

DeWITT CHARTER TOWNSHIP
1401 W. Herbison Rd. DeWitt, MI
REGULAR BOARD MEETING
May 23, 2011

The regular meeting of the DeWitt Charter Township Board was called to order by Supervisor Galardi at 7:00 p.m. with the Pledge of Allegiance.

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

MEMBERS ABSENT: None

Also Present: Manager Rodney Taylor, and several citizens.

AGENDA **Ross moved, Calder seconded, to approve the Agenda, removing Better Buildings Project from Presentations, and adding Discussion/Airport/425 under New Business. Motion voted and carried.**

MINUTES **Calder moved, Ross seconded, to approve the minutes of the May 9, 2011 meeting, as presented. Motion voted and carried.**

PUBLIC COMMENTS None.

COUNTY None present.
COMMISSIONER RPT

PRESENTATIONS Clerk Mosier read aloud Resolution 110509, honoring Dale and Sue Glynn.

Calder moved, Ross seconded, to adopt Resolution 110509 honoring Dale and Susan Glynn as Outstanding Citizens.

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

Supervisor Galardi presented the award to Dale and Sue Glynn thanking them for over twenty years of service each on Township Committees and Commissions.

CORRESPONDENCE Correspondence included the following: three redistricting plans from the Clinton County Apportionment Committee & memo from Clerk Mosier regarding the same; April Activity Reports; Concession Stand Season End Report; three Consumers Energy Notices of Public Hearings; MTA re: value of MTA Membership; SCCMUA letter to resident regarding sewer back-up.

COMMITTEES & COMMISSIONS Trustee Musselman reviewed the draft minutes of the Planning Commission meeting of May 2, 2011.

Planning Commission

Musselman moved, Mosier seconded, to receive and place on file the Planning Commission draft minutes of the May 2, 2011 meeting. Motion voted and carried.

UNFINISHED
BUSINESS

None.

NEW BUSINESS

Planning Consultant Fould's staff report, dated May 10, 2011, addressing DL

SUP 06-990003
Kesler Renewal

Kesler renewal request for SUP 06-990003 for an existing mining operation on the north side of Howe Road, was reviewed and discussed.

Supervisor Galardi, based upon a conversation with Planning Consultant Foulds, stated that he believes some of the Township's processes for approvals may be unnecessary or could be streamlined, saving the Township money and the developer's time. Manager Taylor will work with Planning Consultant Foulds to define any proposed changes.

Seeger moved, Ross seconded, to approve a one year renewal of SUP06-990003 which is an existing extraction operation located on the north side of Howe Road east of US 127. Motion voted and carried.

New SUP 11-990001
Genex Investment
(Vision Collision)

Planning Consultant Fould's staff report, dated May 12, 2011, addressing an application for a Special Use Permit to construct and operate a 13,292 square foot auto body repair facility to be located at 13393 South US 27, was reviewed and discussed. The applicant's representative Troy Yensen, answered question from the Board primarily relating to noise that may affect the residential neighborhood to the south. The applicant explained that most modern auto body repair now involves replacing parts with parts, not the noise of the past related to sanding and welding, or cutting metal.

Seeger moved, Musselman seconded, to approve, based on a unanimous recommendation from the Planning Commission, Special Use Permit 11-990001 from Genex Investments LLC to construct and operate an auto body repair facility located at 13393 US 27, DeWitt, MI, on the following basis:

A) the proposed vehicle auto body repair facility has been designed and can comply with the requirements of Section 7.3 (Site Plan Review) and Section 7.13.14 (Auto Body Repair) of the Zoning Ordinance.

B) Upon compliance with the conditions of the Special Use Permit, the plans will comply with the site plan review standards listed in the Zoning Ordinance to include provision of a fencing plan for the vehicle storage area, and compliance with the requirements of the Michigan Department of Transportation for driveway access and the requirement for shared driveway access in the event of future redevelopment to the south.

C) The applicant shall comply with the requirements of the Michigan Department of Transportation for driveway access and the requirement for shared driveway access in the event of future redevelopment to the south.

D)The Special Use Permit shall allow hours of operation to be Monday through Friday 8:00 am to 8:00 pm and Saturday 9:00 am until 2:00 pm.

E)the standards for Basis for Determination listed in Section 7.4.3 of the

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Zoning Ordinance have been met.

Motion voted and carried.

Proposed Amendments The Board reviewed Planning Consultant Fould's staff report dated May 12,
Comprehensive 2011, reviewing proposed amendments to the Comprehensive Development Plan
Development Plan which were recently considered by the Planning Commission.

Calder moved, Daggy seconded, to authorize, based upon a unanimous recommendation, staff to forward the proposed Comprehensive Development Plan amendment list for review by public agencies and adjacent jurisdictions, as required by the Michigan Planning Act, and after that review period the Planning Commission will schedule a public hearing to formally incorporate these amendments into the Comprehensive Development Plan; based on available public resources, DeWitt Charter Township will begin to implement these amendments as part of the Township budgeting process (already begun: Traffic Access Management & Non-Motorized Plan). Motion voted and carried.

Budget Adjustment Clerk Mosier noted that this project was budgeted in 2010 but will be finalized in
Codification 2011.

Musselman moved, Calder seconded, to approve the following budget adjustment to complete the codification project: \$9,400 to 101-215-977-000 (Clerk Capital Expense) from 101-000-390-000 (General Fund Balance). Motion voted and carried.

Michigan Natural Manager Taylor reviewed his memo regarding the Michigan Natural Resources
Resources Trust Fund Trust Fund Grant Award for the construction of the Miracle League Baseball
Field Grant field and concession/restroom facility at Valley Farms Park. He reminded the
Board that the money the Township planned to spend on a new restroom facility
will now provide new restrooms and serve as the matching funds for this grant.
Manager Taylor provided a summary of project expenses and revenues, showing
the Township's share to be \$212,800 (paid from 425 reserves) of the total project
\$657,000 cost. He also pointed out that Case Cares is paying \$50,000 towards the
project.

Ross moved, Calder seconded, to adopt Resolution 110508 accepting the Michigan Natural Resources Trust Fund grant for the construction of a Miracle League Baseball field, concession/restroom facility, and other improvements to Valley Farms Park.

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

NAYS: None Motion carried.

Ross moved, Daggy seconded, to:

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a)authorize the Township Clerk to execute any necessary documents with the Michigan Natural Resources Trust Fund Grant

b)authorize the Township Clerk to execute any necessary documents with C2AE for construction management services

c)to approve the following budget adjustment to the 2011 General Fund for the payment of the construction of the Miracle League Baseball field, concession/restroom facility, and other improvements to Valley Farms Park: \$444,200 to 101-751-977-000 (Parks Capital Expense) from 101-000-390-000 (General Fund Balance) and \$212,800 to 101-751-977-000 (Parks Capital Expense) from 101-000-380-000 (425 Reserve)

d)to approve the following budget adjustment to the 2011 General Fund Revenues: \$394,200 to 101-000-5390--- (State Grants) and \$50,000 to 101-000-675-000 (Contribution from Private Sources).

Motion voted and carried.

Sewer Easement
Abandonment Agmt

Manager Taylor provided a staff report on Bath Township sewer interceptor replacement project which is nearly complete. He noted that one item still outstanding is the abandonment of the old sewer, and he has worked with Attorney Robinson, Bath Township and Robert Zeeb to craft an acceptable agreement to officially abandon the old sewer and terminate the easement.

Seeger moved, Musselman seconded, to approve the agreement, as presented, between DeWitt Charter Township and Robert and Virginia Zeeb, Centennial Land & Timber LC, and Zeeb Development LLC to abandon the easements used for the old Bath Township Interceptor Sanitary Sewer west of Chandler Road. Motion voted and carried.

Pump Station 504
Relocation

Manager Taylor reviewed his staff report, dated May 20, 2011, providing information on the four bid responses received for the relocation of Pump Station 504. He also reviewed total projected project costs. Gary Arnold, C2AE, assisted by answering questions from the Board regarding: background information on the low bidder; contingency amount; cost share with Bath Township, timing for the project; the need for communication with the residents.

Seeger moved, Daggy seconded, to:

1)authorize the Township Clerk to execute any necessary documents with Lawrence M. Clarke for relocation of Pump Station 504 in an amount not to exceed \$1,320,437 (bid proposal amount of \$1,260,437 plus \$60,000

contingency)

2)authorize the Township Manager to execute necessary change orders up to the contingency amount of \$60,000 and report back to the Board before final

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payments are made

3)authorize the Township Clerk to execute any necessary documents with Lansing Board of Water & Light for electrical services for the relocated 504 Pump Station with a not-to-exceed amount of \$16,700

4)authorize the Township Clerk to execute any necessary documents with C2AE for construction engineering services related to the relocation of 504 Pump Station with a not-to-exceed amount of \$108,800

5)approve the following budget adjustment to revenues: \$970,000 to 590-000-687-000 (Sewer Fund Reimbursements)

6)approve the following budget adjustment to the 2011 sewer fund for the relocation of Pump Station 504: \$1,065,000 to 590-537-977-000 (Capital Expenditures) from 590-000-390-000 (Sewer Fund Balance) and \$90,000 to 590-537-802-000 (Engineering Services) from 590-000-390-000 (Sewer Fund Balance).

Motion voted and carried.

The Board thanked Gary Arnold, C2AE, for his many years of service to the Township, and wished him happiness in his upcoming retirement.

2011 Summer Tax
Collection Agmts

Treasurer Daggy presented the 2011 Summer Tax Collection Agreements, noting the reduction in what is charged to the schools due to the Township's implementation of the administration fee.

Seeger moved, Musselman seconded, to approve the Summer Tax Collection Agreements as presented, and authorize the Supervisor and Treasurer to execute the same. Motion voted and carried.

Discussion/Airport
Property & Possible
425 Agmt w/City of
Lansing

Supervisor Galardi initiated discussion regarding recent comments made in the media by certain Lansing City Council members regarding their desire to annex the Airport. Consensus determined that no response is warranted at this time and the Supervisor and Manager will continue to monitor the situation and respond if they deem appropriate.

VOUCHERS

Musselman moved, Seeger seconded, to approve General Operating Fund Vouchers 58472-58520. Motion voted and carried.

REPORTS &
COMMENTS

Manager Taylor reported the following: the Township will be pursuing a court remedy for zoning violations with Compassionate Caregivers; Creating

Entrepreneurial Communities will be hosting a local business awards ceremony at Hawk Hollow on Thursday, June 16th; Planning Consultant Jim Foulds has added additional staff to his business, and his assistant will be working on some upcoming Township projects; due to some issues with the State of

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Michigan, the Better Buildings project has been delayed until fall.

Clerk Mosier made some suggestions regarding Citizen awards.

EXTENDED PUBLIC None.
COMMENT

ADJOURNMENT **Seeger moved, Musselman seconded, to adjourn at 9:50 p.m. Motion voted and carried.**

Respectfully submitted,

Diane Mosier, Clerk

Rick Galardi, Supervisor