



**SPECIAL TOWNSHIP BOARD MEETING OF THE
CHARTER TOWNSHIP OF COMSTOCK TOWNSHIP
BOARD**

**THURSDAY, JANUARY 16, 2025 at 4:30 PM
NOTICE AND AGENDA
5858 KING HIGHWAY
KALAMAZOO, MI 49048**

Call to Order

Pledge of Allegiance to the Flag of the United States of America

Approval of Agenda

Public Comment(s) on Agenda and Non-Agenda Items

Business

Closed Session

Board Direction - Resident Communication

Discussion of Public Comments RE: Township Board Actions

Public Comments(s) on Agenda and Non-Agenda Items

Members Comments

Adjournment



MEMO

Charter Township of Comstock Township Board January 16, 2025

From: Clerk Nicole Beauchamp, Township Clerk

Re: Closed Session

I move that the Township Board meet in a closed session under Section 8 (1) (h) of the Open Meetings Act, pursuant to section 13(1)(g) of the Freedom of Information Act, to consult with our attorney regarding a written legal opinion regarding ordinance adoption and process.



MEMO

Charter Township of Comstock Township Board January 16, 2025

From: Clerk Nicole Beauchamp, Township Clerk

Re: Board Direction - Resident Communication

Discussion to determine how to proceed.

Attachments:

[Attachment_Letter.docx](#)

Subject: Request for Legal Basis Regarding Delegation of MCL 42.10 Duties

William Knight
6087 Wright St.
Kalamazoo, MI 49048
sgtmain01@gmail.com
(269) 270-9432

[1-10-2025]

Comstock Township Board of Trustees
6138 King Highway
Kalamazoo, MI 49048

Dear Members of the Comstock Township Board of Trustees,

Subject: Request for Legal Basis Regarding Delegation of MCL 42.10 Duties

I am writing as a concerned resident of Comstock Township to request clarification regarding the delegation of statutory duties outlined in MCL 42.10 from the Township Supervisor to the Township Superintendent, as adopted in your resolution dated November 21, 2016.

As you are aware, MCL 42.10 assigns specific statutory responsibilities to the elected Township Supervisor, including:

1. Enforcing township laws and ordinances,
2. Preparing and administering the township budget,
3. Supervising public improvements and township utilities,
4. Managing township employees, and
5. Representing the township in its executive capacity.

These responsibilities are foundational to the Supervisor's role as the chief administrative officer of the township and ensure transparency and accountability to the voters. However, the resolution appears to delegate nearly all these statutory duties to the Township Superintendent, which may exceed the legal authority granted to the Board under the Michigan Charter Township Act.

To better understand the Board's decision, I respectfully request the following:

1. Legal Basis for the Delegation: Please provide any legal opinions, references, or statutes that the Board relied upon to justify the delegation of MCL 42.10 duties to the Township Superintendent.
2. Documentation of the Decision: Please provide copies of any meeting minutes,

resolutions, or correspondence related to this delegation.

3. Review of Compliance: I ask that the Board review whether the delegation complies with Michigan law and addresses the statutory role of the Supervisor as intended under MCL 42.10.

The delegation of statutory duties to an appointed official, such as the Superintendent, raises significant legal and governance concerns, particularly regarding transparency, accountability, and compliance with state law. If this delegation does not align with the requirements of the Michigan Charter Township Act, I urge the Board to take immediate action to restore the statutory responsibilities of the Township Supervisor.

Next Steps if No Action Is Taken:

If the Board does not address this matter or provide a satisfactory response, I will be compelled to seek legal intervention by formally requesting the Michigan Attorney General to initiate a Quo Warranto action to review the legality of this delegation. Such an action would challenge the authority of the Superintendent to perform statutory duties that are expressly assigned to the elected Supervisor under Michigan law.

I hope that this matter can be resolved amicably and in compliance with the law. Thank you for your attention to this important issue. I look forward to your prompt response and am available to discuss this further at your earliest convenience.

Sincerely,
William Knight
Retired U.S. Army Sergeant



MEMO

Charter Township of Comstock Township Board January 16, 2025

From: Clerk Nicole Beauchamp, Township Clerk

Re: Discussion of Public Comments RE: Township Board Actions