

DeWITT CHARTER TOWNSHIP  
1401 W. Herbison Road, DeWitt, MI 48820  
August 24, 2015 Board Minutes

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, and Trustees Johanna Balzer, Steve Musselman, and Brian Ross

MEMBERS ABSENT: Trustee David Seeger

ALSO PRESENT Manager Rodney Taylor, Planner Tory Niewiadomski, Fire Chief Koos, County Commissioner Ken Mitchell, and several citizens.

AGENDA **Mosier moved, Daggy seconded, to approve the Agenda, adjusting the order of New Business. Motion voted and carried.**

CONSENT AGENDA **Musselman moved, Daggy seconded, to approve the Consent Agenda, which included approval of General Operating Fund Vouchers 64867 – 65022 and Tax Fund Vouchers 8170 - 8194; approval of Township Board Minutes of July 27, 2015 (August 10, 2015 meeting was cancelled), and to receive and place on file the draft minutes of the Planning Commission meeting of August 3, 2015. Motion voted and carried.**

BRIEF PUBLIC COMMENT None

COUNTY COMMISSIONER Commissioner Mitchell provided a general update on Clinton County business.

CORRESPONDENCE Correspondence included the following: an Employee Appreciation Picnic reminder, Clinton County Sheriff July Statistics, Thanks You from Judy Martiny; Activity Report; Clinton County Road Commission 2014 Annual Report; Legislative Update from Representative Tom Leonard; Fire Department Burning Issues Newsletter.

UNFINISHED BUSINESS None.

NEW BUSINESS SUP 15-990002 DCM Holdings B-Strong Planner Niewiadomski reviewed his staff report and Planning Commission recommended action on SUP 15-990002 from DCM Holdings and B-Strong Fitness to develop and operate an athletic club, which includes physical therapy and a sports performance component to be located in the area of Airport Road/Mesa Verde Boulevard. He also noted that the recommended action for Special Use Permit approval includes the site plan process.

Dave Mollitor addressed the Board explaining the plan to build and move the B-Strong existing Township business to this site. Scott Gillespie and David Christian were also present to answer questions from the Board.

**Ross moved, Balzer seconded, to approve, based upon a unanimous recommendation from the Planning Commission, SUP 15-990002 from DCM Holdings and B-Strong Fitness to develop and operate an athletic club which includes physical therapy and a sports performance component, as described and defined in the application materials, on a vacant property identified as parcel 050-018-300-008-050 with the conditions listed in the permit, subject to the following conditions: 1)the applicant shall install 5 barrier free parking spaces 2)that any proposed signage meets the requirements of Article VIII of the Zoning Ordinance and is subject to permitting requirements 3)the applicant shall satisfy the requirements of the Clinton County Road Commission regarding access to the property 4)the applicant shall satisfy the requirements of the Clinton County Drain Commission's Office regarding storm water management 5)the applicant shall satisfy the requirements of all other reviewing agencies 6)the applicant shall submit a final lighting plan that meets the requirements listed under Section 42-1242(6) prior to issuance of a building permit 7)the applicant shall submit a final landscaping plan that is reviewed and approved by the Planning Department based on input received by the Planning Commission and Township Board prior to issuance of a building permit 8)the applicant shall be required to enter into a Utility Agreement to extend public sewer and water to the site, prior to installation of any sanitary sewer on site 9)the hours of operation for outdoor activities shall be during daylight hours 10)if the deferment for the portion of sidewalk north of the Airport entrance is denied, the applicant shall be required to construct the sidewalk as required along Airport Road to the north property line 11)the applicant complies with Sections 42-1138 and 42-606 of the Zoning Ordinance 12)the applicant complies with any other Federal, State, County, or Township regulations. Motion voted and carried.**

Sidewalk Deferment  
R2015-08-16

Planner Niewiadomski reviewed his staff report, dated August 18, 2015, addressing a request for a sidewalk deferment (relating to B-Strong) for a proposed development at Mesa Verde and Airport Roads.

**Musselman moved, Ross seconded, to adopt, based on a unanimous recommendation from the Planning Commission, R2015-08-16 for a three year deferment for a portion of sidewalk installation for property located at the NE Corner of Mesa Verde Boulevard and Airport Road identified as parcel 050-018-300-008-50, in the southwest ¼ of Section 18 of DeWitt Charter Township.**

**AYES: Balzer, Ross, Daggy, Mosier, Galardi, Musselman  
NAYS: None Motion carried.**

Establish Senior  
Housing/Continuum  
Of Care Ad Hoc  
Committee

Planner Niewiadomski reviewed his memo, dated August 19, 2015, which explained the process to address larger ordinance amendments relating to senior housing and continuum of care.

**Ross moved, Daggy seconded, to approve, based on a unanimous recommendation from the**

**Planning Commission, the establishment of an ad hoc committee for Senior Housing and Continuum of Care that includes members of the Planning Commission, Township Board, and other members of the public as designated by the Township Supervisor. Motion voted and carried.**

Ordinance 42.5 Off  
Street Parking  
First Reading

Planner Niewiadomski reviewed Planner Wittenberg's memo, dated August 18, 2015, which explained the proposed changes to the Township Ordinance with Amendment 42.5 relating to off street parking.

**Musselman moved, Balzer seconded, that based on a unanimous recommendation from the Planning Commission at their meeting of August 3, 2015, and after finding that the proposed amendment has complied with the process for amending the Zoning Ordinance, to approve on First Reading , Zoning Ordinance Amendment 42.5, which includes various amendments that pertain to off-street parking requirements within the DeWitt Charter Township Zoning Ordinance.**

**AYES: Musselman, Galardi, Mosier, Daggy, Ross, Balzer  
NAYS: None Motion carried.**

Appointments &  
Resignation

**Galardi moved, Ross seconded, to affirm the Supervisor's appointment of Cynthia Robinson to the DARA Board for a term to end December 31, 2018, and to confirm the Supervisor's appointment of Matthew Boeve to the Library Board for a term to end December 31, 2016. Motion voted and carried.**

**Galardi moved, Ross seconded, to accept with regret, the resignation of Danny Taylor from the Salary Compensation Commission, effective immediately. Motion voted and carried.**

O2015-08-10 Cost  
Recovery Ord Amd  
First Reading

Fire Chief Koos staff report, dated August 10, 2015, was reviewed and explained by Manager Taylor and Fire Chief Koos. It was noted that a cost recovery ordinance was mistakenly omitted during the codification process, and that this newly proposed amendment was drafted, updated, and recommended by the Township Attorney. The discussion included defining who would be billed, and whether it is cost effective to bill and attempt to collect.

**Balzer moved, Mosier seconded, to adopt the Cost Recovery for Responding to Personal Injury Accidents (PIAs) Emergency Response Ordinance, O2015-08-10, and amendment to the Township's Codified Ordinance, on First Reading.**

**AYES: Balzer, Ross, Daggy, Mosier, Galardi, Musselman  
NAYS: None Motion carried.**

Set Public Hearing  
Annual Streetlight  
Assessments

**Mosier moved, Musselman seconded, to schedule a Public Hearing to hear comments relative to the annual assessment for streetlighting costs for Monday, September 14, 2015, at 7:00 p.m., at 1401 W. Herbison Road, DeWitt MI and authorize the Township Clerk to take care of the appropriate public notices and mailings. Motion voted and carried.**

MDOT Permit Median Landscaping Manager Taylor explained that although the Board previously approved project, the action needs to be in Resolution format which was not done previously.

**Ross moved, Mosier seconded, to approve the performance Resolution R2015-08-17, that is required by the Michigan Department of Transportation for the purpose of issuing a permit related to the installation of landscaping in the median of Old US-27 near I-69.**

**AYES: Musselman, Galardi, Mosier, Daggy, Ross. Balzer**

**NAYS: None Motion carried.**

Draft Personnel Policies & Procedures Manual Manager Taylor initiated discussion regarding the proposed new Policy and Procedures Manual, by outlining the major changes.

Board members provided input, and discussed some concerns. Manager Taylor will evaluate discussion points and attempt to make some modifications. No action was taken.

REPORTS None.

PUBLIC COMMENT None.

ADJOURNMENT **Ross moved, Mosier seconded, to adjourn at 9:20 p.m. Motion voted and carried.**

Respectfully submitted,

Diane Mosier, Clerk

Rick Galardi, Supervisor