

# CHARTER TOWNSHIP OF BREITUNG

## Office of the Superintendent

3851 Menominee Street

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## SUPERINTENDENT REPORT

October 8, 2020

- Meetings that I have and will be attending:
  - October 1<sup>st</sup> Water & Sewer Board Meeting.
    - See agenda item for recommended adjustments to current water and sewer rates.
  - October 5<sup>th</sup> Local COVID-19 Administrators meetings
    - Followed the main points of the MTA meeting on Oct 7<sup>th</sup>.
  - October 7<sup>th</sup> MTA update since the COVID Executive order Court ruling: Advice given by MTA:
    - Water service; though legally we can shut off now, MTA is recommending to hold off for now, and pointed out that we always did have the option of small claims Court, and a “Water LEIN” specially assessed on their taxes; but to wait until
    - Michigan Supreme Court did not end the pandemic, or state that the that the measures were unwarranted, jut that the Legislators should have been involved in the process of implementing.
    - State DHHS has authority under Act 368 of 1978 to issue emergency orders (see Emergency Order MCL 333.2253)
    - Local DHHS has authority under Act 368 of 1978 to issue additional emergency orders.
    - Local and State DHHS orders are enforceable as Misdemeanors by any local law enforcement agency.
    - Any Grants related to COVID through appropriations are funded and still okay. Any other grants should not be in jeopardy as they had funds available for them.
    - Remote Access meeting are still okay if they are Hybrid meetings; but a quorum must be physically present; individual board members can still attend and take part as long as a quorum is present, and everyone can hear or see the comments. Can not stop public from attending, but if we go over the indoor limit, the meeting must end, and either go outside, or reschedule.
    - Social distancing is still required, and Masks should be worn (you do not get access to facilities if masks are not worn for non-voting business).
    - Townships can still enforce their own COVID policies.
  - October 6<sup>th</sup> and 7<sup>th</sup> Special meetings
    - DPW Superintendent Candidate interviews
  - October 14<sup>th</sup> EGLE Meeting
    - Water infrastructure funding for major system improvements and the Lead Copper water line replacement.
  - October 22<sup>nd</sup>, ZBA
    - Request for additional height and size of an accessory building on a larger parcel of land. This is another example that warrants the Planning Board review and recommendation to the Board for an ordinance amendment.
    - Resubmittal of a request for a six-foot fence in a front yard.

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- Budget
  - The Board should schedule an initial Budget meeting. I will have copies of an initial draft on Monday.
- Scrap Tire Grant:
  - No updated numbers submitted at this time.
- Zoning / Planning
  - Planning Commission to meet on October 8<sup>th</sup> to make recommendations to the Board on some amendments for practical application of our ordinance for different land types and sized parcels.
  - The neighbor of 4645 Wabash is working with an attorney and a relative of the deceased owner to obtain the deed to the property. The house was in a fire and is abandoned. He does not want the property with the structure on it. The Township still has the “holdback” from the insurance company to facilitate the demolition. To speed the process up, I am working to have the neighbor and the relative sign an order for demolition so we can proceed.
- Working on the application for renewal and update of our MML Liability and Property Pool Insurance
- Ordered a camera to monitor the drive up drop box. The camera is in, waiting for delivery of the mounting hardware. For better security until the election is over, I have been leaving the South board room outside entrance lights on at night.
- I have contacted the Township attorney about adding a misdemeanor penalty level for code enforcement violations to facilitate an appearance date in court. This allows us to get in front of a judge without having to contact an attorney to file an affidavit complaint with the court, or rely on the defendant to request a formal hearing on a civil infraction (we cannot request a civil infraction formal hearing before the court).

Respectfully Submitted,

Steve Mulka  
Superintendent

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