

CHARTER TOWNSHIP OF MERIDIAN  
TOWNSHIP BOARD WORK SESSION MINUTES - **APPROVED** -  
5151 Marsh Road, Okemos, MI 48864-1198  
349-1200, Town Hall Room  
TUESDAY, OCTOBER 17, 2000, **6:00 P.M. — 7:00 P.M.**

PRESENT: Supervisor McCullough, Clerk Helmbrecht, Treasurer Klunzinger, Trustees  
McGillicuddy, Milliman, Such  
ABSENT: Trustee Squiers  
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development  
Mark Kieselbach, Director of Engineering & Public Works Roger Buell, Police Chief  
Gary Gibbons, EMS/Fire Chief Fred Cowper, Finance Director Diana Hasse, Personnel  
Director/Assistant Manager Paul Brake, Attorney Steve Schultz

1. CALL WORK SESSION TO ORDER

Supervisor McCullough called the Work Session to order at **6:01 p.m.**

2. QUESTIONS FOR ATTORNEY (None)

3. DISCUSSION ON 7:00 AGENDA ITEM TOPICS

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

- Consent Agenda
- October 3, 2000 Regular Meeting Minutes
- Eyde Company Request to Amend Central Park Property Consent Agreement
- Cancellation of October 24, 2000 Board Meeting
- 2001 Budget – Road Improvements
- 2001 Budget – Water Main Loop Construction

4. OTHER BUSINESS

A. Roundabout Landscape Proposal Update

Manager Richards updated the Board on the request to consider landscaping of the Roundabout.

The following Other Business items were discussed:

- Clerk's Office Receptionist/Clerk Typist II Vacancy
- Final Draft Report for the Economic Analysis

5. PUBLIC REMARKS

Supervisor McCullough opened Public Remarks.

David Pierson, 1305 S. Washington Ave, Lansing, spoke on behalf of the applicant in support of Rezoning # 97210 (Okemos Dental).

Supervisor McCullough closed Public Remarks.

CLOSED SESSION:

**Treasurer Klunzinger moved to go into closed session to discuss pending litigation, which if discussed in open session would have a detrimental financial impact on the litigating or settlement position of the Township. Seconded by Trustee Such.**

ROLL CALL VOTE: YEAS: Trustees McGillicuddy, Milliman, Such, Supervisor McCullough,  
Clerk Helmbrecht, Treasurer Klunzinger

NAYS: None

Motion carried 6-0.

Supervisor McCullough recessed the Work Session at 6:25 p.m.

Supervisor McCullough reconvened the meeting at 7:00 p.m.

6. ADJOURNMENT

Supervisor McCullough adjourned the Work Session at 7:00 p.m.

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BILL McCULLOUGH  
TOWNSHIP SUPERVISOR

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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, OCTOBER 17, 7:00 P.M.

PRESENT: Supervisor McCullough, Clerk Helmbrecht, Treasurer Klunzinger, Trustees  
McGillicuddy, Milliman, Such  
ABSENT: Trustee Squiers  
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development  
Mark Kieselbach, Director of Engineering & Public Works Roger Buell, Police Chief  
Gary Gibbons, EMS/Fire Chief Fred Cowper, Director of Finance Diana Hasse,  
Personnel Director/Assistant Manager Paul Brake, Cable Coordinator Phillip Stewart,  
Attorney Steve Schultz

1. CALL MEETING TO ORDER

Supervisor McCullough called the meeting to order at 7:00 p.m.

- A. Pledge of Allegiance  
Supervisor McCullough introduced Ceil Heller.

Ceil Heller discussed her participation in a recent bike trip across America to raise funds for the American Lung Association. She led the Pledge of Allegiance.

- B. Introduction of New Cable TV Coordinator  
Director Brake introduced Phillip Stewart as the new Cable TV Coordinator.

2. APPROVAL OF AGENDA — OR CHANGES

**Treasurer Klunzinger moved to approve the agenda as amended by the deletion of item #12A Add 17A(5)i reconsideration of Community Septic Field; And Consent Agenda to include: #3 (CORRECTION, APPROVAL & RATIFICATION OF MINUTES); 4 (COMMUNICATIONS); 16A (Bills); 16B (2001 Budget Approval); 16C (Hannah-Dawn Water Main Construction - Bid Award); 17A(2)i (Audit Services Contract - Plante & Moran). Seconded by Clerk Helmbrecht.**

VOICE VOTE: Motion carried 6-0.

3. CORRECTION, APPROVAL & RATIFICATION OF MINUTES (See Consent Agenda)

- A. October 3, 2000 Budget Workshop  
B. October 3, 2000 Work Session  
C. October 3, 2000 Regular Meeting  
D. October 10, 2000 Budget Workshop

4. COMMUNICATIONS (See Consent Agenda)

- A. Appreciation & Commendation (AC)  
AC-1 Joy Wiseman, Ottawa Hills Neighborhood; RE: Appreciation to Chief Cowper for Bringing Fire Engine to Neighborhood Event  
AC-2 Scott S. Stewart, Assistant Vice President, Independent Bank-South Michigan; RE: Congratulations on Award of Inaugural Active Community Award from the State of Michigan  
AC-3 Nancy & Eric Johnson, 1728 Thrushwood Circle, Okemos; RE: Appreciation for the Township's Summer Recreation Program
- B. Board Deliberation (BD)  
BD-1 Patricia Killam, 2411 Burcham Drive, East Lansing; RE: Support of Eyde Company Request to Amend the Central Park Property Consent Agreement  
BD-2 Eleanor V. Luecke, President, L.I.N.C.; RE: Opposition to Eyde Company Request to Amend the Central Park Property Consent Agreement

- BD-3 Jennifer A. Liechty, Moon-Baked Creations, 1754 Central Park Drive, Okemos; RE: Support of Eyde Company Request to Amend the Central Park Property Consent Agreement
- BD-4 Richard A. Baumgartner, 1064 Cliffdale Drive, Haslett; RE: Appeal of Special Use Permit #00121 (Eyde)
- BD-5 Christopher M. Bzdok, Olson, Noonan & Bzdok, 420 E Front Street, Traverse City MI; RE: Appeal of Special Use Permit #00121 (Eyde)
- BD-6 Dr. Joel Cohn, M.D., 4650 Wellington Drive, Okemos; RE: Support of Eyde Company Request to Amend the Central Park Property Consent Agreement
- BD-7 Petition; RE: Support of Eyde Company Request to Amend the Central Park Property Consent Agreement
- BD-8 Mark K. Clouse, Esq., Financial & Legal Counsel, Eyde Company; RE: Withdrawal of Request to Amend the Central Park Property Consent Agreement
- BD-9 Petitions in Support of Eyde Company Request to Amend the Central Park Property Consent Agreement

C. Board Information (BI)

- BI-1 Treasurer Klunzinger; RE: Appointment of Deputy Treasurer
- BI-2 Ronald W. Clark, Vice President, Whitehills Development Corp, 3210 Lake Lansing Road, East Lansing; RE: Whitehills Lakes No. 6 Street Lights
- BI-3 Juan Arellano, President, Ottawa Hills Homeowners Association; RE: Opposition to Planned Ottawa Hills Pedestrian/Bicycle Pathway
- BI-4 Lanny L. Johnson, M.D., 2950 Mt. Hope Road, Okemos; RE: Rezoning Application
- BI-5 Okemos Public Schools Board of Education October 16, 2000 Meeting Agenda
- BI-6 Michigan Townships Association Legislative Fax September 22, 2000 edition
- BI-7 Michigan Townships Association Legislative Fax September 29, 2000 edition
- BI-8 Michigan Townships Association Legislative Fax October 6, 2000 edition
- BI-9 Deborah Mitchel, 4475 Heritage Ave #B1, Okemos; RE: Obstruction of Sidewalk at Bottoms Up Store
- BI-10 Michigan Townships Association; RE: Five Things You Can Do to Defeat MI Prop #00-2)
- BI-11 Michigan Townships Association Capitol Currents October 2000 Edition

D. Freedom of Information (FOI) [On file in Clerk's Office]

- FOI-2000-33 Charles Hagen, 4195 Van Atta Road, Okemos; RE: Hunting Ordinances
- FOI-2000-34 Mark Grebner, P.O. Box 6249, East Lansing; RE: October 3, 2000 Board Meeting
- FOI-2000-35 Jared A. Roberts, Esq., Loomis, Ewert, Parsley, Davis & Gotting, P.C., Lansing; RE: Lake Lansing Storm Drains
- FOI-2000-36 Thomas R. Eckhardt, Terra Management Company, East Lansing; RE: Community Septic Field on Grand River Ave East of Van Atta Road

E. News Release (NR)

- NR-1 Halloween Adventures at the Harris Nature Center
- NR-2 Halloween Meridian Style

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

- OF-1 East Lansing Public Schools 2000 Certification of Winter Tax Levy & 2000 Tax Rate Request Form L-4029
- OF-2 Okemos Public Schools Board of Education October 2, 2000 Meeting Agenda and Packet

OF-3 Ingham County Board of Commissioners October 10, 2000 Statutory Annual Meeting  
Agenda and Packet

5. QUESTIONS OF ATTORNEY (None)

Trustee McGillicuddy asked who authorized a meeting with Judge Houk to discuss the Eyde Request. Attorney Schultz stated the attorneys were asked by the Township Manager & Supervisor to attend the meeting as the process for considering the request was a point of discussion during the hearing. Attorney Schultz stated as a rule of ethics, the Eyde Company could not meet with the judge without inviting the Township's Attorney.

Trustee McGillicuddy asked when the Board made the decision to attend this meeting. Attorney Schultz stated it is not their opinion that Board action was required to attend this meeting. Attorney Schultz stated that the meeting was intended to discuss the process and determine whether the judge believed he had continuing jurisdiction to consider the request. Attorney Schultz stated there would be no point to continue with the process if the Court was not inclined to review whatever matters may have been brought before it. Attorney Schultz stated the Eyde Company Legal Counsel set up the meeting with Judge Houk to discuss the procedural issue rather than the substantive issue.

**Treasurer Klunzinger moved to instruct Director Kieselbach to work with the attorney to achieve a settlement in accordance with the terms as discussed in closed session. Seconded by Trustee Such.**

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

6. PUBLIC REMARKS

Supervisor McCullough opened Public Remarks.

Mary Lou Turnbull, 2812 Buglers Way, East Lansing, spoke in support of Rezoning #97210 (Okemos Dental).

Suzanne Mead Gieszer, 1963 Kingswood Circle, spoke in support of Rezoning #97210 (Okemos Dental).

Wayne McLellen, 1459 Cheboygan Road, Okemos, spoke in support of Rezoning #97210 (Okemos Dental).

Rafael Marinez, 2782 Buglers Way, East Lansing, spoke in support of Rezoning #97210 (Okemos Dental).

Supervisor McCullough closed Public Remarks.

7. CONSENT AGENDA

**Treasurer Klunzinger moved to adopt the Consent Agenda to include items: #3 (CORRECTION, APPROVAL & RATIFICATION OF MINUTES); 4 (COMMUNICATIONS); 16A (Bills); 16B (2001 Budget Approval); 16C (Hannah-Dawn Water Main Construction - Bid Award); 17A(2)i (Audit Services Contract - Plante & Moran). Seconded by Trustee Such.**

Roll call vote: Yeas: Supervisor McCullough, Clerk Helmbrecht, Treasurer Klunzinger,  
Trustees McGillicuddy, Milliman, Such  
Nays: None  
Motion carried 6-0

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

- A. CORRECTION, APPROVAL & RATIFICATION OF MINUTES (Agenda Item #3):  
**Treasurer Klunzinger moved to approve and ratify the minutes of the October 3, 2000 Budget Workshop & Work Session, the October 10, 2000 Budget Workshop as submitted and the October 3, 2000 Regular Meeting as amended by adding the following:**

**"11. TREASURER'S REPORT (See Item #2)"**

**to page six, following Item #10. Seconded by Trustee Such.**

Roll call vote: Yeas: Supervisor McCullough, Clerk Helmbrecht, Treasurer Klunzinger,  
Trustees McGillicuddy, Milliman, Such  
Nays: None  
Motion carried 6-0

- B. COMMUNICATIONS (Agenda Item #4):  
**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. Seconded by Trustee Such.**

Roll call vote: Yeas: Supervisor McCullough, Clerk Helmbrecht, Treasurer Klunzinger,  
Trustees McGillicuddy, Milliman, Such  
Nays: None  
Motion carried 6-0

- C. MANAGER'S BILLS (Agenda Item #16A):  
**Treasurer Klunzinger moved that the Township Board approve the Manager's Bills as follows:**

|                              |                     |
|------------------------------|---------------------|
| General Fund/Special Revenue | \$230,661.56        |
| <u>Public Works</u>          | <u>\$207,101.21</u> |
| Total                        | <u>\$437,762.77</u> |

**Seconded by Trustee Such.**

Roll call vote: Yeas: Supervisor McCullough, Clerk Helmbrecht, Treasurer Klunzinger,  
Trustees McGillicuddy, Milliman, Such  
Nays: None  
Motion carried 6-0

[Bill list for 10/17/00 in Official Minute Book]

- D. 2001 Budget Approval (Agenda Item #16B):  
**Treasurer Klunzinger moved that the Township Board hereby adopt the 2001 Budget, subject to technical and typographical corrections to the narrative. Seconded by Trustee Such.**

Roll call vote: Yeas: Supervisor McCullough, Clerk Helmbrecht, Treasurer Klunzinger,  
Trustees McGillicuddy, Milliman, Such  
Nays: None  
Motion carried 6-0

[Signed and Sealed Resolution in Official Minute Book]

- E. Hannah-Dawn Water Main Construction - Bid Award (Agenda Item #16C):  
**Treasurer Klunzinger moved to authorize the Township Supervisor and Clerk to sign a contract, in a form approved by the Township attorney, with Scarlett Construction, of Holt, Michigan for the award of the 2000 Water Main Contract #2 Hannah Boulevard to Dawn Avenue contract, in the amount of \$100,375.00." Seconded by Trustee Such.**

Roll call vote: Yeas: Supervisor McCullough, Clerk Helmbrecht, Treasurer Klunzinger,  
Trustees McGillicuddy, Milliman, Such  
Nays: None  
Motion carried 6-0

- F Audit Services Contract - Plante & Moran (Agenda Item #17A(2)i):  
**Treasurer Klunzinger moved that the Township Board approve Plante & Moran's engagement letter for the 2000 audit in an amount not to exceed \$31,900. Seconded by Trustee Such.**

Roll call vote: Yeas: Supervisor McCullough, Clerk Helmbrecht, Treasurer Klunzinger,  
Trustees McGillicuddy, Milliman, Such  
Nays: None  
Motion carried 6-0

8. BOARD MEMBER COMMENTS

Treasurer Klunzinger commented that the meeting format prohibits Board input on hearing items and recommended changing the hearing procedure to permit input and offer answers to questions.

**Trustee McGillicuddy moved to suspend distribution of the Meridian Monitor until after the November General Election to coincide with the winter tax bills.**

**Motion died for lack of support.**

Treasurer Klunzinger commented the Meridian Monitor has not gone out with the tax bills as it is cheaper to mail individually.

Trustee Milliman reported the Township was a recipient of a Level 3 Active Community Award from the Governor's Council on Physical Fitness. He congratulated Okemos High School on their level 6 District Award.

9. SUPERVISOR'S REPORT (None)

10. CLERK'S REPORT

Clerk Helmbrecht reported absentee ballots are going out on a daily basis.

Clerk Helmbrecht reported on a problem at the post office in delivering absentee ballots from the initial mailing on October 2, 2000.

11. TREASURER'S REPORT (None)

12. TOWNSHIP BOARD (None)

13. SPECIAL HEARINGS/APPEALS (None)

14. UNFINISHED BUSINESS (None)

15. DEPARTMENT OF COMMUNITY PLANNING & DEVELOPMENT

A. Unfinished Business

(1) Rezoning #97210 (Okemos Dental)

Director Kieselbach introduced the request to rezone 4780 Okemos Road from PO (Professional Office) to CS (Community Service).

**Trustee Milliman 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 #97210" from of PO (Professional Office) to CS (Community Service). Seconded by Treasurer Klunzinger.**

Board Members discussed the following items:

- The Applicant's planning of the Site
- Zoning Consistent with the Comprehensive Development Plan

- Public Support
- Local Resident Concerns
- Traffic Concerns
- Possibility of a Traffic Island
- Possibility of Right-turn-only restrictions
- Site Plan Review
- Ingham County Road Commission Control of Road
- Location & Nature of Traffic Accidents
- Permitted Uses in CS (Community Services) zoning district

**Trustee McGillicuddy moved to amend the motion by adding a condition to the resolution to add an island to direct traffic, and to work with the Ingham County Road Commission to design safe inflow to and outflow from the property. Seconded by Clerk Helmbrecht (for discussion).**

Board Members discussed the following items:

- Use of Specific Traffic Control Measures
- Need for Amendment
- Site Plan Review Process

**Clerk Helmbrecht removed her support.**

**Motion died for lack of support.**

**Trustee McGillicuddy moved to add a comment to the resolution that the Board strongly recommends to the Ingham County Road Commission that a traffic island be used.**

**Motion died for lack of support.**

Board Members discussed the following items:

- Traffic Control Considered During Site Plan Review
- Extent of Traffic Studies
- Ordinance Requirement of an SUP for Drive-Through Windows
- Approval History of Drive-Through Windows
- Elimination of Curb Cuts

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

(2) Zoning Amendment #00050 (Planning Commission)

Director Kieselbach introduced an amendment to Section 86-1.11(g) to allow for a waiver of the curb and gutter requirement.

**Trustee Milliman moved that the Township Board hereby Introduces for Publication and Subsequent Adoption Ordinance No. \_\_\_\_\_, entitled "Ordinance Amending the Code of Ordinances of Meridian Township, Michigan, by Amending Section 86-1.11(g)." Seconded by Trustee Such.**

Board Members discussed the following items:

- Traffic Control Use of Curb and Gutter
- County Drain Commissioner Support

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

[Signed and Sealed Resolution in Official Minute Book]

B. New Business

(1) Rezoning #00140 (Federau & Wallin)

Director Kieselbach introduced the request to rezone approximately 3.2 acres south of Sower Boulevard and west of Okemos Road, from RD (Multiple Family-Low Density) to PO (Professional Office)

**Trustee Milliman 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 #00140" from RD (Multiple Family-Low Density) to of PO (Professional Office). Seconded by Trustee Such.**

Board Members discussed the following items:

- Planning & Development Committee Review
- Office Encroachment
- Cut-through Traffic from Hulett Road
- Need for PO (Professional Office) zoning
- Redevelopment of existing PO sites
- Consistency with the Comprehensive Development Plan

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

[Signed and Sealed Resolution in Official Minute Book]

16. MANAGER'S REPORT, INVOICES & BILLS

- A. Bills (See Consent Agenda)
- B. 2001 Budget Approval (See Consent Agenda)
- C. Hannah-Dawn Water Main Construction - Bid Award (See Consent Agenda)

17. BOARD MEMBER, BOARD COMMITTEE AND LIAISON REPORTS

- A. Standing Committee Reports
  - (1) Physical Operations & Activities
    - i. Audit Services Contract - Plante & Moran (See Consent Agenda)
  - (2) Financial Planning and Budgeting (None)
  - (3) Personnel (None)
  - (4) Planning and Development (None)
  - (5) Infrastructure
    - i. Reconsideration of Community Septic Field - Grand River Ave, E of Van Atta Rd

**Trustee Such moved to reconsider the resolution adopted at the October 3, 2000 Regular Meeting of the Township Board regarding an alternate waste collection, treatment and disposal system. Seconded by Trustee Milliman.**

Board Members discussed a secondary review in the Infrastructure Committee.

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

**Trustee Such moved adoption of the resolution attached to staff memorandum dated October 3, 2000, concerning an alternate waste collection, treatment and disposal system be approved subject to review by the Township's Attorney. Seconded by Trustee Milliman.**

ROLL CALL VOTE: YEAS: None  
NAYS: Trustees McGillicuddy, Milliman, Such, Supervisor  
McCullough, Clerk Helmbrecht, Treasurer Klunzinger  
Motion failed 0-6.

**Trustee Such moved to refer to the matter to the Infrastructure Committee. Seconded by Trustee Milliman.**

VOICE VOTE: Motion carried 6-0.

Trustee Such reported the next meeting is scheduled for October 18, 2000 at 5:15 p.m. for further consideration of amendments to the Pedestrian/Bicycle Pathway Master Plan.

- (6) Public Safety (None)
- (7) Recreation

Trustee Milliman discussed class offerings through the Township's Recreation Program.

B. Special Committees

Trustee McGillicuddy reported the Meridian Volunteer Council is scheduled to meet November 1, 2000 in the Town Hall Room.

C. Liaison Representative Reports (None)

18. OTHER REPORTS (None)

19. NEW BUSINESS (None)

20. PUBLIC REMARKS

Supervisor McCullough opened public remarks.

James Brazier, 4185 Cornell Road, Okemos, spoke in agreement with communication BD-5.

Mark Grebner, 1038 Lilac, East Lansing, spoke in opposition to the Board's Public Remarks Policy, and discussed issues regarding the Township's Audit Report.

Bruce Hunting, 2365 Club Meridian, Apt A2, Okemos, spoke regarding the history of the Proctor Drain Debt, and the replacement of walnut trees killed during school construction in the Hartrick Natural Area.

Supervisor McCullough closed public remarks.

21. FINAL BOARD MEMBER COMMENTS

Treasurer Klunzinger discussed the legal prohibition on the Treasurer in overseeing the Director of Financial Planning & Budgeting. He asked Manager Richards to address the Township's Audit.

Manager Richards discussed the audit team's comments, which related primarily to operations in the Financial Planning & Budgeting Department. He reported these issues have since been corrected and

not recurred.

Treasurer Klunzinger discussed a civil matter involving Mark Grebner and the Ingham Newspaper Company.

22. ADJOURNMENT

Supervisor McCullough adjourned the meeting at 8:15 p.m.

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BILL McCULLOUGH  
TOWNSHIP SUPERVISOR

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MARY M. G. HELMBRECHT  
TOWNSHIP CLERK

Paul J. Cassidy, Secretary