

CHARTER TOWNSHIP OF MERIDIAN
TOWNSHIP BOARD REGULAR MEETING - APPROVED -
5151 Marsh Road, Okemos, MI 48864-1198
853-4000, Town Hall Room
TUESDAY, JUNE 17, 2008, 6:00 P.M.

PRESENT: Supervisor McGillicuddy, Clerk Helmbrecht, Trustees Brixie, Such, Veenstra (6:03 P.M.), Woiwode
ABSENT: Treasurer Hunting
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development Mark Kieselbach, Director of Engineering & Public Works Ray Severy, EMS/Fire Chief Fred Cowper, Attorney Andria Ditschman

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.

Leonard Provenchur, 5834 Buena Parkway, Haslett, addressed the issue of Township staff interaction with the public.

Supervisor McGillicuddy closed Public Remarks.

5. REPORTS/BOARD COMMENT/NEW WORRIES

Supervisor McGillicuddy reported a study conducted by the University of Michigan indicated a decrease in Michigan population would continue through 2011. She also thanked volunteers for their tireless number of hours to plant petunias throughout the Downtown Development Authority (DDA) area.

Trustee Brixie announced an effort to preserve land adjacent to Lake Lansing Park North through a 5 K Run to be held at the park trails on June 22nd. The event is sponsored by Playmakers and more detailed information can be found at www.preservelakelansingtrails.org.

Trustee Brixie also announced she attended the forum on visioning for the Downtown Development Authority (DDA) with the Supervisor and Assistant Township Manager. She expressed appreciation that each of the surrounding four (4) neighborhoods to the DDA had representation at the forum.

6. APPROVAL OF AGENDA — OR CHANGES

Trustee Brixie moved to approve the agenda as submitted. Seconded by Trustee Such.

VOICE VOTE: Motion carried 6-0.

7. CONSENT AGENDA

Supervisor McGillicuddy reviewed the consent agenda.

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

Trustee Veenstra requested information from Director Severy on Agenda Item #7I, Petition to Pave Jolly Oak Drive, and Agenda Items #7J 1., 2., and 3., Hulett Road Resurfacing SAD, Burcham Drive Resurfacing SAD and East End Drive and Circle Resurfacing SAD, respectively.

Extension of time for objection by the public to paving special assessments: (See Agenda Item #8 (Questions for the Attorney))

- Q. In this case here, allowing the public two (2) more business days after the public hearing to file written objections would delay approving the paving projects until the first meeting in August....Since we are sending the public notice out before the hearing, and in the public notice it says how much time they have to respond, I don't know if we can amend that at the public hearing or not.
- A. Actually, unless you are reading from something else, Mr. Severy, the Public Improvement Act in regards to the public hearing states that unless written objections are filed with the Township Board at or before the hearing. I think if we are going to give extra time, I may need to look at that first because I don't think that's what the statute provides for. But, we may be talking about different sections. It depends on the type of hearing that you are having. If you're having a hearing that has to do with the petition and going forward with the improvement, you need to have a certain time before. If you're having a hearing that has to do with the roll, then you can give them additional time. I think we need to talk about that before we make any changes in the notices.

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

The adopted Consent Agenda items are as follow:

A. Communications

(1). Board Information (BI)

BI-1 Scott J. Steiner, Rhoades McKee PC, 161 Ottawa Avenue NW, Suite 600, Grand Rapids; RE: Appeal of Request for Waiver from Outdoor Lighting Ordinance Requirements

(2). Staff Communication/Referral (SC)

SC-1 Press Release from Deborah Guthrie, Cable Television Coordinator, entitled *Comcast Halts Negotiations*

SC-2 Memorandum from Cindy Cummings, Police Records Supervisor; RE: Current list of licensed vendors and non-licensed persons or nonprofit organizations engaged in soliciting or canvassing dated June 6, 2008

Trustee Brixie 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, Veenstra, Woiwode, Supervisor
McGillicuddy, Clerk Helmbrecht
NAYS: None
Motion carried 6-0.

B. Minutes

Trustee Brixie moved to approve and ratify the minutes of the June 3, 2008 Regular Meeting as submitted. Seconded by Trustee Such.

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

C. Bills

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

Common Cash	\$ 233,974.37
Public Works	\$ 289,089.35
Total Checks	\$ 523,063.72
Credit Card Transactions	\$ 10,935.69
Total Purchases	<u>\$ 533,999.41</u>
 ACH Payments	 <u>\$ 322,095.98</u>

Seconded by Trustee Such .

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

NAYS: None

Motion carried 6-0.

[Bill list in Official Minute Book]

D. Fire Department Promotion

Trustee Brixie moved to authorize the Fire Department to promote Tom Carrow to the rank of Fire Battalion Chief. Seconded by Trustee Such .

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

NAYS: None

Motion carried 6-0.

E. Appointment to the Community Resources Commission

Trustee Brixie moved that Katie Chanchaitong Jones be appointed to fill the vacant position on the Community Resources Commission for a term to expire December 31, 2009. Seconded by Trustee Such .

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

NAYS: None

Motion carried 6-0.

F. Outdoor Gathering Permit, Fireworks Celebration

Trustee Brixie moved approval of the outdoor assembly license and the permit for fireworks display by Night Magic, Inc. for the Independence Fireworks Celebration on Friday, July 4, 2008 as described in the memorandum dated June 13, 2008. Seconded by Trustee Such .

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

NAYS: None

Motion carried 6-0.

G. Assessing Stipulation

Trustee Brixie moved that the Township Assessor be authorized to sign a stipulation with David and Mary Hahn on the following property:

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
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2006	0325612	4195 Indian Glen, Okemos, MI
<u>Assessment</u>	2006	<u>AV/TV</u> \$129,300/129,300
<u>Proposed Assessment</u>	2006	<u>AV/TV</u> \$121,400/121,400

Seconded by Trustee Such .

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

- H. Adopt 2008 School Tax Collection Requests and Agreements
Trustee Brixie moved that the Township Board approve the “2008 Summer School Tax Collection Requests and Agreements” for East Lansing, Haslett, Okemos, Williamston and Ingham Intermediate School Districts. Seconded by Trustee Such.

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

- I. Petition to Pave Jolly Oak Drive, Special Assessment District
Trustee Brixie moved to approve Jolly Oak Road Public Road Improvements District No. 36 Resolution No. 1, ordering the Township Engineer to prepare plans showing the improvement, location and estimate of cost; and move to approve Jolly Oak Road Public Road Improvements District No. 36 Resolution No. 2, stating the plans and estimate of cost are filed with the Township Clerk; tentatively declaring the Township Board's intention to make the public road improvements to resurface Jolly Oak Road, from Jolly Road to west of Okemos Road; stating the adjacent properties will be assessed the cost of improvements; tentatively designating a special assessment district; setting the Public Hearing for July 15, 2008 for the purpose of hearing objections to the improvement and the special assessment district of Jolly Oak Road Public Road Improvements District No. 36; and ordering the notice of hearing to be published in a newspaper of general circulation and mailing the notice to the property owners in the district. Seconded by Trustee Such .

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

- J. 2008 Paving Program, Special Assessment Districts
1. Hulett Road Resurfacing, Special Assessment District # 38, Resolutions #1 and #2

Trustee Brixie moved to approve Hulett Road Public Road Improvements District No. 38 Resolution No. 1, ordering the Township Engineer to prepare plans showing the improvement, location and estimate of cost; and move to approve Hulett Road Public Road Improvements District No. 38 Resolution No. 2, stating the plans and estimate of cost are filed with the Township Clerk; tentatively declaring the Township Board's intention to make the public road improvements to resurface Hulett Road, from CSX Railroad north and east to Okemos Road; stating the adjacent properties will be assessed only half the cost of resurfacing; tentatively designating a special assessment district; setting the Public Hearing for July 15, 2008 for the purpose of hearing objections to the improvement and the special assessment district of Hulett Road Public Road Improvements District No. 38; and ordering the notice of hearing to be published in a newspaper of general circulation and mailing the notice to the property owners in the district. Seconded by Trustee Such .

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

2. Burcham Drive Resurfacing, Special Assessment District # 39, Resolutions #1 and #2
Trustee Brixie moved to approve Burcham Drive Public Road Improvements District No. 39 Resolution No. 1, ordering the Township Engineer to prepare plans showing the improvement, location and estimate of cost; and move to approve Burcham Drive Public Road Improvements District No. 39 Resolution No. 2, stating the plans and estimate of cost are filed with the Township Clerk; tentatively declaring the Township Board's intention to make the public road improvements to resurface Burcham Drive, from Wild Oak Drive east to JoPass; stating the adjacent properties will be assessed half the cost of resurfacing; tentatively designating a special assessment district; setting the Public Hearing for July 15, 2008 for the purpose of hearing objections to the improvement and the special assessment district of Burcham Drive Public Road Improvements District No. 39; and ordering the notice of hearing to be published in a newspaper of general circulation and mailing the notice to the property owners in the district. Seconded by Trustee Such .

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

3. East End Drive and Circle Resurfacing, Special Assessment District # 40, Resolutions #1 and #2
Trustee Brixie moved to approve East End Drive & Circle Public Road Improvements District No. 40 Resolution No. 1, ordering the Township Engineer to prepare the plans showing the improvement, location and estimate of cost; and move to approve East End Drive & Circle Public Road Improvements District No. 40 Resolution No. 2, stating the plans and estimate of cost are filed with the Township Clerk; tentatively declaring the Township Board's intention to make the public road improvements to resurface East End Drive and Circle; setting the Public Hearing for July 15, 2008 for the purpose of hearing objections to the improvement and the special assessment district of East End Drive and Circle Public Road Improvements District No. 40; and ordering the notice of hearing to be published in a newspaper of general circulation and mailing the notice to the property owners in the district. Seconded by Trustee Such .

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

- K. Resolution Objecting to the Transfer of Property
Trustee Brixie moved the Township Board approve the resolution objecting to the transfer of properties #33-02-02-10-427-014, 33-02-02-17-476-023 and 33-02-02-28-426-003 from the County Treasurer to the Charter Township of Meridian. Seconded by Trustee Such .

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

8. QUESTIONS FOR THE ATTORNEY (See Agenda Item #7)

9. HEARINGS

- A. Whitehills Lake #7 Streetlighting Special Assessment District
Supervisor McGillicuddy opened the public hearing at 6:19 P.M.
Director Severy summarized the proposed streetlighting special assessment district as outlined in staff memorandum dated June 13, 2008.

Supervisor McGillicuddy closed the public hearing at 6:20 P.M.

10. ACTION ITEMS/ENDS

Supervisor McGillicuddy opened public comment.

Mark Clouse, Chief Financial Officer and General Counsel, Eyde Co., 4660 S. Hagadorn Road, Suite 660, East Lansing, availed himself for Board questions on Rezoning #02060 and #08080.

Supervisor McGillicuddy closed public comment.

- A. Rezoning #02060 (Eyde), request to rezone 5.4 acres located at 5155 Marsh Road from RAAA (Single Family-Low Density) to PO (Professional and Office), **Final Adoption**
Clerk Helmbrecht moved [and read into the record] NOW THEREFORE BE IT RESOLVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN, hereby FINALLY ADOPTS Ordinance No. 2008-08, entitled "Ordinance Amending the Zoning District Map of Meridian Township Pursuant to Rezoning Petition #02060" rezoning from RAAA (Single Family-Low Density) to C-2 (Commercial) conditioned on the property being developed under the Township's mixed use planned unit development ordinance, and limiting the types of permitted uses by prohibiting gas stations; drive-through type uses; veterinary clinics; and bars, taverns lounges or brewpubs.

BE IT FURTHER RESOLVED that the Clerk of the Charter Township of Meridian is directed to publish the Ordinance in the form in which it is finally adopted at least once prior to the next regular meeting of the Township Board. Seconded by Trustee Such.

Trustee Veenstra offered the following amendment:

- **Amend the fifth whereas clause on page 2 of the resolution by deleting "and west of the subject site"**

Seconded by Trustee Woiwode.

ROLL CALL VOTE: YEAS: Trustees Such, Veenstra, Supervisor McGillicuddy
NAYS: Trustee Brixie, Woiwode, Clerk Helmbrecht
Motion failed 3-3.

Board members discussed the following:

- Subject property is adjacent to a park and across the street from property zoned commercial
- Inappropriate to "spot" zone this parcel as commercial
- Large project with many parking spaces will compromise the wetlands
- Lack of community need

Trustee Such called the question.

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

- B. Rezoning #08080 (HTRC Joint Venture, et al), request to rezone approximately 46 acres from RP (Research Park) and PO (Professional and Office) to C-2 (Commercial) and PO (Professional and Office) with an offer of conditions including the redevelopment of 81 acres as a Mixed Use Planned Unit Development (MUPUD) located east of Hagadorn Road, south of Hannah Blvd., and south, east and north of Eyde Parkway, **Final Adoption**

Trustee Brixie moved [and read into the record] NOW THEREFORE, BE IT RESOLVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN hereby FINALLY ADOPTS Ordinance No. 2008-09, entitled “Ordinance Amending the Zoning District Map of Meridian Township Pursuant to Rezoning Petition #08080” from RP (Research Park) and PO (Professional and Office) to C-2 (Commercial) and PO (Professional and Office) conditioned on the 81 acres being developed as a mixed use planned unit development; a residential density of 1,010 - 1,159 units as calculated by Township staff, to be distributed throughout and/or on portions of the subject property; and public utility services being available and having adequate capacity to service the development.

BE IT FURTHER RESOLVED that the Clerk of the Charter Township of Meridian is directed to publish the Ordinance in the form in which it is finally adopted at least once prior to the next regular meeting of the Township Board. Seconded by Trustee Such.

Board members discussed the following:

- Rezoning will create a highly walkable area using redevelopment and new development
- Project will take advantage of close proximity to Michigan State University
- Project will be asset to the community
- Concern with traffic onto Hagadorn Road generated by the project

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

- C. Zoning Amendment #08090 (Township Board), request to amend two section of the Code of Ordinances (Sections 86-473(2) and 86-758(1) c.1) regarding the minimum required size for a street tree or interior canopy tree, **Introduction**

Trustee Woiwode moved [and read into the record] NOW, THEREFORE, BE IT RESOLVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN, hereby INTRODUCES FOR PUBLICATION AND SUBSEQUENT ADOPTION Ordinance No. _____ entitled “Ordinance Amending the Code of the Charter Township of Meridian, Michigan, Chapter 86, Article V, Division 1, Section 86-473 by amending Section 86-473(2), and Chapter 86, Article VIII, Division 2, Section 86-758 by amending Section 86-758(1)c.1.”

BE IT FURTHER RESOLVED the Clerk of the Charter Township of Meridian is directed to publish the Ordinance in the form in which it is introduced at least once prior to the next regular meeting of the Township Board. Seconded by Trustee Such.

Board members discussed the following:

- Merit to changing the caliper size to 2” encourages the use of trees which may adapt better to transplant

- Practicality of staying with the original timeframe of two years for replacement by the developer

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

D. 2006 International Property Maintenance Code, **Introduction**

Director Kieselbach summarized the proposed adoption of the 2006 edition of the International Property Maintenance Code with Meridian Township amendments as outlined in staff memorandum dated June 13, 2008.

Trustee Brixie moved [and read into the record] NOW, THEREFORE, BE IT RESOLVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN hereby INTRODUCES FOR PUBLICATION AND SUBSEQUENT ADOPTION Ordinance No. _____, entitled Ordinance Amending the Code of the Charter Township of Meridian, Michigan, by Amending Chapter 14 Buildings and Building Regulations, Article III Property Maintenance Code; Division 1, Section 14-56, Section 14-58; and Division 2 Section 14-81.

BE IT FURTHER RESOLVED that the Clerk of the Charter Township of Meridian is directed to publish the Ordinance in the form in which it is introduced at least once prior to the next regular meeting of the Township Board. Seconded by Trustee Woiwode.

Board members discussed the following:

- Ordinance does not prohibit beekeeping on the premises
- Concern that landlords will make tenants responsible to keep the structure pest free
- Occupant will be held responsible for conditions under his/her control

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

E. Plat extension for the remaining portion of Georgetown Subdivision

Trustee Woiwode moved [and read into the record] NOW THEREFORE, BE IT RESOLVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN hereby grants the extension of Final Preliminary Plat #05012, Georgetown, for a period of two years, from June 20, 2008 to June 20, 2010, with the following condition:

All previous conditions placed on the final preliminary plat approval shall remain in effect. Seconded by Trustee Brixie.

Board members discussed the following:

- Extension of an ongoing project
- Conditions should be reworded to make the applicant responsible for constructing all pathways
- Original approval did not contain pathway on the property

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

F. Purchase of Land Preservation Property (Whitcomb)

Clerk Helmbrecht moved to forward the recommendation from the Land Preservation Advisory Board for purchase of part of Parcel #33-02-02-06-251-004 (as described in the attached legal description) to the Planning Commission for the purpose of Section 9 Review and subsequent adoption of a resolution by the Township Board for its purchase. Seconded by Trustee Brixie.

Board members discussed the following:

- Acquisition of subject property will complete continuity in the greenspace plan of approximately 138 acres

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

NAYS: None

Motion carried 6-0.

11. DISCUSSION ITEMS/ENDS

Supervisor McGillicuddy opened and closed public comment.

A. Whitehills Lake #7 Streetlighting Special Assessment District

The consensus of the Board was to place this item on the consent agenda at its July 1, 2008 Board meeting.

B. Designation and Use of Newton Road Property

Manager Richards offered background on the proposed use of the Newton Road property as outlined in staff memorandum dated June 11, 2008.

Board members discussed the following:

- Originally purchased for the location of a new north fire station
- Good use of the property given its proximity to residential neighborhoods to the north and south
- Need to look at Pathway Master Plan to make sure there is proper designation in place when the time is appropriate for pathway placement to service this area
- Need to complete pathway on the south side of Lake Lansing

The consensus of the Board was to place this item on for action at its July 1, 2008 Board meeting.

C. Proposed office development at the southwest corner of Okemos Road and Coyote Creek Drive
Director Kieselbach summarized the site plan amendment for the proposed office development as outlined in staff memorandum dated June 13, 2008.

Tim Dlugos, White, Schneider, Young and Chiodini PC, 2300 Jolly Oak Road, Okemos, property owner directly south of the subject property, has no objection to the development. He expressed concern with the impact of additional traffic on the private drive.

Paul Rivetto, Plante Moran Cresa Real Estate Consultants, 27400 Northwestern Highway, Southfield, indicated plans have been submitted to the Ingham County Drain Commissioner relative to stormwater management and the applicant has met with neighbors to address concerns in an effort to have a successful project. It is the applicant's desire to begin construction this fall.

Jim Stock, Neumann Smith, 400 Galleria Officentre, Suite 555, Southfield, and the applicant's architectural firm, gave a presentation on the proposed Michigan Dental Association building. He showed a site plan which provided 143 parking spaces, complied with setback requirements for the building, a screened brick dumpster and an enclosed maintenance building to house landscape equipment. Mr. Stock indicated he is currently working with the Township's landscape architect to comply with the ordinance requirements. He stated the Nowak and Fraus representative has been meeting with the Ingham County Drain Commissioner's office to control the stormwater runoff from the roof and site through rain and rock gardens as it flows into the wetland towards the rear of the site. Mr. Stock noted the hours of operation will be from 9:00 AM until 5:00 PM for approximately 50 employees. He added the exterior of the two story building will mirror the type of architecture prevalent along Okemos Road in order to fit with the rest of the area.

Brett Buchholz, Nowak and Fraus Engineers, 46777 Woodward Avenue, Pontiac, met with the Ingham County Drain Commissioner's office to create a design where catch basins will be contained in low impact designed rain garden/rock garden areas. Stormwater will drain into an underdrain connected to the storm drain system, subsequently cleansed, and drain into the wetlands to the west of the site. Mr. Buchholz indicated detention for the site has already been provided by the overall development to the west adjacent to the Smith Drain. He stated the applicant will provide a first flush capture and cleansing.

Board members and the applicant discussed the following:

- Concern with proximity of the dumpster and maintenance shed in the northwest corner to the adjacent residential area
- Wetlands on property too small to be regulated
- Segmental retaining wall will be approximately eight (8) feet in height
- Construction work will be conducted outside of the wetland buffer
- Some fill will be required to build up westerly property line
- Possible interconnectivity with property to the south through paved private drive with curb and gutter
- Possible waiver for the amount of parking spaces

ATTORNEY COMMENT: I would recommend here asking them, perhaps, what they would need.

- Possible reduction of the proposed 144 parking spaces as required by code to 120 spaces needed by the applicant
- Original storm drain constructed as part of the court settlement outlets to the wetlands
- Additional conifer trees in northwest corner of parking lots would further shield residences to the north and northwest
- Possible reduction of parking spaces would allow opportunity for additional dumpster screening
- Building to be as energy efficient as possible
- Suggestion for covered bicycle parking
- Two access sites proposed for the building
- Placement of parking lot lights on timers

12. PUBLIC REMARKS

Supervisor McGillicuddy opened and closed Public Remarks.

13. POSSIBLE CLOSED SESSION

Trustee Woiwode moved that the township board go into a closed session to consider settlement strategy in regards to litigation and to consider material exempt from discussion by state statute. Seconded by Trustee Such.

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

Supervisor McGillicuddy recessed the meeting at 8:01 P.M.

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

Trustee Woiwode moved to return to open session. Seconded by Trustee Such.

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

Supervisor McGillicuddy reconvened the meeting at 8:41 P.M.

Trustee Such moved to go forward as discussed in closed session. Seconded by Trustee Woiwode.

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

14. ADJOURNMENT

Supervisor McGillicuddy adjourned the meeting at 8:41P.M.

SUSAN MCGILLICUDDY
TOWNSHIP SUPERVISOR

MARY M. G. HELMBRECHT, CMC
TOWNSHIP CLERK

Sandra K. Otto, Secretary