

Charter Township of Port Huron Board
Regular Meeting Held November 18, 2019 at 7:00 P.M.
3800 Lapeer Road, Port Huron, MI 48060

MINUTES

ROUTINE BUSINESS:

The pledge of allegiance stated.

Roll Call: Trustees Dudas, Livingston, Riehl, Reno, Clerk Davis, Supervisor Lewandowski.

Absent: Treasurer Shonka,

Special Guests: Residents, Deputy Goodrich, Matt Pawlus, Deputies, Fire Personnel, Mike Lueffgen, J&A.

APPROVAL OF MINUTES:

Motion by Livingston, supported by Riehl, to approve the November 4, 2019 regular Board meeting minutes.

Vote: All in favor

Result: Motion Carried

PUBLIC COMMENTS:

None

UNFINISHED BUSINESS:

No Unfinished Business

NEW AGENDA ITEMS:

A. Attorney's Report

The prepared report was presented. No further discussion.

B. Engineer's Report

The Engineer's stated that there were no new updates at this time, but he was available for questions if needed.

C. Sheriff's Report

Deputy Goodrich presented the monthly report and presented a field sobriety pilot program. No further discussion.

D. Fire Chief's Report

Swearing in of Full-Time Sergeant Persig.

E. Approve the Purchase of 4 new laptops for the Election Department.

Motion by Livingston supported by Dudas to approve the purchase of 4 new laptops for the Election Department.

Roll Call Vote: Ayes: Livingston, Dudas, Reno, Riehl, Davis, Lewandowski

Nays: None

Absent: Shonka **Result: Motion Carried**

F. Approve Booster Pump Repairs from Kennedy Industries.

Motion by Dudas supported by Reno to approve the Booster Pump Repairs from Kennedy Industries.

Roll Call Vote: Ayes: Dudas, Reno, Riehl, Livingston, Davis, Lewandowski

Nays: None

Absent: Shonka **Result: Motion Carried**

G. Resolution No. 2019-11-19A - Resolution to Spread Delinquent Special Assessments and Liens on 2019 Tax Roll

RESOLUTION NO. 2019-11-19A
RESOLUTION TO SPREAD DELINQUENT SPECIAL
ASSESSMENTS AND LIENS ON 2019 TAX ROLL
PORT HURON CHARTER TOWNSHIP

Upon motion by Riehl, supported by Livingston, the Assessor is directed to re-assess, on the 2019 Township Tax Rolls, the delinquent accounts from the Special Assessment rolls #79 through #105, delinquent cross-connection and utility bills, lien agreements and service charges as reported by the Treasurer and hereby certified by the Board, and to include the interest and penalties due.

Roll Call Vote: Ayes: Riehl, Livingston, Reno, Dudas, Davis, Lewandowski

Nays: None

Absent: Shonka

Motion carried.

Resolution declared adopted this 18th day of November, 2019

I hereby certify that the attached is a true and complete copy of a resolution adopted by the Board of Trustees of the Charter Township of Port Huron, County of St. Clair, State of Michigan, at a regular meeting held on the 19th day of November, 2019 that said meeting was conducted and that public notice of said meeting was given pursuant to and in full compliance with Act No. 167, Public Act of Michigan, 1976, and that minutes of said meeting were kept and will be or have been made available as required by said act.

Benita E. Davis, Township Clerk

H. Resolution #2019-11-18B - Resolution Establishing Special Assessment District at Large for Streetlighting

RESOLUTION NO. 2019-11-18B

**RESOLUTION ESTABLISHING SPECIAL ASSESSMENT DISTRICT AT LARGE
FOR
STREET LIGHTING**

On motion by Trustee Livingston, supported by Trustee Dudas, the following resolution was presented for adoption:

WHEREAS; the annual cost of street lighting is approximately \$110,000.00 annually, and

WHEREAS; it is necessary to create a special assessment district for the purpose of raising sufficient funds to defray the cost pursuant to 1947 AP 359 in accordance with 1954 PA 188, MCLA 41.738; and

WHEREAS; said lighting will be of benefit to all Township residents and taxpayers residing and traveling within the Township, and

WHEREAS; a public hearing was held on November 4, 2019, at 7:00 p.m. to hear objections to the service, to the district, and to the proposed levy of 0.4660 mills;

NOW, THEREFORE, BE IT RESOLVED; that the Township at Large be designated a Special Assessment District for the purpose of spreading the cost for street lighting, and

BE IT FURTHER RESOLVED; that 0.4660 mills be levied on the assessed valuation per \$1,000.00, as equalized, against all real property contained on the tax rolls for the year 2019.

ROLL CALL VOTE: AYES: Livingston, Dudas, Reno, Riehl, Davis, Lewandowski
 NAYS:
 ABSENT: Shonka

Resolution declared adopted this 18th day of November, 2019.

I hereby certify that the attached is a true and complete copy of a resolution adopted by the Board of Trustees of the Charter Township of Port Huron, County of St. Clair County, State of Michigan, at a regular meeting held on the 18th day of November, 2019, that the public notice of said meeting was given pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said act.

Benita E. Davis, Township Clerk

I. Resolution #2019-11-18C; Resolution Establishing Special Assessment District at Large for Police Protection

RESOLUTION NO. 2019-11-18C

RESOLUTION ESTABLISHING SPECIAL ASSESSMENT DISTRICT AT LARGE

**FOR
POLICE PROTECTION**

On motion by Trustee Riehl, supported by Trustee Reno, the following resolution was presented for adoption:

WHEREAS; the annual cost of police protection is approximately \$780,000.00 annually, and

WHEREAS; it is necessary to create a special assessment district for the purpose of raising sufficient funds to defray the cost pursuant to 1947 AP 359 in accordance with 1954 PA 188, MCLA 41.738; and

WHEREAS; said police protection will be of benefit to all Township residents and taxpayers residing and traveling within the Township, and

WHEREAS; a public hearing was held on November 4, 2019, at 7:00 p.m. to hear objections to the service, to the district, and to the proposed levy of 3.4500 mills;

NOW, THEREFORE, BE IT RESOLVED; that the Township at Large be designated a Special Assessment District for the purpose of spreading the cost for police protection, and

BE IT FURTHER RESOLVED; that 3.4500 mills be levied on the assessed valuation per \$1,000.00, as equalized, against all real property contained on the tax rolls for the year 2019.

ROLL CALL VOTE: AYES: Riehl, Reno, Dudas, Livingston, Davis, Lewandowski
 NAYS:
 ABSENT: Shonka

Resolution declared adopted this 18th day of November, 2019.

I hereby certify that the attached is a true and complete copy of a resolution adopted by the Board of Trustees of the Charter Township of Port Huron, County of St. Clair County, State of Michigan, at a regular meeting held on the 18th day of November, 2019, that the public notice of said meeting was given pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said act.

Benita E. Davis, Township Clerk

**J. Resolution #2019-11-18D; Resolution Establishing Proposed Millage Rates
RESOLUTION #2019-11-18D
RESOLUTION ESTABLISHING PROPOSED MILLAGE RATES
RESOLUTION #2019-11-18D**

Moved by Reno, supported by Livingston, to adopt the following resolution establishing the proposed millage rates to be levied by Port Huron Charter Township for the year 2019.

The Board of Trustees does hereby approve the proposed levy of:

- 2.0000 mills for General Operating Purposes
1.0000 mill for Local Road Improvements as approved by electorate
 August 2, 2016
0.8750 mill for Public Bus Transportation as approved by electorate
 August 2, 2016
0.4660 mill on all real property only, for a Street Light Special
 Assessment District At Large if approved by the Township Board
 of Trustees November 18, 2019
3.4500 mills on all real property only, for a Police Protection Special
 Assessment District At Large if approved by the Township Board
 of Trustees November 18, 2019
1.5000 mills for Fire Department Operations as approved by electorate
 August 7, 2018

The Board of Trustees does have the complete authority to establish that 9.291 mills be levied in 2019.

Roll Call Vote: Ayes: Reno, Livingston, Dudas, Riehl, Davis, Lewandowski

Nays:

Absent: Shonka

Resolution declared adopted this 18th day of November 2019.

I hereby certify that the attached is a true and complete copy of a resolution adopted by the Board of Trustees of the Charter Township of Port Huron, County of St. Clair, State of Michigan, at a regular meeting held on the 18th day of November, 2019, that said meeting was conducted and that public notice of said meeting was given pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, and that minutes of said meeting were kept and will be or have been made available as required by said act.

Benita E. Davis, Township Clerk

K. Resolution #2019-11-18E; Publicly Funded Health Insurance Contribution Act Public Act 152

**RESOLUTION 2019-11-18E
 PUBLICLY FUNDED HEALTH INSURANCE CONTRIBUTION ACT
 PUBLIC ACT 152**

A resolution to opt out, by two thirds vote of the Board of Trustees, of Public Act 152. The Board of Trustees of Port Huron Charter Township resolves:
 This shall be known as the Port Huron Charter Township Public Act 152 resolution.
 "It is hereby resolved that upon a vote of more than two thirds of the members of this body, Port Huron Township be exempted from the provisions of 2011 Public Act 152 (MCL 15.561 et seq.) according to Section 8 of that Act for the 2019-2020 year."

Motion made by Trustee Livingston, seconded by Trustee Dudas to adopt the Public Act 152 Resolution #2019-11-18E.

Roll Call Vote: Ayes: Livingston, Dudas, Riehl, Reno, Davis, Lewandowski

Nays:

Absent: Shonka

The Supervisor declared the motion carried and the resolution duly adopted this 18th day of November 2019.

I hereby certify that the attached is a true and complete copy of a resolution adopted by the Board of Trustees of the Charter Township of Port Huron, County of St. Clair County, State of Michigan, at a regular meeting held on the 18th day of November, 2019, that the public notice of said meeting was given pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said act.

Benita E. Davis, Township Clerk

L. Resolution #2019-11-19F; General Appropriations Act

RESOLUTION # 2019-11-19F GENERAL APPROPRIATIONS ACT

A resolution to establish a General Appropriations Act for Port Huron Charter Township; to define the powers and duties of the Port Huron Charter Township Officers in relation to the administration of the budget.

The Board of Trustees of Port Huron Charter Township resolves:

This resolution shall be known as the Port Huron Charter Township General Appropriations Act.

The Supervisor shall be the Chief Administrative Officer and shall perform the duties of the Chief Administrative Officer enumerated in the act.

The Clerk shall be the Fiscal Officer and shall perform the duties of the Fiscal Officer as enumerated in the act.

"Pursuant to MCL 42.26, notice of public hearing on the proposed budget was published in a newspaper of general circulation on October 22, 2019, which must be at least seven days prior to the public hearing and again on October 25, 2019. The public hearing on the proposed 2020 budget was held on Monday, November 4, 2019 at 7:00 p.m."

Estimated township general fund revenues for fiscal year 2020, including an allocated millage of 2.0 mills; voter-authorized millage of 2.0 mills and various miscellaneous revenues shall total \$2,030,900.00.

The Port Huron Township Board shall cause to be levied and collected the general property tax on all real and personal property within the Township upon the current tax roll an amount equal to 9.291 mills (as authorized under state law and approved by the electorate).

Estimated Township expenditures for fiscal year 2019 for the various township funds are as follows:

101	GENERAL	
101	TOWNSHIP BOARD	233,375.00

171	SUPERVISOR	93,725.00
191	ELECTIONS	41,650.00
209	ASSESSOR	105,495.00
215	CLERK	137,120.00
247	BOARD OF REVIEW	2,750.00
253	TREASURER	196,080.00
265	TOWNSHIP HALL	34,950.00
400	PLANNING COMMISSION	104,710.00
428	DEMOLITIONS	6,950.00
441	DEPT OF PUBLIC WORKS	104,700.00
428	DRAINAGE	67,500.00
448	STREET LIGHTS	120,000.00
751	RECREATION DEPT	45,600.00
755	BAKER'S FIELD	155,575.00
999	TRANSFER OUT ACCTS	540,000.00
203	DPS	972,450.00
204	ROAD	610,250.00
205	REFUSE	594,400.00
207	POLICE	775,250.00
208	PARK	228,330.00
209	CEMETERY	130,530.00
212	LIQUOR	5,000.00
251	MUSEUM	3,500.00
274	DDA	350,770.00
276	EDC	7,525.00
372	BUILDING	166,635.00
570	SEWER	2,332,250.00
591	WATER	2,761,375.00
702	BWAT	210,000.00

The Board of Trustees of Port Huron Charter Township adopts the 2020 fiscal year budget by fund. Township officials responsible for the expenditures authorized in the budget may expend township funds up to, but not to exceed, the total appropriation authorized for each fund, and may make transfers among the various line items contained in the fund appropriation. However, no transfers of appropriations for line items related to personnel or capital outlays may be made without prior approval by budget amendment.

The fiscal officer shall transmit to the board at the end of each of the first three quarters, and at the end of each month occurring during the fourth quarter, a report of financial operations, including but not limited to:

A summary statement showing the receipts and expenditures and encumbrances for the previous quarter (month) and for the current fiscal year to the end of the previous quarter (month).

No obligation shall be incurred against, and no payment shall be made from any appropriation account unless there is a sufficient unencumbered balance in the appropriation and sufficient funds are or will be available to meet the obligation.

Whenever it appears to the Chief Administrative Officer or the Township Board that the actual and probable revenues in any fund will be less than the estimated revenues upon which appropriations from such fund were based, and when it appears that expenditures shall exceed an appropriation, the Chief Administrative Officer shall present to the Township Board recommendations to prevent expenditures from exceeding available revenues or appropriations for the current fiscal year. Such recommendations shall include proposals for reducing appropriations, increasing revenues, or both.

Motion made by Trustee Reno, seconded by Trustee Livingston to adopt the General Appropriations Act Resolution #2019-11-19F, and the 2020 Proposed Budget.

Roll Call Vote:

AYE: Reno, Livingston, Riehl, Dudas, Davis, Lewandowski

NAY:

ABSENT: Shonka

The Supervisor declared the motion carried and the resolution duly adopted this 18th day of November, 2019.

I hereby certify that the attached is a true and complete copy of a resolution adopted by the Board of Trustees of the Charter Township of Port Huron, County of St. Clair, State of Michigan, at a regular meeting held on the 18th day of November, 2019, that the public notice of said meeting was given pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said act.

Benita E. Davis, Township Clerk

APPROVAL OF BILLS:

Motion to approve payment of Pre-paid Bills by Riehl, Supported by Livingston

Amount: \$250.00

Check #'s: 47041

Roll Call Vote: Ayes: Riehl, Livingston, Reno, Dudas, Davis, Lewandowski

Nays: None

Absent: Shonka **Result: Motion Carried**

Motion to approve payment of current bills by Livingston, supported by Reno

Amount: \$319,107.67

Check #'s: 47042 - 47111

Roll Call Vote: Ayes: Livingston, Reno, Riehl, Dudas, Davis, Lewandowski

Nays: None

Absent: Shonka **Result: Motion Carried**

Motion to approve Paid on Call payroll by Reno supported by Livingston

Amount: \$568.98

Roll Call Vote: Ayes: Reno, Livingston, Dudas, Riehl, Davis, Lewandowski

Nays: None

Absent: Shonka **Result: Motion Carried**

BOARD CORRESPONDENCE:

SEMCOG Update

Planning Commission and Zoning update

Rec Board will judge the Light Contest Dec 9th

ADJOURNMENT:

Motion by Riehl supported by Dudas to adjourn at 07:43 p.m.

Vote: All in favor

Result: Motion Carried

Robert G. Lewandowski, Jr., Supervisor

Benita E. Davis, Township Clerk