

EAST CHINA CHARTER TOWNSHIP

OFFICIAL PROCEEDINGS

SEPTEMBER 20, 2021

CALL TO ORDER – Supervisor Rausch called the meeting to order at 7:30 p.m., with Clerk Mattei, and Trustees Babel, Knotts, Blackstock and Reichle. Treasurer Hart absent. Township Manager Cindy Paparelli also present.

PLEDGE OF ALLEGIANCE

APPROVE AGENDA – Trustee Knotts, supported by Trustee Reichle, moved to approve the Agenda, striking New Business 4. Carried.

MINUTES – Trustee Reichle, supported by Trustee Babel, moved to approve the Minutes of September 7, 2021. Carried.

PUBLIC COMMENT – None.

CONSENT AGENDA – Trustee Reichle, supported by Clerk Mattei, moved to accept the Consent Agenda items as follows: August 2021 Financial Reports, Cemetery Advisory Committee Minutes for August 12, 2021, Lot Split Board Minutes for August 13, 2021, and Historical Commission Minutes for August 2021. Carried.

DISBURSEMENTS – Trustee Knotts, supported by Trustee Babel, moved to approve Invoices \$96,133.94, Payroll Direct Deposits \$31,740.00, Accounts Payable \$75,879.79, EFT's \$10,994.35, E-checks \$302.30. Roll call vote: Yea: Babel, Knotts, Reichle, Blackstock, Mattei, and Rausch. Carried.

OLD BUSINESS

OB 1- Supervisor Rausch, supported by Clerk Mattei, moved to adopt Resolution 17-2021. Roll call vote: Yea: Rausch, Mattei, Blackstock, Babel, Reichle, and Knotts. Carried.

RESOLUTION 17 - 2021

LOCAL ROAD SYSTEM FUNDING ASSISTANCE PROGRAM

WHEREAS, the St. Clair County Road Commission has established the Local Road System Funding Assistance Program through Policy No. 75, as revised October 6, 2009; and

WHEREAS, the Local Road System Funding Assistance Program provides matching funds to the townships for the improvement of local roads in St. Clair County; and

WHEREAS, East China Township has identified a need for improvements to Hawthorne, Clark, Remer and Chamberlain asphalt overlay with milling on Hawthorne using the local Road System Funding Assistance Program for the year 2022 for the above-named roads; and

NOW, THEREFORE BE IT RESOLVED, that East China Township makes application to the St. Clair County Road Commission for funding under the Local Road System Funding Assistance Program for the

year 2022 for the above-named roads; and FURTHER, that Supervisor Brian Rausch be authorized to sign the application on behalf of East China Township.

RESOLUTION DECLARED ADOPTED.

OB 2 – Supervisor Rausch, supported by Trustee Reichle, moved to offer the first reading of Ordinance 290 Amendments (A) and (A 1&2). Carried.

§ 245-2. Responsible parties.

The township shall bill persons, entities, or corporations determined to be responsible for certain assessable services provided by or through the township fire and emergency contract with outside municipalities. Any party benefiting from such services shall be liable for payment of the full charge for such services rendered. When a particular service rendered by or through the fire department directly benefits more than one (1) person or property, the owner of each property so benefited and/or each person so benefited if property protection is not involved, shall each be liable for payment of the full charge for services. Beneficiaries shall also be responsible jointly and severally for charges billed to the recipient of the service. Parents and/or guardians shall be responsible for payment for assessable services incurred by minors who caused the condition or event leading to the charges.

A. Emergency response provided to any nonresident of the township within the areas of the township opened to the public, such as parks, roads, highways and places of business are also liable for costs associated to services provided as above.

§ 245-9. Collection of charges.

The township may proceed in district court by suit to collect any monies remaining unpaid and shall have any and all other remedies provided by law for the collection of said charges.

A. Assessable costs, lien upon property. Assessable costs when not paid, including late payment and interest shall constitute a lien upon real property which shall be payable and collectible in the same manner as real property taxes, including interest and penalties thereto as a cumulative remedy.

To the extent allowed by applicable law, the Township may pursue any responsible party under either or both Subsection (1) or Subsection (2) below.

(1) Any responsible party who fails to timely pay the costs assessed pursuant to this article shall be considered in default. In the case of default, the Township may commence a civil action to recover the costs, plus a late payment penalty of 1% per month or part of a month during which the costs remain unpaid. In addition to the costs, fees, or penalties provided in the article, the Township may recover reasonable attorney's fees, court costs, court reporter's fees and other expenses of litigation by appropriate action at law against persons found to be a responsible party.

(2) All of the costs for services that have been rendered to real or personal property in the Township, or the owner of real or personal property in the Township, may be billed to the owner of the subject property, and all invoices which remain unpaid for more than 30 days shall become a lien on the property and assessed against such property.

OB 3 – Trustee Reichle, supported by Trustee Blackstock, moved to offer the first reading of Amendments to Zoning Ordinance 480-61 (F1) and (H2). Mattei Opposed. Carried. Clerk Mattei asked for the Planning Commission to consider making a provision for river front properties setback requirements.

480-61 Accessory Buildings and Structures – F. Detached accessory buildings, including detached private garages. Changes to (F1) and (H2). (Amended 12-20-2010 by Ordinance #305.)

Proposed F1:

Zoning Lot Size (square feet)	Accessory Buildings (square feet)
Up to 21,780	60% of the total lot size or 1,200 sq feet, whichever is less
More than ½ acre up to 2 acres	1,600
More than 2 acres up to 5 acres	2,000
More than 5 acres up to 10 acres	2,500
More than 10 acres	4,500

Proposed H2:

No detached accessory building may be located closer than three feet to any side or rear lot line except as otherwise provided for herein. Setbacks to property lines shall be increased one additional foot for each one foot an accessory building parallel to a lot line exceeds 40 feet in length, ***and/or taller than the 15-foot allowable mean height*** adjacent to the said property line.

NEW BUSINESS

NB 1 – Trustee Babel, supported by Clerk Mattei, moved to adopt Resolution 16-2021. Roll call vote: Yea: Babel, Mattei, Blackstock, Knotts, Reichle, and Rausch. Carried.

RESOLUTION 16-2021 TO AMEND ROSEHILL CEMETERY RATES

WHEREAS, the Township Board of Trustees is authorized by the provisions of the East China Township Code of Ordinances, Chapter 195-5(D), by resolution of the Township Board of Trustees, may alter the foregoing fees to accommodate increased costs and reserve funds for cemetery maintenance and acquisition.

WHEREAS, the proposed increases have been provided upon the recommendations of the Cemetery Advisory Committee and

NOW, THEREFORE, BE IT RESOLVED, That the Board of Trustees of the Charter Township of East China does hereby approve the Cemetery Rates effective September 20th, 2021.

FEES FOR RESIDENTS AND PROPERTY OWNERS		
GRAVES \$ 525.00		
Grave plot \$500.00 + Cemetery Maintenance \$25.00		
Grave Openings	FULL BURIAL	CREMAINS
Weekday 8:30am-2:30pm	\$900	\$175
Weekday after 2:30pm	\$1,040	\$210
Weekend/Holiday 8:30am-1pm	\$1,190	\$360
COLUMBARIUM NICHE \$600.00		
Niche \$575 + Cemetery Maintenance \$25.00		
BRONZE PLAQUE \$330.00 *additional*		
Columbarium Openings	Urn Burial	
Weekday 8:30am - 2:30pm	\$150	
Weekday after 2:30pm	\$190	
Weekend/Holiday 8:30am-1pm	\$350	
FEES FOR NON-RESIDENTS		
GRAVES \$ 975.00		
Grave plot \$950.00 + Cemetery Maintenance \$25.00		
Grave Openings	FULL BURIAL	CREMAINS
Weekday 8:30am-2:30pm	\$975	\$200
Weekday after 2:30pm	\$1,180	\$235
Weekend/Holiday 8:30am-1pm	\$1,315	\$410
COLUMBARIUM NICHE \$700.00		
Niche \$675 +Cemetery Maintenance \$25.00		
BRONZE PLAQUE \$330.00 *additional*		
Columbarium Openings	Urn Burial	
Weekday 8:30am - 2:30pm	\$150	
Weekday after 2:30pm	\$240	
Weekend/Holiday 8:30am-1pm	\$350	

All grave and Columbarium openings include use of chapel

RESOLUTION DECLARED ADOPTED.

NB 2 – Supervisor Rausch, supported by Trustee Reichle, moved to approve attendance by any Board member at the MTA educational retreat in October 2021 in Frankenmuth, with necessary expenses. Roll call vote: Yea: Rausch, Reichle, Knotts, Babel, Blackstock, and Mattei. Carried.

NB 3 – Clerk Mattei, supported by Trustee Babel, moved to offer the 1st reading of Ordinance 172-3 Amendments to adopt Building Bond increases as follows. Carried.

Proposed changes to the East China Township Ordinances are in **BOLD** § 172-3 **Cash performance bond.**

B. Fees for performance bond. Prior to the issuance of a permit required under this Building Code, a person to whom such a permit is to be issued shall post a cash performance bond in the following amount:

(1) For permits issued for work with a value of up to ~~less than \$1,000~~ **\$2,500**: a cash performance bond of \$50 shall be posted.

(2) For permits issued for work with a value of ~~\$1,000.01 to \$2,000~~ **\$2,500.01 - \$10,000.00** : a cash performance bond of \$100 shall be posted.

(3) For permits issued for work with a value of ~~\$2,000.01 to \$10,000~~ **\$10,000.01 - \$100,000.00** : a cash performance bond of ~~\$200~~ **\$300** shall be posted.

(4) For permits issued for work with a value of more than ~~\$10,000~~ **\$100,000.01**: a cash performance bond of ~~\$300~~ **\$1,000** shall be posted.

Proposed Bond Change	
value	Bond
\$2,500.00 -	\$50.00
\$2,500.01 – \$10,000.00	\$100.00
\$10,000.01-\$100,000.00	\$300.00
\$100,000.01 +	\$1,000.00

NB 4 – Trustee Blackstock, supported by Trustee Reichle, moved to reappoint Walter Street and Steve Demick to the Planning Commission with terms ending September 21, 2024. Carried.

MEMBER COMMENTS – Supervisor Rausch said that Meisner Road paving is complete. A new stop sign is in place at the Meisner bike path crossing. Supervisor Rausch is providing employees an appreciation lunch at noon Friday at the Hall. Clerk Mattei asked about the paving project on King Road. Trustee Knotts asked about Manor Park equipment that has been removed and asked what and when it is being replaced.

ADJOURN – Trustee Reichle, supported by Trustee Babel, moved to adjourn at 8:16 p.m. Carried.

Sandra A. Mattei, Clerk

Brian Rausch, Supervisor