

CHARTER TOWNSHIP OF DELTA

In compliance with Governor Whitmer’s executive order 2020-154, this meeting was conducted via Zoom Webinar Platform

**TOWNSHIP BOARD REGULAR MEETING MINUTES FOR
MONDAY, AUGUST 10, 2020**

I. CALL TO ORDER

Supervisor Fletcher called the meeting to order at 6:00 PM

II. OPENING CEREMONIES – Pledge of Allegiance

III. ROLL CALL

Members Present: Supervisor Kenneth R. Fletcher, Treasurer Howard A. Pizzo, Clerk Mary R. Clark, Trustee Andrea M. Cascarilla, Trustee Fonda J. Brewer, Trustee Dennis R. Fedewa

Members Absent: Trustee Karen J. Mojica

Others Present: Manager Brian T. Reed, Assistant Township Manager Alannah Doak, Finance Director Jeff Anderson, Planning Director Gary Bozek, Technology Director Dave Marquette, Township Engineer Ernie West, Utilities Director Rick Kane, Fire Chief Gregg Ginebaugh, Lt. Ross Tyrell

TRUSTEE BREWER MOVED TO EXCUSE TRUSTEE MOJICA FROM THE AUGUST 10, 2020 REGULAR BOARD MEETING.

TREASURER PIZZO SUPPORTED THE MOTION. THE MOTION PASSED 6-0.

IV. PRESENTATIONS AND PROCLAMATIONS

V. SET/ADJUST AGENDA

TRUSTEE BREWER MOVED TO APPROVE THE AGENDA AS PRESENTED.

TREASURER PIZZO SUPPORTED THE MOTION. THE MOTION PASSED 6-0.

VI. PUBLIC HEARINGS

VII. COMMUNICATIONS

VIII. PUBLIC COMMENTS FOR ITEMS NOT ON AGENDA *(maximum two minutes)*

IX. INTRODUCTION OF ORDINANCES

X. PASSAGE OF ORDINANCES

XI. CONSENT AGENDA –

TREASURER PIZZO MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED.

TRUSTEE BREWER SUPPORTED THE MOTION.

ROLL CALL:

AYES: SUPERVISOR KENNETH R. FLETCHER, TREASURER HOWARD A. PIZZO, CLERK MARY R. CLARK, TRUSTEE ANDREA M. CASCARILLA, TRUSTEE FONDA J. BREWER, TRUSTEE DENNIS R. FEDEWA

NAYS: NONE

ABSENT: TRUSTEE KAREN MOJICA

THE MOTION PASSED 6-0.

1. Bills and Financial Transactions

Bonds/Debt Payments	\$	-
Payroll & Related	\$	311,228.30
Refunds	\$	38,436.51
Tax Distributions	\$	2,251,955.61
Vendor Claims	\$	1,469,265.70
Total	\$	4,070,886.12

TREASURER PIZZO MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED.

TRUSTEE BREWER SUPPORTED THE MOTION. THE MOTION PASSED 6-0.

2. Minutes –

July 20, 2020 Regular Digital Board Meeting

TREASURER PIZZO MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED.

TRUSTEE BREWER SUPPORTED THE MOTION. THE MOTION PASSED 6-0.

3. Acceptance of Wind Trace – Phase II Utility Agreement development of Wind Trace Subdivision

TREASURER PIZZO MOVED THAT THE DELTA TOWNSHIP BOARD APPROVE THE MUNICIPAL UTILITY AGREEMENT SUBMITTED BY NIXON ROAD HOLDING COMPANY, LLC FOR THE EXTENSION OF THE PUBLIC WATER AND SANITARY SEWER MAINS TO SERVE THE PROPOSED WIND TRACE – PHASE II SUBDIVISION. I FURTHER MOVE THAT THE TOWNSHIP SUPERVISOR AND CLERK BE AUTHORIZED AND DIRECTED TO SIGN THE AGREEMENT ON BEHALF OF THE TOWNSHIP.

TRUSTEE BREWER SUPPORTED THE MOTION. THE MOTION PASSED 6-0.

XII. ITEMS REMOVED FROM CONSENT AGENDA FOR DISCUSSION

XIII. ITEMS ADDED TO AGENDA UNDER SECTION V. SET/ADJUST AGENDA

XIV. ITEMS OF BUSINESS

4. Special Land Use Permit Application to expand an existing Family Child Day Care operation (capacity: 1-6 children) to a Group Day Care license (capacity: 7-12 children).

TRUSTEE CASCARILLA MOVED THAT THE DELTA TOWNSHIP BOARD APPROVE THE SPECIAL LAND USE PERMIT REQUESTED FOR THE ESTABLISHMENT OF A GROUP DAY CARE LICENSE AS DESCRIBED IN CASE NO. 5-20-4 FOR THE FOLLOWING REASONS:

1. THE SPECIFIC USE STANDARDS IN SECTION 8.15 HAVE BEEN MET.
2. THE SPECIAL LAND USE STANDARDS SET FORTH IN SECTION 7.03 OF THE DELTA TOWNSHIP ZONING ORDINANCE HAVE BEEN MET.

BEING CONDITIONAL UPON:

1. THE APPLICANT SHALL ADHERE TO GROUP CHILDCARE HOME STANDARDS FOUND WITHIN THE LICENSING AND REGULATORY AFFAIRS INCLUDING ACT NUMBER 116 OF THE PUBLIC ACTS OF 1973, AS AMENDED.
2. THE PROPERTY SHALL BE MAINTAINED CONSISTENT WITH THE VISIBLE CHARACTERISTICS OF THE NEIGHBORHOOD

3. THE HOURS OF OPERATION OF THE USE SHALL BE LIMITED TO SIXTEEN (16) HOURS PER TWENTY-FOUR (24) HOUR DAY. THE TOWNSHIP MAY LIMIT, BUT NOT PROHIBIT THE OPERATION OF CHILD GROUP DAY CARE HOMES, BETWEEN THE HOURS OF 10 P.M. AND 6 A.M.
4. FAILURE OF THE APPLICANT TO COMPLY WITH ANY OF THE PROVISIONS REQUIRED BY THE DELTA TOWNSHIP ZONING ORDINANCE, OR ANY STIPULATIONS REQUIRED BY THE DELTA TOWNSHIP BOARD IN GRANTING THE SPECIAL LAND USE PERMIT AMENDMENT, SHALL CONSTITUTE GROUNDS FOR TERMINATION OF THE SPECIAL LAND USE PERMIT BY THE DELTA TOWNSHIP BOARD
5. THE APPLICANT SHALL PROVIDE 3 OFF STREET PARKING SPACES.

TREASURER PIZZO SUPPORTED THE MOTION. THE MOTION PASSED 6-0.

5. Special Land Use Permit Application to expand an existing Family Child Day Care operation (capacity: 1-6 children) to a Group Day Care license (capacity: 7-12 children).

TRUSTEE BREWER MOVED THAT THE DELTA TOWNSHIP BOARD APPROVE THE SPECIAL LAND USE PERMIT REQUESTED FOR THE ESTABLISHMENT OF A GROUP DAY CARE LICENSE AS DESCRIBED IN CASE NO. 6-20-5 FOR THE FOLLOWING REASONS:

1. THE SPECIFIC USE STANDARDS IN SECTION 8.15 HAVE BEEN MET.
2. THE SPECIAL LAND USE STANDARDS SET FORTH IN SECTION 7.03 OF THE DELTA TOWNSHIP ZONING ORDINANCE HAVE BEEN MET.

BEING CONDITIONAL UPON:

1. THE APPLICANT SHALL ADHERE TO GROUP CHILDCARE HOME STANDARDS FOUND WITHIN THE LICENSING AND REGULATORY AFFAIRS INCLUDING ACT NUMBER 116 OF THE PUBLIC ACTS OF 1973, AS AMENDED.
2. THE PROPERTY SHALL BE MAINTAINED CONSISTENT WITH THE VISIBLE CHARACTERISTICS OF THE NEIGHBORHOOD
3. THE HOURS OF OPERATION OF THE USE SHALL BE LIMITED TO

SIXTEEN (16) HOURS PER TWENTY-FOUR (24) HOUR DAY. THE TOWNSHIP MAY LIMIT, BUT NOT PROHIBIT THE OPERATION OF CHILD GROUP DAY CARE HOMES, BETWEEN THE HOURS OF 10 P.M. AND 6 A.M.

4. FAILURE OF THE APPLICANT TO COMPLY WITH ANY OF THE PROVISIONS REQUIRED BY THE DELTA TOWNSHIP ZONING ORDINANCE, OR ANY STIPULATIONS REQUIRED BY THE DELTA TOWNSHIP BOARD IN GRANTING THE SPECIAL LAND USE PERMIT AMENDMENT, SHALL CONSTITUTE GROUNDS FOR TERMINATION OF THE SPECIAL LAND USE PERMIT BY THE DELTA TOWNSHIP BOARD
5. THE APPLICANT SHALL PROVIDE 3 OFF STREET PARKING SPACES.

TRUSTEE CASCARILLA SUPPORTED THE MOTION. THE MOTION PASSED 6-0.

6. Final Consideration of the Knight Transfer Services, Inc. Special Land Use Permit Request for a Recycling Center – Large in Case No. 06-20-06

TRUSTEE FEDEWA MOVED THAT THE DELTA TOWNSHIP BOARD APPROVE THE SPECIAL LAND USE PERMIT REQUESTED FOR THE ESTABLISHMENT OF A RECYCLING CENTER – LARGE COLLECTION FACILITY ON THE PROPERTY DESCRIBED IN CASE NO. 06-20-06 FOR THE FOLLOWING REASONS:

1. THE REQUEST MEETS THE GENERAL STANDARDS SPECIFIED FOR SPECIAL LAND USES IN SECTION 7.03 OF THE 2017 DELTA ZONING ORDINANCE.
2. THE REQUEST MEETS THE SPECIFIC USE STANDARDS SPECIFIED FOR A RECYCLING CENTER – LARGE COLLECTION FACILITY IN SECTION 8.50 OF THE 2017 DELTA TOWNSHIP ZONING ORDINANCE.

THE ISSUANCE OF THE SPECIAL LAND USE PERMIT SHALL BE SUBJECT TO THE FOLLOWING STIPULATIONS:

1. CONTINUED COMPLIANCE WITH THE PROVISIONS OF SECTION 8.50 OF THE 2017 DELTA TOWNSHIP ZONING ORDINANCE.
2. SUBMITTAL AND APPROVAL OF A SITE PLAN ILLUSTRATING COMPLIANCE WITH THE APPLICABLE DEVELOPMENT STANDARDS CONTAINED IN THE 2017 DELTA TOWNSHIP

ZONING ORDINANCE.

3. CONTINUED COMPLIANCE WITH ANY APPLICABLE PERMITTING REQUIREMENTS OF THE MICHIGAN DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY; AND ANY APPLICABLE REQUIREMENTS UNDER EATON COUNTY'S SOLID WASTE MANAGEMENT PLAN.
4. FAILURE OF THE APPLICANT TO COMPLY WITH ANY OF THE PROVISIONS REQUIRED BY THE DELTA TOWNSHIP ZONING ORDINANCE, OR ANY STIPULATIONS REQUIRED BY THE DELTA TOWNSHIP BOARD, SHALL CONSTITUTE GROUNDS FOR TERMINATION OF THESE SPECIAL LAND USE PERMIT BY THE TOWNSHIP BOARD.

TRUSTEE CASCARILLA SUPPORTED THE MOTION. THE MOTION PASSED 6-0.

XV. MANAGER'S REPORT – Brian Reed, Township Manager

- Next week, warranty work will take place at the Mount Hope Park pathway connector to the North.
- Thanked Trustee Cascarilla for sending out the news about the legislature approving the Delta Mills restroom restoration grant and the Hunters Orchard pathway grant.
- Waverly Road is back open to traffic. The Waverly pathway is almost completed.
- Improvements are taking place at Tuffy on Saginaw Ave. They applied for a facade improvement grant with the Township EDC and was approved.
- Budget meetings will begin this week to prepare for the 2021 budget.
- The Managers update will resume in the near future.
- Continue to monitor COVID pandemic and working with staff to accommodate those with children who will be learning from home.
- Wastewater treatment plant design kickoff meeting took place a little over a week ago.
- Census deadline is September 30th. Census workers will begin visiting nonresponsive homes. At this time Delta Township has a 78.5% participation rate and we would like that increased if possible.
- Congratulated all Trustees who have been elected/re-elected.
- Clerk Clark provided updates from the August Primary Election.

XVI. COMMITTEE OF THE WHOLE

3. Delta Crossings Corridor Improvement Authority Discussion

The development team K/2 Retail Construction and Development and Landmark Investment Partners provided an overview of their request for tax incentives from the Township in the form of a Corridor Improvement Authority for their Delta Crossings project.

A discussion ensued among Board members and the development team. The consensus of the Board was to hear a more in-depth presentation from the development team K/2 Retail Construction and Development and Landmark Investment Partners at the next scheduled Board meeting.

4. Supplier 425 Agreement[s] Discussion

Staff and Board of Trustees discussed renewing the 425 agreements with the City of Lansing that covers the GM property which expires in 2025, in addition to three properties on Canal/Mt. Hope that initially were all GM suppliers set to expire at the conclusion of 2020.

5. Huber Sludge Cleaner

- Utilities Director Rick Kane presented information on the Huber Sludge Cleaner to the Board. The Board gave their approval to move forward with the demo equipment.

6. Whispering Winds Discussion

- The Board opened the floor for comment on the Whispering Winds discussion prior to entering closed session.

Ron Clark spoke before the Board and voiced that he is pleased to get the discussion moving further along.

XVII. PUBLIC COMMENTS

XVIII. CLOSED SESSION

7. Closed Session

TREASURER PIZZO MOVED THAT THE DELTA TOWNSHIP BOARD ADJOURN TO CLOSED SESSION AT THE REQUEST OF THE TOWNSHIP MANAGER UNDER THE OPEN MEETINGS ACT (ACT 267 OF 1976), SECTION 15.268, SEC. 8 (H) TO CONSIDER MATERIAL EXEMPT FROM DISCUSSION OR DISCLOSURE BY STATE OR FEDERAL STATUTE.

TRUSTEE BREWER SUPPORTED THE MOTION AT 7:49 PM. THE

MOTION PASSED 6-0.

CLERK CLARK MOVED TO END THE BOARD EXECUTIVE CLOSED SESSION AT 8:03 PM.

TRUSTEE CASCARILLA SUPPORTED THE MOTION. MOTION PASSED 6-0.

XIX. PUBLIC COMMENTS

It was announced Finance Director Jeff Anderson has submitted notice he will be leaving the township the early part of October.

XX. ADJOURNMENT –

Supervisor Fletcher adjourned the meeting at 8:08 PM.

CHARTER TOWNSHIP OF DELTA

KENNETH R. FLETCHER, SUPERVISOR

MARY R. CLARK, TOWNSHIP CLERK