

CHARTER TOWNSHIP OF MERIDIAN  
TOWNSHIP BOARD REGULAR MEETING - **RE-APPROVED** -  
5151 Marsh Road, Okemos, MI 48864-1198  
349-1200, Town Hall Room  
TUESDAY, DECEMBER 18, 2001, **6:00 P.M.**

PRESENT: Supervisor McGillicuddy, Clerk Helmbrecht (8:05 P.M.), 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, Personnel Director/Assistant Manager  
Paul Brake, Director of Finance Diana Hasse, Attorney Mike Woodworth

1. CALL MEETING TO ORDER  
Supervisor McGillicuddy called the meeting to order at 6:00 P.M.
2. PLEDGE OF ALLEGIANCE  
Supervisor McGillicuddy led the pledge of allegiance.
3. ROLL CALL  
Supervisor McGillicuddy called the roll of the Board.
4. PUBLIC REMARKS\*  
Supervisor McGillicuddy opened Public Remarks.

Charles Decamp, 3623 Van Atta Road, Okemos, spoke in opposition to a pedestrian/bicycle pathway on Van Atta Road between Grand River Avenue and Jolly Road.

Vernon W. McLellen, 1459 Cheboygan Road, Okemos, spoke regarding his communication numbered BI-7.

Molly Wingrove, 2649 Melville Drive, East Lansing spoke in support of Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments) [submitted communications. See January 22, 2002 Communications BI-1 through BI-4].

Peter Graham, 2788 Roseland Ave, East Lansing, spoke in support of Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments).

Dorothy Van Looy, 2870 Roseland Ave, East Lansing, spoke in support of Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments).

Tom Ellis, 2695 Roseland Ave, East Lansing, spoke in support of Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments).

Eugene LeGoff, 5189 E. Brookfield Drive, East Lansing, spoke in support of Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments).

Cecilia Kramer, President, Forest Hills Homeowners Association, 4560 Oakwood Drive, Okemos, spoke in support of Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments).

Louis Shelburg, 2825 Roseland Ave, East Lansing, spoke regarding the need to enforce the rental housing ordinances.

Eric Larsen, Trustee, Ottawa Hills Neighborhood Association, 4965 Sioux Way, Okemos, spoke in

support of Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments).

JoAnn Kistler, 1604 River Terrace Drive, East Lansing, spoke in support of Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments).

David Murley, 5099 Wardcliff, East Lansing, spoke in opposition to the proposed rental fees under Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments).

Barney Fenn, 2767 Brentwood Ave, East Lansing, spoke in support of Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments).

Juan Arellano, 2170 Seminole Drive, Okemos, spoke in support of Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments).

Richard Harrington, 820 Piper Road, Haslett, spoke in opposition to the cell tower to be constructed on the property of the Meridian municipal complex.

William White, White Brothers Music, 2142 1/2 Hamilton Road, Okemos, spoke in opposition to the proposed rental fees under Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments).

John Veenstra, 320 Piper Road, Haslett, spoke in opposition to location of the cell tower to be constructed on the property of the Meridian municipal complex.

Supervisor McGillicuddy closed Public Remarks.

5. REPORTS/BOARD COMMENT

A. Reports/Board Comment

Trustee Brixie reported the final meeting of the Van Atta Task Force is scheduled for Saturday, January 19, 2002 at 9:30 A.M. at the Harris Nature Center.

Trustee Woiwode reported the next meeting of the Briarwood/Van Atta Task Force would be scheduled for early February, and interested parties could request individual notification of the meeting time and place.

Treasurer Hunting reported the collection of over \$132,000 from delinquent multi-year or pre-2000 personal property taxes. He thanked the taxpayers for their cooperation. He reported the deadline for winter tax payments is due in the Treasurer's Office by February 14, 2002 by 5:00 P.M. without interest added.

Trustee Stier stated his appreciation for the involvement of residents in Township Government and his intent to involve more residents.

B. Applicant Interviews for Public Service

Supervisor McGillicuddy invited applicants to present themselves for Board questions.

The following individuals were interviewed for public service:

- Ganesh Reddy, 3614 Ponderosa Drive Okemos, applicant to the Planning Commission
- Carole Wilcox, 6425 E. Reynolds Road, Haslett, applicant to the Planning Commission
- William White, 2142 1/2 Hamilton Road, Okemos, applicant to the Economic Development Corporation
- Joan Guy, 1083 Woodside Drive, Haslett, applicant to the Zoning Board of Appeals
- Daria Schlega, 2446 Burcham Dr., East Lansing, applicant to the Zoning Board of Appeals
- Eckhart Dersch, 2203 Butternut Drive, Okemos, applicant to the Environmental Commission
- Steve Metzger, 5440 Jo Pass, East Lansing, applicant to the Planning Commission

6. APPROVAL OF AGENDA -OR CHANGES

Board Members discussed the following:

- Move Agenda Item #11B. (Initiate Rezoning of Property Adjacent or Near Public Schools to a Higher Density Residential) to Item #10F.
- Add Agenda Item #11B. (Potential Water & Sewer Ordinance Revision)
- Move Agenda Item #7E. (Fourth Quarter Budget Amendments) to Item #10G.
- Add Agenda Item #7N. (Purchase of New Copier)
- Move Agenda Item #10C. (Adoption of Ethics Statement) to Item #11C
- Switch Agenda Items #12 (VISION SESSION) & #11 (DISCUSSION)

**Trustee Woiwode moved to approve the agenda amended as follows: Move Agenda Item #11B (Initiate Rezoning Property Adjacent or Near Public Schools to a Higher Density Residential) to #10F; Move Agenda Item #7E (Fourth Quarter Budget Amendments) to #10G.; Switch Agenda Items #11 (DISCUSSION) and #12 (VISION SESSION), Move Agenda Item #10C. (Adoption of an Ethics Statement) to #12C; Add Agenda Item #7N (Purchase of New Copier); Add Agenda Item #12B (Potential Water & Sewer Ordinances Revision). Seconded by Trustee Brixie**

VOICE VOTE: Motion carried 6-0.

7. CONSENT AGENDA

**Trustee Woiwode moved to adopt the Consent Agenda. Seconded by Trustee Brixie.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor McGillicuddy,  
Treasurer Hunting

NAYS: None

Motion carried 6-0.

The adopted Consent Agenda items are as follow:

A. Communications

(1). Board Deliberation (BD)

- 10B-1 Jim Bullock, 3715 Powderhorn Drive, Okemos; RE: Support for Fifth Third Bank's Request [Rezoning #00160 (SP Investments)]
- 11B-1 Frank Webster, 3845 Roxbury Ave, Okemos; RE: Higher Density v High Density

(2). Board Information (BI)

- BI-1 Judith Hurst, 3418 Lake Lansing Road, East Lansing; RE: East Lansing Portion of Meridian Township
- BI-2 Gary Shoup, 2449 Graystone Drive, Okemos; RE: Bennett Village Street Lighting
- BI-3 Susan Hill, Director, Capital Area District Library, 401 S Capitol Ave, Lansing; RE: Solicitation for contribution
- BI-4 Graham Burgess, 2188 Butternut Drive, Okemos; RE: Commercialization
- BI-5 Eleanor V. Luecke, President, L.I.N.C.; RE: Neighborhood Housing Problems
- BI-6 Eleanor V. Luecke, President, L.I.N.C.; RE: HB 4725
- BI-7 Vernon W. McLellen, 1459 Cheboygan Road, Okemos; RE: Request for One-Half Time Employee for the Community Resources Commission
- BI-8 Joseph D. Pulver, P.E., Director of Operations, Ingham County Road Commission; RE: Winter Maintenance
- BI-9 Frank Webster, 3845 Roxbury Ave, Okemos; RE: Township Board Conflicts
- BI-10 Frank Webster, 3845 Roxbury Ave, Okemos; RE: LSJ Letter to the Editor

(3) Staff Communication/Referral (SC)

- SC-1 Betty J. Mercer, Director, Office of Highway Safety Planning, Department of State Police; RE: Click it or Ticket Campaign

- SC-2 Peter McPherson, President, Michigan State University; RE: Post September 11<sup>th</sup> Environment
- SC-3 Michigan Townships Association Legislative Fax, November 30, 2001 Edition
- SC-4 Okemos Board of Education November 19, 2001 Meeting Minutes
- SC-5 Michigan Townships Association Legislative Fax, December 7, 2001 Edition

**Trustee Woiwode 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, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

- B. Minutes - December 4, 2001 Regular Meeting  
**Trustee Woiwode moved to approve and ratify the minutes of the December 4, 2001 Regular Meeting as submitted. Seconded by Trustee Brixie.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

- C. Accept Resignation from Environmental Commission  
**Trustee Woiwode moved to accept the resignation of Kevin G. Duff from the Environmental Commission. Seconded by Trustee Brixie.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

- D. Bills  
**Trustee Woiwode moved that the Township Board approve the Manager's Bills as follows:**

General Fund/Special Revenue	\$ 515,904.79
Public Works	\$ 156,223.66
<u>Total Checks</u>	<u>\$ 672,128.45</u>
<u>Credit Card Transactions</u>	<u>\$ 17,354.68</u>
Total Purchases	<u>\$ 689,483.13</u>

**Seconded by Trustee Brixie.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

[Bill list in Official Minute Book]

- F. Township Fee Schedule  
**Trustee Woiwode moved that the fee schedule as presented be approved for Calendar Year 2002. Seconded by Trustee Brixie.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

G. Technical Review for Cable Refranchising

**Trustee Woiwode moved to authorize the Township Manager to enter an agreement along with the city of East Lansing for a cable technical review study to be conducted by a consultant mutually selected by the Township and the city, and increase the Cable Fund Budget Expenditure by \$15,000. Seconded by Trustee Brixie.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

H. Selection of Vendor for Audit of Cable Franchise Fees

**Trustee Woiwode moved to authorize the Township Manager to enter an agreement with Plante & Moran to conduct a franchise fee audit of AT&T Broadband, and adjust the Cable Fund Budget in an amount not to exceed \$10,000 from that fund's fund balance. Seconded by Trustee Brixie.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

I. PACT Agreement

**Trustee Woiwode moved to approve the Interagency Agreement pursuant to the Urban Cooperation Act of 1967 regarding the operations and forfeiture procedures for PACT amongst the East Lansing Police Department, Meridian Township Police Department, and Michigan State University Police Department and to authorize the appropriate Township officials to sign the agreement. Seconded by Trustee Brixie.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

J. 2001 Sidewalk Order to Maintain - Resolution #4

**Trustee Woiwode moved to approve the 2001 Order to Maintain Sidewalk Special Assessment District #3 - Resolution #4, which files the proposed final special assessment roll with the Township Clerk and sets the date for a public hearing on January 22, 2002. Seconded by Trustee Brixie.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

[Signed and Sealed Resolution in Official Minute Book]

K. 2001 Sidewalk Order to Construct - Resolution #4

**Trustee Woiwode moved to approve the 2001 Order to Construct Sidewalk Special Assessment District #1 - Resolution #4, which files the proposed final special assessment roll with the Township Clerk and sets the date for a public hearing on January 22, 2002. Seconded by Trustee Brixie.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

- L. Ratify Police Sergeant Promotion  
**Trustee Woiwode moved to ratify the promotion of Scott Dawson to the position of Police Sergeant. Seconded by Trustee Brixie.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

- M. Resolution of Support for Roundabout at Bennett/Hulett Road Intersection  
**Trustee Woiwode moved the Township Board of the Charter Township of Meridian supports the Local Safety Project and the request of the Road Commission to obtain funding from the Michigan Department of Transportation (MDOT) Federal Safety Fund. Seconded by Trustee Brixie.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

[Signed and Sealed Resolution in Official Minute Book]

- N. Purchase of New Copier  
**Trustee Woiwode moved that the Township Manager be authorized to spend up to \$10,000 for a replacement copier servicing the Planning & Engineering Departments. Seconded by Trustee Brixie.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

Supervisor McGillicuddy reviewed the approved items of the consent agenda.

8. QUESTIONS FOR THE ATTORNEY (See Agenda Item #10E & 11B)  
Trustee Woiwode disclosed that she is a landlord, and asked if there is any reason to recuse herself in discussing Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments).

Attorney Woodworth stated as the ordinance may pertain to Trustee Woiwode there is reason to recuse herself.

9. HEARINGS

- A. Use of Local Law Enforcement Block Grant (LLEBG) Funds  
Supervisor McGillicuddy opened the public hearing at 7:15 P.M.

Chief Gibbons summarized the proposed use of LLEBG Funds.

No one spoke.

Supervisor McGillicuddy closed the public hearing at 7:16 P.M.

10. ACTION ITEMS

Supervisor McGillicuddy opened public comment.

Vernon W. McLellen, 1459 Cheboygan Road, Okemos, spoke regarding the importance of the appointment of a Township Board Liaison to the Community Resources Commission.

Eleanor V. Luecke, President, L.I.N.C. read from a prepared statement in support of Agenda Item #10E. (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments). She read from a prepared statement in opposition to Agenda Item #10F (Initiate Rezoning of Property Adjacent or Near Public Schools to a Higher Density Residential). [Prepared statements in Official Minute Book].

David E. Pierson, McClelland & Anderson, L.L.P., 1305 South Washington Avenue, Suite 102, Lansing, Representing SP Investments, spoke in support of the referral of Agenda Item #10B. (Rezoning #00160 (SP Investments) to the Planning Commission.

Joan Guy, 1083 Woodside Drive, Haslett, spoke in opposition to Agenda Item #10F (Initiate Rezoning of Property Adjacent or Near Public Schools to a Higher Density Residential). She further discussed a concept of overall net zero density growth.

John Veenstra, 320 Piper Road, Haslett, spoke in opposition to Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments).

Supervisor McGillicuddy closed public comment.

- A. Special Use Permit #01111 (Eyde), Three (3) Office Buildings in Hannah Research Center  
**Treasurer Hunting moved the Township Board hereby approves Special Use Permit #01111 with the following conditions:**
- 1. Approval is granted in accordance with the revised site plan prepared by Wolverine Engineers & Surveyors, Inc., dated October 15, 2001, subject to revisions as required.**
  - 2. The final site, landscape, and lighting plans shall be subject to the approval of the Director of Community Planning and Development. All final plans shall be consistent with the conditions placed on Rezoning #00070.**
  - 3. The final utility, grading, and storm drainage plans shall be subject to the review and approval of the Director of Engineering & Public Works completed and prepared in accordance with the Township Engineering Design and Construction Standards.**
  - 4. Prior to any construction, all necessary permits and approvals from the Ingham County Drain Commissioner's office, Ingham County Road Commission, and Township shall be secured. A copy of the approvals shall be submitted to the Department of Community Planning and Development.**
  - 5. Exterior site lighting shall be subject to the approval of the Director of Community Planning & Development. Exterior lighting shall be down-shielded and designed in such a manner so that the lighting will not be disturbing to adjacent landowners in the immediate vicinity and such that no traffic problems occur as a result of the glare from the light.**

**Seconded by Trustee Woiwode.**

Board Members discussed the following:

- Previously discussed Board concerns have been addressed
- Willingness of applicant to reduce the number of parking spaces

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

[Signed and Sealed Resolution in Official Minute Book]

- B. Rezoning #00160 (SP Investments), request to rezone property located at Jolly Road and Alaiedon Parkway from PO (Professional Office) & C-1 to C-2.

**Trustee Woiwode moved that the Township Board refer Rezoning #00160 (SP Investments) to the Planning Commission to consider rezoning approximately 2.1 acres from C-1 (Commercial, Retail and Business) to C-2 (Commercial, Retail and Business) and approximately 1.2 acres from C-1 (Commercial, Retail and Business) to PO (Professional Office) and report thereon within thirty (30) days. Seconded by Treasurer Hunting**

Board Members discussed the following:

- Applicant's efforts to address Board concerns for intensity of use
- Resident support of bank

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

[Signed and Sealed Resolution in Official Minute Book]

- D. Public Service Appointments

[Supervisor McGillicuddy presented her recommendations for Supervisor's appointments in the cover memorandum for Agenda Item #10D]

**Treasurer Hunting moved the following:**

**To recommend to the Supervisor the reappointments of Carolyn Ahlbrand, Eric Golke, Mary Nelson and Robert Pierce to the remainder of two- (2) year terms to expire December 31, 2002, and Jerry Gilles, Patricia Munshaw and Christine Pius to two- (2) year terms to expire December 31, 2002 to the Community Resources Commission;**

**Further moved approval of the Supervisor's reappointments of Andrew Such and Kelly Miller to six- (6) year terms to expire December 31, 2006, and appointment of William T. White to the remainder of a six- (6) year term to expire December 31, 2005 to the Economic Development Corporation;**

**Further moved the approval of the Supervisor's reappointment of Brett Dreyfus to a three (3) year term to expire December 31, 2004, and appointments of Carole Wilcox and Ganesh Reddy to three- (3) year terms to expire December 31, 2004 to the Planning Commission**

**Further moved the reappointments of Brad Greenberg and John Noud to three- (3) year terms to expire December 31, 2004 to the Cable Communications Commission**

**Further moved the reappointments of Jim Kielbaso and Jim Harding to three- (3) year terms to expire December 31, 2004, and the appointment of Eckhart Dersch to a three- (3) year term to expire December 31, 2004 to the Environmental Commission;**

**Further moved the appointment of Joan Guy to a three- (3) year term to expire December 31, 2004 to the Zoning Board of Appeals;**

**Further moved the appointment of Daria Schlega to a one- (1) year term to expire December 31, 2002 to the Zoning Board of Appeals as Alternate #2;**

**Further moved the reappointment of Trustee Stier to a one- (1) year term to expire December 31, 2002 to the Zoning Board of Appeals as the Board representative;**

**Further move to appoint Supervisor McGillicuddy to a three- (3) year appointment to expire November 20, 2004 to the Tri-County Regional Planning Commission as the Board Representative.**

**Seconded by Trustee Woiwode.**

Supervisor McGillicuddy invited a Board Member to consider appointment as the Board Liaison to the Community Resources Commission Liaison.

**Treasurer Hunting amended the motion to amend the appointment of Eckhart Dersch to the Environmental Commission to the remainder of a vacant [Kevin Duff] three- (3) year term to expire December 31, 2002; and further amended the motion to add the appointment of Trustee Such as the Township Board Liaison to the Community Resources Commission until November 20, 2003. Amendment accepted by Secunder.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode,  
Supervisor McGillicuddy, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

Supervisor McGillicuddy appointed Carolyn Ahlbrand, Eric Golke, Mary Nelson, Robert Pierce, Jerry Gilles, Patricia Munshaw and Christine Pius to the Community Resources Commission.

- E. Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments  
Trustee Woiwode requested to be excused from discussion for this item (See Agenda Item #8).

**Trustee Brixie moved to excuse Trustee Woiwode from discussion of this item. Seconded by Treasurer Hunting.**

VOICE VOTE: Motion carried 6-0.

[Trustee Woiwode left the room at 7:53 P.M.]

Manager Richards introduced the proposed fee schedule and ordinance amendments.

Board Members discussed the following:

- Initial registration applies only to new rentals
- Inspection frequency
- Joint enforcement of rental housing with East Lansing
- Night enforcement hours
- Legality of requiring the submission of names and relationships of tenants
- Retroactive charge for new registration fee
- Charge of initial fee upon change of ownership.

Retroactive & Renewal of Registration Fee: (Agenda Item #8 (Questions for the Attorney))

- Q. May the Township charge the new registration fee retroactively for all existing rentals upon adoption and upon change of ownership.
- A. No. Any charge for governmental services must be related to the services provided. In this case, the registration fee is charged to open a file and create a database for the property, which has already been done for all existing rental properties and would not need to be recreated upon transfer or ownership. The Township may charge a reasonable rate to put existing licenses into the database if the Township could justify any expense charged. The Township Manager and Director of Community Planning & Development thoroughly reviewed program costs to justify the new fees.

Temporary Rentals: (Agenda Item #8 (Questions for the Attorney))

- Q. How might the Township administer temporary rentals of single-family homes during the owners' absence.
- A. This may be done through the drafting of the ordinance. When writing exceptions must be 1) very clear as to the nature and extent of the exception and 2) Ensure that there is a rational basis for the governmental interest attached to that exception. Rental codes are well established and may provide reference for handling this situation

Registration Fee for Unlicensed Rental Property: (Agenda Item #8 (Questions for the Attorney))

- Q. Would an unlicensed rental property be considered grandfathered under the new fee schedule
- A. If the Township is licensing the property for the first time; the rates would apply the same as a new rental.

[Clerk Helmbrecht entered 8:05 P.M.]

**Trustee Such moved that the Township Board direct staff to prepare the necessary language to initiate a zoning amendment to the one- (1) and two- (2) family zoning districts to limit the occupancy to two (2) unrelated persons. Seconded Clerk Helmbrecht**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Supervisor McGillicuddy,  
Clerk Helmbrecht, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

**Trustee Brixie moved the Township Board adopt the revised fee schedule for the Rental Housing Program as outlined in the staff memorandum dated December 14, 2001, effective January 1, 2002. Seconded by Clerk Helmbrecht.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Supervisor McGillicuddy,  
Clerk Helmbrecht, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

**Trustee Brixie moved the Township Board direct staff to prepare the necessary language to initiate an amendment to the Rental Housing section of the Uniform Housing Code of the Code of Ordinances. Seconded by Clerk Helmbrecht.**

**Trustee Such offered an amendment to further direct staff and the Township Attorney to pursue with East Lansing an agreement to jointly enforce the rental code. Amendment refused by maker.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Supervisor McGillicuddy,  
Clerk Helmbrecht, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

**Trustee Such moved to further direct staff and the Township Attorney to pursue with the city of East Lansing an agreement to jointly enforce the rental code if possible. Seconded by Clerk Helmbrecht.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Supervisor McGillicuddy,  
Clerk Helmbrecht, Treasurer Hunting  
NAYS: None  
Motion carried 6-0.

[Trustee Woiwode entered the room at 8:13 P.M.]

- F. Initiate Rezoning of Property Adjacent or Near Public Schools to a Higher Density Residential  
Trustee Brixie introduced the proposed rezoning.

Board Members discussed the following:

- Consideration of rezoning by Planning Commission and public at large
- Concern related to overall amount of (I) Industrial zoning
- Status of gravel pit

**Trustee Brixie moved to initiate rezoning of 114 acres north of Bennett Road and west of Bennett Woods Elementary School from (I) Industrial to RAAA (Single Family-Low Density). Seconded by Trustee Woiwode.**

Board Members discussed the following:

- Consideration of Long-term interests before rezonings
- Inappropriateness of (I) Industrial zoning
- Inability to pursue a PUD in RAAA (Single Family-Low Density)

**Supervisor McGillicuddy offered an amendment to refer the proposed rezoning specifically to the Planning Commission. Amendment not accepted by maker.**

**Trustee Brixie amended the motion to add to the end of the motion "and pass this on to the Planning Commission for evaluation." Amendment accepted by seconder.**

Board Members discussed the following:

- Need for PUD Ordinance to cover all zoning categories
- Impact of the state's adoption of cluster zoning mandate

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

Board Members discussed the following:

- History of zoning of property at 3725 & 3747 Okemos Road [Commonly referred to as "Smith Property" See Rezoning #95090 (Smith)]
- Inconsistency of Comprehensive Development Plan for the "Smith Property" with expressed desire of residents
- The need for affordable housing

**Trustee Brixie moved to initiate the rezoning of the 126 acres at the corner of Jolly and Hulett Roads from RR (Rural Residential) to RA (Single Family-Medium Density). Seconded by Treasurer Hunting.**

Board Members discussed the following:

- Various possible reasons for the residents reversal of Rezoning #95090 (Smith)
- Resident and Planning Commission review to determine appropriate zoning
- Elimination of PO (Professional Office) zoning on parcel
- The need for the submission of a request to the Planning Commission to update the Comprehensive Development Plan regardless of rezoning
- The need to reconsider areas for highest densities
- Proposed rezoning does nothing to benefit Wardcliff Elementary
- The need for buffering between new residential development and higher density uses along Jolly Road
- RA (Single Family-Medium Density) as a maximum recommended zoning
- Residential development as viable along Jolly Road
- NS (Neighborhood Service) between Hulett and Hagadorn Roads sufficient to service area
- No decision has been made regarding potential school closings

- Haslett Public Schools practice of allocating new subdivisions to schools most in need of students

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Woiwode, Supervisor McGillicuddy,  
Treasurer Hunting  
NAYS: Trustee Such, Clerk Helmbrecht  
Motion carried 5-2.

G. Fourth Quarter Budget Amendments

Treasurer Hunting discussed the Treasurer's Office budget amendments and asked Director Hasse to review the amendments.

Director Hasse reviewed the fourth quarter budget amendments.

**Treasurer Hunting moved that the 2001 Amended Budget as reflected on Page 2 of the memorandum to the Township Board from the Finance Director, dated December 14, 2001 be approved. Seconded by Trustee Woiwode.**

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

11. VISION SESSION: Conan Smith, Michigan Environmental Council  
Supervisor McGillicuddy introduced Conan Smith from the Michigan Environmental Council.

Conan Smith, Land Programs Director, Michigan Environmental Council, discussed the following items:

- The role of the Michigan Environmental Council
- The role of the Land Programs Director
- The role of local governments in the development of local and state policy
- State legislation efforts to assist local growth management initiatives
- Land use regulation models

Board Members discussed the following:

- Regular communication between the Board and Michigan Environmental Council
- Cost v. benefit of clustered development

12. DISCUSSION ITEMS

Supervisor McGillicuddy opened public comment.

John Veenstra, 320 Piper Road, Haslett, spoke in opposition to the adopted building fees for owner performed work. He spoke in opposition to the retroactivity of the water and sewer rate increases. He spoke in opposition to a provision in the water ordinance requiring all potable water to come from the Township water system.

Carl Harmon, 1924 Birchwood Drive, Okemos, spoke regarding potential drawbacks related to the development of affordable housing.

Eleanor V. Luecke, President, L.I.N.C., spoke in opposition to Agenda Item #10F. (Initiate Rezoning of Property Adjacent or Near Public Schools to a Higher Density Residential).

Supervisor McGillicuddy closed public comment.

A. Board Goals for 2002

Supervisor McGillicuddy postponed discussion until January 22, 2002.

B. Potential Water & Sewer Ordinances Revision

Trustee Stier discussed a potential amendment to the Water & Sewer Ordinances to eliminate mandated connections.

Director Severy summarized the connection requirements under the current Code of Ordinances and the Ingham County Health Department regulations.

Board Members discussed the following:

- Provision of a minimal exception to mandatory connection
- Review of other municipalities' ordinance
- Consideration of condition of septic system
- Implementation of water & sewer rate increases

Completeness of Rate Revision Process: (Agenda Item #8 (Questions for the Attorney))

Q. Did the Township meet the requirements of the law in implementing the rate increase on January 1, 2001?

A. The Ordinance was published; a subject of public hearing, input and comment, and adopted according to state statute.

Water Ordinance and Bottled Water: (Agenda Item #8 (Questions for the Attorney))

Q. Does the Water Ordinance outlaw bottled water?

A. The purpose and intent behind the ordinance has to be considered in interpreting the ordinance itself. It is unlikely any judge or otherwise would interpret the ordinance to outlaw bottled water.

C. Adoption of an Ethics Statement

Supervisor McGillicuddy introduced the proposed ethics statement.

Board Members discussed the following:

- Development of ethics policy for elected and appointed officials
- Avoidance of drafting such a statement at the Board Meeting
- Enforcement and adjudication of an ethics statement
- Importance of delineation of appropriate behavior

13. PUBLIC REMARKS

Supervisor McGillicuddy opened public comment.

John Veenstra, 320 Piper Road, Haslett, stated his belief that the Water Ordinance explicitly prohibits bottled water in its language. He spoke in support of the pursuit of affordable housing. He spoke in opposition to the adopted rental fees under Agenda Item #10E (Amend Rental Housing Fee Schedule and Initiate Ordinance Amendments)

Vernon W. McLellen, 1459 Cheboygan Road, Okemos, stated his belief the Water & Sewer Ordinances should define "new construction." He stated his belief that water & sewer districts should account for variances in service costs to various areas. He discussed an ethics policy he had developed several years ago including enforcement provisions.

Eleanor V. Luecke, President, L.I.N.C., thanked Trustee Stier for introducing the Water & Sewer Ordinance issue. She spoke in support of a rescission of the Board's action on Agenda Item #10F (Initiate Rezoning of Property Adjacent or Near Public Schools to a Higher Density Residential).

Supervisor McGillicuddy closed public remarks.

14. POSSIBLE CLOSED SESSION

**Trustee Woiwode moved to go into closed session to discuss ongoing litigation pursuant to MSA 4.1800(18)8(e). Seconded by Trustee Brixie.**

ROLL CALL VOTE: YEAS: Trustees Brixie, Stier, Such, Woiwode, Supervisor McGillicuddy,

Clerk Helmbrecht, Treasurer Hunting  
NAYS: None  
Motion carried unanimously.

Supervisor McGillicuddy recessed the meeting at 9:58 P.M.

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

**Treasurer Hunting moved to go into open session. Seconded by Trustee Such.**

VOICE VOTE: Motion carried unanimously.

Supervisor McGillicuddy reconvened the meeting at 11:06 P.M.

**Clerk Helmbrecht ~~Trustee Weiwode~~ moved to direct the Township Attorney to go forward as discussed in closed session. Seconded by Treasurer Hunting.**

VOICE VOTE: Motion carried unanimously.

15 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