

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, AUGUST 16, 2021**

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 Dennis R. Fedewa, Clerk Mary R. Clark, Trustee Andrea M. Cascarilla, Trustee Karen J. Mojica, Trustee Fonda J Brewer, and Trustee Elizabeth S. Bowen

Members Absent:

Others Present: Assistant Manager Alannah Doak, Lt. Ross Tyrell, Fire Chief Ginebaugh, Assistant Fire Chief John Kahler, Utilities Director Rick Kane, Township Engineer Ernie West, Parks, Recreation, & Cemeteries Director Marcus Kirkpatrick, Finance Director Courtney Nicholls, Building Director Matt Leach, and IT Director Dave Marquette

IV. PRESENTATIONS AND PROCLAMATIONS

V. SET/ADJUST AGENDA

TRUSTEE BREWER MOVED TO APPROVE THE AGENDA AS PRESENTED.

TRUSTEE CASCARILLA SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

VI. PUBLIC HEARINGS

1. Hearing of Necessity for Stoll Road Streetlight District

STOLL ROAD RESIDENTS IN FAVOR OF AND OPPOSED TO THE NEW STREET LIGHT DISTRICT SPOKE TO THE BOARD.

BARB POMA - 433 STOLL RD
CHERYL FARHAT – 419 STOLL RD
KRISTINA & ANDREW PAVLIK – 331 STOLL RD
JENNIFER ADAMS - 518 STOLL RD
SHIRLEY FANDRICK – 333 STOLL RD
ANDREW BAILEY – 512 STOLL RD

CLERK CLARK MOVED THAT THE DELTA TOWNSHIP BOARD DECLARE ITS INTENT TO PROCEED WITH THE INSTALLATION OF STREET LIGHTS IN THE DISTRICT KNOWN AS STOLL ROAD.

FURTHER, THE BOARD DECLARES THAT SUFFICIENT PETITIONS WERE SUBMITTED TO PROCEED WITH SAID IMPROVEMENTS.

FURTHER, THAT THE BOARD APPROVE THE PLANS AND ESTIMATE OF COSTS FOR THE PROPOSED PROJECT.

FURTHER, THE BOARD OF TRUSTEES HEREBY APPROVES THE SAID SPECIAL ASSESSMENT DISTRICT AND DETERMINES THAT THE TERM OF ITS EXISTENCE SHALL BE IN PERPUTITY.

FURTHER, THE SUPERVISOR IS DIRECTED TO PREPARE A SPECIAL ASSESSMENT ROLL FOR THE SAID SPECIAL ASSESSMENT DISTRICT WHICH SHALL BE FILED WITH THE TOWNSHIP CLERK.

FURTHER, THAT THE PUBLIC HEARING FOR OBJECTIONS TO THE SPECIAL ASSESSMENT ROLL IS SET FOR SEPTEMBER 20, 2021 AT 6 P.M. AT THE DELTA TOWNSHIP ADMINISTRATION BUILDING.

FURTHER, COSTS MAY BE INCREASED BY THE UTILITY COMPANY OVER TIME TO REFLECT INCREASES IN ELECTRICAL RATES.

FURTHER, THE CLERK IS DIRECTED TO PUBLISH NOTICE OF THE PUBLIC HEARING IN THE NEWSPAPER AND NOTIFY THE AFFECTED PROPERTY OWNERS. THE CLERK SHALL NOTIFY ALL PROPERTY OWNERS THAT THEY MUST APPEAL AT THE PUBLIC HEARING OR FILE A WRITTEN PROTEST OBJECTING TO SAID SPECIAL ASSESSMENT IN ORDER TO FURTHER APPEAL TO THE MICHIGAN TAX TRIBUNAL.

TRUSTEE BOWEN SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

VII. COMMUNICATIONS

2. Wastewater Treatment Plant Update

VIII. PUBLIC COMMENTS *(maximum three minutes)*

IX. INTRODUCTION OF ORDINANCES

X. PASSAGE OF ORDINANCES

XI. CONSENT AGENDA

TRUSTEE CASCARILLA MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED.

TREASURER FEDEWA SUPPORTED THE MOTION.

ROLL CALL:

AYES: SUPERVISOR FLETCHER, CLERK CLARK, TREASURER FEDEWA, TRUSTEE CASCARILLA, TRUSTEE MOJICA, TRUSTEE BREWER, AND TRUSTEE BOWEN

NAYS: NONE

ABSENT:

THE MOTION PASSED 7-0.

3. Bills and Financial Transactions

Payroll & Related	\$	374,761.21
Refunds	\$	877.97
Tax Distributions	\$	1,995,621.09
Vendor Claims	\$	419,468.87
Total	\$	2,790,729.14

TRUSTEE CASCARILLA MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED.

TREASURER FEDEWA SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

4. Minutes

a. August 2, 2021

b. August 9, 2021

TRUSTEE CASCARILLA MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED.

TREASURER FEDEWA SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

5. Wind Trace Phase 2 Final Close Out

TRUSTEE CASCARILLA MOVED THAT THE DELTA TOWNSHIP BOARD ACCEPT THE WAIVER OF LIEN AND DEED OF GRANT FOR THE SANITARY SEWER AND WATER MAIN FACILITIES INSTALLED TO SERVE THE WIND TRACE PHASE II SUBDIVISION PROJECT LOCATED IN THE SOUTHEAST 1/4 OF SECTION 18 OF DELTA TOWNSHIP, AND

IT WAS FURTHER MOVED THAT SAID SANITARY SEWER AND WATER MAIN FACILITIES BE ACCEPTED INTO THE DELTA TOWNSHIP SANITARY SEWER AND WATER MAIN SYSTEMS.

TREASURER FEDEWA SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

6. St. Joe Pathway Watermain Easement Proposal Contract Award

TRUSTEE CASCARILLA MOVED THAT THE DELTA TOWNSHIP BOARD ACCEPT THE PROPOSED CONTRACT MODIFICATION FROM TETRATECH, FOR THE PURPOSE OF PROVIDING PROFESSIONAL EASEMENT ACQUISITION SERVICES FOR THE ST. JOE HIGHWAY WATER MAIN AND PATHWAY PROJECT IN AN AMOUNT NOT TO EXCEED \$184,800.00.

IT WAS FURTHER MOVED THAT THE TOWNSHIP MANAGER IS HEREBY AUTHORIZED TO SIGN AND EXECUTE AN AGREEMENT FOR SAID SERVICES ON BEHALF OF DELTA TOWNSHIP.

TREASURER FEDEWA SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

7. Out of Service Portable Radios

TRUSTEE CASCARILLA MOVED THAT THE DELTA TOWNSHIP BOARD ACCEPT THE RECOMMENDATION FROM THE FIRE CHIEF TO DONATE APPROXIMATELY 70 OBSOLETE VEHICLE AND HAND-HELD RADIOS TO FIRE DEPARTMENTS IN MICHIGAN'S UPPER PENINSULA IN ACCORDANCE

WITH THE SURPLUS PROPERTY POLICY.

TREASURER FEDEWA SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

8. Quit Claim Deed – Gettysburg Farms Land Donation

TRUSTEE CASCARILLA MOVED THAT THE DELTA TOWNSHIP BOARD ACCEPT THE QUIT CLAIM DEED FOR THE GETTYSBURG FARMS PARK OF GETTYSBURG FARMS NO. 3 AS A DONATION TO DELTA TOWNSHIP.

TREASURER FEDEWA SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

XII. ITEMS REMOVED FROM CONSENT AGENDA FOR DISCUSSION

XIII. UNFINISHED BUSINESS

9. Case No. 05-21-07: Special Land Use Permit Request for an Outdoor Commercial Recreational Facility (Drive-In Theatre) at 921 Mall Drive West, Lansing, MI 48917

No action taken. Trustee Bowen requested staff provide an update on this item at the next Committee of the Whole meeting.

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

XV. NEW ITEMS OF BUSINESS

10. Contract Awards for Sheriff Substation Project

TRUSTEE CASCARILLA MOVED THAT THE DELTA TOWNSHIP BOARD CONTRACT WITH CHRISTMAN FOR THE PURPOSE OF PROVIDING DESIGN-BUILD SERVICES FOR PHASE 1 OF THE DELTA TOWNSHIP SHERIFF SUBSTATION PROJECT AT A COST NOT TO EXCEED \$100,850.00. FURTHER, THE TOWNSHIP MANAGER IS HEREBY AUTHORIZED TO SIGN AND EXECUTE AN AGREEMENT FOR SAID SERVICES ON BEHALF OF DELTA TOWNSHIP.

TRUSTEE BREWER SUPPORTED THE MOTION. THE MOTION PASSED 7-0.

11. Delta Township Saginaw Highway CIA Bylaws

SUPERVISOR FLETCHER MOVED THAT THE DELTA TOWNSHIP BOARD IS

ASKED TO APPROVE THE BYLAWS AS WRITTEN FOR THE DELTA TOWNSHIP CORRIDOR IMPROVEMENT AUTHORITY. APPROVAL OF THE BYLAWS WILL ALLOW THE AUTHORITY BOARD TO ELECT OFFICERS AND TO TAKE OFFICIAL ACTION ON MATTERS BEFORE THEM.

TRUSTEE MOJICA SUPPORTED THE MOTION.

The Board of Trustees discussed the item.

TREASURER FEDEWA MOVED TO ADOPT THE TWO AMENDMENTS TO THE PROPOSED BYLAWS AS FOLLOWS:

Amend Article II (C) (8) by inserting the following language indicated in italics:
“*KNOWINGLY VOTING OR VIOLATING ARTICLE II (D) (2) ON ANY MATTER IN WHICH A MEMBER HAS A CONFLICT OF INTEREST SHALL CONSTITUTE MALFEASANCE OF OFFICE*”

Amend Article II (D) (1) by adding:
“THE EXECUTIVE COMMITTEE SHALL REPORT TO THE TOWNSHIP BOARD AT ITS NEXT REGULARLY SCHEDULED MEETING, THE REASONS FOR THE EXECUTIVE COMMITTEE’S REVIEW OF THE ALLEGATIONS OF A CONFLICT OF INTEREST AND ITS CONCLUSIONS. UNLESS IT IS FOUND THAT ALLEGATIONS ARE VALID, THE RESULT OF THE EXECUTIVE COMMITTEES FINDINGS NEED NOT IDENTIFY THE AUTHORITY BOARD MEMBER IN QUESTION.”

TRUSTEE BREWER SUPPORTED THE MOTION TO AMEND. THE MOTION PASSED 7-0.

The Board of Trustees continued with additional discussion.

THE MOTION PASSED 7-0.

XVI. MANAGERS REPORT

Assistant Manager Doak presented updates to the Township Board:

- Last week, the area received heavy rain over a very short period. The highest of our 5 rain gauges around town recorded 5.04 inches at the Snow Road Booster Station. The Wastewater Treatment Plant experienced high flows, but staff was able to avoid any major problems.

- Manager Reed has been checking in with Representative Witwer, they are hoping to have the state budget completed in mid-September.
- GM is expected to resume production beginning next Monday, August 23.
- Michael Armitage is leaving his position as Director of Eaton County Central Dispatch August 30th to Join Calhoun County Central Dispatch.
- Last week we reported that we did not receive green money in our SRF award. Staff checked with EGLE and found that it was a statewide decision to use up all of its allotted principal forgiveness for disadvantaged communities, which Delta Twp does not qualify for. Staff will continue to watch the federal infrastructure bill as that could potentially have some principal forgiveness in it.
- New Assistant Fire Chief John Kahler was introduced to the Board of Trustees.

XVII. COMMITTEE OF THE WHOLE

XVIII. PUBLIC COMMENTS *(Maximum Three Minutes)*

XIX. CLOSED SESSION

XX. ADJOURNMENT

Supervisor Fletcher adjourned the meeting at 7:30 PM.

CHARTER TOWNSHIP OF DELTA

KENNETH R. FLETCHER, SUPERVISOR

MARY R. CLARK, TOWNSHIP CLERK