

DeWITT CHARTER TOWNSHIP  
1401 W. Herbison Road  
DeWitt, MI 48820  
February 25, 2013 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, and Trustees Johanna Balzer, Brian Ross and David Seeger

MEMBERS ABSENT: Treasurer Phyllis Daggy and Trustee Steve Musselman

Also Present: Manager Rodney Taylor, Police Chief Brian Russell, Planning Chair Bruce Keilen, County Commissioners Jack Enderle and Eileen Heideman, and several citizens.

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

CONSENT AGENDA **Seeger moved, Balzer seconded, to approve the Consent Agenda, which included approval of General Operating Fund Vouchers 61186 – 61234 and Tax Fund Vouchers 7736 - 7745; and the approval of Township Board Minutes of 2/11/13; and receipt of Planning Commission draft minutes of 2/4/13. Motion voted and carried.**

BRIEF PUBLIC

COMMENT None.

COUNTY

COMM. REPORT County Commissioners Enderle and Heideman provided information on County business, including the upcoming vote on the expansion of Motz Park.

PRESENTATION Supervisor Galardi provided a visual presentation showing examples of proposed signage to be placed within various portions, or districts, of the Township. The color signs, with graphic art and area defining wordage, were viewed and discussed at length. It was the consensus of the Board that the Supervisor move forward with the project, which may involve some changes to current regulations. Costs and maintenance were also discussed.

CORRESPONDENCE Correspondence included the following: January statistics from the Clinton County Sheriff; Activity Report; Public Hearing notices from Consumers Energy for 2/26 and 2/27; DDL draft minutes of their 1/10, 1/18, and 1/23 meetings; City of DeWitt Appreciation dinner invitation; Committee & Commissions Roster; 2012 Fire Department Annual Report.

UNFINISHED  
BUSINESS

None.

NEW BUSINESS  
SUP 12-990003  
Dalman (Drive Thru)

Manager Taylor reviewed Planning Consultant Foulds memo regarding SUP 12-990003, a request from Sam Dalman to operate a drive-through facility for an ice cream shop on property located at Suite 1 of the Schavey Road Plaza. He noted that the Planning Commission gave this issue a thorough review, and recommends denial of the request due to site limitations for stacking of vehicles in the proposed drive through, and Zoning Ordinance requirements.

**Balzer moved, Mosier seconded, to deny Special Use Permit 12-990003 from Sam Dalman, based on a unanimous recommendation from the Planning Commission, for the operation of an existing vehicle drive through facility for Suite 1 of the Schavey Road Plaza, as follows: 1)based on results of the public hearing held on November 5, 2012, the proposed drive-through facility has not been designed in accordance with the requirements of Section 42.1166 of the Zoning Ordinance. 2)Section 42.1166 of the Zoning Ordinance requires a)adequate stacking spaces shall be provided to assure that waiting vehicles do not extend into a public right of way, each stacking space shall be a minimum of ten feet wide and 20 feet deep b)where one drive-through lane will be utilized, a minimum of four off-street stacking spaces shall be provided c)the space at the drive-through window or transaction point shall be counted as one of the required stacking spaces. 3)based upon testimony from the public hearing and inspection of the drive through dimensions, it appears that the drive through facility only accommodates two cars within the required stacking space area from the transaction window. 4)Article VII-Off Street Parking and Loading of the Zoning Ordinance requires the following for adequate ingress and egress to the site: a)Section 42-1241 Site Development Standards i)Adequate ingress and egress to the parking areas by means of clearly limited and defined drives shall be provided. 3)a. Except on property in use for single-family and two-family residential purposes, drives for ingress to and egress from parking areas shall be not less than 24 feet wide and located to secure the most appropriate development of the individual property. Motion voted and carried.**

Budget Amendment/  
Codified Ordinance

Clerk Mosier reviewed her memo explaining the need for a budget adjustment for the first update of the Township's Codified Ordinance.

**Ross moved, Seeger seconded, to approve a budget adjustment for \$2,400 to 101-215-931-000 (Codified Ordinance Maintenance) from 101-000-390-000 (General Fund Balance) for codification update costs and annual hosting of the Township's Codified Ordinance on the internet through November 2014. Motion voted and carried.**

Consumers Energy  
Streetlighting  
Conversion to High  
Pressure Sodium

Manager Taylor explained the need to amend the streetlighting contracts. He noted that 170 mercury vapor streetlights located either at intersections or in streetlighting district needed to be converted from mercury vapor to high pressure sodium streetlights.

**Seeger moved, Ross seconded, to approve Resolutions 2013-02-04, 2013-02-05 and 2013-02-06, and authorize the Township Clerk to execute the three corresponding Authorization for Change in Standard Lighting Contracts.**

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

Supervisor Galardi called for Reports and Public Comments before adjourning to Executive Session.

REPORTS

Police Chief Russell reported that a 2010 crime was recently solved from DNA evidence taken three years ago.

Manager Taylor reported the following: Miracle League season opener is May 13<sup>th</sup> and will be handled similar to last year, where after the opening ceremonies, the Board meeting will be held at the Community Center; the hiring process continues this week to fill police positions; updating the Hotel/Motel Ordinance process is underway, reinstating the registration process for local hotel and motels; the Non-Motorized Transportation Committee is finalizing their proposed Transportation Plan, which also includes some sidewalk issues, with the proposed plan heading to the Board yet this year.

Trustee Balzer reported that the Gunnisonville Day will be on September 15<sup>th</sup> this year. She also reported on the progress of the Public Art Committee noting that the planned project for the Sheridan Road/BR 27 is on schedule.

Trustee Ross reported that meetings for the SCCMUA Design & Policy & Budget & Finance Committees, as well as the Property Maintenance Code Committee will be held this week.

Clerk Mosier reported that the DDL will be holding public informational meetings March 12<sup>th</sup> & 20<sup>th</sup> at the Township Hall in preparation for the Library's May 7<sup>th</sup> Election millage and bond proposal election.

Supervisor Galardi stated that the "Message from the Fire Chief" in the 2012 Annual Report really expresses what our Fire Department means to this community, and he stated that he wanted to thank the Chief for so eloquently conveying this message.

Executive Session  
Attorney Client  
Priv Communication/  
Liquor Licenses/425  
Area

**Ross moved, Balzer seconded, to adjourn to Executive Session to discuss an Attorney Client Privileged Communication relating to Liquor Licenses/425 Agreement Area with the City of Lansing.**

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

Adjourned to executive session at 9:10 p.m.

Supervisor Galardi reconvened the meeting at 9:30 p.m.

**Seeger moved, Mosier seconded, to authorize Clerk Mosier to work with Attorney Mark Burzych, with Fahey, Schultz, Burzych, and Rhodes, to accomplish the change with the Liquor Control Commission (LCC) to transfer the two liquor licenses within the 425 Area/City of Lansing, to the agency currently providing Police and Fire Protection, which is the City of Lansing. Motion voted and carried.**

**Ross moved, Seeger seconded, to authorize the Clerk to work with Attorney Burzych, to evaluate our current needs relating to our local Liquor Ordinance, possibly establish a partnership with other municipalities, and get an estimate from Attorney Burzych to update our Liquor Ordinance. Motion voted and carried.**

EXTENDED None  
COMMENTS

ADJOURNMENT **Ross moved, Galardi seconded, to adjourn at 9:35 p.m. Motion voted and carried.**

Respectfully submitted,

Diane Mosier, Clerk

Rick Galardi, Supervisor