

# **Charter Township of Port Huron Board**

**Regular Meeting Held November 15, 2021**

**3800 Lapeer Road, Port Huron, MI 48060**

## **MINUTES**

Public Hearing was opened at 7:00 for the Special Assessment at Large for the Police Millage Rate to be 3.45 mills. Hearing no comments, motion by Reno and supported by Livingston to close the public hearing at 7:01 p.m. *All in favor – motion passed.*

Public Hearing was opened at 7:01 for the Special Assessment at Large for the Street Light Millage Rate to be 0.4660 mills. Hearing no comments, motion by Reno and supported by Livingston to close the public hearing at 7:03 p.m. *All in favor – motion passed.*

Public Hearing was opened at 7:04 for the 2022 Proposed Budget Hearing no comments, motion by Livingston and supported by Dudas to close the public hearing at 7:05 p.m. *All in favor – motion passed.*

### **ROUTINE BUSINESS:**

The pledge of allegiance stated.

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

Special Guests: Robert Goldenbogen, Atty., S.C.C. Sheriff King, DPW Superintendent Dan Duman, Fire Chief Dan Mainguy, Fire Dept. Personnel, Fire Dept. family members, residents,

### **APPROVAL OF MINUTES:**

Motion to approve the minutes from the November 1, 2021, meeting by Livingston and supported by Dudas. *All in favor – motion passed.*

Motion to approve the minutes from the November 1, 2021, meeting by Reno and supported by Livingston. *All in favor – motion passed.*

### **PUBLIC COMMENTS:**

None

### **UNFINISHED BUSINESS:**

No unfinished business presented.

### **NEW AGENDA ITEMS:**

#### ***A. Attorney's Report:***

Report given as presented no further discussion.

#### ***B. Engineer's Report:***

Report given as presented no further discussion.

**C. Sheriff's Report:**

Report given as presented no further discussion.

**D. Fire Chief's Report:**

1. Approve the quote from Apollo Fire for Turnout Gear Dryer:

Motion by Riehl and supported by Reno to Approve the quote from Apollo Fire for Turnout Gear Dryer in the amount of \$9,020.00.

Roll Call Vote: Ayes: Riehl, Reno, Livingston, Dudas, Shonka, Davis, Lewandowski  
Nays: None

**Result: Motion Carried**

**E. Approve the Hiring of Randy Vesper as Fire Chief:**

Motion by Reno supported by Riehl to approve the hiring of Randy Vesper as Fire Chief.

Roll Call Vote: Ayes: Reno, Riehl, Livingston, Dudas, Shonka, Davis, Lewandowski  
Nays: None

**Result: Motion Carried**

**F. Approve the quote for Replacing Lift Pumps for Stocks Creek sewer station.**

Motion by Dudas supported by Livingston to approve the quote for Replacing Lift Pumps for Stocks Creek sewer station in the amount of \$9,545.00 payable to Kennedy Industries over a 5 year plan.

Roll Call Vote: Ayes: Dudas, Livingston, Riehl, Reno, Shonka, Davis, Lewandowski  
Nays: None

**Result: Motion Carried**

**G. Approve Resolution #2021-11-15.A Resolution to Spread Delinquent Special Assessments and Liens on 2021 Tax Roll.**

**Port Huron Charter Township  
3800 Lapeer Road  
Port Huron, Michigan 48060**

**RESOLUTION NO. 2021-11-15.A**

**RESOLUTION TO SPREAD DELINQUENT SPECIAL  
ASSESSMENTS AND LIENS ON 2021 TAX ROLL  
PORT HURON CHARTER TOWNSHIP**

Upon motion by \_\_\_\_\_, supported by \_\_\_\_\_, the Assessor is directed to re-assess, on the 2021 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:

                              Nays:

                              Absent:

Motion carried.

Resolution declared adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2021

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 15<sup>th</sup> day of November, 2021 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

Motion by Reno supported by Dudas to approve Resolution #2021-11-15.A Resolution to Spread Delinquent Special Assessments and Liens on 2021 Tax Roll.

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

*Nays: None*

**Result: Motion Carried**

***H. Approve Resolution #2021-11-15.B Resolution Establishing Special Assessment District at Large for Street Lighting.***

Motion by Livingston supported by Riehl to approve *Resolution #2021-11-15.B Resolution Establishing Special Assessment District at Large for Street Lighting.*

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

*Nays: None*

**Result: Motion Carried**

***I. Approve Resolution #2021-11-15.C Resolution Establishing Special Assessment District at Large for Police Protection.***

**Port Huron Charter Township  
3800 Lapeer Road  
Port Huron, Michigan 48060**

**RESOLUTION NO. 2021-11-15.C**

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

## POLICE PROTECTION

On motion by \_\_\_\_\_, supported by \_\_\_\_\_, the following resolution was presented for adoption:

**WHEREAS;** the annual cost of police protection is approximately \$840,000 annually, and

**WHEREAS;** it is necessary to create a special assessment district for the purpose of raising sufficient funds to defray said cost pursuant to 1951 PA 33, MCLA 41.801-41.813; 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 15, 2021 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 2021.

**Roll Call Vote: Ayes:**

**Nays:**

**Absent:**

**Resolution declared adopted this 15<sup>th</sup> day of November, 2021.**

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 15<sup>th</sup> day of November, 2021, 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

Motion by Riehl supported by Livingston to approve Resolution #2021-11-15.C Resolution Establishing Special Assessment District at Large for Police Protection.

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

*Nays: None*

**Result: Motion Carried**

***J. Approve Resolution #2021-11-15.D Resolution Establishing Proposed Millage Rates.***

**RESOLUTION ESTABLISHING PROPOSED MILLAGE RATES  
RESOLUTION #2021-11-15D**

Moved by \_\_\_\_\_, supported by \_\_\_\_\_, to adopt the following resolution establishing the proposed millage rates to be levied by Port Huron Charter Township for the year 2021.

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

- 2.0000 mills for General Operating Purposes
- 0.9961 mill for Local Road Improvements as approved by electorate August 4, 2020
- 0.8716 mill for Public Bus Transportation as approved by electorate August 4, 2020
- 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 15, 2021
- 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 15, 2021
- 1.4941 mills for Fire Department Operations as approved by electorate August 7, 2018

The Board of Trustees does have the complete authority to establish that 9.2778 mills be levied in 2021.

Roll Call Vote:       Ayes:

Nays:

Absent:

Resolution declared adopted this 15<sup>th</sup> day of November 2021.

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 15<sup>th</sup> day of November, 2021, 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.

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Benita E. Davis, Township Clerk

Motion by Livingston supported by Dudas to approve Resolution #2021-11-15.D Resolution Establishing Proposed Millage Rates.

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

*Nays: None*

**Result: Motion Carried**

***K. Approve Resolution #2021-11-15.E Publicly Funded Health Insurance Contribution Act Public ACT 152.***

RESOLUTION 2021-11-15E  
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 2021-2022 year."

Motion made by \_\_\_\_\_, seconded by \_\_\_\_\_ to adopt the Public Act 152 Resolution #2021-11-15E.

Roll Call Vote:

Ayes:

Nays:

The Supervisor declared the motion carried and the resolution duly adopted this \_\_\_\_\_ day of \_\_\_\_\_ 2021.

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 15<sup>th</sup> day of November, 2021, 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

Motion by Dudas supported by Reno to approve Resolution #2021-11-15.E Publicly Funded Health Insurance Contribution Act Public ACT 152

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

*Nays: None*

**Result: Motion Carried**

***L. Approve Resolution #2021-11-15.F General Appropriations Act.***

**RESOLUTION # 2021-11-15F  
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 November 9, 2021, which must be at least seven days prior to the public hearing and again on November 11, 2021. The public hearing on the proposed 2022 budget was held on Monday, November 15, 2021 at 7:00 p.m.”

Estimated township general fund revenues for fiscal year 2022, including an allocated millage of 2.0 mills; voter-authorized millage of 2.0 mills and various miscellaneous revenues shall total \$2,164,400.00.

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 9.278 mills (as authorized under state law and approved by the electorate).

Estimated Township expenditures for fiscal year 2022 for the various township funds are as follows:

101	GENERAL	
101	TOWNSHIP BOARD	271,100.00
171	SUPERVISOR	101,250.00
191	ELECTIONS	39,550.00
209	ASSESSOR	108,560.00
215	CLERK	132,995.00
247	BOARD OF REVIEW	2,950.00
253	TREASURER	208,580.00
265	TOWNSHIP HALL	57,750.00
400	PLANNING COMMISSION	111,910.00
428	DEMOLITIONS	6,950.00
441	DEPT OF PUBLIC WORKS	123,875.00
428	DRAINAGE	58,500.00
448	STREET LIGHTS	120,000.00
751	RECREATION DEPT	45,600.00
755	BAKER'S FIELD	145,800.00
999	TRANSFER OUT ACCTS	621,335.00
203	DPS	1,030,075.00
204	ROAD	410,250.00
205	REFUSE	685,900.00
207	POLICE	875,270.00
208	PARK	295,405.00
209	CEMETERY	46,870.00
212	LIQUOR	5,000.00
251	MUSEUM	3,500.00
274	DDA	353,420.00
276	EDC	7,525.00
372	BUILDING	159,785.00
570	SEWER	2,166,400.00
591	WATER	4,767,700.00
702	BWAT	230,000.00

The Board of Trustees of Port Huron Charter Township adopts the 2022 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 \_\_\_\_\_, seconded by \_\_\_\_\_ to adopt the General Appropriations Act Resolution #2021-11-15F and the 2022 Proposed Budget.

Roll Call Vote:

AYE:

NAY:

ABSENT:

The Supervisor declared the motion carried and the resolution duly adopted this 15<sup>th</sup> day of November, 2021.

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 15<sup>th</sup> day of November, 2021, 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.

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Benita E. Davis, Township Clerk

Motion by Reno supported by Livingston to approve Resolution #2021-11-15.F General Appropriations Act.

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

Nays: None

**Result: Motion Carried**

### **APPROVAL OF BILLS**

Motion to approve payment of the current bills by Shonka supported by Reno.

Amount: \$248,394.79

Check #s: 50204-50261

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

Nays: None

**Result: Motion Carried**

Motion to approve Prepaid Bills by Shonka supported by Livingston.

Amount: \$12,178.00

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

Nays: None

**Result: Motion Carried**

**BOARD CORRESPONDENCE:**

Lions Club reported they are are-doing the flooring in their facility on West Water.

**ADJOURNMENT:**

Motion by Riehl supported by Dudas to adjourn at 8:13 p.m. Motion carried.

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Robert G. Lewandowski, Jr., Supervisor

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Benita E. Davis, Clerk