

# SCWA EXECUTIVE COMMITTEE MEETING

## MINUTES OF SEPTEMBER 25, 2002

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**Present:** James Koski, Matt Rappley, *Office of Saginaw County Public Works Commissioner*; Rob Grose, Sonny Grunwell, *Saginaw Charter Township*; John Malzahn, *Bridgeport Charter Township*; Dan Sika, *Thomas Township*; John Premo, *City of Saginaw*, Dan Armentrout, *Saginaw County Road Commission*; Dale Klein, *Carrollton Township*; Ron Hansen, Russ Beaubien, Tammy Shivley, *Spicer Group*

**Guests:** David Meyer, *Attorney*; Amy Cook, *Birch Run Township Clerk*

I. **Call to Order:** Meeting called to order at 9:34 a.m. by Jim Koski.

II. **Introductions:** As a courtesy to Amy Cook, meeting attendees stated their names and affiliations.

III. **Review of Previous Minutes:** The minutes of September 11, 2002 were reviewed. *John Malzahn moved, Matt Rappley supported, to accept the minutes of September 11, 2002 as presented. MOTION CARRIED.*

IV. **Old Business:**

- a. **Legal:** Russ Beaubien distributed a handout of Public Act 233, which was chosen as the basis of forming the Authority because it provides the Authority with the ability to enforce regulations within the participating municipalities. Mr. Meyer suggested that non-municipalities be included in the form of a governmental contract to be structured so as to provide them with the same rights as member municipalities. To do so, a contract will be drawn up and the bylaws will be changed to reflect that contracting members are to have the same rights as membership municipalities. The road commission may have to participate under a government contract.

John Tagget of Spaulding Township has not attended any recent meetings or submitted a signed resolution as of this date. Mr. Meyer volunteered to speak with Mr. Tagget.

Russ Beaubien will coordinate with Jim Koski to complete a list of organizations with signed resolutions.

*John Malzahn moved, Matt Rappley supported a motion to direct David Meyer to modify the bylaws specifically regarding inclusion of school districts, prisons and other entities which do not fall under the category of municipality via government agreements. Article 3, Section 7, regarding waiver of notice of meeting and Article IV, indemnification of new member municipalities, will be modified to reflect this change. MOTION CARRIED.*

- b. **Assessment Mechanisms:** Jim Koski reported that assessments cannot be levied under Chapter 20. Act 185 is a possible alternative. Assessments cannot be determined through a user fee, as user fees are allowed only when a unique benefit is derived by the property owner. Use of a special tax would require a public vote. Jim has a call in to Terry Donnelly regarding different avenues of exploration and will also work with Mr. Meyer.

- b. **Birch Run Township:** Ron Hansen spoke with Jim Gerth of the Genesee County Drain Commissioner's office at length regarding Birch Run, Venice and Tyrone Townships, which fall under Genesee County's urbanized area. Three options were discussed with Mr. Gerth and reviewed in detail during today's meeting with Ms. Cook, i.e., Birch Run joining the Saginaw County group, joining the Genesee County group, or working alone under the jurisdictional approach.

Ms. Cook was interested in finding the most cost effective and efficient solution. Genesee County is willing to work with Birch Run and attend a meeting at no charge to help sort out the logistics. Although Saginaw County wants to work with Birch Run, to do so would cause some problems, and there is concern about ordinances in the future. After considerable discussion, Ms. Cook agreed that Genesee County may be the best option. SCWA wishes to assist Birch Run in any way possible and will provide coordination assistance and the data Genesee County will need. Jim Koski will set up a meeting for next week involving Genesee County, Saginaw County and Birch Run Township.

- c. **Letterhead:** Letterhead options were presented to the committee, which chose a multi-color letter-head design.

*Jim Koski moved, John Premo supported selection of multi-color lettered. Two members objected to the format. By a majority vote, MOTION CARRIED.*

- V. **New Business:** None.

- VI. **Adjournment:**

*John Malzahn moved and Dan Sika supported to adjourn this meeting of the SCWA Executive Committee at 10:45 a.m. MOTION CARRIED.*

Respectfully submitted,

Dan Sika  
Secretary

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