

CHARTER TOWNSHIP OF MERIDIAN
TOWNSHIP BOARD WORK SESSION MINUTES - **APPROVED** -
5151 Marsh Road, Okemos, MI 48864-1198
349-1200, Town Hall Room
TUESDAY, JULY 24, 2001, **6:00 P.M. — 7:00 P.M.**

PRESENT: Supervisor McGillicuddy, Clerk Helmbrecht, Treasurer Hunting, Trustees Brixie, Stier, Such, Woiwode
ABSENT: None
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development Mark Kieselbach, Police Chief Gary Gibbons, EMS/Fire Chief Fred Cowper, Attorney Geoff Seidlein

1. CALL WORK SESSION TO ORDER

Supervisor McGillicuddy called the Work Session to order at 6:00 p.m.

2. POSSIBLE CLOSED SESSION

Trustee Woiwode moved to go into closed session to consult with the Township Attorney regarding pending litigation and settlement strategy, which if discussed in open session would have a detrimental financial effect on the litigating or settlement position of the Township. Seconded by Trustee Such.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

Supervisor McGillicuddy recessed the work session at 6:01 p.m.

The Board adjourned to the Administrative Conference Room for a closed session.

_____ Moved to return to open session. Seconded by _____

Supervisor McGillicuddy reconvened the work session at 6:27 p.m.

3. COMMITTEE OF THE WHOLE (BLUE)

A. Zoning Amendment #98150 (Planning Commission), Section 82-11 Commercial, Retail and Business Districts C1, C2 and C3

Director Kieselbach discussed the proposed C-3 district.

Board Members discussed the following items:

- Consideration to set zoning districts according to current use(s) rather than current zoning
 - Van Atta Road commercial zoning currently used as residential
 - Restrict rezoning to C-3 to current comparable use
 - Proposed C-2 district includes C-1 uses
- Current CS (Community Service) districts default to the new C-2 district if not otherwise rezoned
- Amendment to permit Bank Drive-through windows in the C-1 district by Special Use Permit
- Addressing problems through Zoning Map amendments rather than text changes
- Existing use map overlay for critical areas in Haslett and on Van Atta Road
- Zoning of Okemos and Haslett downtown areas
- Differing purposes of the Zoning Map and Future Land Use Map
- Continuation of discussion on August 21, 2001 Work Session
- Initiation of Zoning Map Amendments on the August 9, 2001 Consent Agenda
- Previous language options discussed at July 10, 2001 Committee of the Whole

4. QUESTIONS FOR ATTORNEY (None)

5. PUBLIC REMARKS

Supervisor McGillicuddy opened public remarks.

Charles Louis Willems, 1387 Hickory Island, Haslett, thanked the Police and Fire Chiefs in following up on the change of address for his home in the 9-1-1 system. He discussed a FOIA request he would submit to the Township.

John Veenstra, 320 Piper Road, Haslett, spoke in opposition to Board action on the cell tower lease proposal before holding a public hearing and Planning Commission review.

Eldon Clark, 2415 Sapphire Lane, East Lansing, spoke in support of multiple-use development and walkable communities.

Richard Harrington, 820 Piper Road, Haslett, discussed his proposal for a stealth cell tower design (See Communication 10C-2) and encouraged an expedient feasibility review.

Ron Priest, 5464 Jo Pass Drive, East Lansing, spoke in support of retaining the name of the Hope Borbas Okemos Library.

Supervisor McGillicuddy closed public remarks.

6. ADJOURNMENT

Supervisor McGillicuddy adjourned the Work Session at 7:18 p.m.

SUSAN MCGILLICUDDY
TOWNSHIP SUPERVISOR

MARY M. G. HELMBRECHT
TOWNSHIP CLERK

Paul J. Cassidy, Secretary

CHARTER TOWNSHIP OF MERIDIAN
TOWNSHIP BOARD REGULAR MEETING - **APPROVED** -
5151 Marsh Road, Okemos, MI 48864-1198
349-1200, Town Hall Room
TUESDAY, JULY 24, 2001, **7:00 P.M.**

PRESENT: Supervisor McGillicuddy, Clerk Helmbrecht, Treasurer Hunting, Trustees Brixie, Stier, Such, Woiwode
ABSENT: None
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development Mark Kieselbach, Director of Engineering & Public Works Ray Severy, Police Chief Gary Gibbons, EMS/Fire Chief Fred Cowper, Attorney Geoff Seidlein

1. CALL MEETING TO ORDER

Supervisor McGillicuddy called the meeting to order at 7:33 p.m.

2. PLEDGE OF ALLEGIANCE

Supervisor McGillicuddy led the pledge of allegiance

3. ROLL CALL

Supervisor McGillicuddy called the roll of the Board.

Supervisor McGillicuddy introduced Ray Severy as the new Director of Engineering and Public Works.

Director Severy stated his pleasure in accepting this position.

4. PUBLIC REMARKS*

Supervisor McGillicuddy opened Public Remarks.

Christie Bleck, President, Natural Areas Association, 15897 Elmira St, Lansing, spoke in opposition to Board Action on the cell tower lease proposal at this meeting and submitted a written statement

[Statement in Official Minute Book]

Ann Stormzand, 2051 Hamilton Road, Okemos, spoke in support of retaining the name of the Hope Borbas Okemos Library.

Josephine DeMott, 4608 Ottawa Drive, Okemos, stated agreement with the previous speaker.

June Easley, 4597 Manitou Drive, Okemos, spoke in support of retaining the name of the Hope Borbas Okemos Library.

Margaret Plagge, 2248 Kent Street, Okemos, spoke in support of retaining the name of the Hope Borbas Okemos Library.

Cecelia Kramer, 4560 Oakwood, Okemos, Read from the Board Resolution naming the Hope Borbas Okemos Library adopted unanimously on July 2, 1974.

Evy Wood, 4937 Hillcrest Avenue, Okemos, spoke in support of retaining the name of the Hope Borbas Okemos Library.

Louis Romano, 4453 Manitou Drive, Okemos, spoke in support of retaining the name of the Hope Borbas Okemos Library.

Quenda Story, 4526 Marlborough Drive, Okemos, spoke in support of retaining the name of the Hope Borbas Okemos Library.

Winifred Olds, 2041 Osage, Okemos, spoke in support of retaining the name of the Hope Borbas Okemos Library.

Janet Shields, Recording Secretary, Friends of the Hope Borbas Okemos Library, 4520 Oak Pointe Court, Okemos, spoke in support of retaining the name of the Hope Borbas Okemos Library.

Jean Gaa, 1929 Danbury West, Okemos, spoke in support of retaining the name of the Hope Borbas Okemos Library.

Carla Clos, President, Friends of Hope Borbas Okemos Library, spoke in support of retaining the name of the Hope Borbas Okemos Library. She submitted sign designs for the two (2) libraries to the Board for consideration.

[Proposed signs in Official Minute Book]

Supervisor McGillicuddy closed Public Remarks.

5. REPORTS/BOARD COMMENT

A. Treasurer's Report

Treasurer Hunting discussed the four reports submitted to the Board: 1) Township Investment Summary; 2) Delinquent Personal Property Tax Receipt Report; 3) Special Assessment Collection Report; 4) 2001 Summer Tax Collection Summary. He corrected two (2) typos in the Investment Summary and discussed the Consumer's Energy Tax Delinquency. He reported he has a bankruptcy report on file in his office, which affects tax collections.

Trustee Such asked if the interest earned on the collection of special assessments is credited against the assessment district. Manager Richards discussed the use of the Township Improvement Revolving Fund and stated the prevailing interest rate is used in calculating the final assessment.

Clerk Helmbrecht reported absentee ballots are available in the Clerk's Office for the August 7, 2001 Special County Election. She reported the initial batch of absentee ballots was mailed out July 20, 2001.

Clerk Helmbrecht reported the Land Preservation Advisory Board would hold a Public Input Session on the Draft Land Preservation Ordinance on Monday, July 30, 2001 at 7:00 p.m.

Trustee Such reported the Library Task Force would submit its mission statement to the Board for adoption at the next meeting. He reported the following meeting dates and significant agenda items for the Library Task Force:

- Thursday, August 2, 2001 - CADL presentation
- Wednesday, August 15, 2001 - Township Manager and Library Consultant presentations
- Thursday, August 30, 2001 - Specific library recommendations
- Wednesday, September 26, 2001 - Plans for community involvement and consensus building
- Thursday, October 11, 2001 (If Needed) - Finalize report for submission to the Board

He reported all meetings would be held at 5:30 p.m. in the Town Hall Room:

Trustee Such reported he reviewed the report on the Board of Review investigation he had requested, and found it to be unacceptable.

Trustee Brixie reported her attendance at the Tri-County Regional Planning Commission Workshop on July 23, 2001, and encouraged Board Members, Planning Commissioners, Zoning Board of Appeals Members, and members of the public to attend one of the upcoming sessions.

Trustee Brixie reported the July 2001 edition of the Michigan Township News reports Meridian Township was one of nine (9) Townships to receive an award for maintaining a safe work environment.

Trustee Brixie reported the Lansing State Journal published an article regarding the proposed fees for the Lake Lansing South County Park, which corrects the fees as discussed at the previous Board Meeting. She clarified her comments do not amount to an endorsement of the fees.

6. APPROVAL OF AGENDA — OR CHANGES

Supervisor McGillicuddy reviewed the agenda and consent agenda as submitted.

Board Members suggested the following amendments to the agenda:

- Delete item #7K (Rezoning #01020 (Planning Commission))
- Add item #7P (Direction Regarding Target Corporation Litigation) with the following proposed motion: "move to direct the Township Attorney to go forward as discussed in closed session."
- Add item #11C (Joint Wetland Jurisdiction with MDEQ)

Trustee Brixie moved to approve the agenda amended as follows:

- **Delete item #7K (Rezoning #01020 (Planning Commission))**
- **Add item #7P (Direction Regarding Target Corporation Litigation)**
- **Add item #11C (Joint Wetland Jurisdiction with MDEQ)**

Seconded by Clerk Helmbrecht.

Treasurer Hunting offered an amendment to the motion to move item #7F (Liquor License Transfer - Watershed Group, LLC) to #10H. Amendment accepted by maker and seconder.

7. CONSENT AGENDA

Trustee Woiwode asked for clarification and revision to the July 10, 2001 Regular Meeting Minutes, Item #5 (Reports/Board Comment) page 2, paragraph 2, as to make clear there was no implication of a violation of the Open Meetings Act on the part of the Supervisor.

Clerk Helmbrecht stated she reviewed the proceedings of the July 24, 2001 meeting repeatedly, and did not state or imply improper action by the Supervisor or any other Board Members.

Trustee Such asked the attorney what he would suggest in clarifying this issue.

Attorney Seidlein stated the Clerk has clarified her comments and confirmed the accuracy of the record in that there was no indication of wrongdoing.

Trustee Such asked if there was any obligation to print everything stated at a meeting.

Attorney Seidlein stated there is no obligation to print everything stated at a meeting, but corrections to the record should be only for errors or inaccuracies.

Clerk Helmbrecht introduced a correction to the July 10, 2001 Minutes to correctly identify the approved contract as follows:
Page 6, Item 7H., Motion: "AFSCME Professional Non-Supervisory Union Collective Bargaining Agreement for 2001-2002" should be "AFSCME Professional Non-Supervisory Union Collective Bargaining Agreement for 2001-2004"

Trustee Such moved to adopt the Consent Agenda. Seconded by Trustee Brixie.

Clerk Helmbrecht reported receipt of the following communications:

- Marty Phillipich (See Communication 7K-2)
- Patricia A. Tabbert (See Communication 9B-4)
- Elizabeth Halsted (See Communication 10B-1)
- Louis J. Eyde (See Communication 10C-3)

The maker and seconder of the motion accepted the amendment to the communications list.

Trustee Such stated for the record that the communications deadline should be made clear and enforced rather than reward late submissions by reading the communications at the meeting.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor McGillicuddy,
Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

Therefore, the above actions were taken with the votes as follow:

A. Communications

(1). Application for Public Service (***)

PC-5 Carole Wilcox, 6425 E. Reynolds Road, Haslett; RE: Planning Commission

(2). Board Deliberation (BD)

7K-1 Pamela G. Winkler, 5903 E. Lake Drive, Haslett; RE: Opposition to Rezoning #01020 (Planning Commission)

7K-2 Marty Phillipich, 1999 E. Saginaw Hwy, East Lansing; RE: Opposition to Rezoning #01020 (Planning Commission)

9B-1 Judy A. Green, 5838 Montebello, Haslett; RE: Opposition to Assessment for Order to Maintain Sidewalk

9B-2 Carol A. Miller, 1794 Sherbrook Way, Haslett; RE: Opposition to Assessment for Order to Maintain Sidewalk

9B-3 Roger A. Hayes, 2514 Dustin Road, Okemos; RE: Opposition to Assessment for Order to Maintain Sidewalk

9B-4 Patricia A. Tabbert, 1793 Sherbrook Way, Haslett; RE: Opposition to Assessment for Order to Maintain Sidewalk

10B-1 Elizabeth Halsted, 2367 Mt. Hope Road, Okemos; RE: Meridian Library and Recognition of Okemos Librarian Hope Borbas

CHARTER TOWNSHIP OF MERIDIAN, REGULAR MEETING, JULY 24, 2001 *APPROVED*

- 10C-1 Richard Harrington, 820 Piper Road, Haslett; RE: Opposition to Cell Tower Lease Proposal
- 10C-2 Richard Harrington, 820 Piper Road, Haslett; RE: Proposal for Design of Stealth Cell Tower
- 10C-3 Louis J. Eyde, Eyde Company, 4660 S. Hagadorn Rd, Ste 660, East Lansing; RE: Request for Postponement of Action on Cell Tower Lease Proposal

(3). Board Information (BI)

- BI-1 Robert E. & Carol Ann Dunn, 2785 Buglers Way, East Lansing; RE: Wal-Mart, Farmer Jacks, and Opposition to Removal of Planning Commissioner Kebler
- BI-2 Larry Sawdy, 5588 Marsh Road, Haslett; RE: Opposition to Removal of Planning Commissioner Kebler
- BI-3 Patricia Killam, 2411 Burcham Drive, East Lansing; RE: Representation of Resident Interests
- BI-4 Michigan Townships Association Legislative Fax, July 6, 2001 Edition
- BI-5 Michigan Townships Association Legislative Fax, July 13, 2001 Edition
- BI-6 Louis J. Eyde, Eyde Company, 4660 S. Hagadorn Rd, Ste 660, East Lansing; RE: Support for SUP #01011 (Richard Connor Riley/AT&T) Appeal
- BI-7 Louis J. Eyde, Eyde Company, 4660 S. Hagadorn Rd, Ste 660, East Lansing; RE: SUP #01011 (Richard Connor Riley/AT&T) Appeal
- BI-8 Dave & Jane Ledebuhr, 307 Loree Drive, East Lansing; RE: Opposition to SUP #01011 (Richard Connor Riley/AT&T) Appeal
- BI-9 Victoria Hallmann, 2289 Lake Lansing Road, East Lansing; RE: Request to Postpone Consideration of Lake Lansing Sanitary Sewer Special Assessment District #46
- BI-10 Charles Louis Willems, 1387 Hickory Island, Haslett; RE: Request for Replat of Hickory Island

(4). On File in Clerk's Office (OF)

- OF-1 State of Michigan Liquor Control Commission Local Approval Notice for Hershey's Inc.
- OF-2 Resolution of the Ingham County Board of Commissioners to Adopt the Ingham County Emergency Telephone Services Policy
- OF-3 State of Michigan, Department of Environmental Quality Public Notice File No. 01-33-0022-P for MSU Division of Campus Parking for permit to create and partially fill wetlands on both the north and south side of Mt. Hope Road to create an in-line storm water treatment system

(5). Staff Communication (SC)

- SC-1 Police Chief Gary Gibbons Letter to Mark Grebner, Chair, Ingham County Board of Commissioners; RE: Opposition to Implementation of Park User Fees at Lake Lansing Park
- SC-2 Press Release RE: Summer Day Camp for Preschoolers at the Harris Nature Center
- SC-3 Press Release RE: Art From Nature Day Camp at the Harris Nature Center
- SC-4 Press Release RE: Explorer's on Bikes Day Camp at the Harris Nature Center
- SC-5 Press Release RE: Nature Folklore Hike at the Harris Nature Center
- SC-6 Presentation of Commission Review #01013, 2002-2007 Public Improvements Program (PIP) to the Township Board

Trustee Such moved that the communications be received and placed on file, and any communications not already assigned for disposition be referred to the Township Manager or Supervisor for follow-up. Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

B. Minutes

- (1) July 10, 2001 Special Work Session
- (2) July 10, 2001 Regular Meeting

Trustee Such moved to approve and ratify the minutes of the July 10, 2001 Special Work

Session and Regular Meeting amended as follows:

Page 6, Item 7H., Motion: "AFSCME Professional Non-Supervisory Union Collective Bargaining Agreement for 2001-2002" Should be "AFSCME Professional Non-Supervisory Union Collective Bargaining Agreement for 2001-2004"

Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

C. Bills

Trustee Such moved that the Township Board approve the Manager's Bills as follows:

General Fund/Special Revenue	\$ 121,098.42
Public Works	\$ 22,895.66
<u>Total Checks</u>	<u>\$ 143,994.08</u>
<u>Credit Card Transactions</u>	<u>\$ 17,525.25</u>
Total Purchases	<u>\$ 161,519.33</u>

Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

[Bill list in Official Minute Book]

D. Administrative Appointments

- East Lansing Meridian Water and Sewer Authority

Trustee Such moved to appoint Ray Severy, Director of Engineering and Public Works, to replace Gerald Richards, Township Manager, on the East Lansing-Meridian Water & Sewer Authority for the remainder of a term to expire June 30, 2002. Seconded by Trustee Brixie.

- Capital Area Regional Transportation Committee

Trustee Such moved to appoint Ray Severy, Director of Engineering and Public Works as the Second Township Representative to the Capital Area Regional Transportation Committee and Younes Ishraidi, Chief Engineer, as his Alternate Representative; for a term to expire upon the termination of their employment with the Township or until replaced. Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

E. Liquor License Transfer - Hershey's Inc.

Trustee Such moved approval of the transfer request from Hershey's to transfer stock in 2001 12 Months Resort Class C Licensed business located at 2682 Grand River, East Lansing, MI 48823, Meridian Township, Ingham County, from Monte R. Story as stockholder through transfer of his 16,666 shares of stock to new stockholder, David R. Finkbeiner, and the Township Clerk be authorized to execute the Authorizing Resolution. Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

[Signed and Sealed Resolution in Official Minute Book]

G. Adopt MERS Benefit-POLC

Trustee Such moved that the Township Clerk be authorized to execute the attached resolutions in

a form approved by the Municipal Employees Retirement System, which outlines the specific pension benefit programs for the Police Officer Labor Council as ratified. Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

[Signed and Sealed Resolution in Official Minute Book]

- H Appeal of SUP #01051 (AC&E Rentals) - Set Public Hearing (August 21, 2001)
Trustee Such moved to schedule a hearing on the appeal of the Planning Commission's decision on Special Use Permit #01051 for the Regular Township Board meeting on August 21, 2001. The hearing will address the appeal filed by Dave Henderson for A C & E Rental. Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

- I. Zoning Amendment #01060 (Township Board), Require Buildings Greater Than 25,000 Square Feet to Obtain a SUP - **Final Adoption**
Trustee Such moved adoption of the approving resolution such that the Township Board hereby Finally Adopts Ordinance No. 2001-04, entitled "Ordinance Amending the Code of Meridian Township, Michigan, by Amending Section 82-11.3, Section 82-11.4, and Section 82-11.5 of the C-1, C-2, and C-3 Commercial Zoning Districts." Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

[Signed and Sealed Resolution in Official Minute Book]

- J. Adoption of the Michigan Building Code
(1) Chapter 91 Michigan Building Code 2000 Edition - **Final Adoption**
Trustee Such moved adoption of the approving resolution such that the Township Board hereby Finally Adopts Ordinance No. 2001-05, entitled "Ordinance Amending the Code of Meridian Township, Michigan, by Amending Chapter 91." Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

[Signed and Sealed Resolution in Official Minute Book]

- (2) Chapter 99 Michigan Residential Code 2000 Edition - **Final Adoption**
Trustee Such moved adoption of the approving resolution such that the Township Board hereby Finally Adopts Ordinance No. 2001-06, entitled "Ordinance Amending the Code of Meridian Township, Michigan, by Amending Chapter 99." Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

[Signed and Sealed Resolution in Official Minute Book]

- L. Proposal to Close West End of Hamilton Road at Grand River Ave - **Set Public Hearing**
Trustee Such moved that a public hearing be set for the Township Board meeting of September 4, 2001 for the purpose of receiving public input on citizen's request to close the Grand River connection to Hamilton Road. Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

M. Local Law Enforcement Block Grant 2001

Trustee Such moved to approve Township application and acceptance of Local Law Enforcement Block Grant Funds for Federal Fiscal Year 2001 and to authorize the Township Manager and staff to process required paperwork and forms. Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

N. NPDES Phase 2 - Resolution to Share Costs for Permit Application

Trustee Such moved to approve the Storm Water Program Resolution, which approves the recommended program in the report titled "Greater Lansing Regional Committee on Phase II Nonpoint Source Pollution Prevention - Step I - Permit Strategy Development," and authorizes the regional NPDES Phase II Storm Water Regulations Committee to proceed to implement the proposed program, and authorizes an expenditure not to exceed \$14,639.00 for the preparation of the voluntary permit application including Outfall Mapping, Illicit Discharge Elimination Plan, and Public Education Program, and request the Drain Commissioner to prepare and submit draft Remey-Chandler and Red Cedar Watershed Management petitions under Section 8 of the Drain Code. Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

[Signed and Sealed Resolution in Official Minute Book]

O. Electric Door Openers for Township Library Facilities

Trustee Such moved that the Township Manager be authorized to purchase and install automatic door openers on the two (2) Township Public Library buildings for the purpose of improving access to the facilities. Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

P. Direction Regarding Target Corporation Litigation

Trustee Such move to direct the Township Attorney to go forward as discussed in closed session. Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

8. QUESTIONS FOR THE ATTORNEY

Harassment of Appointed Officials:

Trustee Woiwode asked what the Township's liability/obligation is to its Appointees to Public Office in light of the harassment of a Planning Commissioner because of positions taken on issues before the Commission. Attorney Seidlein stated the incident occurred neither on Township property nor in the course of public business. Attorney Seidlein stated liability issues vary during the course of the performance of voluntary public duties, but in this case, the individual is acting as a citizen. Attorney Seidlein stated remedies are available depending on the severity and frequency of the harassing conduct including: notification of the management of the facility where the incident occurred, filing of a police complaint, applying for a Personal Protection Order (PPO) or seeking prosecution under stalking laws. Attorney Seidlein stated the Township does not incur any liability in this situation.

9. HEARINGS

- A. 2001 Order to Construct Sidewalk (Shoals) - Continued from July 10, 2001
Supervisor McGillicuddy reopened the public hearing at 8:53 p.m.

No one spoke.

Supervisor McGillicuddy closed the public hearing at 8:54 p.m.

- B. 2001 Sidewalk Order to Maintain - Continued from July 10, 2001
Supervisor McGillicuddy reopened the public hearing at 8:54 p.m.

No one spoke.

Supervisor McGillicuddy closed the public hearing at 8:55 p.m.

10. ACTION ITEMS

Supervisor McGillicuddy opened public comments.

Eldon Clark, 2415 Sapphire Lane, East Lansing, spoke in support of the Policy Manual, in support of retaining the name of the Hope Borbas Okemos Library, and in support of careful consideration of the cell tower proposal.

Eleanor V. Luecke, 1893 Birchwood Drive, Okemos, spoke in support of an informational hearing for the cell tower lease proposal. She offered the submission of an article entitled "The Cellular Tower Boom."¹

Supervisor McGillicuddy asked Director Kieselbach to provide a copy of the article to Board Members.

- A. Policy Governance/Proposed Board Policy Manual
Supervisor McGillicuddy opened discussion on the proposed policy manual.

Board Members discussed the following amendments:

- Policy 1.2
 - Policy 1.2.2.a change "neighboring jurisdictions" to "comparable jurisdictions"
 - Policy 1.2.2.b change "Response times" to "Response times at or better than the national average for comparable communities."
- Policy 3.7
 - Renumber 3.7.2.d-f to 3.7.2.a-c
 - Policy 3.7.1 change the following statement "...secretary to the Township Board and the Zoning Board of Appeals as well as other responsibilities as delineated in State Law, unless otherwise delegated." to "...secretary to the Township Board and the Zoning Board of Appeals and supervisor of his/her department."

Board Members discussed the following items:

- Concerns related to the potential loss of procedures with the rescission of all previously adopted Board Policies.
- Identification of procedures incorporated in the rescinded policies to be compiled in a separate procedure manual to be adopted.
- Board Policies become Administrative Policies upon adoption of the Policy Manual
- Status of basic Board operating procedures
- Replacing the current unwieldy policy book
- The significance of Policy 3.6.1
- Clarification of roles through the Policy Manual
- Consideration of renaming Board Policy as Township Policy

Treasurer Hunting moved that the Township Board adopts the Board Policy Manual for the Charter Township of Meridian and Rescind all previously adopted Board Policies. Seconded by Trustee Brixie.

¹"The Cell Tower Boom: Problems & Opportunities" by Mark Wyckoff, Planning & Zoning News, May 1997 edition, pp. 5-12.

Clerk Helmbrecht asked if the Township Attorney had any concerns related to the rescission clause. Attorney Seidlein stated he is not completely comfortable with the clause, and recommended the motion include an effective date. Attorney Seidlein stated the Board is not required to use "Robert's Rules of Order", and he is concerned that the adoption of these rules may be by adopted policy. Attorney Seidlein recommended the Board consider adding an effective date to maintain all procedures through to the conclusion of this meeting. Attorney Seidlein stated by the next meeting after the adoption of the Policy Manual, the Supervisor could present "rules" rather than "policies" governing the operations of the Board as is consistent with the Policy Manual.

Board Members discussed the following items:

- Simultaneous adoption of rules and procedures with the Policy Manual
- The more specific the policies incorporated into the manual, the less efficient the government

Trustee Woiwode offered an amendment to the motion to establish an effective date of the adoption of the Policy Manual of August 22, 2001. Amendment accepted by maker and seconder.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

B. Naming of the Township Libraries

Supervisor McGillicuddy introduced discussion of the naming of the Township Libraries.

Trustee Such moved to name the libraries and approve the sign verbiage as: "Charter Township of Meridian, Haslett Library, Member of the Capital Area District Library" and "Charter Township of Meridian, Hope Borbas Okemos Library, Member of the Capital Area District Library". Seconded by Clerk Helmbrecht.

Board Members discussed the following items:

- Significant public support for the name of the Hope Borbas Okemos Library
- Importance of the library sign fully complying with the sign ordinance
- Name change may be more appropriately considered when or if there is a central library facility
- "Charter Township of Meridian" v "Meridian Township"

Board Members asked Susan Hill, Executive Director, CADL, questions related to the design of the library signs.

Director Hill answered the Board's questions.

Board Members discussed the following items:

- Current name of the library
- Maintaining consistency of Township signs
- Fewer words make better signs

Treasurer Hunting offered an amendment to the motion to change "Charter Township of Meridian" to "Meridian Township". Amendment accepted by maker. Amendment not accepted by seconder.

Trustee Brixie offered an amendment to the motion to remove the words "of the" after the word "Member". Amendment accepted by maker and seconder.

Treasurer Hunting moved to amend the motion to eliminate the words "Member of the" Seconded by Trustee Brixie.

Motion to Amend

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

Trustee Woiwode moved to postpone the matter. Seconded by Trustee Brixie.

Board Members discussed the timeline for opening of interim library.

Trustee Woiwode withdrew the motion to postpone. Trustee Brixie withdrew the second.

Treasurer Hunting moved to amend the motion to change “Charter Township of Meridian” to “Meridian Township”. Seconded by Trustee Such.

Motion to Amend

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Treasurer Hunting
NAYS: Clerk Helmbrecht
Motion carried 6-1.

Restatement of Main Motion as Amended:

Trustee Such moved to name the libraries and approve the sign verbiage as: “Meridian Township, Haslett Library, Capital Area District Library” and “Meridian Township, Hope Borbas Okemos Library, Capital Area District Library”. Seconded by Clerk Helmbrecht.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

C. Cell Tower Lease Proposal - HLH Towers LLC

Manager Richards updated the Board on the status of discussions with HLH Towers LLC.

Board Members discussed the following items.

- Support for the use of a stealth design
- The need for public input on the design and/or lease
- The potential for a setback variance from Central Park Drive
- The need for a site plan
- Consideration of a temporary tower must go through the Planning Commission
- Definition of “temporary”
- Board review of all sites considered for the proposed tower
- Consideration of the consequences associated with a denial of the proposal
- The request provides an educational opportunity for the public
- The tower is not a sign and would not require a variance for the clock
- Size of temporary tower

Trustee Such moved to hold a public hearing on September 4, 2001, to discuss the building of a stealth tower and the installation of a temporary tower on Township property. Seconded by Trustee Woiwode.

Board Members discussed the proposed date of the public hearing.

Trustee Brixie offered an amendment to the motion to strike the temporary tower as a topic of the hearing. Amendment not accepted by maker.

Board members discussed the following items:

- Considerations in discussing a temporary tower during the public hearing.
- Consideration of commissioned art for Township property
- Criteria for consideration of a temporary tower
- Public hearing v. public input session

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried 7-0.

D. 2001 Order to Construct Sidewalk (Shoals) - Resolution #3

Trustee Woiwode moved to approve 2001 Order to Construct Sidewalks Special Assessment District #1, authorizing the notices be sent to the property owners giving 60 days notice to construct sidewalk; approving the public improvement to construct the sidewalks at 4080 Cornell Road and 3986 Shoals Drive, and to defray the cost by special assessment; and approving the estimate of cost of \$5,635.00; and determine the special assessment district. Seconded by Trustee Brixie.

Board Members discussed the following items:

- Objection to order to construct

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Treasurer Hunting
NAYS: Clerk Helmbrecht
Motion carried 6-1.

E. 2001 Sidewalk Order to Maintain - Resolution #3

Clerk Helmbrecht moved to approve 2001 Order to Maintain Sidewalks Special Assessment District #3, authorizing the notices be sent to the property owners giving 20 days notice to replace defective sidewalk; approving the public improvement to repair the sidewalks in portions of the following subdivisions: Hillbrook #1, Hillbrook #2, Woodhill Condominiums, and Heartwood Subdivision, and to defray the cost by special assessment; and approving the estimate of cost of \$31,616.42; and determine the special assessment district. Seconded by Trustee Brixie.

Board Members discussed the following items:

- Concern regarding the names of deceased individuals listed on the assessment roll.
- The need to address the low quality of work in the installation of sidewalks demonstrated by very short life spans
- Revisions to cost estimates following performance of work

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

[Signed and Sealed Resolution in Official Minute Book]

F. Baker Street Special Assessment District #31, Amendment to Resolution #5

Clerk Helmbrecht moved to approve the Baker Street Public Road Improvements Special Assessment District #31 Amendment to Resolution No. 5, which approves the special assessment roll in the final amount of \$10,944.17 and approves the change of due date to September 1, 2001. Seconded by Trustee Woiwode.

Board Members discussed the following items:

- Resident concern regarding the allocation of cost
- Revision of payment date

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

[Signed and Sealed Resolution in Official Minute Book]

G. Appointments

Trustee Woiwode moved that the Township Board make the following appointments: (1) Janet Shields to the Library Task Force and (2) Thomas Peet to the East Lansing-Meridian Water & Sewer Authority for a term ending June 30, 2004. Seconded by Trustee Such.

Treasurer Hunting offered an amendment to the motion to specify Janet Shields term to be “to its conclusion”. Amendment accepted by maker and seconder.

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

H. Liquor License Transfer - Watershed Group, LLC

Treasurer Hunting moved that the transfer request from Watershed Group, LLC of the Class C Licensed Business with Dance Permit be approved contingent upon (1) final inspection and (2) proof of payment of all taxes including real and personal at 5965 Marsh Road, Haslett MI

48840, Meridian Township, Ingham County; and the Township Clerk be authorized to execute the Authorizing Resolution. Seconded by Trustee Woiwode.

Board Members discussed the following items:

- Tax delinquency on property
- Potential complications in closing on the property purchase

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht, Treasurer Hunting
NAYS: None
Motion carried unanimously.

11. NEW BUSINESS (Discussion Items)

Supervisor McGillicuddy opened Public Comment.

Joan Guy, 1083 Woodside Drive, Haslett, spoke in support of joint wetland jurisdiction with MDEQ.

Eldon Clark, 2415 Sapphire Lane, East Lansing, spoke in opposition to the “ready-to-serve” charges in the proposed water and sewer rates.

Patrick Welsh, 5901 Executive Drive, Lansing, requested Board guidance on the cell tower lease proposal.

A. Water and Sewer Rate Study

Manager Richards presented a summary of rates prepared by Director Severy. He asked for Board direction in the preferred methodology for rate calculations to prepare the ordinance text.

Board Members discussed the following items:

- Preference for rates without the “ready-to-serve” charge
- Promotion of water conservation
- Calculation of no usage rate

The Board suspended the 10:30 p.m. rule by unanimous consent.

B. Zoning Amendment #01010 (Planning Commission), Groundwater Protection Regulations
Director Kieselbach provided a background on the development of the Zoning Amendment.

Board Members discussed the following items:

- Adoption of regulations by neighboring communities
- Provides a concrete method for Township involvement in protection of groundwater
- Importance of the section related to the location and status of floor drains in existing and proposed structures.
- Continuation of discussion at a future meeting

C. Joint Wetland Jurisdiction with MDEQ

Supervisor McGillicuddy introduced discussion for the initiation of a Zoning Amendment to permit joint jurisdiction over wetlands greater than five (5) acres in area.

Board Members discussed the following items:

- The Township may have joint jurisdiction, but can not exceed state law
- Joint jurisdiction may address enforcement problems at MDEQ
- Joint jurisdiction would require additional Township funds

12. PUBLIC COMMENT

Supervisor McGillicuddy opened public comment.

Eldon Clark, 2415 Sapphire Lane, East Lansing, stated concerns regarding the proposed water and sewer rates, and spoke in support of established nomenclature related to the adoption of the policy governance model.

Supervisor McGillicuddy closed public comment.

13. FINAL BOARD MEMBER COMMENT

Treasurer Hunting asked what the proper forum or procedure is to recognize and honor those Township employees who would retire or be promoted soon. Manager Richards reported on the annual employee

recognition luncheon as a way to recognize such events.

Manager Richards announced the open house for Director Severy would be held at the Service Center on August 25, 2001 at 3:00 until 6:00 p.m.

Manager Richards discussed the Town Hall Meeting to be held at the August 9, 2001 Township Board Meeting. Manager Richards discussed the promotion of the event and invitations to organizations to send letters or representative (Schools, Elected Officials, neighboring governing bodies, Ingham County Road Commission, Ingham County Drain Commissioner, neighborhood organizations and Meridian Area Business Association (MABA))

14 ADJOURNMENT

Supervisor McGillicuddy adjourned the meeting at 11:08 p.m.

SUSAN MCGILLICUDDY
TOWNSHIP SUPERVISOR

MARY M. G. HELMBRECHT
TOWNSHIP CLERK

Paul J. Cassidy, Secretary