

CHARTER TOWNSHIP OF FLUSHING

6524 N. SEYMOUR ROAD
FLUSHING, MICHIGAN 48433
BOARD OF TRUSTEES MINUTES

DATE: MARCH 10, 2022

TIME: 7:00 P.M.

PHONE: 810-659-0800

FAX: 810-659-4212

WEB PAGE: <http://flushingtowship.com>

ADMINISTRATION:

SUPERVISOR: Frederick R. Thorsby

CLERK: Wendy D. Meinburg

TREASURER: Terry A. Peck

TRUSTEES:

William Bain

Linda Minarik

William L. Westenbarger

Sharilynn K. Willette

TOWNSHIP ATTORNEY:

MATTHEW S. MCKONE PLLC

6258 W. Pierson Road

Flushing, MI 48433

810-407-7658

- I. MEETING CALLED TO ORDER** at 7:00 P.M. by **SUPERVISOR THORSBY** with Roll Call and the Pledge of Allegiance to the American Flag.
- II. ROLL CALL:** Peck, Thorsby, Willette, Westenbarger, Bain, Minarik and Meinburg. Attorney Matt McKone was also present.

MEMBERS ABSENT: None

OTHER INDIVIDUALS PRESENT: Nine (9)

APPROVAL OF AGENDA FOR MARCH 10, 2022

TREASURER PECK MOVED, supported by Clerk Meinburg to approve the agenda for March 10, 2022 with the amendment of adding presentation from MuniWeb as Item #1 under New Business.

THE MOTION CARRIED UNANIMOUSLY.

APPROVAL OF DRAFT MINUTES OF THE BOARD MEETING OF FEBRUARY 10, 2022

TRUSTEE WILLETTE MOVED, supported by Clerk Meinburg to approve the minutes of the February 10, 2022 Board Meeting.

THE MOTION CARRIED UNANIMOUSLY.

APPROVAL OF PAYMENT OF BILLS

TREASURER PECK MOVED, supported by Clerk Meinburg to approve the payment of bills as presented.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Meinburg, Westenbarger, Thorsby, Bain, Peck, Minarik and Willette

NAYS: None

ABSENT: None

THE MOTION CARRIED UNANIMOUSLY.

III. PUBLIC COMMENTS:

OPEN FOR PUBLIC COMMENTS: 7:03 P.M.

No comments made.

CLOSED FOR PUBLIC COMMENTS: 7:04 P.M.

IV. UNFINISHED BUSINESS:

None

V. NEW BUSINESS:

1. Presentation from MuniWeb.

Two representatives from MuniWeb were in attendance and gave a presentation highlighting possible updates and enhancements for the Township website.

2. Motion to approve Ordinance No. 2022-01 AN ORDINANCE TO RATIFY THE PRIOR ESTABLISHMENT OF THE PLANNING COMMISSION; TO RATIFY ALL PRIOR ACTIONS OF THE PLANNING COMMISSION; TO CONFIRM THE CONTINUING EXISTENCE AND AUTHORITY OF THE PLANNING COMMISSION; AND, TO CONFIRM THE RULES AND PROCEDURES APPLICABLE TO THE PLANNING COMMISSION.

CLERK MEINBURG MOVED, supported by Treasurer Peck to approve Ordinance No. 2022-01 AN ORDINANCE TO RATIFY THE PRIOR ESTABLISHMENT OF THE PLANNING COMMISSION; TO RATIFY ALL PRIOR ACTIONS OF THE PLANNING COMMISSION; TO CONFIRM THE CONTINUING EXISTENCE AND AUTHORITY OF THE PLANNING COMMISSION; AND, TO CONFIRM THE RULES AND PROCEDURES APPLICABLE TO THE PLANNING COMMISSION.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Thorsby, Bain, Minarik, Westenbarger, Peck, Meinburg and Willette

NAYS: None

ABSENT: None

THE MOTION CARRIED UNANIMOUSLY.

CHARTER TOWNSHIP OF FLUSHING
GENESEE COUNTY, MICHIGAN
ORDINANCE NO. 2022- 01

AN ORDINANCE TO RATIFY THE PRIOR ESTABLISHMENT OF THE PLANNING COMMISSION; TO RATIFY ALL PRIOR ACTIONS OF THE PLANNING COMMISSION; TO CONFIRM

THE CONTINUING EXISTENCE AND AUTHORITY OF THE PLANNING COMMISSION; AND, TO CONFIRM THE RULES

AND PROCEDURES APPLICABLE TO THE PLANNING
COMMISSION

THE CHARTER TOWNSHIP OF FLUSHING ORDAINS:

Section 1. Background.

(a) Following enactment of the Charter Township Act, 1947 PA 359, MCL 41.2, et seq., effective October 11, 1947, Flushing Township was incorporated as a Charter Township.

(b) Prior to incorporation of Flushing Township as a charter township, the Board of Trustees created a zoning board under the authority of the Township Rural Zoning Act of 1943, which subsequently made recommendations to the Board of Trustees on matters of zoning, land use and land use planning.

(c) At a regular meeting of the Board of Trustees held July 19, 1976, the Board of Trustees on a motion made and approved, redesignated the zoning board as a planning commission, granting to the planning commission all the authority permitted under the Township Planning Act of 1959, 1959 PA168, including matters relating to zoning laws, land-use and land use planning.

(d) Since July 19, 1976, the Flushing Township Planning Commission has operated as a planning commission in accordance with all requirements of Michigan law and local ordinances, including the Township Planning Act, the Zoning Enabling Act of 2006, enacted by 2006 PA110, MCL 125.3101, et seq. and the Michigan Planning Enabling Act of 2008, enacted by 2008 PA 33, MCL 125.3801, et seq., regarding all matters pertaining to the Township's zoning ordinance, land use and land use planning.

Section 2. Ratification of Planning Commission and its Authority. The continuing existence of the Planning Commission for the Charter Township of Flushing is ratified and confirmed, with the Planning Commission to continue as set forth below.

(a) Ratification. The creation and existence of the Planning Commission, including the terms of current members, are ratified and confirmed.

(b) Authority. The Planning Commission shall be charged with the powers, duties, responsibilities and limitations provided in the Zoning Enabling Act of 2006, MCL 125.3101, et seq., as amended from time to time; the Michigan Planning Enabling Act of 2008, MCL 125.3801, et seq. as amended from time to time; and, applicable ordinances of the Charter Township of Flushing.

(c) Appointments and Terms. The Planning Commission shall consist of five (5) members. The Township Supervisor, with approval of the Township Board, shall appoint all Planning Commission members. All Planning Commission members shall serve terms of three years each, with one-third of the terms expiring each year. Successors shall be appointed not more than one month after the term of the preceding commission member has expired or ended for any other reason. Vacancies shall be filled for the remainder of the term.

(d) Members. Planning Commission members shall be registered voters of the township, except that one member is not required to be a registered voter of the township, but shall be possessed of knowledge, skills or experience beneficial to the Planning Commission. One member of the township board shall be appointed to the Planning Commission

(e) Compensation. The Planning Commission members may be compensated for their services as provided by Township Board resolution.

(f) Officers and Meetings. The Planning Commission shall elect a chair, vice-chaire, and secretary from its members, and may create and fill other offices or committees as it deems advisable. It may appoint advisory committees outside of its membership. The terms of all officers shall be one year. The Planning Commission shall meet at least four times each year, and any additional times as it determines necessary to accomplish its functions.

(g) Authority. The authority of the Planning Commission shall include:

i. Master Plan. Under the authority of the Michigan Planning Enabling Act, the Planning Commission shall make a master plan as a guide for the development of those portions of the Township outside of any incorporated village or city. The Township Board shall have final authority of the master plan and any subsequent amendments.

ii. Recommending Authority. The Planning Commission shall make recommendations concerning new plans and other land development matters referred to it by the Township Board. All final decisions of the planning commission, shall be subject to the approval of the Township Board before they can take effect.

iii. Amendments to Authorizing Statutes. Any amendments made to the Zoning Enabling Act of 2006 or the Michigan Planning Enabling Act of 2008, shall hereby be declared to automatically control the activities and function of the Planning Commission.

iv. Zoning Powers. All powers, duties and responsibilities provided by the Zoning Enabling Act of 2006, as amended, and the Michigan Planning Enabling Act of 2008, as amended, are to be continued, uninterrupted, with the Planning Commission, as was the case prior to the effective date of this Ordinance Any existing master plan, zoning ordinance or other decisions, considerations or actions taken by the Planning Commission prior to the effective date of this ordinance, shall remain and continue in full force and effect, until otherwise amended, altered or repealed by the Township Board.

(h) Effective Date. This ordinance shall take effect following its publication in a newspaper of general circulation in the township.

PASSED AND APPROVED BY THE CHARTER TOWNSHIP OF FLUSHING BOARD ON THE

_____ DAY OF _____, 2022.

Frederick Thorsby, Supervisor

Attest:

Wendy Meinburg, Township Clerk

First reading: _____

Adopted: _____

3. Motion to approve Budget Amendments for Fiscal Year 2021-2022 as presented.

TREASURER PECK MOVED, supported by Trustee Westenbarger to approve Budget Amendments for Fiscal Year 2021-2022 as presented.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Peck, Bain, Meinburg, Thorsby, Willette, Westenbarger and Minarik

NAYS: None

ABSENT: None

THE MOTION CARRIED UNANIMOUSLY.

4. Motion to approve projects from Genesee County Road Commission for 2022.

- Limestone Resurfacing for Stanley Rd. – Duffield Rd. to M-13
- HMA Resurfacing Stanley Rd. to phase line 0.16 miles east of Johnson Rd.
- Crack seal for Potter Rd.

CLERK MEINBURG MOVED, supported by Treasurer Peck to approve projects from Genesee County Road Commission for 2022.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Meinburg, Willette, Bain, Peck, Minarik, Westenbarger and Thorsby

NAYS: None

ABSENT: None

THE MOTION CARRIED UNANIMOUSLY.

5. Motion to approve Roadside Mowing by Genesee County Road Commission.

TREASURER PECK MOVED, supported by Trustee Minarik to approve Roadside Mowing by Genesee County Road Commission.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Peck, Minarik, Willette, Bain, Westenbarger, Thorsby and Meinburg

NAYS: None

ABSENT: None

THE MOTION CARRIED UNANIMOUSLY.

6. Motion to adopt Resolution 2022-03 A RESOLUTION FOR GENESEE COUNTY HAZARD MITIGATION PLAN UPDATE.

CLERK MEINBURG MOVED, supported by Treasurer Peck to approve Resolution 2022-03 A RESOLUTION FOR GENESEE COUNTY HAZARD MITIGATION PLAN UPDATE.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Peck, Meinburg, Minarik, Bain, Willette, Westenbarger and Thorsby

NAYS: None

ABSENT: None

THE MOTION CARRIED UNANIMOUSLY.

CHARTER TOWNSHIP OF FLUSHING
GENESEE COUNTY, MICHIGAN
RESOLUTION NO. 22-03
A RESOLUTION ESTABLISHING THE ADOPTION OF
THE GENESEE COUNTY HAZARD MITIGATION PLAN UPDATE

WHEREAS, the Charter Township of Flushing, Michigan is vulnerable to a wide range of natural, technological, and human-related hazards, and has experienced repetitive disasters that have caused loss of life, damaged commercial, residential and public properties, displaced citizens and businesses, closed streets and presented general public health and safety concerns; and,

WHEREAS, Genesee County has prepared a *Genesee County Hazard Mitigation Plan Update* that provides an understanding of those threats, identifies the hazards affecting the area, discusses the County's vulnerability to the identified hazards, and outlines the community's options and strategies to reduce overall damage and impact from natural and technological hazards; and,

WHEREAS, the *Genesee County Hazard Mitigation Plan Update* represents the interests and needs of the Charter Township of Flushing;

NOW, THEREFORE, BE IT RESOLVED: that the *Genesee County Hazard Mitigation Plan Update* is hereby adopted as an official plan of the Charter Township of Flushing;

YES:

NO:

ABSENT:

THE RESOLUTION IS DECLARED _____ ADOPTED _____ NOT ADOPTED

Passed and approved by the Charter Township of Flushing Board of Trustees, on the _____ day of _____ 2022.

Dated: _____

Frederick Thorsby

Flushing Township Supervisor

Dated: _____

Wendy Meinburg

Flushing Township Clerk

- 7. Motion to approve appointments to the Zoning Board of Appeals of Craig Davis for a 2-year term and Steve Moulton for a 3-year term effective immediately.

CLERK MEINBURG MOVED, supported by Trustee Willette to approve appointments to the Zoning Board of Appeals of Craig Davis for a 2-year term and Steve Moulton for a 3-year term effective immediately.

THE MOTION CARRIED UNANIMOUSLY.

- 8. Closed session pertaining to Police Union Contract.

CLERK MEINBURG MOVED, supported by Trustee Willette to go into closed session for discussion of Police Union Contract at **8:04 P.M.**

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Thorsby, Westenbarger, Meinburg, Bain, Peck, Willette and Minarik

NAYS: None

ABSENT: None

THE MOTION CARRIED UNANIMOUSLY.

SUPERVISOR THORSBY called the regular meeting back to order at **8:57 P.M.**

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Peck, Thorsby, Willette, Westenbarger, Bain, Minarik and Meinburg

NAYS: None

ABSENT: None

THE MOTION CARRIED UANIMOUSLY.

9. Action regarding Police Union Contract.

TREASURER PECK MOVED, supported by Trustee Bain to approve the Police Union Contract as presented.

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: Meinburg, Westenbarger, Thorsby, Bain, Peck, Minarik and Willette

NAYS: None

ABSENT: None

THE MOTION CARRIED UNANIMOUSLY.

VI. REPORTS:

1. Supervisor's Report -- Supervisor
Monthly Building Report
Monthly Code Enforcement Report
Fire Department Report

Supervisor Thorsby commented on the MuniWeb presentation and looks forward to exploring how updates to the township website can benefit residents of the township. He also reported the grant for tire recycle was approved and is

tentatively scheduled for June 2, 2022. Further details will be available closer to the event.

2. Clerk's Report – Clerk

Clerk Meinburg reported codification is moving along. It should be ready for a first reading at April 14, 2022 Board of Trustees meeting.

3. Treasurer's Report – Treasurer
Water Report
February Financial Report

Treasurer Peck gave a water report and a financial report.

4. Flushing Township Police Department – Chief Bolin

Chief Bolin thanked the Board on behalf of the officers and himself for their continued support of the Flushing Township Police Department. Chief Bolin reported that he and Supervisor Thorsby met with Getac, a company that deals with in-car and body cameras. He further went onto explain the benefit these cameras would provide for the police department. ARPA funds and possible grants through the insurance company would cover the cost. Chief Bolin will bring a proposal from Getac to the Board of Trustees as soon as it's provided.

VII. PUBLIC COMMENTS

OPEN FOR PUBLIC COMMENTS: 9:20 P.M.

No comments made.

CLOSED FOR PUBLIC COMMENTS: 9:21 P.M.

VIII. BOARD COMMENTS:

Trustee Minarik inquired about the sale of the 1998 GMC Truck, which was sold to the highest bidder. Trustee Minarik also asked for confirmation of the date for the tire recycle, which is tentatively scheduled for June 2, 2022.

IX. NEXT REGULAR MEETING: April 14, 2022

X. ADJOURNMENT

TRUSTEE WESTENBARGER MOVED, supported by Trustee Minarik to adjourn the meeting at 9:23 P.M.

THE MOTION CARRIED UNANIMOUSLY.

WENDY D. MEINBURG, Clerk

FREDERICK R. THORSBY, Supervisor

APPROVED DATE _____

RECORDING SECRETARY: Mandy Hemingway, Deputy Clerk
3/10/2022