

CHARTER TOWNSHIP OF MERIDIAN
TOWNSHIP BOARD WORK SESSION MINUTES –**APPROVED**
5151 MARSH ROAD, OKEMOS, MI 48864-1198
349-1200, TOWN HALL ROOM
TUESDAY, OCTOBER 5, 1999, **6:00 P.M.**

PRESENT: Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger, Trustees McCullough, McGillicuddy
ABSENT: Trustees Squiers, Such
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development Mark Kieselbach, Director of Engineering & Public Works Roger Buell, Personnel Director/Assistant Manager Paul Brake, Accounting Director Diana Hasse, Attorney Brian Goodenough, Attorney William Fahey

1. CALL WORK SESSION TO ORDER

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

2. QUESTIONS FOR ATTORNEY

Second 425 Agreement

Trustee McGillicuddy asked Attorney Fahey if it was possible to place the second 425 Agreement on a public ballot. Fahey responded that it was, but not advisable; the earliest election would be February, 22, 2000 which is only a Republican partisan election.

Clerk Helmbrecht noted use of the February partisan presidential primary would both disenfranchise residents and cause the need for calling a special election, in which case Meridian Township would incur 100 percent of the expense for the election.

3. Use of legal counsel

Treasurer Klunzinger asked for clarification on whether one unit of government within the Township, such as the Park Commission, could get separate legal counsel if legal action was needed.

Attorney Goodenough stated the same issue came up about 20 or 30 years ago when the Park Commission hired an attorney to offer some legal opinions against the Township Board. Goodenough's firm represented the Township Board in that particular instance. Park Commission would have to get separate counsel. An action by the Park Commission against the Township would be, in the firm's opinion, an adverse action.

Fahey added it's not really clear that the Park Commission has authority to hire separate counsel, individual Park Commission members might be inclined to do that, but there are serious questions about whether public funds could be used by the Park Commission to hire their own lawyer.

Goodenough stated that when it happened before, he recalls that individual Park Commissioners did hire an attorney and pay for it out of their own pockets. Using tax payer dollars to sue the township would probably be inappropriate.

4. DISCUSSION ON 7:00 AGENDA ITEM TOPICS

The following 7:00 p.m. agenda items were discussed:

Consent Agenda to include #5 (except BD-7); #16.1.; #17,A.,C.,D.,F.; #18.A. (3) a.

5. OTHER BUSINESS

Supervisor Little requested clarification on the closure of the Legg Park entrance, which was done in conjunction with the Eastgate entrance closure. Clerk Helmbrecht noted it was her understanding it was the Park Commission's intent to close both parking lots as soon as construction started, and with the Board passing the Moratorium Ordinance at its September 21, 1999 meeting, both were closed at the same time.

Supervisor Little announced the Potter Park Zoo Wonderland of Lights invitation and Board members selected Monday, December 20 from 5:00-8:00 p.m. as Meridian Township Night.

Supervisor Little announced Korean government practitioners, visiting Meridian Township through the MSU Institute for Public Policy and Social Research, were in attendance and asked that they introduce themselves:

- Hyosek Kang, Director of Urban Development Policy Section, Mokpo City Hall;
- Dr. Yong-Shyek Lee, Research Director at the Incheon Development Institute, and
- Jai-Chui Yoon, Director of the City Council Consultant for Kwangju Metropolitan City.

These three men will be touring the Township, attending government meetings and meeting with individual departments from October 5-7, 1999.

6. PUBLIC REMARKS

Supervisor Little opened Public Remarks.

There were no public remarks.

Supervisor Little closed Public Remarks.

7. CLOSED SESSION

TREASURER KLUNZINGER MOVED THAT THE TOWNSHIP BOARD GO INTO CLOSED SESSION TO DISCUSS TWO WRITTEN LEGAL OPINIONS WITHIN THE ATTORNEY/CLIENT PRIVILEGE PURSUANT TO M.S.A. SECTION 4.1800(18)H(H).

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Clerk Helmbrecht, Trustee McCullough, Trustee McGillicuddy, Supervisor Little.
NAYS: None
Motion carried 5-0.

Supervisor Little recessed the Work Session at 6:35 p.m. to go into closed session.

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

Supervisor Little reconvened the Work Session at 7:05 p.m.

8. ADJOURNMENT

Supervisor Little adjourned the Work Session at 7:06 p.m.

BRUCE A. LITTLE
TOWNSHIP SUPERVISOR

MARY M.G. HELMBRECHT
TOWNSHIP CLERK

Janis L. Haskell, Acting Secretary

CHARTER TOWNSHIP OF MERIDIAN
TOWNSHIP BOARD REGULAR MEETING – **APPROVED**
5151 MARSH ROAD, OKEMOS, MI 48864-1198
349-1200, TOWN HALL ROOM
TUESDAY, OCTOBER 5, 1999, **7:00 P.M.**

PRESENT: Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger, Trustees McCullough,
McGillicuddy, Squiers
ABSENT: Trustee Such
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development
Mark Kieselbach, Director of Engineering & Public Works Roger Buell, Matt Schuster,
Cable Television Coordinator, Personnel Director/Assistant Manager Paul Brake, Finance
Director Diana Hasse, Attorney Brian Goodenough, Attorney William Fahey

1. CALL MEETING TO ORDER
Supervisor Little called the Meeting to order at 7:10 p.m.
2. INTRODUCTION OF NEW FIREFIGHTER – Postponed to future meeting
3. APPROVAL OF AGENDA – OR CHANGES
Board members discussed the consent agenda.

CLERK HELMBRECHT MOVED TO APPROVE THE AGENDA AS AMENDED WITH THE
CONSENT AGENDA TO INCLUDE ITEMS #5 (Communications) with the exception of item
BD-7; 16.A.1 (Zoning Amendment #99050 (Township Board), proposed amendment to Section
82.12.4e for flags and banners in the CS (Community Service) District); 17.A. (Bills); 17.C.
(Info-Line System); 17.D. (Assessing Stipulations); 17.F. (Amendment to Chapter 122 –
Meridian Motor Vehicle Code); 18.A.3.a. (Personnel Committee – Occupational Health,
Employee Assistance Program and Wellness Program).

SECONDED BY TREASURER KLUNZINGER.

VOICE VOTE: Motion carried unanimously.

4. CORRECTION , APPROVAL & RATIFICATION OF MINUTES (None)
5. COMMUNICATIONS (See Consent Agenda)
 - A. **Application for Public Service (***)**
APP-1 John C. Scherbarth, 1283 Leeward Dr., Okemos; RE: Environmental Commission
 - B. **Board Deliberation (BD)**
 - BD-1 Ingham Intermediate School District; RE: Okemos Public Schools 1999 Tax Rate Request
 - BD-2 Lansing School District; RE: The Lansing School District Mentoring Program
 - BD-3 Ingham Intermediate School District; RE: Haslett Public Schools 1999 Tax Rate Request
 - BD-4 Potter Park Zoological Society; RE: Wonderland of Lights Night for Meridian Township
 - BD-5 Ingham County Road Commission; RE: 1999 Local Road Agreement for improvements on Piper Road
 - BD-6 Jean Smith and Susan Birdsall; RE: Rental homes in the Wardcliff Subdivision
 - BD-7 Kathryn Schultz, R.D., 4642 Sequoia Trail, Okemos; RE: Resignation from the Park Commission

C. Board Information (BI)

- BI-1 Risk Management News
- BI-2 Michigan Township Association fax; RE: "Call for Township Soil Erosion Ordinances"
- BI-3 Lansing Regional Chamber of Commerce fax; RE: 1999 Fall Program
- BI-4 Michigan Township Association Legislative fax; RE: September 17, 1999 edition
- BI-5 HOM-TV; RE: NATOA honors HOM-TV in the 1999 Government Programming Awards
- BI-6 Brigadier General Craig A. Peterson, Department of the Army; RE: appreciation to the Township due to the absence of Captain Paul J. Cassidy serving in the peacekeeping mission in Kosovo
- BI-7 LINC; RE: Land Preservation
- BI-8 Jim and Becky Crane, 4550 E. Arnold Lake Rd., Harrison, MI; RE: New Police Officer Bart Crane's swearing-in ceremony and thanking Captain Dave Hall for the tour of the Public Safety Building
- BI-9 Lee Scott, 3819 Yosemite Drive, Okemos; RE: opposition to the expansion of the Urban Service Boundary
- BI-10 Stephen N. Stephenson, Ph.D., 5909 Montebello, Haslett; RE: opposition to closing Legg Park entrance

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

- OF-1 Okemos Public Schools September 20, 1999 agenda and minutes of August 30, 1999
- OF-2 The McKenna Report
- OF-3 Ingham County Board of Commissioners September 21, 1999 agenda

6. QUESTIONS OF ATTORNEY (None)

7. PUBLIC REMARKS

Supervisor Little opened Public Remarks.

Sam K. Varghese, Ph.D., 6042 Horizon Dr., East Lansing; RE: appealing water damage reimbursement of \$250.

Anne Woiwode, 5088 Powell Rd., Okemos; RE: opposes the 425 agreement.

Supervisor Little closed Public Remarks.

8. CONSENT AGENDA

TREASURER KLUNZINGER MOVED TO ADOPT THE CONSENT AGENDA TO INCLUDE ITEMS: #5 (Communications) with the exception of item BD-7; 16.A.1 (Zoning Amendment #99050 (Township Board), proposed amendment to Section 82.12.4e for flags and banners in the CS (Community Service) District); 17.A. (Bills); 17.C. (Info-Line System); 17.D. (Assessing Stipulations); 17.F. (Amendment to Chapter 122 – Meridian Motor Vehicle Code); 18.A.3.a. (Personnel Committee – Occupational Health, Employee Assistance Program and Wellness Program). SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Supervisor Little, Trustees McGillicuddy, McCullough.

NAYS: None

Motion carried 6-0.

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

- A. COMMUNICATIONS (Agenda Item # 5)
TREASURER KLUNZINGER 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 OR FURTHER DISPOSITION. SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Supervisor Little, Trustees McGillicuddy, McCullough.
NAYS: None
Motion carried 6-0.

- B. ZONING AMENDMENT #99050 (Township Board) to Section 82-12.4e for flags and banners in the CS (Community Service District).
TREASURER KLUNZINGER MOVED THAT ZONING AMENDMENT #99050 (TOWNSHIP BOARD) TO SECTION 82-12.4e FOR FLAGS AND BANNERS IN THE CS (COMMUNITY SERVICE DISTRICT BE APPROVED.

RESOLUTION

At a regular meeting of the Township Board of the Charter Township of Meridian, Ingham County, Michigan, held at the Meridian Municipal Building, in said Township on the 5th day of October 1999, at 7:00 p.m., Local Time.

WHEREAS, the Township Board initiated a zoning amendment to clarify the type, size and location of permitted non-commercial flags and banners in the CS (Community Service) district; and

WHEREAS, the Planning Commission held a public hearing on the proposed zoning amendment on April 12, 1999, and recommended approval of the amendment with modifications at its meeting on April 26, 1999; and

WHEREAS, the Planning and Development Committee of the Township Board reviewed the proposed amendment at its meetings on June 9, July 15 and August 5, 1999 and recommended additional modifications be made to the amendment; and

WHEREAS, the Township Board at its meeting on August 17, 1999, referred the proposed amendment to the Planning Commission to consider the Planning and Development Committee's recommendation; and

WHEREAS, the Planning Commission at its meeting on September 13, 1999, recommended approval of the proposed amendment consistent with the Planning and Development Committee's recommendation; and

WHEREAS, the Township Board has carefully reviewed the Planning Commission, the Planning and Development Committee and staff material forwarded under cover memorandum dated October 1, 1999;

WHEREAS, the proposed amendment clarifies the intent of the ordinance as interpreted by the Zoning Board of Appeals for non-commercial flags and banners in the CS (Community Service) district; and

WHEREAS, the proposed amendment provides standards for the type, size and location of non-commercial flags and banners in the CS (Community Service) district.

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN, the Township Board hereby **INTRODUCES FOR PUBLICATION AND SUBSEQUENT ADOPTION** Ordinance No. 1999-31, entitled “Ordinance Amending the Code of Meridian Township, Michigan, by Amending Section 82-12.4e.”

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.

ORDINANCE NO. 1999-31

**ORDINANCE AMENDING THE CODE OF THE
CHARTER TOWNSHIP OF MERIDIAN, MICHIGAN
BY ADDING SECTION 82-12.4e**

THE CHARTER TOWNSHIP OF MERIDIAN ORDAINS:

Section 1. Amendment of Section 82-12.4e of Section 82-12.4 Community Service Site Development Requirements. Section 82-12.4e entitled Signs, of the Code of the Charter Township of Meridian, Michigan, is hereby amended to read as follows:

Signs: Identifying any of the permitted uses in this District shall be in accordance with those requirements specified in Chapter 85. No flags, banners, streamers, or similar devices shall be permitted in this District except as follows: A maximum of two (2) flags or banners, in any combination, containing no commercial message, of a size no larger than thirty-five (35) square feet for a United States flag or twenty-four (24) square feet for all other flags or banners shall be permitted on each site in this District. Flagpoles may be illuminated. Illumination, if present, shall be from the base of the structure upon which the flag or banner is flown. Placement shall be limited to the following locations:

On a building façade: Flags and banners may be flown from a staff projecting at an upward angle from a building wall. Flags and banners displayed from staffs shall be positioned with the lowest point of the flag, banner or staff a minimum of ten (10) feet above the surrounding grade, sidewalk, or pavement whichever is higher. The flag, banner, or staff shall extend no more than five (5) feet above the roofline.

On a pole: A maximum of one (1) flag pole shall be permitted per site. A maximum of two (2) flags or banners may be flown from the flagpole. All flagpoles shall be setback a minimum of ten (10) feet from the street right-of-way lines. The height of the flagpole shall be a minimum of sixteen (16) feet but shall not exceed a maximum of thirty-five (35) feet. No flagpole shall be installed without obtaining a building permit. The location or placement of the flagpole is subject to the approval of the Director of Community Planning and Development. All flagpoles shall be designed or engineered for commercial applications and constructed of commercial grade materials and shall be properly maintained by the property owner.

Section 2. Validity and Severability. The provisions of this Ordinance are severable and the invalidity of any phrase, clause or part of this Ordinance shall not affect the validity or effectiveness of the remainder of the Ordinance.

Section 3. Repealer Clause. All ordinances or parts of ordinances in conflict therewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 4. Savings Clause. This Ordinance does not affect rights and duties matured, penalties that were incurred, and proceedings that were begun, before its effective date.

Section 5. Effective Date. This Ordinance shall be effective seven (7) days after its publication or upon such later date as may be required under 1996 Public Act 297 after filing of a notice of intent to file a petition for a referendum.

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk
Helmbrecht, Supervisor Little, Trustees McCullough,
McGillicuddy
NAYS: None
Motion carried 6-0.

- C. MANAGER'S BILLS (Agenda Item #17.A.)
TREASURER KLUNZINGER MOVED THAT THE TOWNSHIP BOARD APPROVE
THE MANAGER'S BILLS AS FOLLOWS:

General Fund/Special Revenue	\$260,592.80
Pubic Works	<u>\$ 58,855.88</u>
Total	<u>\$319,448.68</u>

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk
Helmbrecht, Supervisor Little, Trustees McCullough,
McGillicuddy
NAYS: None
Motion carried 6-0.

- D. INFO-LINE SYSTEM (Agenda Item #17.C.)
TREASURER KLUNZINGER MOVED THAT THE TOWNSHIP MANAGER BE
AUTHORIZED TO PURCHASE THE INFOLINE SYSTEM IN THE AMOUNT OF
\$12,349.

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk
Helmbrecht, Supervisor Little, Trustees McCullough,
McGillicuddy
NAYS: None
Motion carried 6-0.

- E. ASSESSING STIPULATIONS (Agenda Item #17.D)
TREASURER KLUNZINGER MOVED THAT THE TOWNSHIP ASSESSOR BE
AUTHORIZED TO SIGN A STIPULATION WITH WM. ROGER BUELL ON THE
FOLLOWING RESIDENTIAL PROPERTY:

3830 Pine Knoll

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
1999	266640	3830 Pine Knoll
Assessment/Taxable	1999	\$100,000/100,000
Proposed Asmt/Taxable	1999	\$95,000/95,000

**RATIONALE: This Stipulation is recommended to correct the 1999 Assessed and Taxable Values. After extensive research, it has been determined that our Assessment exceeds 50 percent of the property's True Cash Value. Therefore the Proposed Assessment is recommended.

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Supervisor Little, Trustees McCullough, McGillicuddy
 NAYS: None
 Motion carried 6-0.

TREASURER KLUNZINGER MOVED THAT THE TOWNSHIP ASSESSOR BE AUTHORIZED TO SIGN A TAX TRIBUNAL STIPULATION WITH WM. ROGER BUELL ON THE FOLLOWING RESIDENTIAL PROPERTY:

3830 Pine Knoll

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
1999	266640	3830 Pine Knoll
<u>Assessment/Taxable:</u>	1999	\$100,000/100,000
<u>Proposed Asmt/Taxable:</u>	1999	\$95,000/95,000

**RATIONALE: This Stipulation is recommended to correct the 1999 Assessed and Taxable Values. After extensive research, it has been determined that our Assessment exceeds 50 percent of the property's True Cash Value, therefore the Proposed Assessment is recommended.

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Supervisor Little, Trustees McCullough, McGillicuddy
 NAYS: None
 Motion carried 6-0.

TREASURER KLUNZINGER MOVED THAT THE TOWNSHIP ASSESSOR BE AUTHORIZED TO SIGN A STIPULATION WITH DALE FELDPAUSCH, JR. ON THE FOLLOWING RESIDENTIAL PROPERTY:

2638 Mansfield

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
1999	268413	2638 Mansfield

Assessment/Taxable	1999	\$75,000/75,000
Proposed Asmt/Taxable	1999	\$70,000/70,000

**RATIONALE: This Stipulation is recommended to correct the 1999 Assessed and Taxable Values. After extensive research, it has been determined that our Assessment exceeds 50 percent of the property's True Cash Value. Therefore the Proposed Assessment is recommended.

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Supervisor Little, Trustees McCullough, McGillicuddy
 NAYS: None
 Motion carried 6-0.

TREASURER KLUNZINGER MOVED THAT THE TOWNSHIP ASSESSOR BE AUTHORIZED TO SIGN A TAX TRIBUNAL STIPULATION WITH DALE FELDPAUSCH, JR. ON THE FOLLOWING RESIDENTIAL PROPERTY:

2638 Mansfield

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
1999	266640	2638 Mansfield
<u>Assessment/Taxable:</u>	1999	\$75,000/75,000
<u>Proposed Asmt/Taxable:</u>	1999	\$70,000/70,000

**RATIONALE: This Stipulation is recommended to correct the 1999 Assessed and Taxable Values. After extensive research, it has been determined that our Assessment exceeds 50 percent of the property's True Cash Value, therefore the Proposed Assessment is recommended.

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Supervisor Little, Trustees McCullough, McGillicuddy
 NAYS: None
 Motion carried 6-0.

TREASURER KLUNZINGER MOVED THAT THE TOWNSHIP ASSESSOR BE AUTHORIZED TO SIGN A STIPULATION WITH JOHN C. HOWELL ON THE FOLLOWING RESIDENTIAL PROPERTY:

5520 Silverleaf

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
1999	267458	5520 Silverleaf
Assessment/Taxable	1999	\$150,000/150,000

Proposed Asmt/Taxable 1999 \$139,200/139,200

**RATIONALE: This Stipulation is recommended to correct the 1999 Assessed and Taxable Values. After extensive research, it has been determined that our Assessment exceeds 50 percent of the property's True Cash Value. Therefore the Proposed Assessment is recommended.

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Supervisor Little, Trustees McCullough, McGillicuddy

NAYS: None
Motion carried 6-0.

TREASURER KLUNZINGER MOVED THAT THE TOWNSHIP ASSESSOR BE AUTHORIZED TO SIGN A TAX TRIBUNAL STIPULATION WITH JOHN C. HOWELL ON THE FOLLOWING RESIDENTIAL PROPERTY:

5520 Silverleaf

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
1999	267458	5520 Silverleaf
<u>Assessment/Taxable:</u>		1999 \$150,000/150,000
<u>Proposed Asmt/Taxable:</u>		1999 \$139,200/139,200

**RATIONALE: This Stipulation is recommended to correct the 1999 Assessed and Taxable Values. After extensive research, it has been determined that our Assessment exceeds 50 percent of the property's True Cash Value, therefore the Proposed Assessment is recommended.

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Supervisor Little, Trustees McCullough, McGillicuddy

NAYS: None
Motion carried 6-0.

TREASURER KLUNZINGER MOVED THAT THE TOWNSHIP ASSESSOR BE AUTHORIZED TO SIGN A STIPULATION WITH MARK J. MARSHALL ON THE FOLLOWING RESIDENTIAL PROPERTY:

4120 Wharf

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
1999	268357	4120 Wharf
Assessment/Taxable		1999 \$113,000/113,000
Proposed Asmt/Taxable		1999 \$110,700/110,700

**RATIONALE: This Stipulation is recommended to correct the 1999 Assessed and

Taxable Values. After extensive research, it has been determined that our Assessment exceeds 50 percent of the property's True Cash Value. Therefore the Proposed Assessment is recommended.

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Supervisor Little, Trustees McCullough, McGillicuddy
NAYS: None
Motion carried 6-0.

TREASURER KLUNZINGER MOVED THAT THE TOWNSHIP ASSESSOR BE AUTHORIZED TO SIGN A TAX TRIBUNAL STIPULATION WITH MARK J. MARSHALL ON THE FOLLOWING RESIDENTIAL PROPERTY:

4120 Wharf

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
1999	268357	4120 Wharf
<u>Assessment/Taxable:</u>	1999	\$113,000/113,000
<u>Proposed Asmt/Taxable:</u>	1999	\$110,700/110,700

**RATIONALE: This Stipulation is recommended to correct the 1999 Assessed and Taxable Values. After extensive research, it has been determined that our Assessment exceeds 50 percent of the property's True Cash Value, therefore the Proposed Assessment is recommended.

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Supervisor Little, Trustees McCullough, McGillicuddy
NAYS: None
Motion carried 6-0.

TREASURER KLUNZINGER MOVED THAT THE TOWNSHIP ASSESSOR BE AUTHORIZED TO SIGN A STIPULATION WITH CHAD MYERS ON THE FOLLOWING RESIDENTIAL PROPERTY:

3549 Breezy Point

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
1999	265694	3549 Breezy Point
Assessment/Taxable	1999	\$181,700/143,085
Proposed Asmt/Taxable	1999	\$160,000/139,185

**RATIONALE: This Stipulation is recommended to correct the 1999 Assessed and Taxable Values. After extensive research, it has been determined that our Assessment exceeds 50 percent of the property's True Cash Value. Therefore the Proposed

Assessment is recommended.

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Supervisor Little, Trustees McCullough, McGillicuddy
NAYS: None
Motion carried 6-0.

TREASURER KLUNZINGER MOVED THAT THE TOWNSHIP ASSESSOR BE AUTHORIZED TO SIGN A TAX TRIBUNAL STIPULATION WITH CHAD MYERS ON THE FOLLOWING RESIDENTIAL PROPERTY:

3549 Breezy Point

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
1999	265694	3549 Breezy Point
<u>Assessment/Taxable:</u>		1999 \$181,700/143,085
<u>Proposed Asmt/Taxable:</u>		1999 \$160,000/139,185

**RATIONALE: This Stipulation is recommended to correct the 1999 Assessed and Taxable Values. After extensive research, it has been determined that our Assessment exceeds 50 percent of the property's True Cash Value, therefore the Proposed Assessment is recommended.

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Supervisor Little, Trustees McCullough, McGillicuddy
NAYS: None
Motion carried 6-0.

F. AMENDMENT TO CHAPTER 122 – MERIDIAN MOTOR VEHICLE CODE
(Agenda Item #17.F.)

TREASURER KLUNZINGER MOVED THAT THE RESOLUTION TO APPROVE ORDINANCE NO. 1999-30, READOPTING CHAPTER 122 MERIDIAN MOTOR VEHICLE CODE, BE ADOPTED.

RESOLUTION TO APPROVE

**Ordinance No. 1999-30
Readopt Chapter 122
Meridian Motor Vehicle Code**

RESOLUTION

At a regular meeting of the Township Board of the Charter Township of Meridian, Ingham County, Michigan, held at the Meridian Municipal Building, in said Township on the 5th day of October 1999, at 7:00 p.m., Local Time.

WHEREAS, pursuant to Title XXII, Chapter 122 of the Meridian Charter Township of Code of Ordinances, the Township has adopted by reference the Michigan Vehicle Code, Act 300 of the Public Acts of 1949, as amended, being Section 257.1 to 257.923 of the Michigan Compiled Laws; and

WHEREAS, effective October 1, 1999 certain amendments to the Michigan Vehicle Code, MCL 257.1 to 257.923 shall become effective; and

WHEREAS, the Meridian Charter Township Board of Trustees is desirous of having the recent amendments to the Michigan Vehicle Code incorporated into the Meridian Motor Vehicle Code; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN, the Township Board hereby finally adopts Ordinance No. 1999-30, entitled "Ordinance Amending the Code of the Charter Township of Meridian, Michigan, by Readopting Chapter 122.

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.

ORDINANCE NO. 1999-30

**ORDINANCE AMENDING THE CODE OF THE
CHARTER TOWNSHIP OF MERIDIAN, MICHIGAN
BY READOPTING CHAPTER 122**

THE CHARTER TOWNSHIP OF MERIDIAN ORDAINS:

Section 1. Title XXII, Chapter 122. The Code of the Charter Township of Meridian, Michigan, is hereby amended by readopting by reference the Michigan Vehicle Code, Act 300 of the Public Acts of 1949, as amended, being Section 257.1 to 257.923 of the Michigan Compiled Laws as set forth in Title XXII, Chapter 122, entitled Meridian Motor Vehicle Code, to read as follows:

**TITLE XXII
CHAPTER 122
MERIDIAN MOTOR VEHICLE CODE**

SECTION 122-1. TITLE AND PURPOSE.

It is the intent of this ordinance to provide for the regulation of certain vehicles operated upon the public highways of the Township or any place open to the general public or generally accessible to motor vehicles within in the Township; to provide for the use of sanctions for a violation of this ordinance; and to provide for the enforcement of this ordinance in order to preserve the health, safety and welfare of the citizens of the Charter Township of Meridian.

SECTION 122-2. ADOPTION OF THE CODE.

The Michigan Vehicle Code, Act 300 of the Public Acts of 1949, as amended, being Section 257.1 to 257.923 of the Michigan Compiled Laws, is hereby adopted by reference as in this ordinance modified.

SECTION 122-3. REFERENCES IN CODE.

References in the Michigan Vehicle Code to “Governmental Unit” shall mean the Charter Township of Meridian.

SECTION 122-4. AVAILABILITY OF COPIES.

At the time of adoption of this ordinance sufficient copies of the Michigan Vehicle Code, and amendments thereto, shall be made available for public use and purchase at a reasonable charge at the office of the Township Clerk in the Township Municipal Building.

SECTION 122-5. EFFECT OF HEADINGS.

Section headings contained herein shall not be deemed to govern, limit, modify, or in any manner affect the scope, meaning or intent of the provisions of any section.

SECTION 122-6. SHORT TITLE.

This ordinance may be cited as the Meridian Motor Vehicle Code.

SECTION 122.7. ORDINANCE NOT RETROACTIVE.

This Ordinance shall not have a retroactive effect and shall not apply to any traffic accident or judgement therefrom, or to any violation of the motor vehicle laws of this state, occurring prior to the effective date of this ordinance.

Section 2. Validity and Severability. Should any portion of this Ordinance be found invalid for any reason, such holding shall not be construed as affecting the validity of the remaining portions of this Ordinance.

Section 3. Repealer Clause. Any ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 4. Savings Clause. This Ordinance does not affect rights and duties matured, penalties that were incurred, and proceedings that were begun, before its effective date.

Section 5. Effective Date. This Ordinance shall be effective upon publication.

SECONDED BY CLERK HELMBRECHT

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk
Helmbrecht, Supervisor Little, Trustees McCullough,
McGillicuddy
NAYS: None
Motion carried 6-0.

- G. PERSONNEL COMMITTEE - Occupational Health, Employee Assistance Program and Wellness Program (Agenda Item #18.3.a.)

TREASURER KLUNZINGER MOVED THAT THE TOWNSHIP BOARD APPROVE THE SPARROW HEALTH SYSTEM AS THE PROVIDER FOR OCCUPATIONAL HEALTH, EMPLOYEE ASSISTANCE PROGRAM AND WELLNESS PROGRAM AND AUTHORIZE THE TOWNSHIP MANAGER TO EXECUTE AN AGREEMENT TO IMPLEMENT SUCH PROGRAMS.

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Supervisor Little, Trustees McCullough, McGillicuddy
NAYS: None
Motion carried 6-0.

9. BOARD MEMBER COMMENTS (None)

10. SUPERVISOR'S REPORT

A. Amend Fixed Fee Agreement for Legal Services

TRUSTEE MCCULLOUGH MOVED THAT THE REVISED FIXED FEE AGREEMENT FOR LEGAL SERVICES WITH THE FOSTER, SWIFT, COLLINS AND SMITH LAW FIRM BE APPROVED AND THAT THE TOWNSHIP SUPERVISOR AND CLERK BE AUTHORIZED TO SIGN THE DOCUMENT ON BEHALF OF THE TOWNSHIP.

SECONDED BY TRUSTEE SQUIERS.

Discussion included the following

- Background on the history of service to the Meridian Township by the Foster, Swift, Collins and Smith law firm.
- The law firm is considered the best in all of mid-Michigan and that renewal of this service agreement is an affirmation of the quality of service they have provided the Township.
- The law firm has been expensive and suggestion about the agreement being put out for bid.
- Current contract was put out for bid and when this contract expires it will be put out for bid again: Amendment is just an interim adjustment.

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Trustee McCullough, Supervisor Little
NAYS: Trustee McGillicuddy
Motion carried 5-1.

11. CLERK'S REPORT

Clerk Helmbrecht referenced the letter from Brigadier General Craig A. Peterson in appreciation to the Township for allowing Captain Paul J. Cassidy to serve in the peacekeeping mission in Kosovo.

Clerk Helmbrecht commended the staff of HOM-TV on the two national awards it was recently presented for its *Election '98* programming and the *Healthy Lifestyles-Arthritis* program.

12. TREASURER'S REPORT

Treasurer Klunzinger reported that all the Township's investments are stable and earning interest at good rates.

TREASURER KLUNZINGER MOVED TO ACCEPT THE RESIGNATION OF PARK COMMISSIONER KATHRYN SCHULTZ WITH THANKS FOR HER YEARS OF SERVICE TO THE PEOPLE OF MERIDIAN TOWNSHIP. SECONDED BY CLERK HELMBRECHT.

VOICE VOTE Motion carried unanimously.

13. TOWNSHIP BOARD

TREASURER KLUNZINGER MOVED TO APPOINT PATRICIA HAGEN TO THE CABLE COMMISSION. SECONDED BY TRUSTEE MCGILLICUDDY.

Discussion included:

- Cable Commission has recommended Patricia Hagen for the Commission
- She is qualified.
- Has served 5 ½ years on the Planning Commission
- Position has been vacant for several months
- Need to fill position

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Clerk Helmbrecht, Trustee McGillicuddy
NAYS: Trustee Squiers, McCullough, Supervisor Little.
Motion failed 3-3 (tie).

14. SPECIAL HEARINGS/APPEALS

A. 425 Agreement (Governor's Club)

Supervisor Little opened the Special Hearing on the 425 Agreement.

Attorney Fahey provided background on the 425 Agreement: covers the area both north and south of Bennett Road, east of Hagadorn Road, consisting of approximately 288 acres; pointed out that this property was included in a 425 Agreement previously approved and signed by the Township Board in July; noted since that time there have been court proceedings regarding the Agreement; this proposal addresses issues and problems identified in the first 425; if this Agreement is adopted, it will rescind the version adopted in July.

Trustee McGillicuddy asked Attorney Fahey if it was possible to place this second 425 Agreement on a public ballot. Fahey responded that people within this 425 area have a right to petition for a referendum election within 30 days of this meeting.

Eleanor Luecke, 1893 Birchwood Dr., Okemos; RE: representing LINC; opposes agreement; finds no need; Township does not need city services for economic benefit; could not find any benefits to the agreement; much to lose in land and jurisdiction; urges the issue be put on a ballot.

Joan Guy, 1083 Woodside Dr., Haslett; RE: can't determine purpose of the 425 Agreement; many questions still unanswered; number of houses creeping up; concern that certain things noted by the City and Township that are expected to result from the agreement won't happen; no rationale, justification for agreement.

Pat Hagen, 4135 Wabaningo, Okemos; RE: opposes agreement; East Lansing annexation was voted down so no longer sees a need for the 425 Agreement.

Wayne McLellen, 1459 Cheboygan Rd., Okemos; RE: opposes the 425 Agreement; lacking careful consideration and consultation.

Bob Homan, 2176 Hamilton Rd., Okemos; RE: supports the 425 Agreement; good for Meridian Township's future.

Supervisor Little closed the public hearing.

B. 2000 Budget

Supervisor Little opened the Special Hearing on the 2000 Budget.

Manager Richards noted that the General Fund budget is basically a continuation of the 1999 budget without a lot of new initiatives that haven't already been approved by the Board; it is a balanced budget; does include money carried over for road projects that will not be completed this year.

Wayne McLellen, 1459 Cheboygan Road, Okemos; budget is quite extensive; must be getting better; more detailed with more pages than previous year.

Supervisor Little closed the public hearing.

C. Banyon Park Streetlighting District

Supervisor Little opened the Special Hearing on the Banyon Park Streetlighting District.

Roger Buell, Director of Engineering and Public Works, provided background on the District.

Treasurer Klunzinger requested clarification on status of home development in the area and who had requested the District. Director Buell noted the request was made by the developer, who still owns all the property in question.

Clerk Helmbrecht requested clarification on the number of lights and who determines this, as it appears more lights are proposed for the Banyon Park District than previous Districts. Director Buell noted Consumers Energy develops the plan and that this development has smaller light sizes than Wellington Estates which was discussed at a recent Board Meeting.

Bob Homan, 2176 Hamilton Rd., Okemos; RE: noted the Banyon Park development differs from others due to its smaller lot frontage.

Supervisor Little closed the public hearing.

15. UNFINISHED BUSINESS

Treasurer Klunzinger questioned whether the report requested from East Lansing and Meridian Fire Chiefs as a result of the March 1 joint meeting with the East Lansing City Council is complete or if discussions were continuing. Manager Richards noted a written report has been received and will be provided to the Board.

16. DEPARTMENT OF COMMUNITY PLANNING & DEVELOPMENT

A. Unfinished Business

1. Zoning Amendment #99050 (Township Board), proposed amendment to Section 82-12.4e for flags and banners in the CS (Community Service) District
(See Consent Agenda)

B. New Business (None)

17. MANAGER'S REPORT, INVOICES & BILLS

A. Bills (See Consent Agenda)

B. Budget Amendments – Third Quarter

TREASURER KLUNZINGER MOVED THAT THE AMENDED 1999 BUDGET, AS OUTLINED ON PAGE 2 OF THE OCTOBER 5, 1999 MEMORANDUM TO THE TOWNSHIP BOARD FROM THE FINANCE COMMITTEE BE APPROVED. SECONDED BY TRUSTEE MCCULLOUGH.

Discussion included:

- Revenues/expenditures in the Cable TV Special Revenue Fund amendment request were reviewed in detail.
- Amendments were adopted by the Cable Commission prior to 2000 Budget cuts.
- Clarification provided RE: carry-over of fund balance of cable fund.
- Direction cable programming is taking, RE: needs for more governmental coverage versus other programming.
- HOM-TV provides an excellent service and outstanding programming
- Statistics reviewed RE: viewers preferences for various programs

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Trustees McCullough, McGillicuddy
NAYS: None
Motion carried 6-0

C. Info-Line System (See Consent Agenda)

D. Assessing Stipulations (See Consent Agenda)

E. Water Damage Reimbursement Requests

Roger Buell, Director of Engineering and Public Works, outlined requests received by the Township for claims as a result of the breakage of pipes. Noted reimbursement expense was set by policy approved by the Board and is based on research indicating \$250 was an average homeowners insurance policy deductible.

Discussion included:|

- What additional claims are anticipated
- Potential for a product recall that would help recoup expense
- What costs would be to replace all remaining 1,100 lines
- Consider changing policy to reimbursement deductible, paying direct out-of-pocket expense.

TREASURER KLUNZINGER MOVED TO DENY PAYMENT OF REQUEST TO EXCEED THE \$250 ALLOWED IN THE TOWNSHIP'S PROCEDURE CONCERNING PROPERTY DAMAGE DUE TO WATER SERVICE FAILURE. SECONDED BY TRUSTEE MCCULLOUGH.

CLERK HELMBRECHT MOVED TO SEND THE MOTION TO THE INFRASTRUCTURE COMMITTEE. SECONDED BY TRUSTEE MCGILLICUDDY.

VOICE VOTE: Motion carried 4-2 (Klunzinger, Little).

F. Amendment to Chapter 122 – Meridian Motor Vehicle Code (See Consent Agenda)

G. Modifications to Proposed 2000 Budget

Manager Richards outlined the 17 changes to the 2000 Budget. The Board agreed to approve some of the changes via a Consent Agenda:

TRUSTEE MCCULLOUGH MOVED TO APPROVE THE CHANGES TO THE PROPOSED 2000 BUDGET AS FOLLOWS: ITEM #3 (GF - CAPITAL ITEMS), #4 (GF - SALARIES-APPOINTED OFFICIALS), #6 (GF - BUILDING MAINTENANCE), #7 (GF - CAPITAL EXPENDITURES), #9 (GF - BUILDING REPAIRS), #10 (PARK MILL - TRANSFER IN FROM PARKS/RESTR), #12 (TRANSFER OUT), #14 (PARK RESTR - SALARIES/BENEFITS), #15 (PW - CAPITAL EXPENDITURES), #17 (PW - WATER MAIN CONST.-HULETT RD.)

SECONDED BY CLERK HELMBRECHT

ROLL CALL VOTE: YEAS: Treasurer Klunzinger, Trustee Squiers, Clerk Helmbrecht, Trustees McCullough, McGillicuddy, Supervisor Little.
NAYS: None
Motion carried 6-0.

TRUSTEE MCGILLICUDDY MOVED TO RE-ESTABLISH \$40,000 TO THE CABLE BUDGET. SECONDED BY TREASURER KLUNZINGER.

Discussion included:

- Need to see affect of change detailed on budget
- Consider approval of different amounts, not just the \$40,000
- Clarification of whether this change would take funds away from something else.

TRUSTEE MCCULLOUGH MOVED TO TABLE THIS AND THE REMAINING CHANGES TO THE 2000 BUDGET UNTIL THE NEXT MEETING. SECONDED BY TRUSTEE MCGILICUDDY.

VOICE VOTE: Motion carried 5-1 (Klunzinger).

18. BOARD MEMBER, BOARD COMMITTEE AND LIAISON REPORTS

A. Standing Committee Reports

- (1) Physical Operations & Activities (None)
- (2) Financial Planning & Budgeting (None)
- (3) Personnel
 - a. Occupational Health, Employee Assistance Program and Wellness Program (See Consent Agenda)
- (4) Planning & Development
Next meeting scheduled for October 13 at 8:30 a.m.
- (5) Infrastructure
Next meeting scheduled for October 19 at 5:00 p.m.
- (6) Public Safety (None)
- (7) Recreation (None)

B. Special Committees (None)

C. Liaison Representative Reports (None)

19. OTHER REPORTS (None)

20. NEW BUSINESS (None)

21. PUBLIC REMARKS (None)

22. FINAL BOARD MEMBER COMMENTS

Trustee Squiers noted it appears someone is living in the house owned by the Township at VanAtta Road Park. Requested staff to look into the situation. Also noted that closing of Legg Park was not an action of the Board.

Trustee McCullough noted a recent Community News article referred to the resignation of a member of the Park Commission and Trustees were not available for comment. McCullough noted he never received this message; Supervisor Little reported he had received the Community News message too late in the day to respond.

23. ADJOURNMENT

Supervisor Little adjourned the meeting at 9:05 p.m.

BRUCE A LITTLE
TOWNSHIP SUPERVISOR

MARY M.G. HELMBRECHT
TOWNSHIP CLERK

Janis L. Haskell, Acting Secretary