

DeWITT CHARTER TOWNSHIP
1401 W. Herbison Road
DeWitt, MI 48820
December 12, 2011 Minutes

Supervisor Galardi called the Regular Meeting of the DeWitt Charter Township Board to order at 7:00 p.m. with the Pledge of Allegiance. Recognizing the recent death of the Bath Township Supervisor, Supervisor Galardi called for a moment of silence in memory of Tom Schneider.

MEMBERS PRESENT: Supervisor Rick Galardi, Clerk Diane Mosier, Treasurer Phyllis Daggy, and Trustees Max Calder, Steve Musselman, and David Seeger.

MEMBERS ABSENT: Trustee Brian Ross

Also Present: Manager Rodney Taylor, Community Development Director (CDD) Richard Trent, Planning Consultant James Foulds, and several citizens.

AGENDA **Calder moved, Seeger seconded, to approve the Agenda, as presented. Motion voted and carried.**

MINUTES **Seeger moved, Musselman seconded, to approved the minutes of the November 28, 2011 Meeting, as corrected . Motion voted and carried.**

BRIEF PUBLIC COMMENT None.

PRESENTATION Granger CEO Keith Granger, Granger COO of Waste Services Ralph Nuerenberg, Granger Granger Corp Citizen Director of Tax and Finance Ray Easton, and Granger Director of Governmental & Community Award Relations Tonia Olson, were introduced and welcomed.

 Clerk Mosier read aloud Resolution 111163, honoring Granger as DeWitt Township's first Outstanding Corporate Citizen, stating that this honor pales in comparison to Granger's immeasurable and continuing contributions to DeWitt Township and the entire region.

 Supervisor Galardi spoke of Granger's leadership role in business/government partnerships, specifically in the development of Granger Meadows Park. Each Board member thanked Granger for their ongoing positive contributions to the community, and their outstanding example of Corporate citizenship.

 Keith Granger and Ralph Nuerenberg spoke words of appreciation for the award.

 Supervisor Galardi called a brief recess and then reconvened the meeting.

COUNTY COMM REPORT None present

CORRESPONDENCE Correspondence included the following: notice from Comcast regarding pricing increases; Burning Issues Fire Department Newsletter; information from the YMCA regarding their family

5k run/walk; invitation to an Open House at the Tri-County Regional Planning new office; review of municipal flow data from SCCMUA; notice of additional licenses granted from the Liquor

Control Commission; Loesch Drain Repairs notice from the Clinton County Drain Commissioner; and November Activity Reports.

COMM & COMM
REPORTS
Benefits Comm

Manager Taylor reviewed the minutes of the Benefits Committee meetings of November 21, 2011 and December 2, 2011.

Mosier moved, Daggy seconded, to receive and place on file the draft minutes of the Benefits Committee meetings of November 21, 2011 and December 2, 2011.. Motion voted and carried.

Planning Comm

Trustee Musselman reviewed the minutes of the Planning Commission meeting of December 5, 2011.

Musselman moved, Seeger seconded, to receive and place on file the draft minutes of the Planning Commission meeting of December 5, 2011. Motion voted and carried.

Board of Appeals

Trustee Calder reviewed the minutes of the Board of Appeals meeting of November 16, 2011.

Calder moved, Mosier seconded, to receive and place on file the draft minutes of the Board of Appeals meeting of November 16, 2011. Motion voted and carried.

UNFINISHED
BUSINESS

None.

NEW BUSINESS
SUP11-990007
Brandino Properties

Planning Consultant Foulds reviewed his staff report and the Planning Commission recommendation for approval of an application from Brandino Properties to obtain a Special Use Permit to operate a former elementary school (Gunnisonville Elementary) at 1754 East Clark Road as a mixed use facility to potentially contain professional offices, a pre-school and child care center, a senior assisted living facility, recreational facilities, religious institutions, educational institutions, and associated accessory uses on the 7.50 acre site. He also noted that although the six proposed uses plan to use the existing facility, the adult foster care facility would be constructed at the south end of the existing structure, and if this proposed use becomes a reality, the applicant would be required to submit for final site plan review from the Planning Commission.

Applicants Tim Brannan and Robert Baldino addressed the Board about their plans for the facility.

Clerk Mosier asked Tim Brannan if he is operating within the building without yet receiving their Special Use Permit. He stated that he is not yet operating.

Faye Haggy, 1745 East Clark Road, questioned how east from the business corridor the Township will consider business uses on Clerk Road? She also noted that she will watch the site carefully, to insure that the applicants follow the terms of their SUP.

Musselman moved, Seeger seconded, that based on a unanimous recommendation for approval from the Planning Commission, and based on a review of the requirements of Section 5.4.4 26) and Section 7.4.3 of the DeWitt Charter Township Zoning Ordinance, the Special Use Permit application materials, and the results of the public hearing conducted December 5, 2011, that the Board approve Special Use Permit 11-990007 as filed by Brandino Properties LLC, for the operation of a mixed use facility at 1754 East Clark Road to potentially contain professional offices, pre-school and child care center, senior assisted living facility, recreational facilities, religious institutions, educational institutions, and associated accessory uses on a 7.50 acre site. Approval is recommended on the following basis:

- 1. Upon compliance with the conditions of the Special Use Permit, the applicant will comply with the site plan review standards listed in Chapter VII of the DeWitt Charter Township Zoning Ordinance to include review and approval of the final site plan by the DeWitt Charter Township Planning Commission for any new structural building addition.**
- 2. That the standards of the Basis for Determination listed in Section 7.4.3 and Sections 5.4.4 26) of the DeWitt Charter Township Zoning Ordinance have been met.**
- 3. That the requirements of the DeWitt Charter Township Fire Department concerning compliance with appropriate Fire Code standards, appropriate fire equipment access including access to the existing on-site water tank, as well as provision of a Knox Box at the front door of the facility be met.**
- 4. That the requirements of the Clinton County Drain Commissioner be complied with to include the construction of any new building additions on the site.**
- 5. That the applicant obtain from the Mid Michigan District Health Department the appropriate reviews and permits for the on-site sewerage system and water well system.**
- 6. That the Special Use Permit issued by DeWitt Charter Township be limited to the following list of land uses:**
 - a)Professional Office Uses b)Pre-School and Child Care Centers c)Senior Assisted Living Facility d)Recreational Facilities (Sports and Fitness Activities) e)Religious Institutions (Churches) f)Educational Institutions (Schools, Public/Private Educational Programs such as but not limited to Dance, Gymnastics, Yoga, and General Academic Instruction g)Accessory Uses as defined by Chapter XVII of the DeWitt Charter Township Zoning Ordinance and incidental to the previous land use list (items a-f).**
- 7. That the requirements of Section 3.3, Zoning Compliance Certificates, regulate the land uses proposed for the interior of the existing structure.**
- 8. That the existing fence on the west property line be preserved and maintained.**

Motion voted and carried.

Resolution 111267
Poverty Exemption

Calder moved, Daggy seconded, to adopt Resolution 111267 which amends the Township's Policy and Guidelines for Poverty Exemptions to include the 2012 federal poverty guidelines and rescinds Resolution 080403.

**AYES: Calder, Daggy, Mosier, Galardi, Seeger, Musselman
NAYS: None Motion carried.**

Appointments

Seeger moved, Calder seconded, to concur with the Supervisor's appointment of Brian Byars to the Library Board for a three year term ending December 31, 2014. Motion voted and carried.

Seeger moved, Musselman seconded, to concur with the Supervisor's reappointments, as follows:

Dale Dailey and Marsha Zimmerman, to the Planning Commission for three (3) year terms ending December 31, 2014.

Andrew Richards and Don Riel to the Board of Appeals for three (3) year terms, ending December 31, 2014.

Doug Simon to the DARA Board for a three (3) year term ending December 31, 2014.

Thomas Leonard and Sava Vosovic to the Public Safety Committee for four (4) year terms ending December 31, 2015.

Charles Allen and Raymond "Butch" Mohre II to the Corridor Improvement Authority for three (3) year terms ending December 31, 2014.

Scott Sowulewski to the Sister City Community Board for a (4) year term ending December 31, 2015.

Stephen Gobbo, as the Planning Commission Representative, to the Board of Appeals for a one (1) year term ending December 31, 2012.

Diane Mosier and Rodney Taylor to the SCCMUA Board for a three (3) year term ending December 31, 2014.

Judy Martiny to the Sewer Board of Appeals for a five (5) year term, ending December 31, 2016.

Trustee one (1) year appointments: Trustee Musselman to the Planning Commission and Sister City Community Board; Trustee Calder to the ZBA, Trustee Seeger to the Public Safety Committee and Trustee Ross to the SCCMUA Board.

Year End Bud Adj/
Set Meeting

Clerk Mosier suggested that the Board delay action on the Year End Budget Adjustments since it is likely that other adjustments will likely be needed. She suggested that the Board schedule a

meeting date for a second meeting in December, authorize the Manager and Clerk to set the Agenda, a meeting which could be cancelled if not necessary to complete year end business.

Mosier moved, Seeger seconded, to schedule a second December Board meeting to be held on Tuesday, December 27th, at 5:30 p.m., and authorize the Manager and Clerk to establish the Agenda to accomplish year end business. Motion voted and carried.

Employment
Recommendation

Calder moved, Seeger seconded, to hire Matthew Sullivan as a Paid-On-Call Firefighter/MFR at will employee pending completion of a pre-employment physical. Motion voted and carried.

Resolution 111268
Fee Schedule

Manager Taylor reviewed the proposed changes to the Fee Schedule. Treasurer Daggy requested that the Sewer Fee, proposed to be \$84.75, be changed to an even \$85.00. The Board agreed.

Seeger moved, Musselman seconded, to adopt Resolution 111268 establishing the 2012 Fee Schedule, with the Sewer Quarterly REU changed to \$85.00.

AYES: Musselman, Seeger, Galardi, Mosier, Daggy, Calder

NAYS: None

Employee Health Ins
Co-Pmt Opt Out

Manager Taylor reviewed his staff report, dated December 9, 2011, regarding the Opt Out provision (allowed under Public Act No. 152 of 2011) which limits the amount that a public employer can pay related to employee's health insurance premiums. There was lengthy discussion regarding the union contracts and what other local units of government have chosen the opt out provision. Discussion also focused on the recent years of no raises for non-union employees and the change to high deductible health care which impacted employees. Manager Taylor also pointed out that the Township would not be impacted by any penalty provisions in the law since we have not received Statutory Revenue Sharing since August of 2009. He also noted that the Township Board will need to make this decision annually.

Seeger moved, Calder seconded, that pursuant to Section 8 of Act 152 of 2011, DeWitt Charter Township hereby exempts itself from the requirements of Act 152 for the 2012 calendar year. Motion voted and carried.

2012 Wages

Manager Taylor spoke to his recommendation which would give non-union employees a 1.5% salary increase for 2012. He reviewed his memo dated December 9, 2011, with facts regarding employee wage increases, or no increases, from 2007 through 2012.

Calder moved, Mosier seconded, to approve the 2012 Classification and Wage Scale, as presented.

Trustee Seeger requested a roll call vote on the motion.

AYES: Calder, Daggy, Mosier, Galardi, Musselman
NAYS: Seeger **Motion carried.**

Musselman moved, Calder seconded, to approve an increase in department head salaries to equal the non-union employees' increase of 1.5% effective January 1, 2012.

Trustee Seeger requested a roll call vote on the motion.

AYES: Musselman, Galardi, Mosier, Daggy, Calder
NAYS: Seeger **Motion carried.**

Employee Benefit
Changes/2012

Manager Taylor reviewed his memo, dated December 9, 2011, regarding changes to employee benefits which are being recommended by the Benefits Committee for 2012. One is necessary because we have been unable to get a quote for next year from our current vision carrier. The other would be a new benefit through Sparrow CARES EAP for non-union employees, full time, part time, and firefighters. It was noted that recommended action number two should state for non-union employees.

Calder moved, Daggy seconded, to concur with the Benefit Committee's recommendation to change vision insurance to Guardian effective January 1, 2012 and authorize the Township Clerk to execute any necessary documents. Motion voted and carried.

Seeger moved, Mosier seconded, to concur with the Benefit Committee's recommendation to enroll all non-union full time, part time, and firefighters into the Sparrow CARES EAP (Employee Assistance Program) effective January 1, 2012, for a one year period and authorize the Township Clerk to execute any necessary documents. Motion voted and carried.

Board members expressed their desire to have the CARES benefit, if possible. Clerk Mosier pointed out that Board members would need to pay for the benefit, as dictated within their Salary Resolution from the Salary Compensation Commission.

VOUCHERS

Seeger moved, Musselman seconded, to approve General Operating Fund Vouchers 59306 – 59376. Motion voted and carried.

REPORTS &
COMMENTS

Manager Taylor reported the following: Ralph Street residents have inquired about having streetlights installed and he is working with them on the matter; the timeline for the BetterBuildings program has been extended; the 504 Pump Station project is substantially complete for the winter, with some restoration to be completed in the spring; a Tax Tribunal case has been filed by King Foods; Attorney Robinson has communicated that his firm will be raising their rates by \$6 per hour; he reminded the Board about the joint meeting with the Planning Commission on January 30th at 7:00 p.m; he is working with representatives from the DeWitt School District and the City of DeWitt, to compile and print a Community Guide, a project identified in an earlier joint meeting.

Trustee Calder stated that he would like the Board to recognize the efforts of local gymnast Jordyn Wieber. Staff will work on an appropriate recognition.

Treasurer Daggy thanked Clerk Mosier for her work on the recognition of local individuals and Granger's award presentation.

Clerk Mosier stated that she will make a contribution from the Board to the appropriate charity in Tom Schneider's memory.

EXTENDED
COMMENTS

Fire Chief Koos reported that a Memorial Garden has been planted at Station 1 by one of the firefighters.

Police Chief Russell updated the Board on local happenings and the search to hire a new patrol officer.

ADJOURNMENT

Seeger moved, Calder seconded, to adjourn at 9:15 p.m. Motion voted and carried.

Respectfully submitted,

Diane Mosier, Clerk

Rick Galardi, Supervisor