

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, JULY 19, 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: Manager Brian T. Reed, Assistant Manager Alannah Doak, Lt. Ross Tyrell, Fire Chief Ginebaugh, Utilities Director Rick Kane, Planning Director Gary Bozek, Parks, Recreation, & Cemeteries Director Marcus Kirkpatrick, Community and Economic Development Coordinator Collin Mays, Finance Director Courtney Nicholls, Building Director Matt Leach, Assistant Planning Director David Waligora, Planner Matt McKernan, Code Enforcement Officer Kelly Figueiredo, and Department Assistant-Managers Office Mary Worland

IV. PRESENTATIONS AND PROCLAMATIONS

V. SET/ADJUST AGENDA

TRUSTEE CASCARILLA REQUESTED A DISCUSSION ON THE POTENTIAL REVIEW OF THE SIGN ORDINANCE BE ADDED TO THE AGENDA.

TREASURER FEDEWA MOVED TO APPROVE THE AMENDED AGENDA.

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

VI. PUBLIC HEARINGS

1. Noise Waiver – Renee Canady 60th Birthday Celebration

TRUSTEE BREWER MOVED THAT THE DELTA TWP BOARD APPROVE THE REQUEST BY RENEE CANADY FOR A WAIVER OF THE NOISE ORDINANCE BETWEEN THE HOURS OF 6:00 P.M. AND 11:00 P.M. ON SATURDAY, JULY 24, 2021, FOR THE PURPOSE OF HOLDING A 60TH BIRTHDAY CELEBRATION WHICH WILL INCLUDE AMPLIFIED MUSIC.

CLERK CLARK SUPPORTED THE MOTION.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

THE MOTION PASSED 7-0.

VII. COMMUNICATIONS

2. Eaton County 911 Phone System Upgrade

3. AT&T Annual Video Report to MPSC

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

Josh Covert, Representing his client, a resident of Delta for a cannabis business. Client wants to grow and process marijuana in Delta. Mr. Covert requested the Board reengage in the discussion to allow cannabis businesses in Delta.

IX. INTRODUCTION OF ORDINANCES

X. PASSAGE OF ORDINANCES

XI. CONSENT AGENDA –

TRUSTEE MOJICA MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED.

TRUSTEE BOWEN 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.

4. Bills and Financial Transactions

Payroll & Related	\$	402,539.62
Refunds	\$	762.58
Tax Distributions	\$	-
Vendor Claims	\$	249,522.24
Total	\$	652,824.44

TRUSTEE MOJICA MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED.

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

5. Minutes –

- a. July 6, 2021, Regular Board Meeting

TRUSTEE MOJICA MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED.

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

6. Request to Purchase Replacement Vehicle #404 – 2021 Chevrolet Silverado 2500

TRUSTEE MOJICA MOVED THAT THE DELTA TOWNSHIP BOARD APPROVE THE PURCHASE OF A 2021 CHEVROLET SILVERADO 2500 LT THROUGH THE MIDEAL BID PROGRAM CONTRACT (BERGER CHEVROLET) AT A COST OF \$33,389.00.

IT WAS FURTHER MOVED THAT THE TOWNSHIP BOARD AUTHORIZES

THE TOWNSHIP MANAGER TO SIGN THE PURCHASE AUTHORIZATIONS FORMS.

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

7. 2021 Budget Amendment

TRUSTEE MOJICA MOVED THAT THE DELTA TOWNSHIP BOARD AMEND THE 2021 GENERAL FUND BUDGET BY APPROVING THE CHANGES TO THE REVENUE AND EXPENDITURE ACCOUNTS PER THE ATTACHED SUMMARY.

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

XII. ITEMS REMOVED FROM CONSENT AGENDA FOR DISCUSSION

VIII. UNFINISHED BUSINESS

8. 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

TREASURER FEDEWA MOVED TO REMOVE THE ITEM OFF THE TABLE FOR DISCUSSION.

TRUSTEE BREWER SUPPORTED THE MOTION.

The Board discussed Case No. 05-21-07 in detail with staff and Co-Owner of Greenwood District Studios, Kirsten Kirsch.

TRUSTEE BOWEN MOVED THAT THE DELTA TOWNSHIP BOARD TABLE CASE NO. 05-21-07 INDEFINITELY.

TRUSTEE BREWER SUPPORTED THE MOTION. THE MOTION PASSED 6-1 (CLARK NAY).

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

9. Discussion to Review Sign Ordinance

Trustee Cascarilla gave an overview potential conflicts regarding the sign ordinance and asked the Board to consider directing staff to engage legal counsel to review the Townships sign ordinance. Consensus of the Board was in favor of directing staff to work with legal and review the Townships sign

ordinance.

XIV. ITEMS OF BUSINESS

10. Case No. 6-21-08: Final Consideration of West Lansing Church of Christ Special Land Use Permit Request to Utilize the Subject Parcel at 5401 W. St. Joe Hwy for Incidental and Ancillary Place of Worship Activities.

TRUSTEE CASCARILLA MOVED THAT THE DELTA TOWNSHIP BOARD APPROVE THE SPECIAL LAND USE PERMIT REQUEST DESCRIBED IN CASE NO. 6-21-08, FOR USE OF THE SUBJECT PARCEL OF LAND IDENTIFIED AS PARCEL NO. 040-023-200-041-00, FOR INCIDENTAL AND ANCILLARY CHURCH USES ASSOCIATED WITH THE WEST LANSING CHURCH OF CHRIST, LOCATED IMMEDIATELY TO THE WEST OF THE SUBJECT PARCEL.

1. THE REQUEST MEETS THE GENERAL STANDARDS FOR SPECIAL LAND USES FOUND IN SECTION 7.03 OF THE 2017 DELTA TOWNSHIP ZONING ORDINANCE.
2. THE REQUEST MEETS THE SPECIFIC STANDARDS SPECIFIED FOR PLACES OF WORSHIP IN SECTION 8.45 OF THE 2017 DELTA TOWNSHIP ZONING ORDINANCE.
3. THE USE IS CONSISTENT WITH THE FUTURE LAND USE RECOMMENDATIONS OF THE 2013 COMPREHENSIVE PLAN.
4. THE SUBJECT PARCEL IS ADEQUATELY SERVED BY PUBLIC UTILITIES.

THE SPECIAL LAND USE PERMIT IS GRANTED SUBJECT TO THE FOLLOWING STIPULATIONS:

1. NO SOUND AMPLIFICATION EQUIPMENT SHALL BE UTILIZED IN THE CONDUCT OF OUTDOOR ACTIVITIES ON THE SITE.
2. A FIVE-FOOT WIDE SIDEWALK SHALL BE INSTALLED ALONG THE SUBJECT PARCEL'S POWDERHORN DRIVE FRONTAGE.

CLERK MOJICA SUPPORTED THE MOTION. THE MOTION PASSED 5-0.

11. East-West Pathway Repair, East of Carrier Creek Contract Award

CLERK CLARK MOVED THAT THE DELTA TOWNSHIP BOARD ACCEPT THE BID FROM E.T. MACKENZIE COMPANIES FOR THE EAST-WEST PATHWAY

REPAIR PROJECT IN THE AMOUNT OF \$370,932.75. IT WAS FURTHER MOVED THAT THE TOWNSHIP ACCEPT THE VALUE ENGINEERING PROPOSAL FROM E.T. MACKENZIE COMPANIES, WHICH REDUCES THE PROJECT COST TO AN AMOUNT NOT TO EXCEED \$273,354.25, AND THAT 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.

12. Board and Commission Appointments

SUPERVISOR FLETCHER MOVED THAT THE AFOREMENTIONED PERSONS BE APPOINTED TO THE TOWNSHIP BOARDS/COMMISSIONS; AND THAT THE CLERK IS HEREBY DIRECTED TO SEND NOTIFICATION TO ALL OF THOSE SELECTED INFORMING THEM OF THEIR APPOINTMENT.

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

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

Manager Reed presented his updates to the Township Board:

- Beginning to receive information about the I/69 reconstruction project from 96 to Airport Road. MDOT will provide more information at a future meeting.
- Construction on M43 from Broadbent to Nixon has commenced.
- Construction on Michigan Ave is nearly complete. Consumers Energy is still doing a natural gas pipeline project at Michigan Ave and Waverly Rd.
- Thursday is the CIA joint board meeting in Room A at 6pm.
- Registration for the MML conference opened today.
- Received notification that the Delta COVID-19 variant has been identified in Barry County.

XVI. COMMITTEE OF THE WHOLE

13. American Rescue Plan Funds Discussion

Manager Reed provided an update to the Board regarding the American Rescue Plan Funds and introduced a list of proposed projects put together by staff that meet the requirements for funding.

The Board asked several questions and provided feedback on the proposed

projects, as well as provided additional projects that may be eligible for funding for future discussion. Consensus of the Board was to prioritize the replacement of public sector revenue loss and to further discuss projects at a future meeting.

14. Revision to Rules of Procedure

Assistant Manager Alannah Doak provided a brief update on changes to the Rules of Procedure. Board members provided feedback for additional revisions. Direction to staff was to make the final revisions and bring the item back at the next Regular Board meeting as an item of business.

XVII. PUBLIC COMMENTS

Devin Town from Chick Filet commented that he wants residents to be involved in the process of reviewing the sign ordinance.

XVIII. CLOSED SESSION

SUPERVISOR FLETCHER MOVED THAT THE DELTA TOWNSHIP BOARD ADJOURN TO CLOSED SESSION AT THE REQUEST OF THE TOWNSHIP SUPERVISOR 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 AT 8:09 PM

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

TREASURER FEDEWA MOVED TO END THE BOARD EXECUTIVE CLOSED SESSION AT 8:34 PM.

CLERK CLARK SUPPORTED THE MOTION. MOTION PASSED 7-0.

XIX. ADJOURNMENT –

Supervisor Fletcher adjourned the meeting at 8:39 PM.

KENNETH R. FLETCHER, SUPERVISOR

MARY R. CLARK, TOWNSHIP CLERK

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