

DeWITT CHARTER TOWNSHIP
1401 W. Herbison Road, DeWitt, MI 48820
February 22, 2016 Board Minutes

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

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

MEMBERS ABSENT: Trustees Johanna Balzer and Trustee Musselman

ALSO PRESENT Manager Rodney Taylor, Police Chief Brian Russell, Planner Tory Niewiadomski, Planning Commission Chair Bruce Keilen, County Commissioner Ken Mitchell, and several citizens.

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

CONSENT AGENDA **Seeger moved, Ross seconded, to approve the Consent Agenda, which included approval of General Operating Fund Vouchers 65669 – 65781; approval of Township Board Meeting Minutes and Executive Session Minutes of January 25, 2016; approval of the Special Township Board Meeting Minutes of February 3, 2016, to receive and place on file the Zoning Board of Appeals Draft Meeting Minutes of December 16, 2015 and the Planning Commission Draft Meeting Minutes of February 1, 2016; to receive and place on file the Draft Public Safety Committee Meeting Minutes of January 19, 2016, to receive and place on file the Elections Commission Meeting Minutes of February 8, 2016; to receive and place on file the 2015 4th Quarter Revenue and Expenditure Report. Motion voted and carried.**

PUBLIC COMMENT None

COUNTY

COMMISSIONER Commissioner Mitchell provided an update on current Clinton County business.

CORRESPONDENCE Correspondence included the following: 2015 Audit letter from Abraham & Gaffney; Asset Distribution/State Pool Loss Fund information from MMRMA; Distribution of excess net assets from MMRMA; January 2016 Statistics from the Clinton County Sheriff; Legislative Update from State Representative Tom Leonard; membership letter from Lansing Regional Chamber of Commerce; Activity Report; Fire Department Burning Issues Newsletter.

UNFINISHED
BUSINESS None

NEW BUSINESS Planner Niewiadomski reviewed his memo, dated February 12, 2016, which 1) provided the background leading to proposed Ordinance Amendment 42.7, Wireless Communications, and summarized changes to the Ordinance.
Zoning Ordinance
Amendment 42.7
Wireless/1st Reading

Mosier moved, Daggy seconded, to approve, based on a unanimous recommendation from the Planning Commission at their meeting of February 1, 2016, after finding that the proposed amendment has complied with the process for amending the Zoning Ordinance, Zoning Ordinance Amendment 42.7, which includes various amendments that pertain to wireless communication requirements within the DeWitt Charter Township Zoning Ordinance, on First Reading.

AYES: Seeger, Galardi, Mosier, Daggy, Ross

NAYS: None Motion carried.

Zoning Ordinance
Amendment 42.8
Mining Operations
1st Reading

Planner Niewiadomski reviewed his memo, dated February 12, 2016, outlining changes to requirements for mining operations within Ordinance Amendment 42.8. He reviewed the change included in the amendment.

Mosier moved, Seeger seconded, to approve, as unanimously recommended by the Planning Commission at their meeting of February 1, 2016, after finding that the proposed amendment has complied with the process for amending the Zoning Ordinance, Zoning Ordinance Amendment 42.8 which includes various amendments that pertain to mining operation requirements within the DeWitt Charter Township Zoning Ordinance, on First Reading.

AYES: Ross, Daggy, Mosier, Galardi, Seeger

NAYS: None Motion carried.

SUP5-990005 Major
Amendment/Clark
Road/MacKenzie Co.

Planner Niewiadomski reviewed his memo, dated February 12, 2016, regarding SUP 5-990005 (Major Amendment to SUP 13-990002) E.T. MacKenzie Company for the Clark Road Site.

The following issues were discussed: the location of the proposed expansion, and how the location of the proposed changes will reduce the impact to neighbors; the amendment will not extend the existing 5 year permit; the process for making complaints relating to the operation and how residents will be informed about the complaint process.

Ron Clark, representing E.T. MacKenzie Company, answered questions from the Board, and explained that the 2 way drive on the business corridor will be used for access to the site.

Ross moved, Daggy seconded, to approve, based on a unanimous recommendation from the Planning Commission, Special Use permit 5-990005 (Major Amendment to Special Use Permit 3-990002) from parcels 050-022-200-00-61, 050-022-300-095-00, 050-022-300-055-61 as described in the Special Use Permit to allow the expansion of excavation of soil and minerals pursuant to Section 42-1143 of the DeWitt Charter Township Zoning Ordinance, on the following basis:

- 1)the proposed expansion of excavation of soil and minerals will be operated in accordance with the requirements of Section 42-11453 of the Zoning Ordinance.**
- 2)the proposed expansion of excavation of soil and minerals will continue to meet the requirements of existing Special use Permit 3-990002 for the property.**

3)the Basis for Determination for Special Use Permits listed in Section 42-067 of the Zoning Ordinance have been met.

4)the applicant meets the permit requirements of the Michigan Department of Environmental Quality for the expansion of the water surface and wetland mitigation

5)the applicant meets the permit requirements of the Michigan Department of Transportation for access onto Old US27.

6)the applicant meets the Clinton County Drain Commissioner's requirements and County Building Department for soil erosion and sedimentation control.

7)the applicant provides the required expanded financial guarantee in the amount of \$256,500 to assure that the site will be restored in accordance with approved plans for the site. Motion voted and carried.

Budget Adj/
Wayfinding

Ross moved, Seeger seconded, to approve the following budget adjustment to the 2016 Budget: \$3,800 to 101-265-977-000 to Township Hall-Capital Expenditure from 101-000-380-000 425 Reserves. Motion voted and carried.

Police Union
Contracts

Manager Taylor explained that although the Board previously authorized execution of the Police Union Contracts, he is requesting a repeat the of previous action because the final recommended versions of the contracts are slightly different that the ratified tentative agreements.

Mosier moved, Ross seconded, to ratify the Agreement between DeWitt Charter Township and Police Officers Labor Council for Non-Supervisor division, which expires 2/31/2018, and authorize the Township Clerk and Township Manager to execute the same, and to ratify the Agreement between DeWitt Charter Township and Police Officers Labor Council Supervisory Division, which expires 12/3/2018, and authorize the Township Clerk and Township Manager to execute the same. Motion voted and carried.

REPORTS

Police Chief Russell reported that two more Neighborhood Watch groups are currently forming.

Planner Niewiadomski reported that the Senior Committee will hold their first meeting on March 1st. He also noted that a plan is in progress for the Shop Rite site.

Manager Taylor reported the following: the Community Showcase will be held on April 14th; the Business Awards will be presented on May 5th at Hawk Hollow; with the ongoing political process, he requested that political signs conform to local ordinance requirements; Schavey Road tree cutting (for the upcoming road/pathway improvements) is complete; the Meadows Celebration committee is meeting and will be making changes to the event; required staff training is being conducted to educate employees on workplace violence and harassment; he continues to work with engineers on the S2 Grant/Bonding process for Sewer rehabilitation (LS102); the public process continues for a proposed dog park on SCCMUA property; details for this year's Clean Sweep program are being finalized, with a two week time frame for drop off being planned.

Clerk Mosier reported that a new SCCMUA Director has been hired.

Supervisor Galardi commented positively on Manager Taylor and Planner Niewiadomski's job performance.

EXTENDED PUBLIC
COMMENT

Ron Clark, representing E.T. MacKenzie Company, commented that he was unaware of proposed amendment to the Mining Ordinance. He will work with Planner Niewiadomski to understand the changes prior to Second Reading of the Amendment.

ADJOURNMENT **Seeger moved, Daggy seconded, to adjourn at 8:30 p.m. Motion voted and carried**

Respectfully submitted,

Diane K. Mosier, Clerk

Rick Galardi, Supervisor