

**EUREKA CHARTER TOWNSHIP SPECIAL MEETING MINUTES
TUESSDAY, OCTOBER 10, 2013
Approved**

Supervisor Rod Roy, at the Eureka Township Hall, 9322 S. Greenville Road, Greenville, MI, called the Special Meeting of the Eureka Charter Township Board to order on Tuesday, October 10, 2013, at 7:00 pm. Reason for the Special Meeting is to discuss and approve a Consent Judgment concerning the FOIA with the City of Greenville and to discuss the Proposed 2014 Budget.

After the Pledge of Allegiance, roll call found the following Board Members present: Supervisor Rod Roy, Clerk Linda Ruwersma, Trustees Jeremy Austin, Marty Posekany, and Brad Kelley. Trustee Elaine Pendrick arrived at 7:00 pm and Treasurer Cindy Hanson was absent. These minutes will not be approved until the November 11, 2013 Regular Board Meeting. No others were in attendance.

There was some discussion concerning the planning of the Proposed 2014 Budget. Many suggestions were made to be discussed again at the Regular Board Meeting on October 14, 2013. Trustee Pendrick arrived during the discussion of the budget.

Supervisor Roy presented the Consent Judgment proposed by the City of Greenville concerning Case No. 12-K-16876-CZ to the Board which read as follows:

1. The documents requested by Plaintiff City of Greenville (the "City") pursuant to the Michigan Freedom of Information Act, being MCL 15.231 *et seq.* ("FOIA"), which is the subject of this lawsuit, were delivered by Defendant Eureka Charter Township (the "Township") to the City on April 15, 2013.

2. The Township waives the \$400 fee that the Township claims it could charge the City for the documents provided under the FOIA. The City denies that such fee would have been lawful.

3. The Township agrees to review with its legal counsel the Township's current FOIA policies and procedures to ensure future compliance with the FOIA.

4. The Township will contribute \$2,500.00 to the City of Greenville Fire Department for new accessories or equipment for use in all municipalities served by the Fire Department (including Eureka Charter Township.) Said funds shall be transferred by the Township for that purpose to the City of Greenville Fire Department within thirty (30) days of the date of this Consent Judgment.

5. This Consent Judgment is a final order, resolves all claims within this lawsuit, and closes the case. This matter is dismissed with prejudice, but the Court retains any needed jurisdiction to enforce this order.

6. No other costs to any party, a public question being involved.

After some discussion Trustee Kelley moved, with a second by Trustee Posekany to approve to accept and sign the proposed Consent Judgment presented to the Township from the City of Greenville, to send back to them for their approval. Ayes: 6. Nays: 0. Motion carried.

Supervisor Roy adjourned the meeting at approximately 7:50 pm.

Linda J. Ruwersma, CMC
Eureka Charter Township Clerk
October 16, 2013