

CHARTER TOWNSHIP OF MERIDIAN
TOWNSHIP BOARD WORK SESSION MINUTES - **APPROVED** -
5151 Marsh Road, Okemos, MI 48864-1198
349-1200, Town Hall Room
TUESDAY, JUNE 19, 2001, **6:00 P.M. — 7:00 P.M.**

PRESENT: Supervisor McGillicuddy, Clerk Helmbrecht, Treasurer Hunting, Trustees Brixie, Such, Woiwode
ABSENT: Trustee Stier
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development Mark Kieselbach, Chief Engineer Younes Ishraidi, Police Chief Gary Gibbons, EMS/Fire Chief Fred Cowper, Personnel Director/Assistant Manager Paul Brake, Sewer System Maintenance Supervisor Larry Ondrias, Utility/Billing Supervisor Pat Hilliard, Attorney Mike Woodworth

1. CALL WORK SESSION TO ORDER

Supervisor McGillicuddy called the Work Session to order at 6:02 p.m.

2. QUESTIONS FOR THE ATTORNEY

Treasurer Hunting stated he had questions related to Agenda Item #9.C. (Request to Install Telecommunication Lines - Blink Inc.) which he would prefer to hold until the regular meeting.

Board Members discussed the appropriate time for questions for the attorney, and the addition of an agenda item during the regular meeting for Questions for the Attorney. The Board concurred that the best place for such an agenda item would be following the adoption of the consent agenda.

3. COMMITTEE OF THE WHOLE

A. Water & Wastewater Rate Study

Supervisor McGillicuddy introduced Vic Cooperwasser, P.E., Tetra Tech MPS, to discuss the Water and Wastewater Rate Study.

Mr. Cooperwasser summarized the reasons for and results of the study.

The Board discussed the following issues related to water and wastewater rates:

- The need for a full legal review of the applicability of the Bolt v. City of Lansing decision to water and wastewater rates
- Desire for a rate structure to promote water conservation and incorporate infrastructure improvements for demand beyond available service
- Concerns related to the addition of the "Readiness-to-Serve" fees
- Prospects for use-related fees
- Financial consequences of exceeding the contracted service allocation for the Township
- Extent of current "no usage" billings
- Legal limits to setting of connection charges (e.g. different rates for different user categories)
- Determination of "fault" in exceeding wastewater flow allocation
- Inclusion of maintenance costs in fee structure
- The need for continued discussion beyond this meeting
- Removal of the name of the largest customer in the report, and designation as just "largest customer"

4. PUBLIC REMARKS

Supervisor McGillicuddy opened public remarks.

Mark Miller, 5743 Ridge Way #3, Haslett; spoke in support of taking measures to increase safety at the Grand River Avenue and Van Atta Road intersection. He submitted copy of a petition in support of these measures (See July 10, 2001 Communication OF-1).

Daria Schlega, 2446 Burcham Drive, East Lansing, spoke in support of fertilizer regulations. She

submitted a brochure from Bloomfield Township (See July 10, 2001 Communication BI-1).

5. ADJOURNMENT

Supervisor McGillicuddy adjourned the Work Session at 7:02 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, JUNE 19, 2001, **7:00 P.M.**

PRESENT: Supervisor McGillicuddy, Clerk Helmbrecht, Treasurer Hunting, Trustees Brixie, Such, Woiwode
ABSENT: Trustee Stier
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development Mark Kieselbach, Chief Engineer Younes Ishraidi, Police Chief Gary Gibbons, EMS/Fire Chief Fred Cowper, Personnel Director/Assistant Manager Paul Brake, Attorney Mike Woodworth

1. CALL MEETING TO ORDER

Supervisor McGillicuddy called the meeting to order at 7:15 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.

Paul L. Peoples, 2587 Cochise Lane, Okemos, spoke in support of the MDOT Grand River Avenue widening project.

Fred "Sonny" France, 4932 Grandview Ave, Okemos, spoke in opposition to the closing of Hamilton Road, and in support of the MDOT Grand River Avenue widening project.

William J. Cleary, 1896 Danbury East, Member COL Inc., spoke in support of the MDOT Grand River Avenue widening project.

Supervisor McGillicuddy closed Public Remarks.

5. REPORTS/BOARD COMMENT

Trustee Such asked for a status on the report of the investigation into the irregularities reported in the Lansing State Journal regarding the adjustment to the assessments of Board of Review Members. Manager Richards stated he planned to have the report complete by the July 10, 2001 Board Meeting.

Trustee Brixie announced the next meeting of the Van Atta Task Force would be held Saturday, June 23, 2001 at 9:30 a.m. at the Harris Nature Center.

Trustee Brixie announced the receipt of an invitation to Board Members to attend the Grand Opening of the DeWitt Four Seasons senior housing apartments at 12:30 p.m. Friday, June 22, 2001.

Supervisor McGillicuddy announced the planned activities for Meridian Township's "Celebrate Independence" to be held July 4, 2001.

Trustee Woiwode reported the Briarwood/Van Atta Task Force completed a walk of one possible route for a pedestrian/bicycle pathway. She reported the Task Force would be walking a second route at a date and time yet to be determined.

Trustee Such requested that the Supervisor schedule some time on a future agenda for a presentation

from Jon Coleman, Director, Tri-County Regional Planning Commission on the Commission itself, and the Commission's Growth Project.

Treasurer Hunting reported on the groundbreaking for the Band Shell at Lake Lansing Park - South, scheduled for Thursday, June 21, 2001 from 6:00 - 8:00 p.m.

Treasurer Hunting reported the Treasurer's Office has collected nearly \$92,000 in delinquent personal property taxes.

Treasurer Hunting reported summer tax bills would be mailed out next week.

6. APPROVAL OF AGENDA — OR CHANGES

Trustee Woiwode moved to approve the agenda with the following amendments: Add Agenda Item #7(2). (Questions for Attorney); Move Agenda Item #7.O. (MDOT Grand River Avenue Widening Project Letter) to Item #9.F.; Move Agenda Item #7.L. (School Tax Collection Resolutions & Agreements for 2001) to Item #9.G.; and Move Agenda Item #7.M. (Proposed School Tax Agreement) to Item #9.H. Seconded by Trustee Such.

VOICE VOTE: Motion carried 6-0.

7(1). CONSENT AGENDA

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

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

NAYS: None

Motion carried 6-0.

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

A. Communications

(1). Board Deliberation (BD)

- 7K-1 Jim Beck, 2406 Seville, Okemos; RE: Hulett Road Paving Special Assessment District Payment Schedule
- 7O-1 Janice Bertram, 1259 Leeward Drive, Okemos; RE: MDOT Grand River Avenue Widening Project
- 7O-2 Larry Smith, Chair, Ingham County Road Commission; RE: MDOT Grand River Avenue Widening Project

(2). Board Information (BI)

- BI-1 Dee Anne Morgan, Esq., 4433 Van Atta Road, Okemos; RE: Van Atta Road Pedestrian/Bicycle Pathway
- BI-2 Shelley Lowe, 1860 Yosemite, Okemos; RE: Membership of Pedestrian/Bicycle Pathway Task Forces
- BI-3 Jan Lee Asmann, 2004 Navaho Trail, Okemos; RE: MSUFCU SUP
- BI-4 Jean G. Nicholas, 6232 Brookline Court, East Lansing; RE: Planning Commissioner Kebler's Service on the Commission
- BI-5 R.E. Reed, R.E. Reed & Co. Inc., Traffic Control Equipment, 2444 M-78, East Lansing; RE: Planning Commissioner Kebler's Service on the Commission
- BI-6 Lanny L. Johnson, M.D., 2950 E. Mt. Hope Road, Okemos; RE: Application for Rezoning of 4132 Hagadorn Road
- BI-7 Library Task Force Mission Statement
- BI-8 William Cook, Assistant General Manager, Board of Water & Light, 1232 Haco Drive, Lansing; RE: Change in Board of Water & Light Utility Fees and Charges
- BI-9 Michigan Townships Association Legislative Fax, June 1, 2001 Edition

CHARTER TOWNSHIP OF MERIDIAN, REGULAR MEETING, JUNE 19, 2001 *APPROVED*

- BI-10 Michigan Townships Association Legislative Fax, June 8, 2001 Edition
- BI-11 Bill Stone, Permit Consolidation Unit, Land & Water Management Division, MDEQ; RE: Notice of Public Hearing for Permit Application from North American Equities Governors Collection Development (DEQ File No. 01-33-0015-P)
- BI-12 Mike Rogers, U.S. Representative; RE: Status of Primary Federal Assistance Program for Wastewater Treatment
- BI-13 Census Bureau, U.S. Department of Commerce; RE: Meridian Township Census 2000 Data
- BI-14 Otto Suchsland, 2699 Cahill Drive, East Lansing; RE: Letter to Ingham County Road Commission Regarding Road Maintenance on Cahill Drive
- BI-15 Ted Bertrand, President, Wood Valley Homeowners Board of Directors, Haslett; RE: Sidewalk Construction Wood Valley Subdivision
- BI-16 Vernon W. McLellen, Post Commander, American Legion Post No. 269, 1485 Haslett Road, Haslett; RE: Request for Contribution for Veteran Grave Markers
- BI-17 Albert A. White, Albert A. White Builders, 3210 E. Lake Lansing Road, East Lansing; RE: Access to Public Right-of-Way for Charles Louis Willems, 1387 Hickory Island, Haslett

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

- OF-1 Sparrow Health System 2000 Annual Report to the Community
- OF-2 Ingham County Board of Commissioners June 12, 2001 Regular Meeting Packet
- OF-3 Board of Water and Light May 22, 2001 Board of Commissioners' Meeting Minutes
- OF-4 Okemos Public Schools Board of Education June 4, 2001 Meeting Agenda
- OF-5 Douglas B. Roberts, State Treasurer, State of Michigan; RE: Certification of Levy and Authorization for Collection of State Education Tax
- OF-6 Kenneth D. Jewison, P.E., Environmental Engineer, Manufactured Housing Program Field Operations Section, Drinking Water and Radiological Protection Division Letter to Eric A. Iversen, P.E. Stephens Consulting Services, P.C. RE: Winslow's Mobile Home Terrace Water System Improvements
- OF-7 MDEQ Permit to Place 492 Cubic Yards of Fill Impacting 0.04 Acres of Wetland for Safety Upgrade and Widening of M-43 (Grand River Ave.) from Dobie Road to Cornell Road.
- OF-8 Lansing Community College Revision of L-4029 for Year 2000
- OF-9 Lansing Community College L-4029 for Year 2001
- OF-10 Lansing Community College Revision of L-4029 for Year 2001
- OF-11 Mark K. Clouse, Esq., Financial & Legal Counsel, Eyde Co., 4660 S. Hagadorn Rd, Ste 660, East Lansing; RE: Request for video and audio tapes of June 4, 2001 Planning Commission
- OF-12 Scott R. Knapp, Dickinson Wright, PLLC, 215 W. Washington Square, Ste 200, Lansing; RE: Request for video tape of May 15, 2001 Township Board Meeting

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 Such.

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

B. Minutes

- (1) June 5, 2001 Work Session
- (2) June 5, 2001 Regular Meeting

Trustee Woiwode moved to approve and ratify the minutes of the June 5, 2001 Work Session and Regular Meeting as submitted. Seconded by Trustee Such.

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

C. Bills

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

General Fund/Special Revenue	\$ 201,750.20
<u>Public Works</u>	<u>\$ 403,519.07</u>
<u>Total Checks</u>	<u>\$ 605,269.27</u>
<u>Credit Card Transactions</u>	<u>\$ 17,034.63</u>
Total Purchases	<u>\$ 622,303.90</u>

Seconded by Trustee Such.

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

[Bill list in Official Minute Book]

D. RFP for Communications Services

Trustee Woiwode moved to authorize the Manager to request proposals for communications services and to make a recommendation for Board Consideration. Seconded by Trustee Such.

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

E. Outdoor Gathering Permit - Heritage Festival

Trustee Woiwode moved that the Township Board approve the Outdoor Assembly License for the Heritage Festival. Seconded by Trustee Such.

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

F. Road Closure Application - Towar Community Day

Trustee Woiwode moved the following:

WHEREAS, Section 247.323 of the Michigan Road Laws provides that Highways may be temporarily closed on a request of an official authorized by the governing body of a city, village or Township; and

WHEREAS, the Charter Township of Meridian has requested that Towar Avenue at the Baptist Church Parking Lot, and continuing south to Birchrow, east to Hardy Avenue, north on Hardy to Biber Street, west on Biber to Porter Avenue, south on Porter to the Towar Recreation Center parking lot be temporarily closed on July 21, 2001 from 9:00 a.m. until 11:00 a.m.

THEREFORE, I MOVE THE FOLLOWING:

The Township Manager's Office is authorized to request the Ingham County Road Commission to temporarily close Towar Avenue at the Baptist Church Parking Lot, and continuing south to Birchrow, east to Hardy Avenue, north on Hardy to Biber Street, west on Biber to Porter Avenue, south on Porter to the Towar Recreation Center parking lot be temporarily closed on July 21, 2001 from 9:00 a.m. until 11:00 a.m.

Seconded by Trustee Such.

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

- G. Policy Governance - Set Public Hearing Date
Trustee Woiwode moved to set a public hearing at the July 10, 2001 Board Meeting for the purpose of taking public comment on the proposed Board Policy Manual that will replace all previously adopted Board Policies and Procedures. Seconded by Trustee Such.

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

- H. Replacement of Heart Monitor
Trustee Woiwode moved that the Township Manager be authorized to purchase a Medtronic Physio-Control Lifepak 12 Heart Monitor at a cost of \$10,853.00. Seconded by Trustee Such.

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

- I. Rezoning #01050 (Alpine), request to rezone approximately 2.5 acres located east of Okemos Road and north of Jolly Road in Section 33 from CS (Community Service) to PO (Professional Office) - Final Adoption

Trustee Woiwode moved that the Township Board hereby Finally Adopts Ordinance No. 2001-02, entitled "Ordinance Amending the Zoning District Map of Meridian Township Pursuant to Rezoning Petition #01050 from CS (Community Service) to PO (Professional Office). Seconded by Trustee Such.

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

- J. 2001 Annual Road Construction Agreement
Trustee Woiwode moved that the 2001 Local Road Improvement List be approved, and the Township Supervisor and Clerk be authorized to sign an Agreement with the Ingham County Road Commission. Seconded by Trustee Such.

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

- K. Hulett Road Paving Special Assessment District Payment Schedule Adjustment
Trustee Woiwode moved to approve Hulett Road Public Road Improvements Special Assessment District No. 28 Amendments to Resolution No. 5 providing installment payments over five (5) years as an alternative to the special assessment single payment. Seconded by Trustee Such.

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

[Signed and Sealed Resolution in Official Minute Book]

- N. Accept Resignation from Library Task Force
Trustee Woiwode moved to accept the resignation of Ellen Kossek from the Library Task Force. Seconded by Trustee Such.

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

- P. Professional Supervisory Association Contract Amendments
Trustee Woiwode moved that the Township Board approve the amendments as specified in the attached tentative agreement to the Professional Supervisory Employees Collective Bargaining Agreement for 2001-2003 and authorize the Supervisor and Clerk to sign the same. Seconded by Trustee Such.

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

- Q. Zoning Amendment #98150 (Planning Commission) Section 82-11 Commercial, Retail and Business District C1, C2, C3 to Amend the Effective Date of Ordinance No. 2000-17 - Final Adoption

Trustee Woiwode moved that the Township Board hereby Finally Adopts the amendment to the effective date of Ordinance No. 200-17 from July 2, 2001 to November 5, 2001. Seconded by Trustee Such.

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

[Signed and Sealed Resolution in Official Minute Book]

7(2). QUESTIONS FOR THE ATTORNEY

Request to Install Telecommunication Lines - Blink Inc.

Treasurer Hunting asked what the parameters for approval are on this request. Attorney Woodworth stated the primary concerns are the provisions of the Township Ordinances, i.e. an application for a telecommunications permit requires the submission of a financial statement. Attorney Woodworth stated in terms of the agreement itself, any agreement with Blink Inc., or any other applicant, would need to parallel the ordinance and be ten-(10) years in duration.

Treasurer Hunting asked what latitude the Township has in negotiating provisions or conditions of the agreement beyond the requirements of the ordinance. Treasurer Hunting asked if the agreement could be tailored to the needs of the Township. Attorney Woodworth stated that this could be considered. Attorney Woodworth stated what could not happen is the discrimination against carriers or the prohibition of the proposed activity. He stated within those parameters provisions can be negotiated within the agreement.

Treasurer Hunting asked if an applicant or carrier had agreements with other municipalities, the Township would be within its legal rights to discuss similar kinds of agreements. Attorney Woodworth stated it would be informative, or perhaps necessary, to look at those other agreements and provisions. Attorney Woodworth stated in reviewing the contract on behalf of the Township, he would want to see what has been done in similar settings.

Treasurer Hunting stated there appears to be two to three (2-3) companies involved in this project. Treasurer Hunting asked what recommendation Attorney Woodworth would make in dealing with more than one company. Attorney Woodworth stated the applicant for this proposal is a separate entity and the proponent of the project. Attorney Woodworth stated in looking at the applicant the solvency and ability to perform as obligated by the agreement is important. Attorney Woodworth stated whether there are inter-relationships between the applicant and other corporations is not as important as the capabilities of the applicant itself.

Treasurer Hunting asked if the Board were to act on the request; would it be within its rights to condition approval on the attorney's review of any documents not in possession of the Board at this meeting. Attorney Woodworth recommended that the Board's decision be subject to attorney review. Attorney Woodworth stated he would need to review any proposed agreement to ensure compliance with the Township's Code of Ordinances.

Treasurer Hunting asked if the project would be delayed until the completion of the legal review. Attorney Woodworth stated he does not anticipate a lengthy delay for a full review.

Treasurer Hunting asked the attorney what he would recommend in the event that an impasse was reached in provisions of the agreement. Attorney Woodworth stated he would assume the applicant is familiar with the Township ordinance with regard to this type of project. Attorney Woodworth stated he does not anticipate any major obstacles on points of amendment to a contract; i.e. the difference between a fifteen- (15) and ten- (10) year term. Attorney Woodworth stated assuming this type of review by the applicant, he would anticipate no major sticking points in the finalizing of an agreement.

8. HEARINGS

A. Lake Lansing Road Sanitary Sewer Special Assessment District #45

Trustee Woiwode asked if appropriate public notice had been given for this item.

Chief Engineer Ishraidi stated the required notices had been made.

Trustee Such asked Chief Engineer Ishraidi to describe the notice requirements.

Chief Engineer Ishraidi stated the proper notices were published in the paper and mailed to the property owners in the proposed assessment district.

Chief Engineer Ishraidi introduced the Sanitary Sewer Special Assessment District.

Supervisor McGillicuddy opened the public hearing

Mike Gagnon, E. Lake Lansing Road, East Lansing, spoke in support of the special assessment district and urged action by the Board.

Supervisor McGillicuddy opened Board discussion:

Trustee Such asked Chief Engineer Ishraidi to discuss the health/sanitation situation.

Chief Engineer Ishraidi stated the sewage is backing up into the front yard of one of the properties.

Trustee Such asked for confirmation that this is a situation needing immediate attention.

Chief Engineer Ishraidi stated yes.

Trustee Such asked for confirmation that because of the emergency on one property, the sewer assessment district would become two districts, and the Engineering Department would work with the residents, Township Manager, state law, and Township attorneys to complete the second district.

Chief Engineer Ishraidi stated this is his intention.

Trustee Woiwode asked if there are emergency provisions to expedite the work.

Chief Engineer Ishraidi stated the only way he knows to expedite the work is to adopt resolution #3 at this meeting.

Supervisor McGillicuddy asked for confirmation that the petitioner has temporary service.

Chief Engineer Ishraidi stated the impacted house is not close enough to provide a temporary connection.

Supervisor McGillicuddy stated she had understood from the summary that there were temporary sewer connections in this proposed district.

Chief Engineer Ishraidi stated the two (2) temporary connections are to the homes furthest to the west.

Treasurer Hunting asked for confirmation that the sewage is being handled.

Chief Engineer Ishraidi stated, as he understands the situation, the Health Department directed the homeowner to handle the sewage. He stated efforts to contain the sewage revealed the extent of the deterioration of the system. He stated he recommended to the contractor to contact the Health Department to pursue a temporary pump and haul arrangement. He deferred any questions regarding the status to the owner of the property in question.

Treasurer Hunting stated the Board should address the issue, as it is a health and safety issue.

Gregory Ballein, 2357 Lake Lansing Road, East Lansing, stated he has made his best effort to fix the problem. He stated the only two options available are to dig a new septic field or connect to public utilities.

Treasurer Hunting asked what is being done for the sewage now.

Mr. Ballein stated he is pursuing a pump and haul arrangement with the Health Department. He stated he may be able to be connected to the sewer lines before a temporary pump and haul can be established.

Trustee Woiwode asked how soon could work begin if approved at this meeting. She stated she raises this question based on the comment that the contract for the second assessment district could be ready concurrently with this project.

Chief Engineer Ishraidi stated the Engineering Department has already surveyed the area and determined what needs to be done. He stated the biggest problem is getting permits from MDEQ. He stated MDEQ permits typically take six (6) weeks. He stated the permitting processing time would allow the second assessment district to catch up to the first.

Trustee Woiwode asked what permit is required.

Chief Engineer Ishraidi stated he believes it is a 451 permit from the Surface Water Division.

Trustee Woiwode stated the MDEQ is saying it would take six (6) weeks.

Chief Engineer Ishraidi stated the Township could ask for an expedited permit.

Supervisor McGillicuddy closed the public hearing.

9. ACTION ITEMS

A. Lake Lansing Road Sanitary Sewer Special Assessment District #45 - Resolution #3

Trustee Such moved that

- (1) The Township Board approves the construction of the following described improvement: 730 L.F. of eight-inch (8") sanitary sewer along and within Lake Lansing Road, from Everett Lane east, Section 9, Meridian Township, T4N, R1W;**
- (2) The Township Board approves the plans and estimates of cost in the amount of \$66,000 as presented by Younes Ishraidi, Registered Professional Engineer.**
- (3) The petition is declared sufficient.**
- (4) The Township Board finally determines that the special assessment district shall be described as follows:**

Five (5) parcels of land located in the southwest 1/4 of section 4 and the northwest 1/4 of section 9 Meridian Charter Township, T4N, R1W, Ingham County, Michigan; commencing at the northeast corner of lot 34, Everett Farms #2, Meridian Charter Township, T4N, R1W, Ingham County, MI, also known as the point of beginning, thence S 02°07'31" W 175 ft., thence N 88°19'55" E 540 ft., thence N 02°07'31" 187 ft. to the south right-of-way line of Lake Lansing Road, thence west along said line 347 ft., thence north 66 ft. to the north right-of-way line of Lake Lansing Road, thence north 200 ft., thence west 200 ft., thence south 200 ft., to the north right-of-way line of Lake Lansing Road, thence S 02° E 67 ft., thence south 12 ft. to the point of beginning.

- (5) The Supervisor is hereby directed to make a special assessment roll in which shall be described all the parcels of land to be assessed as set forth with the names of the owners thereof if known, and the total amount to be assessed against each parcel of land which amount shall be such relative portion of the whole sum to be levied against all parcels of land in the assessment district as the benefit to such parcel bears to the total benefit of all parcels of land in the special assessment district. The term of the special assessment district shall continue until the special assessments, as approved or modified, have been collected in full.**
- (6) When the Supervisor shall have completed the special assessment roll there shall be affixed thereto a certificate stating that said roll was made pursuant to a resolution of the Township Board of the Charter Township of Meridian adopted June 19, 2001 and that in making the assessment roll the Supervisor has, according to her best judgement, conformed in all respects to the directions contained in said resolution and the statutes of the State of Michigan and the Supervisor shall then report the special assessment roll with the certificate attached thereto, to the Township Board.**
- (7) All resolutions and parts of resolution insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.**

Seconded by Clerk Helmbrecht.

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

[Signed and Sealed Resolution in Official Minute Book]

C. Request to Install Telecommunication Lines - Blink Inc.

Trustee Such moved that the Township Board hereby approves the permit application by Blink, Inc. to install and provide telecommunications service in the Charter Township of Meridian. Approval of the telecommunications service permit is conditioned on the following:

- 1. Approval is based on the application materials submitted by Blink Inc. The permit to provide telecommunications service shall be limited to the locations and routes identified in the plans submitted and prepared by the applicant, dated September 13, 2000, February 8, 2001, February 20, 2001, and June 1, 2001.**
- 2. Final plans for the fiber optic system shall be subject to the review and approval of the Director of Community Planning & Development and the Director of Engineering.**
- 3. Underground installation of the fiber optic cable shall be done by means of directional boring.**
- 4. Prior to starting work on the project in Meridian Township, Blink Inc. shall post a bond in an amount to ensure the public rights-of-way are returned to their original condition during and after use by the applicant or its successors. The Township Manager shall determine the amount of the bond based on the requirements of Chapter 126 of the Code of Ordinances with input from the Township Attorney, and information provided by the applicant.**
- 5. The telecommunication service agreement between the Township and Blink, Inc. shall be subject to the review and approval of the Township Attorney.**
- 6. The applicant shall comply with the requirements of the Code of Ordinances for the installation, operation, maintenance and abandonment.**

Seconded by Clerk Helmbrecht.

Board Members discussed the following items:

- Status of proposed project
- Sufficiency of legal protections
- Nature of Involvement of Way Point Corporation
- Conditions under the Board of Water & Light approval
- Inaccessibility of agreement with the City of Lansing
- Reserved fiber capacity under agreement with the City of Lansing
- Desire for a similar reserved fiber capacity for Meridian Township
- Fees charged to applicant
- Profitability and rate schedule of Blink Inc.

Treasurer Hunting stated for the record that the first he had heard of this request was two (2) weeks ago.

ROLL CALL VOTE: YEAS: Trustees Brixie, Such, Woiwode, Supervisor McGillicuddy,
Clerk Helmbrecht
NAYS: Treasurer Hunting
Motion carried 5-1.

[Signed and Sealed Resolution in Official Minute Book]

Treasurer Hunting stated for the record his vote against the permit is that the recent notice of the proposal prevented his involvement in negotiations with the applicant, and the applicant's unwillingness to negotiate at this stage.

E. Rezoning #01030 (Planning Commission)

Director Kieselbach introduced the request to rezone properties located at the northwest and northeast corners of the Haslett Road-Okemos Road Intersection from NS (Neighborhood Service) to PO (Professional Office). He corrected a typo in the legal description of the proposed ordinance to read "Lots 14 and 15, except the North 110 feet...."

Trustee Brixie moved to refer that portion of Rezoning #01030 for the property at 5774 Okemos Road, the north 110 feet of Lots 14 and 15 of Pleasant Acres Subdivision, to the Planning Commission to consider and provide a recommendation to the Township Board on rezoning the property to a residential zoning category. Seconded by Trustee Woiwode.

Board Members discussed the following items:

- Residential zoning exists to the east and west of the subject parcel.
- The wellhead setback on the corner parcel does not impact the subject parcel
- Transition zoning protects residential property
- The property is currently used as residential
- Residential zoning for the subject parcel would protect the character of the neighborhood
- Rezoning of parcel could be characterized as "spot zoning"
- PO (Professional Office) zoning provides a buffer from NS (Neighborhood Service) zoning
- The property to the north of the subject site is multiple-family use
- The motion permits consideration of any residential zoning district by the Planning Commission

ROLL CALL VOTE: YEAS: Trustees Brixie, Woiwode, Supervisor McGillicuddy, Treasurer Hunting
NAYS: Trustee Such, Clerk Helmbrecht
Motion carried 4-2.

Trustee Brixie moved that the Township Board hereby Introduces for Publication and Subsequent Adoption Ordinance No. _____, entitled "Ordinance Amending the Zoning District Map of Meridian Township Pursuant to Rezoning Petition #01030 from NS (Neighborhood Service) to PO (Professional Office). Seconded by Trustee Such.

Board Members discussed the following items:

- The proposed zoning is consistent with the Comprehensive Development Plan
- The proposed rezoning is a "down-zoning"
- Consideration of adopting the rezoning as originally submitted to rezone the excluded parcel in the interim of consideration and rezoning to residential
- Fulfillment of public hearing requirement for rezonings

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

F. MDOT Grand River Avenue Widening Project Letter

Board Members discussed the following items:

- The project would solve some problems while creating others
- Five (5) lanes reduces "walkability"
- Five (5) lanes would potential increase growth and probably increase traffic
- Rejection of the project in support of a three-(3) lane plan would preserve the existing

- problems and create new ones
- Protecting the expenditure and commitment of public funds
- Expressing regret in ability of MDOT to accommodate the wishes of the Township
- Consideration of workshops for the Township and MDOT to address problems associated with a five- (5) lane highway running through the middle of the Township
- Request participation in a traffic study specifically focused at access management along Grand River Avenue from East Lansing to Marsh Road
- Township subsidization of the removal of undesirable access points
- Inflexibility of MDOT
- Presumption of the Chair of the Ingham County Road Commission as to the intent of the Township Board
- The necessity of full involvement of all parties throughout the process to make good decisions
- Remarks regarding the dangers of the Van Atta Road and Grand River Avenue intersection (See Work Session Item #4) highlights problems associated with a five-(5) lane highway running through a residential community
- Engineering follows policy, rather than policy following engineering
- Consideration of entire Grand River Avenue corridor traffic in considering specific projects
- The plan was designed and recommended by traffic experts
- Grand River Avenue is a state highway under the authority of MDOT
- The proposal addresses safety issues arising from the installation of the traffic light at Cornell Road
- The public record should be clear as to which Board Members supported the proposed letter if authorized
- Proposed letters should be dated after the meeting of consideration to prevent the supposition of having been sent prior to the full Board actually taking an official position
- Most of Grand River Avenue is already five (5) lanes
- The widening of Grand River Avenue reduces pedestrian and bicycle safety
- The center lane of Grand River Avenue between Okemos and Marsh Roads is a traffic hazard
- Proposed letter incorporates the stated concerns of Board Members at the June 5, 2001 Board Meeting
- MDOT refusal to consider the possible incorporation of traffic islands into the plan
- Possible reduction of travel lanes from twelve feet (12') to eleven feet (11')
- Value of a charrette in approaching issues on Grand River Avenue
- Pursuit of enhancement grants to implement measures for access management
- The need for long-term traffic planning
- Appropriate tone of the letter
- Stressing need to improve communication flow

Supervisor McGillicuddy stated she would revise the letter in light of the discussion and circulate it amongst Board Members.

G. School Tax Collection Resolutions & Agreements for 2001

Board Members discussed the following items:

- Elimination of the \$1.00 per parcel fee
- Proposed school tax agreement to standardize formats between schools
- De-facto adoption of Agenda Item #10.B (Summer Tax Collection Administration Fees) by acting on this item
- Agreements presented to the Board retain the per parcel fee, which can be waived later by the Board if so desired.

Trustee Such moved to postpone consideration of Agenda Item # 9.H. (Proposed School

Tax Agreement) until after consideration of summer tax collection fees. Seconded by Treasurer Hunting.

The maker and seconder withdrew the motion.

Trustee Such moved that the Township Board approve the “Summer School Tax Collection Request and Agreements for 2001” as presented. [Agreements for East Lansing, Haslett, Ingham Intermediate, Okemos and Williamston Public Schools signed by Township Supervisor and Clerk]. Seconded by Trustee Brixie.

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

H. Proposed School Tax Agreement (See Item #9.G.)

Trustee Woiwode moved to postpone consideration of this matter until completion of consideration of summer tax collection fees (See Item #10.B.). Seconded by Treasurer Hunting.

VOICE VOTE: Motion carried 6-0.

Supervisor McGillicuddy recessed the meeting at 9:18 p.m.

Supervisor McGillicuddy reconvened the meeting at 9:25 p.m.

10. NEW BUSINESS (Discussion Items)

Supervisor McGillicuddy opened public comment.

Paul L. Peoples, 2587 Cochise Lane, Okemos, spoke regarding the responsibility of Board Members to keep themselves informed.

Fred “Sonny” France, 4932 Grandview Ave, Okemos, spoke in opposition to an Urban Service/Growth Boundary Ordinance and the “selling of votes.”

Larry Sawdy, 5588 Marsh Road, Haslett, spoke in opposition to an Urban Service/Growth Boundary Ordinance.

Supervisor McGillicuddy closed public comment.

A. Police Equipment Block Grant Funds

Chief Gibbons introduced the use of the block grant funds available. He reported there are two (2) years worth of block grant funds in place. He reported one grant is for \$13,000 expires for Township use on September 30, 2001 and would then be returned to the federal government. He reported the funds are earmarked for equipment and technology. He reported the previous authorization for portable radios came from these funds. He reported the balance of the remaining funds was intended to be used for purchase of the new radio system, however the radio fielding time frame takes the expenditures beyond the expiration date. He reported the following need to be fulfilled by the available funds:

- Four (4) mobile video cameras for a purchase price of \$17,000 including \$15,386 from block grant funds and the balance from a \$1,710 Township ten-percent (10%) matching funds.

Board Members discussed the use of mobile video cameras and tapes:

Supervisor McGillicuddy stated her expectation to see the authorization on the July 10, 2001 consent agenda.

B. Summer Tax Collection Administration Fees

Treasurer Hunting introduced his recommendation for summer tax collection fees.

Board Members discussed the following items:

- One-percent (1%) administration fee for summer tax collection
- Per parcel fee amounts to double charging

Supervisor McGillicuddy stated her expectation to see this item on the July 10, 2001 consent agenda.

C Urban Service/Growth Boundary Ordinance

Director Kieselbach introduced the report on Urban Service and Urban Growth Boundaries.

Board Members discussed the following items:

- Consideration of Alpine Township, Kent County use of “sending zones” and “receiving zones” in the transfer of development rights
- Challenges from the lack of enabling legislation
- Planning in cooperation with neighboring jurisdictions and regional organizations
- Kalkaska Township’s use of the Urban Cooperation Act
- Potential tool to diminish policy swings subsequent to each election cycle
- Developmental density consequences to Urban Service Boundary Ordinance
- Urban Service Boundary as a planning tool to limit service requirement to available capacity
- Consideration of development control through ordinance or general policy
- Consideration of other municipalities approaches and innovations
- Involvement of community in discussion
- City of Grand Rapids initiatives
- Potential impact of Urban Service Boundary or Urban Growth Boundary on prospects for purchase of development easements with Land Preservation millage funds.

Supervisor McGillicuddy stated she would schedule a future time to continue discussions.

D. Buildings Greater Than 25,000 Square feet

(1) Zoning Amendment #01060 (Township Board)

Director Kieselbach introduced the proposed amendment requiring Special Use Permits for buildings greater than 25,000 square feet in size.

Board Members discussed the following items:

- Average number of proposed buildings greater than 25,000 square feet per year
- Current procedure for handling Special Use Permits and appeals
- Definition of “aggrieved person”
- Impact on C1, C2 & C3 zoning district requirements

(2) Zoning Amendment #01070 (Township Board)

Director Kieselbach introduced the proposed amendment for Township Board approval of Special Use Permits for buildings greater than 25,000 square feet.

Board Members discussed the following items:

- Clarification of amendment language

E. Rezoning #01020 (Planning Commission)

Director Kieselbach introduced the request to rezone Lots 186-192 of the Oak Grove Park Subdivision located on the southwest corner of the Lake Lansing and Marsh Roads Intersection from CS (Community Service) to NS (Neighborhood Service).

Board Members discussed the following items:

- Original subdivision plat

11. PUBLIC COMMENT (No Members of the Public Present)

12. FINAL BOARD MEMBER COMMENT

Trustee Brixie asked the Manager to research the impact of the City of East Lansing agreement with the proposed mall development west of 1-27 on wastewater treatment.

Trustee Such reported the Library Task Force is actively looking for an Okemos resident to fill the vacancy left by the recent resignation.

13. ADJOURNMENT

Supervisor McGillicuddy adjourned the meeting at 10:28 p.m.

SUSAN MCGILLICUDDY
TOWNSHIP SUPERVISOR

MARY M. G. HELMBRECHT
TOWNSHIP CLERK

Paul J. Cassidy, Secretary