the regular scheduled meeting from closed session.

Brad: So moved.

Marge: Second.

Isiah: Support.

Rob: We have a motion and support, roll call please, Joanne.

Joanne: Dave?

Dave: Yes.

Joanne: Brad?

Brad: Yes.

Joanne: Rob?

Rob: Yes.

Joanne: Myself, yes, Marge?

Marge: Yes.

Joanne: Isiah?

Isiah: Yes.

Rob: Okay, as a Board we are prepared to make a motion after coming out of closed session reviewing the terms presented by our attorney and documents that we believe from Mr. Comendara, would someone, Dave do you want to try the motion, or someone?

Dave: That's notes.

Rob: Oh, I thought you were writing.

Dave: I do have some notes.

Marge: I was writing were you writing?

Joanne: I was writing too but I think that we'll have three different versions.

Dave: Well I wrote down a, I will move, this is a motion to approve the resolution presented by Mr. Meihn subject to final agreement by Mr. O'Grady and Mr. Comendara.

Isiah: To the agreement as presented this morning?

Dave: Need to reference the specifics in the agreement, yes.

Joanne: The agreement that was presented this morning at five thirty a.m.?

Marge: By Mr. Comendara.

Joanne: By Mr. Comendara.

Rob: By Mr. Comendara.

Dave: Thank you, do have that?

Brad: We'll take that as a motion cause I know.

Isiah: I'll support.

Brad: You supported?

Isiah: Yeah.

Brad: Okay, I will second that motion that's subject to approval by Mr. Comendara and O'Grady.

Rob: Alright, any further.

Brad: Did I miss something, hang on Marge.

Marge: Based on Mr. Comendara's agreement as presented to us at five thirty.

Rob: That was in Dave's motion.

Marge: Yeah.

Brad: Okay, I think we concur then.

Rob: Okay, further discussion?

Joanne: My only concern again is I would much rather vote on a motion that deals with the actual situation rather than with the promise that Mr. Comendara's going to not change his agreement at five thirty. I think, think we get ourselves into trouble when we do stuff like that.

Rob: Well, the idea was that if the motion does change then they bring it back that was very clear.

Joanne: But that wasn't a part of the motion.

Rob: Well, we're.

Joanne: You just made.

Rob: doing it on Mr. Comendara and the motion as presented.

Several Board members speaking at the same time.

Isiah: Let's repeat the motion that we're voting on.

Brad: Cause there's some complexities to it so.

Isiah: Right, I think we include the specific agreement presented at five thirty this morning, right?

Rob: The motion would be to authorize our attorney's document for coming through the court and that Mr. Comendara there is the one that they agreed to this morning, Mr. Comendara's in agreement and Mr. O'Grady. That's basically what we're doing to this specific agreement as we've reviewed.

Isiah: We're approving the settlement with the 81 subject to Mr. Comendara's approval of the settlement.

Rob: In the document presented to us today.

Isiah: Outlined in the document presented to us this morning.

Dave: In accordance with, yeah.

Isiah: Yeah.

Rob: Okay.

Joanne: Well, Dave, one more time?

Isiah: Okay, I would move that we vote to authorize our attorney's.

Brad: Makes a statement unclear to transcriber.

Isiah: To settle with the 81 according to the terms presented to us by Mr. Meihn subject to Mr. Comendara's approval of the settlement proposed at five thirty this morning.

Dave: And the other point is Mr. O'Grady's approval also.

Isiah: And Mr. O'Grady's approval as well.

Brad: Yes.

Rob: Okay, do you agree to that motion amendment?

Dave: That's fine.

Rob: Do you agree your support to amend?

Isiah: Nodes in agreement.

Rob: Okay, any further discussion? The we would have a roll call vote.

Joanne: Rob?

Rob: Yes.

Joanne: Myself, no, Marge?

Marge: Yes.

Joanne: Isiah?

Isiah: Yes.

Joanne: Brad?

Brad: Yes.

Joanne: Dave?

Dave: Yes.

Rob: Okay, motion carried and they are going to go to court I believe at ten thirty.

Brad: Ten thirty, right.

Rob: So, we'll have an answer soon and if there is a change from Mr. Condendara we will meet again, otherwise we'll entertain a motion to adjourn.

Dave: So moved.

Isiah: We've got to take public comment don't we?

Joanne: No.

Rob: It's not on the agenda.

Isiah: Okay.

Rob: I don't know it didn't show up, I thought so too.

Joanne: What was it?

Isiah: No public comment.

Rob: Comments aren't on the agenda.

Joanne: Oh.

Rob: So, all those in favor signify by saying "I".

Board members all state "I's".

Rob: Opposed?

Isiah: Should we open it up for public comment then?

Rob: Nancy did you want to make a comment?

Nancy: Who made the motion and who seconded it?

Joanne: Brad moved and Wunsch seconded it, the adjournment.

Rob: Okay, we're adjourned, thank you.

Adjournment.

