



1401 W. Herbison Road, DeWitt, MI 48820
November 14, 2022 Board of Trustees Meeting Minutes

The Regular Meeting of the DeWitt Charter Township Board of Trustees was called to order by Supervisor Galardi at 7:00 PM with the Pledge of Allegiance.

MEMBERS PRESENT Supervisor Rick Galardi, Clerk Adam Cramton, Treasurer Sandy Stump, and Trustees David Seeger, Brian Ross, David Fedewa, and Steven Smith.

MEMBERS ABSENT None.

ALSO PRESENT Manager Andrew Dymczyk, Police Lieutenant Jason Jones, and several citizens.

AGENDA **Seeger moved, Galardi seconded, to approve the agenda as presented.**

AYES: Smith, Seeger, Stump, Cramton, Fedewa, Ross, Galardi.

NAYS: None.

ABSENT: None.

Motion carried.

CONSENT AGENDA **Smith moved, Galardi seconded, to approve the Consent Agenda which included the following: Board of Trustees regular meeting draft minutes, October 24, 2022; and General Vouchers 74890-74953 Tax Vouchers 9472-9480.**

AYES: Fedewa, Cramton, Stump, Seeger, Smith, Ross, Galardi.

NAYS: None.

ABSENT: None.

Motion carried.

PUBLIC COMMENT None.

PRESENTATION None.

PUBLIC HEARING None.

**COUNTY
COMMISSIONER
REPORT** None.

CORRESPONDENCE Correspondence included the following: DARA Newsletter November 2022; and Clinton County Board of Commissioners October 25, 2022 Meeting Minutes. Members of the Board discussed the current state of staffing in the County Prosecutor's Office, and if there is anything that the Township can do to support as the majority of the workload is generated in DeWitt Township.

**UNFINISHED
BUSINESS**

IPMC Ordinance 2022-10-02 Second Reading Public Safety departments and Township legal counsel continue to work towards ensuring unsafe structures are not occupied. In that pursuit, Manager Dymczyk recommends adoption of Ordinance No. 2022-10-02 that amends Ordinance No. 2017-03-01, making violation of Section 109.1 (i.e. occupancy of an unsafe structure) a

misdemeanor, punishable by up to ninety days and up to \$500 fine, or both. Currently, all International Property Maintenance Code violations are a civil infraction. The act of committing a misdemeanor in the presence of a Police Officer can be a jailable offense.

Smith moved, Fedewa seconded, to adopt Ordinance No. 2022-10-02 that amends Ordinance No. 2017-03-01, making violation of section 109.1 (i.e. occupancy of an unsafe structure) a misdemeanor, punishable by up to ninety days and up to a \$500 fine, or both, on second reading.

AYES: Smith, Stump, Ross, Fedewa, Seeger, Cramton, Galardi.

NAYS: None.

ABSENT: None.

Motion carried.

NEW BUSINESS
SCCMUA Plant
Upgrades – Capital
Projects Resolution
2022-11-67

With the release of the Clean Water State Revolving Fund (CWSRF) project list, the Southern Clinton County Municipal Utilities Authority (SCCMUA) and Township projects have been found to be in the fundable range. As such, the Township can anticipate moving forward with bidding on the project; which carries a project estimate of \$16.7 million and principal forgiveness of 10% or \$1,671,500, making an estimated total project obligation of \$15,043,500.

Under Article XVI of the SCCMUA Articles of incorporation, the SCCMUA can issue revenue bonds under Act 94, Public Acts of Michigan, 1933, as amended to finance improvements to the system. Both Article XVI and Section 10 of Act 233, Public Acts of Michigan, 1955, as amended (under which the SCCMUA was incorporated) require that a contract be in place before revenue bonds can be issued.

The cost to construct this new project is a capital cost, and the 1990 contract does not have any provisions authorizing charges to the municipalities for capital costs except for regular budgeted costs and those that the constituent municipalities may approve prior to them being incurred. Without such a provision, the SCCMUA is not assured of a method to pay for the bond debt service.

The Capital project contract protects SCCMUA and all its municipal partners to ensure all project obligations are payable by the intended users. SCCMUA's Board is asking its municipal partners to pass the included resolution in support of signing the contract. Manager Dymczyk recommends adoption of Resolution No. 2022-11-67 approving a Capital Projects Contract with the Southern Clinton County Municipal Utilities Authority.

Managing Director of SCCMUA, Brad Gurski, was in attendance to discuss this item. He updated the Board on the modernization of equipment and processes, and the resultant gain in capacity. Manager Gurski also explained that the 10% principal forgiveness results in roughly \$1.6 million in savings. Requests for bids will be going out in December pending SCCMUA Board approval.

Ross moved, Cramton seconded, to adopt Resolution No. 2022-11-67 approving a Capital Projects Contract with the Southern Clinton County Municipal Utilities Authority.

AYES: Fedewa, Smith, Cramton, Seeger, Ross, Stump, Galardi.

NAYS: None.

ABSENT: None.

Motion carried.

Budget Adjustment

The HVAC system at the Township Hall had a control failure, and an emergency repair in the amount of \$35,240 was ordered for the building to correct this failure prior to the winter season. The Township is eligible for a Consumers Energy rebate on this repair for a 2023 reimbursement in the amount of \$15,680. These rebates have been reserved by Consumers Energy for 2023. Manager Dymczyk recommends approval of a corresponding budget adjustment to the 2022 Budget in an amount of \$35,240.

Manager Dymczyk provided the proposal from the facilities vendor for the repair.

Seeger moved, Stump seconded, to approve the following budget adjustment to the 2022 Budget:

\$35,240

**To: 101-265-930-000
Township Hall**

**From: 101-000-390-000
General Fund Balance**

AYES: Fedewa, Ross, Smith, Stump, Cramton, Seeger, Galardi.

NAYS: None.

ABSENT: None.

Motion carried.

**EXTENDED PUBLIC,
STAFF, & BOARD
COMMENTS**

Police Lieutenant Jason Jones updated the Board on the prevalence of firearms and illicit drugs in traffic stops in the southern areas of the Township. He is also concerned about staffing and work load in the County Prosecutor's Office.

Manager Dymczyk offered updates on the following:

- Benefits Committee continues to meet
- Sewer Master Plan update
- Municipal Building South (MBS) update
- Michigan Townships Association (MTA) meeting to discuss the lame duck session of State Legislature
- Update on status of SPARKS grant with Community Development Director Wittenberg and DARA Director Stevens
- Step II Grievance with the POLC
- APEX Motel Fire
- An employment separation

Trustee Smith informed the Board of his desire to Honor Sergeant Darnell with some type of memorial at the Miracle League field.

Trustee Fedewa expanded on the MBS design progress and shared his positive opinion of Williams Architects.

Supervisor Galardi thanked Trustee Smith, and all Veterans, for their service.

ADJOURNMENT **Seeger moved, Ross seconded, to adjourn 7:35 PM.**

Motion voted and carried.

Respectfully submitted,

Adam Cramton, Clerk

Rick Galardi, Supervisor

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