

CHARTER TOWNSHIP OF DELTA
Public Meeting Room A
Delta Township Administration Building
7710 West Saginaw Highway
Lansing MI 48917

**TOWNSHIP BOARD REGULAR MEETING MINUTES FOR
MONDAY, APRIL 6, 2009**

I. CALL TO ORDER

Supervisor Ken Fletcher called the meeting to order at 7:00 p.m.

II. OPENING CEREMONIES – Pledge of Allegiance

III. ROLL CALL

Members Present: Supervisor Ken Fletcher, Treasurer Howard Pizzo,
and Trustees Barb Poma and Cara Spagnuolo

Members Absent: Clerk Janice Vedder and Trustees Jeff Hicks and Jan
Cunningham

Others Present: Manager Richard Watkins and Executive Secretary Kathy Ernst.

TREASURER PIZZO MOVED TO EXCUSE CLERK VEDDER, TRUSTEE HICKS
AND TRUSTEE CUNNINGHAM FROM THE APRIL 6, 2009 MEETING.

TRUSTEE SPAGNUOLO SUPPORTED THE MOTION. MOTION PASSED 4 TO 0.

IV. PRESENTATIONS AND PROCLAMATIONS – None.

V. SET/ADJUST AGENDA

TRUSTEE POMA MOVED THE AGENDA BE APPROVED AS PRESENTED.

TREASURER PIZZO SUPPORTED THE MOTION. MOTION PASSED 4 TO 0.

VI. PUBLIC HEARINGS AND ACTION –

1. Transfer of Ownership of B-Hotel Licensed Business – Lansing West Hotel

No public comment was made during the public hearing.

TREASURER PIZZO MOVED TO CLOSE THE PUBLIC HEARING.

TRUSTEE POMA SUPPORTED THE MOTION. MOTION PASSED 4 TO 0.

Manager Watkins stated it was necessary to have inspections by the code enforcement staff. They have noted several violations on the property. To approve without conditions tonight would be difficult. Work will be necessary before the resolution can be provided to the Liquor Control Commission. The resolution is presented with conditions. The Township would not forward the resolution to the Michigan Liquor Control Commission until the conditions required by code enforcement were met. Approving the resolution with conditions tonight will save time and allow the matter to expedited.

Supervisor Fletcher stated the hotel does have a major conference scheduled in the near future. They would like to have the liquor license in place to avoid the conference being cancelled. Supervisor Fletcher feels the Township Board should be doing everything it can to support the property. He is comfortable with the motion as presented with the conditions.

Trustee Poma inquired if any permits have been pulled to do the upgrades.

Manager Watkins indicated that some contractors have been in talking about some of the repairs that need to be made. So they are working on that part of that. He is unsure when they will be complete.

TRUSTEE POMA MOVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF DELTA APPROVE THE REQUEST OF PORTFOLIO-LANSING, LLC TO TRANSFER OWNERSHIP OF A B-HOTEL LICENSED BUSINESS WITH DANCE-ENTERTAINMENT PERMIT LOCATED AT 7501 W. SAGINAW, LANSING, MI 48917, DELTA TOWNSHIP, EATON COUNTY, FROM SERVICO LANSING, INC. TO PORTFOLIO-LANSING, LLC.,

AND FURTHER THAT THIS TRANSFER OF A B-HOTEL LICENSED BUSINESS WITH DANCE-ENTERTAINMENT PERMIT BE RECOMMENDED FOR APPROVAL SUBJECT TO THE FOLLOWING STIPULATIONS:

THE LANSING WEST HOTEL & CONFERENCE CENTER SHALL MAKE ANY AND ALL CORRECTIONS NECESSARY TO CORRECT CODE VIOLATIONS AND RECEIVING WRITTEN APPROVAL OF SAME FROM THE DELTA TOWNSHIP FIRE DEPARTMENT AND BUILDING DEPARTMENT.

TRUSTEE SPAGNUOLO SUPPORTED THE MOTION.

ROLL CALL:

AYES: SUPERVISOR FLETCHER, TREASURER PIZZO, TRUSTEE POMA, AND TRUSTEE

NAYS: NONE

ABSENT: CLERK VEDDER, TRUSTEES HICKS AND CUNNINGHAM

MOTION PASSED 4 TO 0.

VII. COMMUNICATIONS – None.

VIII. PUBLIC COMMENTS FOR ITEMS NOT ON THE AGENDA –

Doug Kosinski, 7305 Glenn Terra Drive, on behalf of Citizens Against Extending Michigan Avenue. He would like to provide the following response to the attempt at compromise by Treasurer Pizzo at the last meeting of the Township Board. He would like to echo some sentiment in the letter to the editor in last week's letter written by David Arking of our group. Extended appreciation is given to the Township Board for their cooperation and the opportunities to openly express the group's opinions. Special appreciation is directed to Treasurer Pizzo. The focus until Treasurer Pizzo brought about the potential compromise was black and white. The proposal would provide public benefit.

The need for economic growth is very apparent. The proposal clearly recognizes that need and serves the needs that would proceed with development in the future. At the same time, the compromise will produce an asset that will serve Delta Township for years to come. By developing the mixed use trail, a multitude of recreational needs will be addressed such as developing park land, preserving habitat and the like. The compromise may provide opportunities for additional grant funding in the educational and recreational areas.

The group would like to see the Township Board move forward on the compromise. There is a clock ticking. The existing plans need to be amended and the process is extensive.

Go green!

Supervisor Fletcher thanked Mr. Kosinski and reminded him the matter has been referred to the Transportation Committee awaiting to see if the agencies involved will fund a dead end road. Once that information has been received, the Board will meet and render a decision.

IX. INTRODUCTION OF ORDINANCES – None.

X. PASSAGE OF ORDINANCES – None.

XI. CONSENT AGENDA

TREASURER PIZZO MOVED THE CONSENT AGENDA BE APPROVED AS PRESENTED.

TRUSTEE POMA SUPPORTED THE MOTION.

ROLL CALL:

AYES: SUPERVISOR FLETCHER, TRUSTEE POMA, TRUSTEE SPAGNUOLO AND TREASURER PIZZO.

NAYS: NONE

ABSENT: CLERK VEDDER, TRUSTEES HICKS AND CUNNINGHAM

MOTION PASSED 4 TO 0.

2. Minutes

TREASURER PIZZO MOVED THE TOWNSHIP BOARD APPROVE THE MARCH 2, 2009 (REVISED) REGULAR BOARD MEETING MINUTES AND MARCH 16, 2009 REGULAR BOARD MEETING MINUTES AS PRESENTED.

TRUSTEE POMA SUPPORTED THE MOTION. MOTION PASSED 4 TO 0.

3. Bills and Financial Transactions

TREASURER PIZZO MOVED TO APPROVE BILLS AND FINANCIAL TRANSACTIONS IN THE AMOUNT OF \$4,810,422.30.

TRUSTEE POMA SUPPORTED THE MOTION. MOTION PASSED 4 TO 0.

XII. ITEMS REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION – None.

XIII. ITEMS ADDED TO AGENDA UNDER SECTION V. SET/ADJUST AGENDA – None.

XIV. ITEMS OF BUSINESS –

6. Amended Appointment Policy

Supervisor Fletcher stated that during the selection process for some vacancies on some boards, the question arose if members continued to serve until the vacancy was filled. The conclusion of that was to make the clarification in the policy. The only

change is the added sentence, clarifying that existing members will continue to act until their successor is named and able to act.

TRUSTEE SPAGNUOLO MOVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF DELTA ADOPT THE AMENDED APPOINTMENT POLICY AS IT PERTAINS TO EXISTING BOARD OR COMMISSION MEMBERS WITH EXPIRING TERMS TO CONTINUE TO SERVE UNTIL SUCH TIME AS THEY ARE REAPPOINTED OR THEIR SUCCESSOR IS DULY APPOINTED AND QUALIFIED UNLESS OTHERWISE MANDATED BY STATE LAW, PUBLIC ACT, OR ADOPTED ORDINANCE. AS FOLLOWS:

Delta Township Compiled Policy Manual

Title:	Appointment Policy for Boards/Commissions
Adoption Date:	May 20, 2002
Revision Date:	March 16, 2009 & April 6, 2009

General Purpose: To establish a consistent method of handling the appointment of members of various Township boards and/or commissions.

Summary State of Policy: Where mandated by state law, public act or adopted ordinance, applicants for each commission or board shall meet specific requirements for said commission or board; where not mandated, applicants shall be considered primarily on the basis of interest, experience and past or current involvement in Township activities. All applicants for township boards or commissions shall be interviewed in accordance with written procedures for the specific board/commission in accordance with this policy.

Actual Policy as Written:

The Charter Township of Delta will be best served if appointees to its various boards and commissions are drawn from the diverse population of the Township itself, and that where applicable, the interest and experience of said appointees be appropriate for the board or commission and/or consistent with State law, public act or adopted ordinance.

Section:

1. The boards/commissions of the Charter Township of Delta are established in accordance with specific state law, public act or adopted ordinance. The charge for each committee shall be provided by said state law, public act or adopted ordinance.
 - Delta Township Building, Mechanical, Electrical and Plumbing Boards of Appeal – Uniform Construction Code, Public Act 230 of 1972

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- Delta Township Board of Review – The General Property Tax Act, Public Act 206 of 1893
 - Parks, Recreation & Cemeteries Commission – Public Act 156 of 1917, by Township Resolution March 1, 1971.
 - Fire Board of Appeals – Uniform Construction Code, Public Act 230 of 1972 – International Fire Code is a companion to the International Building Code.
 - District Library Board – District Library Board Establishment Act, 1989 Public Act 24, as amended.
 - Planning Commission – Michigan Planning Enabling Act, Act 33 of 2008.
 - Zoning Board of Appeals – Michigan Zoning Enabling Act, Act 110 of 2006.
 - Sign Board of Appeals – Delta Township Sign Ordinance
 - Economic Development Corporation – Incorporated as a non-profit corporation under provision of Public Act 327 of 1931, Public Act 284 of 1972, and Public Act 338 of 1974.
 - Property Maintenance Board of Appeals – International Property Maintenance Code adopted by Delta Township in 2002
2. Where mandated by state law, public act or adopted ordinance, applicants for each commission or board shall meet specific requirements for said commission or board.
 3. Where not mandated by state law, public act or adopted ordinance, applicants shall be considered primarily on the basis of interests, experience, and past or current involvement in Township activities. Consideration will also be given so that such boards or commissions shall reflect the broad range of interests, etc. of the population of the Township.
 4. The Township Clerk will advertise periodically for interested candidates for Township commission/boards and keep any applications on file for a period of two years.
 - 4.1 Twice a year during the months of January and September the Clerk's office will advertise in the newspaper soliciting members of the public to serve on boards and commissions. Other postings will appear on the Delta Township website, Township Clerk's brochure, and the Delta Township Magazine throughout the year.
 - 4.2 Applications for Boards and Commissions will be available in clerk's office and posted on the Delta Township website.
 - 4.3 The clerk's office will retain all applications for 2 years or until applicant is interviewed.
 - 4.4 Residents may send resume and/or fill out application requesting appointment.
 - 4.5 The clerk's office will acknowledge receipt of all applications by providing each applicant with a written letter of acknowledgement.
 5. Notification of expiring terms or vacated positions on all commissions/boards will be provided in writing to the township board at the first meeting of each year.

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- 5.1 Clerk's office will notify each current member of their expiration of appointment and request written notice of interest in reappointment.
- 5.2 Department heads will provide clerk's office with a copy of any request for appointment/reappointment they receive in their office.
6. Each board or commission has a selection committee as described in the specific application process for each board/commission. Formal written appointment process for each board and commission will be on file in the Township Clerk's office.
 - 6.1 Two months before board/commission terms expire, the selection committee will contact clerk's office for applications.
 - 6.2 All copies of requests for reappointment will be submitted to the Administrative/Personnel Committee.
 - 6.3 The selection committee for each board/commission will develop a form with a list of questions that will be asked of each applicant. Each applicant will be asked the same questions.
 - 6.4 All applicants will be interviewed.
 - 6.5 Upon board approval, the clerk's office will send confirmation letters to newly appointed and reappointed board/commission members requesting them to take the Oath of Office.
 - 6.6 Certificates, honoring appointees for their years of service at the time of retirement from said service, will be provided to the Township Board for public recognition.
7. Re-appointment of an existing board or commission member will be at the discretion of the Township Supervisor and the appropriate selection committee; with final approval of the Township Board. Unless mandated by state law, public act or adopted ordinance, board or commission members shall hold office until such time as they are reappointed or their successor is duly appointed and qualified.
8. Upon notification of a position opening, the Township Clerk will provide copies of those applications on file to the appropriate selection committee and may specifically advertise for applicants for that vacancy.
9. The selection committee shall make a written recommendation to the Township Supervisor.
10. The Township Supervisor shall request the recommendation be placed on a regular board agenda for approval.

All previous resolutions (with the exception of the March 1, 1971, resolution creating the Parks, Recreation & Cemeteries Commission) concerning board and/or commission appointments are hereby rescinded.

TRUSTEE POMA SUPPORTED THE MOTION. MOTION PASSED 4 TO 0.

7. Fireworks Permit for Delta Township

TRUSTEE POMA MOVED THE REQUEST FOR A FIREWORKS DISPLAY ON JULY 3, 2009 (JULY 5 RAIN DATE) BY THE PARKS, RECREATION AND CEMETERIES COMMISSION BE GRANTED, SUBJECT TO ACCEPTABLE WEATHER CONDITIONS AND AN ON-SITE INSPECTION ON THE DAY OF THE DISPLAY BY THE FIRE CHIEF OR HIS DESIGNEE. FURTHER, THAT THE CLERK BE AUTHORIZED TO SIGN THE ATTACHED AGREEMENT WITH NIGHT MAGIC.

TRUSTEE SPAGNUOLO SUPPORTED THE MOTION. MOTION PASSED 4 TO 0.

8. District Library Board Appointment

TRUSTEE POMA MOVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF DELTA APPOINT CINDY E. PERUCHIETTI TO THE DELTA TOWNSHIP DISTRICT LIBRARY BOARD TO SERVE A TERM BEGINNING APRIL 6, 2009, AND EXPIRING JUNE 30, 2013.

TRUSTEE SPAGNUOLO SUPPORTED THE MOTION.

Treasurer Pizzo provided the following statement in regards to this issue:

Mrs. Peruchietti has considerable experience in managing large governmental budgets and leading large staffs. She also has grant application and management experience. Her accumulated experience will be crucial as the Library seeks multiple ways of raising additional operating funds. She and her family have lived in Delta Township for 12 years and her four children attend Waverly Schools. She and her children use the Delta Township Library and believe the Library is a major government asset serving the community. Cindy Peruchietti's experience and forward looking perspective prepares her to provide meaningful oversight and leadership for the Delta Township Library.

MOTION PASSED 4 TO 0.

XV. ITEMS FOR DISCUSSION ONLY –

XVI. BOARD MEMBER, MANAGER AND DEPARTMENT REPORTS AND COMMITTEE MINUTES

Trustee Poma and Trustee Spagnuolo toured the sewer treatment plant. It was a full two hour tour. The facility was immaculate. Amazing how smoothly the facility runs and the ability for all the questions to be answered.

Manager Watkins provided information materials on the rebuild of I-96 and the M-100 intersection. The project will be long and may start this fall. A synopsis has been distributed in regards to the ICMA regional meeting attended last Thursday afternoon and Friday morning. There was a fire at the Grand Ledge Bus Garage last Friday morning. Four buses were destroyed and minor damage to the bus garage. It is believed to be a suspicious fire at this point. Site searches are coming in right now which is great news, considering the economy right now. The Township will be closed Friday for Good Friday. Greener Delta is coming up quickly, a week from Saturday.

XVII. PUBLIC COMMENTS (*maximum five minutes*) – None.

XVII. ADJOURNMENT

TRUSTEE POMA MOVED THE MEETING ADJOURN AT 7:34 P.M.

TRUSTEE SPAGNUOLO SUPPORTED THE MOTION. MOTION PASSED 4 TO 0.

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HOWARD PIZZO, TREASURER AND ACTING CLERK

JANICE VEDDER, TOWNSHIP CLERK

KENNETH FLETCHER, TOWNSHIP SUPERVISOR

/hlp

M:\Board Meetings\BD\MIN\2009\April 6 2009 Reg Mtg Minutes
Minutes Approved: