

Charter Township of Port Huron Board

Regular Meeting Held Dec 2, 2024 at 7:00 P.M.

3800 Lapeer Road, Port Huron, MI 48060

MINUTES

ROUTINE BUSINESS:

The pledge of allegiance stated.

Roll Call: Trustees Fulk, Reno, Pringle, Dudas, Treasurer Shonka, Supervisor Lewandowski

Absent: Clerk Davis

Special Guests: Residents

APPROVAL OF MINUTES:

Motion by Dudas, supported by Reno, to approve the November 18, 2024 Regular Board meeting minutes.

Vote: All in favor

Result: Motion Carried

PUBLIC COMMENTS:

Carol Miller – Port Huron Twp, Randolph Rd, No address given – Stated she would like an EDA update , Spoke regarding: Recording of the Board meetings, Blight form on the website, Summer 4-day work week, correction to a previous comment regarding a spring clean-up it was meant that the Township should organize, Fire department truck & flag, and Township’s digital sign.

Michelle Brown - Port Huron Township - No address given - Read prepared statement on challenges with neighbor and ordinance enforcement an officer Ted Jahn.

UNFINISHED BUSINESS:

NEW AGENDA ITEMS:

A. Approve work order for 2025 Local Road Funding Assistance Program:

Motion by Pringle supported by Reno to approve work order for 2025 Local Road Funding Assistance Program.

Roll Call Vote: Ayes: Pringle, Reno, Fulk, Dudas, Shonka, Lewandowski

Nays: None

Absent: Davis

Result: Motion Carried

B. Approve 2025 Regular Board Meeting Dates:

Motion by Dudas supported by Fulk to approve 2025 Regular Board Meeting Dates

Vote: All in favor

Result: Motion Carried

C. Approve Appointments set to Expire for Township Boards, Commissions and Consultants as Presented:

Motion by Reno, supported by Dudas to approve Appointments set to Expire for Township Boards, Commissions and Consultants as Presented

Vote: All in favor

Result: Motion Carried

D. Approve Pay Rates for Planning Commission, ZBA, Constable and Code Enforcement Officer as presented:

Motion by Shonka supported by Reno to approve pay rates per meeting for Planning Commission, and ZBA to \$60.00 as well as the Constable’s inspection to \$17.00 each.

Roll Call Vote: Ayes: Shonka, Reno, Dudas, Fulk, Pringle, Lewandowski

Nays: None
Absent: Davis

Result: Motion Carried

Motion by Dudas, supported by Shonka to increase Code Enforcement Officers pay from the presented \$17.85 per hour to \$18.00 per hour.

Roll Call Vote: Ayes: Dudas, Shonka, Reno, Fulk, Pringle, Lewandowski

Nays: None
Absent: Davis

Result: Motion Carried

E. Approve Resolution No. 2024-12-2 Resolution to Support Local Control and Claim of Appeal Against Public Service Commission Order:

Port Huron Charter Township

RESOLUTION NO. 2024-12-2

RESOLUTION TO SUPPORT LOCAL CONTROL AND CLAIM OF APPEAL AGAINST MICHIGAN PUBLIC SERVICE COMMISSION ORDER

At a meeting of the Township Board of the Township of Port Huron (the “Township”), St. Clair County, Michigan, held on December 2, 2024, located at 3800 Lapeer Rd., Port Huron, MI at 7:00 P.M.

PRESENT: Dudas, Pringle, Reno, Fulk, Shonka, Lewandowski

ABSENT: Davis

The following resolution was offered by Trustee Fulk and supported by Trustee Dudas.

WHEREAS, the Township supports state policies that maintain and advance local control;
and

WHEREAS, the State of Michigan has adopted policies and introduced legislation that attempts to further reduce local control in key areas affecting unique interests in local communities;
and

WHEREAS, media reports describe ongoing efforts by interested groups to push for the further erosion of local control; and

WHEREAS, in 2023, the State of Michigan adopted Public Act 233 of 2023 (“PA 233”);
and

WHEREAS, only under limited circumstances, PA 233 confers powers and duties to the Public Service Commission (“PSC”) regarding the siting of utility-scale solar energy facilities, wind energy facilities, and energy storage facilities allowing developers to bypass local zoning authorities when proposing qualifying developments; and

WHEREAS, the PSC issued an order on October 10, 2024 (the “Order”) implementing the provisions of Public Act 233 of 2023 (“PA 233”); and

WHEREAS, the Order attempts to vastly expand the PSC’s limited and enumerated jurisdiction in PA 233 and is both unlawful and unreasonable; and

WHEREAS, the Order is unlawful and unreasonable because, among other reasons: (1) the PSC’s issuance of the Order violates the Administrative Procedures Act, MCL 24.201 *et seq.*, and (2) the Order unlawfully and unreasonably redefines key terms and concepts and creates processes and procedures that violate the Legislature’s express and unambiguous intent for local input in the regulation of energy facilities; and

WHEREAS, a coalition of Michigan Municipalities timely filed a claim of appeal from the Order on November 8, 2024; and

WHEREAS, the window to appeal the Order was merely 30 days, during which conducting a general election and other business contributed to the Township’s inability to hold a meeting during which it could consider and vote to join the appeal; and

WHEREAS, the Township supports the coalition of Michigan Municipalities in their efforts to protect local control in the regulation of energy facilities; and

WHEREAS, the Township would have joined the appeal if it was able to hold a meeting before the deadline to join; and

NOW, THEREFORE, the Township Board of the Township of Port Huron, St. Clair County, Michigan, resolves its unequivocal support of local control and the coalition of Michigan Municipalities that have filed an appeal from the Order.

YEAS: Fulk, Dudas, Reno, Pringle, Shonka, Lewandowski

NAYS: None

ABSENT: Davis

THE RESOLUTION WAS DECLARED ADOPTED.

STATE OF MICHIGAN)
)
COUNTY OF ST CLAIR)

I, Veronica Caplinger, the duly appointed Elections Clerk/Recording Secretary of the Township of Port Huron DO HEREBY CERTIFY that the foregoing is a true and complete copy

of certain proceedings taken by the Township Board of the Township of Port Huron at a meeting held on the 2nd day of December, 2024, at 7:00 P.M.

Recording Secretary: Veronica Caplinger
Township Elections Clerk

Motion by Fulk, supported by Dudas to approve Resolution No. 2024-12-2 Resolution to Support Local Control and Claim of Appeal Against Public Service Commission Order.

Roll Call Vote: *Ayes: Fulk, Dudas, Reno, Pringle, Shonka, Lewandowski*
 Nays: None
 Absent: Davis **Result: Motion Carried**

APPROVAL OF BILLS:

Motion by Shonka, supported by Dudas to approve payment of pre-paid bills:

Amount: \$22,029.90

Check #s: 54736 - 54756

Roll Call Vote: *Ayes: Shonka, Dudas, Fulk, Reno, Pringle, Lewandowski*
 Nays: None
 Absent: Davis **Result: Motion Carried**

Motion by Shonka, supported by Reno to approve payment of current bills:

Amount: \$149,006.39

Check #s: 54716 -54735

Roll Call Vote: *Ayes: Shonka, Reno, Dudas, Fulk, Lewandowski*
 Nays: None
 Absent: Davis **Result: Motion Carried**

BOARD CORRESPONDENCE:

Supervisor has a meeting about the vacant Art Van building, as previously discussed for possible manufacturing use of rubbing padding for playgrounds.

New Waste Management trash and recycle cans are being distributed, there is a hope that more residents will begin to recycle. Bulk items will now need to be scheduled for pickup. There is no change to pick up schedules.

SEMCOG meeting this Friday, Trustee Dudas will resume attending those meetings.

ADJOURNMENT:

Motion by Dudas supported by Fulk to adjourn at 7:24 p.m.

Vote: All in favor **Result: Motion Carried**

Robert G. Lewandowski, Jr., Supervisor

Benita E. Davis, Clerk