

SCWA GENERAL MEETING
MINUTES OF
SEPTEMBER 18, 2002

Present: Jim Koski, Matt Rappley, *Saginaw County Public Works*; John Malzahn, *Bridgeport Charter Township*; Tom Kelly, *Bridgeport –Spaulding Community Schools*; Vic Killingbeck, *Buena Vista Charter Township*; Dale Klein, Debby Lopez, *Carrollton Township*; Jack Tessman, *Carrollton Township School District*; Sharon Carroll, *Kochville Township*; Rob Grose, *Saginaw Charter Township*; Michael O’Hare, *Saginaw County Board of Commissioners*; Dan Armentrout, *Saginaw County Road Commission*; John Premo, *City of Saginaw*; Timothy Applebee, *Saginaw Intermediate School District*; Brian Bacigalupo, *Saginaw Valley State University*; Jim Doyle, *Swan Valley School District*; Dan Sika, *Thomas Township*; Warren Davis, *City of Zilwaukee*; Russ Beaubien, Tammy Shivley, *Spicer Group*.

Absent: Dick Dunnill, *Bridgeport Charter Township*; Art Clough, *Bridgeport-Spaulding Community Schools*; Len Ballosh, *James Township*; Mike Comstock, *Kochville Township*; Brian Kischnick, *Tittabawassee Township*; Robert Tutsock, *Saginaw Valley State University*; *Saginaw Township Community Schools*, Bob Weise, *Thomas Township*.

Guest: Earl Schlegel, *Birch Run Township*.

I. Roll Call: Roll call was taken by Mr. Malzahn. Mr. Earl Schlegel of Birch Run Township attended because Birch Run Township recently received notice regarding their inclusion into Phase II regulations, and he is looking for directions/options.

II. Review of Previous Minutes: The minutes of August 21, 2002 were reviewed and approved. Page three of the minutes incorrectly state that Mr. Malzahn suggested a slight assessment increase. Mr. Malzahn actually stated that Ms. Herzog is to send invoices to entities with balances due over and above the minimum \$4,000 assessment. *Rob Grose moved, supported by Len Ballosh, to accept the minutes of August 21, 2002, as corrected. MOTION CARRIED.*

III. Progress on Authority Foundation:

A. Articles of Incorporation: The Articles of Incorporation have been reviewed several times within executive and general meetings and have been adopted by several entities.

B. Bylaws

Some items within the Bylaws remain of minor concern; however, several attorneys have reviewed them and suggested adoption with passage of a resolution in the future which incorporates all desired modifications.

There is concern with the language of Article 9, which does not include other non-municipalities as eligible members per Public Act. 233 language. David Meyer is addressing this issue and will attend the next Executive Committee meeting to discuss alternatives to allow them full rights and privileges.

IV. Old Business

A. PEP: Mr. Beaubien has received only two survey responses and requested any other comments today so that IDEP’s can be completed. Mr. Noble indicated legal procedures for enforcing ordinances must be individualized for each township, as each must have its own enforcement agency or procedure for enforcement.

Comments received include the following: Community websites that are in place should be utilized and a more appropriate website developed. A method of access for monitoring meeting attendees should be developed. Grammatical errors were noted. Page two states the authority is *promoting and supporting* the Saginaw Bay Area Watershed Initiative. Mr. Malzahn suggested the substitution of the word *network*, for *promoting and supporting* to eliminate perception of financial issues. Mr. Koski requested that any language which alludes to financial support or assistance be removed unless it refers to in-kind services.

- B. **IDEP:** No. 4 of the IDEP discusses a plan to minimize infiltration of seepage from sanitary sewers and on-site disposal systems into separate storm sewer systems. This will be looked at carefully, including studies to justify installation of sanitary sewer systems. A county-wide procedure is needed.

A current Public Health Department ordinance deals specifically with health-related issues. However, the IDEP must address a plan for enforcement of illicit discharges within the county.

Section 2.1.8. states that a minimum 25% of the outfalls in the regulated area within each jurisdictional region will be inspected each year until completed. This may not realistic and will be investigated.

Section 4 talks about on-site disposal systems evaluations. A determination has not been made as to who will complete evaluations. Sections 4.4 and 4.5 address specific language regarding a sanitary sewer maintenance program.

- C. **Chapter 20 of Drain Code:** Mr. Koski reported that his investigation concluded that it would stretch the law to use Chapter 20 for assessment purposes, and this is not an option. Mr. Grose questioned use of a special assessment for each district. Malzahn suggested developing a model for communities to use in dealing with this issue on an individual basis. Special assessment levies for schools were suggested. The authority does not have enforcing powers and is designed to coordinate policies and procedures. The Executive Committee will meet to discuss this priority issue. The entire state is dealing with this same issue. Currently, special assessments seem to be working in a few areas.

V. **New Business**

- A. **Preparation of 2003 Budget:** General liability insurance for the authority has been quoted at \$2,153 (\$1 million), \$2,528 (\$2 million), and \$2,828 (\$3 million). This includes valuables and records coverage, extra expenses, and errors and omissions. It was agreed that \$3 million was the best option. Budget discussion was tabled for the next meeting.
- B. **Birch Run:** Birch Run Township has been brought into Phase II via their connection to the Flint urbanized area, but their drainage actually goes north to this urbanized area. Birch Run is looking for guidance, and the alliance will look collectively at the options and provide them to Birch Run. Mr. Noble stated that their drainage travels in two directions and that the only way they can be brought into Saginaw's area is through expansion of this watershed area. The cheapest option for Birch Run would probably be to go with Genesee County. The jurisdictional approach is much more expensive. Mr. Noble indicated that Saginaw County does not have to include Birch Run in its PEP. The SCPWC and SCRC must minimally be represented in Genesee County, but Mr. Hansen clarified that SCPWC and SCRC will be issued one permit for the whole area and will have to follow other watershed areas with what they are doing. Mr. Koski suggested that Mr. Schlegel visit both watershed groups before make a final decision. The alliance will look long and hard to see how it can assist Birch Run, as the Alliance was formed for the benefit of the entire County. Mr. Beaubien will provide Birch Run with the pros and cons of the jurisdictional vs. the watershed approach. Birch Run Township was invited to the next Executive Committee meeting to discuss the specifics.
- C. **Carrollton Township:** Carrollton Schools has decided to comply under its township permit, which could impact other school districts. Joining under a township permit causes the loss of autonomy, as they must follow any ordinances affecting storm water enacted by the township. Fiscal impact on authority cannot be avoided, as joining is an discretionary.

VI. **Adjournment**

John Malzahn moved, Dale Klein supported, to adjourn the September 18th General Meeting of the SCWA. MOTION CARRIED.

Meeting adjourned at 3:30 p.m.

Respectfully submitted,

Dan Sika, Secretary