

CHARTER TOWNSHIP OF MERIDIAN
TOWNSHIP BOARD WORK SESSION MINUTES - **APPROVED** -
5151 Marsh Road, Okemos, MI 48864-1198
349-1200, Town Hall Room
TUESDAY, NOVEMBER 21, 2000, **6:00 P.M. — 7:00 P.M.**

PRESENT: Supervisor McGillicuddy, Clerk Helmbrecht, Treasurer Hunting, Trustees Stier, Such, Woiwode
ABSENT: Trustee Brixie
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, Attorney Brian Goodenough

1. CALL WORK SESSION TO ORDER

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

2. QUESTIONS FOR ATTORNEY

Attorney Goodenough handed out a compilation of the primary enabling statutes to Board Members.

3. DISCUSSION ON 7:00 AGENDA ITEM TOPICS

A. Amendment to Inter-Local Agreement - Ingham County Treasurer Don Moore
Supervisor McGillicuddy introduced Ingham County Treasurer Don Moore.

Treasurer Moore discussed the origin and purpose of the Michigan Government Investment Trust and the reason for its dissolution.

B. Future of Standing Committees

Supervisor McGillicuddy discussed her intent to eliminate standing board committees and meet under a Committee of the Whole during the regularly scheduled Work Session, with the possibility of Ad Hoc Committees to consider special topics.

4. OTHER BUSINESS

Supervisor McGillicuddy introduced Jim Brazier to discuss his suggestions to improve fairness and responsiveness of Meridian Township Government.

Jim Brazier read from his communication (BI-7).

5. PUBLIC REMARKS

Supervisor McGillicuddy opened Public Remarks.

Marlene Plott, 4121 Okemos Road, Okemos, spoke in support of Rezoning #00100 (Plott/OK2, LLC).
[She submitted supporting documents for her request to place on file in the Official Minute Book]

Bill Jakovac, 2441 S. Wild Blossom Ct., East Lansing, requested the Board re-examine the proposal from Okemos J2 LLC on a community Septic Field on Grand River Ave, East of Van Atta Road.

Charles Louis Willems, 1387 Hickory Island, Haslett, spoke in support of a Board Public Safety Committee.

Juan Arellano, President Ottawa Hills Homeowners Association, spoke in opposition to Rezoning #00100 (Plott/OK2, LLC).

Supervisor McGillicuddy closed Public Remarks.

Trustee Such moved to go into closed session to 1) discuss pending litigation which if discussed in open session would have a detrimental effect on the litigation or settlement strategies of the

Township; 2) to discuss two (2) written legal opinions from the Township Attorney to the Township Board; and 3) to consider the purchase or lease of real property up to the time an option to purchase or lease the property is obtained. Seconded by Clerk Helmbrecht.

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

Supervisor McGillicuddy recessed the meeting at 6:55 pm.

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

Trustee Such moved to adjourn the closed session and return to open session. Seconded by Trustee Woiwode.

Supervisor McGillicuddy reconvened the Work Session at 8:30 pm.

6. ADJOURNMENT

Supervisor McGillicuddy adjourned the Work Session at 8:30 p.m.

SUSAN MCGILLICUDDY
TOWNSHIP SUPERVISOR

MARY M. G. HELMBRECHT
TOWNSHIP CLERK

Paul J. Cassidy, Secretary

CHARTER TOWNSHIP OF MERIDIAN
TOWNSHIP BOARD REGULAR MEETING - **APPROVED** -
5151 Marsh Road, Okemos, MI 48864-1198
349-1200, Town Hall Room
TUESDAY, NOVEMBER 21, **7:00 P.M.**

PRESENT: Supervisor McGillicuddy, Clerk Helmbrecht, Treasurer Hunting, Trustees Stier, Such, Woiwode
ABSENT: Trustee Brixie
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development Mark Kieselbach, Police Chief Gary Gibbons, EMS/Fire Chief Fred Cowper

1. CALL MEETING TO ORDER

Supervisor McGillicuddy called the meeting to order at 8:30 p.m.

- A. Pledge of Allegiance
Supervisor McGillicuddy led the Pledge of Allegiance.
- B. Introduction of New Police Officer
Supervisor McGillicuddy stated the Police Officer to be introduced is not present this evening.
- C. Introduction of New Fire Fighter
Chief Cowper introduced new EMS/Fire Fighter Aaron Fisher.
- Supervisor McGillicuddy introduced the 2000-2004 Township Board and explained Trustee Brixie is attending a family event outside of the country.

2. APPROVAL OF AGENDA — OR CHANGES

By unanimous consent the Board approved the Board Agenda with the deletion of Item 15C(1) (Reconsideration of Denial of Appeal to the Special Use Permit #00121 (Eyde)).

3. CORRECTION, APPROVAL & RATIFICATION OF MINUTES (None)

4. COMMUNICATIONS

By unanimous consent the Board received the communications and placed them on file, with any communications not already assigned for disposition being referred to the Township Manager or Supervisor for follow-up.

5. QUESTIONS OF ATTORNEY (None)

6. PUBLIC REMARKS

Supervisor McGillicuddy without objection suspended the rule limiting the first Public Remarks to Agenda Items only.

Treasurer Hunting moved to remove from the Board's Rules and Procedures the limitation on the topic for the first Public Remarks to Agenda items only. Seconded by Trustee Woiwode.

VOICE VOTE: Motion carried 6-0.

Supervisor McGillicuddy opened Public Remarks under suspended rules.

Juan Arellano, President Ottawa Hills Homeowners Association, congratulated the new Board Members and spoke in opposition to Rezoning #00100 (Plott/OK2, LLC).

Joy Wiseman, 4954 Hillcrest Ave, Okemos, spoke in opposition to Rezoning #00100 (Plott/OK2, LLC).

Marlene Plott, 4121 Okemos Road, Okemos, spoke in support of Rezoning #00100 (Plott/OK2, LLC).

Jim Brazier 4185 Okemos Road, Okemos, spoke in support of exploring an Act 425 Agreement with a General Law Township to preserve farmland.

Mark Clouse, 4660 S. Hagadorn, East Lansing, spoke on behalf of the Eyde Co, in opposition to reconsideration of the denial for the appeals to the Extension of SUP #99151 (Eyde) and the extension of SUP #99091 (Wal-Mart).

Vance Kincaid, 4530 Nakoma Dr, Okemos, urged the Board to pursue a balance between developers and residents.

Dr. Satnam Singh Bhugra, 2163 White Owl Way, Okemos, congratulated the Board and spoke in support of responsive Township governance.

Supervisor McGillicuddy closed Public Remarks.

7. CONSENT AGENDA (None)

8. BOARD MEMBER COMMENTS

Trustee Such moved to direct the Township Manager and Attorney to proceed as discussed in closed session. Seconded Clerk Helmbrecht

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

Trustee Woiwode acknowledged the congratulatory remarks of Township residents. She urged residents to submit written comments expressing individual views for the benefit of all the Board Members and the community as a whole.

Treasurer Hunting discussed his philosophy of open governing reflected in the openness of public remarks at the start of meeting, and limiting Board action on new business items to discussion only.

9. SUPERVISOR'S REPORT

A. Future of Standing Committees

Supervisor McGillicuddy stated her intent to discontinue the practice of operating standing committees, and instead meet as a Committee of the Whole at 6 pm on Meeting Nights.

B. Governance Policy Workshop (Follows item D)

C. Accept Resignation from Planning Commission - Julie Brixie (Term Expires 12/31/01)

Trustee Woiwode moved to accept the resignation of Julie Brixie from the Planning Commission. Seconded by Trustee Such.

VOICE VOTE: Motion carried 6-0.

D. Planning Commission Appointment to Vacant Term (Brett Dreyfus)

Supervisor McGillicuddy appointed Brett Dreyfus to the Planning Commission to fill the remainder of Julie Brixie's unexpired term.

Trustee Such recommended that the Board be given the opportunity to interview Mr. Dreyfus before confirming this appointment, and that this practice continue for future appointments.

The consensus of the Board was to interview Mr. Dreyfus for the Planning Commission at the December 5, 2000 Work Session.

• Governance Policy Workshop

Supervisor McGillicuddy discussed the Governance Policy Workshop to be held Saturday, December 16, 2000 from 8:00 a.m. to-noon, to discuss the Board's mission statement, goals, and

governance model.

10. CLERK'S REPORT

- A. Request for Waiver of Use Charge - Michigan Audubon Society
Trustee Such moved to waive the fee for the Service Center Conference Room for the Michigan Audubon Society Board of Directors on January 27, 2001. Seconded by Trustee Woiwode.

VOICE VOTE: Motion carried 6-0.

- B. Wonderland of Lights at Potter Park Zoo - Meridian Night on December 6, 2000
 Clerk Helmbrecht reported Township residents can meet at 5:00 p.m. by the front gate to receive a guided tour of the zoo.
- Clerk Helmbrecht highlighted an article (BI-2) reporting appointments to the State's seven (7) member Agricultural Land Preservation Fund Board including Gilbert White.

11. TREASURER'S REPORT

- A. Amendment to Inter-Local Agreement
 Treasurer Hunting introduced the resolution to dissolve MIGIT.

Treasurer Hunting moved to adopt a resolution recommending the termination of the Michigan Government Investment Trust (MIGIT). Seconded by Clerk Helmbrecht

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

[Signed and Sealed Resolution in Official Minute Book]

- B. Bank Resolutions
 Treasurer Hunting introduced the standard bank resolution to change the authorized signers for the Township's financial Institutions.

Treasurer Hunting moved to adopt a resolution entitled "Authority to Open Account" for each of the listed financial institutions (18) in a staff memorandum dated November 16, 2000. Seconded by Trustee Such.

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

[Signed and Sealed Resolutions in Official Minute Book. Note: There are only seventeen (17) resolutions as Comerica Bank was listed twice (#3 & 15) in the November 16, 2000 staff memorandum]

- 12. TOWNSHIP BOARD (None)
- 13. SPECIAL HEARINGS/APPEALS (None)
- 14. UNFINISHED BUSINESS (None)
- 15. DEPARTMENT OF COMMUNITY PLANNING & DEVELOPMENT

- A. Unfinished Business
 - (1) Zoning Amendment #98150 (Planning Commission)
 Director Kieselbach introduced an amendment to Chapter 82 of the Code of Ordinances for the proposed C-1, C-2 and C-3 Commercial Districts for Final Adoption.

Board Members discussed the following items:

- Zoning Map changes
- Zoning of art galleries
- Procedure to modify the ordinance after final adoption

Clerk Helmbrecht moved that the Township Board hereby Finally Adopts Ordinance No. 2000-17, entitled "Ordinance Amending the Code of Ordinances of Meridian Township, Michigan, by Amending Section 82-11, Section 81-1.8, Section 82-1.2, Section 85-1.10 and the Zoning District Map of Meridian Township and by deleting Section 82-12." Seconded by Trustee Such.

VOICE VOTE: Motion carried 6-0.

(2) Zoning Amendment #99120 (Planning Commission)

Director Kieselbach introduced the proposed amendment to delete references to the Master Plan for Streets and Highways for Final Adoption

Trustee Such moved that the Township Board hereby Finally Adopts, Ordinance No. 2000-18, entitled "Ordinance Amending the Code of the Charter Township of Meridian, Michigan by Deleting References to the Master Plan for Streets and Highways and by Adding Section 82-8.1, Section 82-10.4C.4, Section 82-11.4C.3, Section 82-12.4C.4, Section 82-13.4C.4, Section 82-14.6E.4, Section 82-15.5D.4 and Section 82-18.5F.3." Seconded by Clerk Helmbrecht.

Board Members discussed the following items:

- Impact on previously adopted Chapter 82

VOICE VOTE: Motion carried 6-0.

B. New Business

(1) Rezoning #00100 (Plott/OK2, LLC)

Director Kieselbach introduced the request to rezone lots 130, 131 and 132 of the Ottawa Hills Subdivision from RAA (Single Family-Low Density) to CS (Community Service) for introduction.

Board Members discussed the following items:

- Board referral to Zoning Board of Appeals
- Board options for action
- Restrictions on future construction
- Partial zoning of lots
- Rezoning of only Lot 132
- Resident understanding of difference between original request and Planning Commission recommendation
- Referral to Planning Commission
- Verification of parcel numbers and location of wetlands on map

(2) Rezoning #00160 (SBI)

Director Kieselbach introduced the request to rezone approximately 5.03 acres north of Jolly Road, east of Okemos Road and west of Hiawatha Lakes Subdivision from PO (Professional Office) and NS (Neighborhood Service) to CS (Community Service) and PO (Professional Office) for introduction.

Board Members discussed the following items:

- Previous rezonings of site
- Zoning designation of site per new commercial zonings
- Resident reaction to proposal

- Public notification of rezoning
- Vicinity of pending hotel
- Service road

C. Review of Previous Board Actions

Supervisor McGillicuddy requested a motion to step down as Chair of the Board to permit her to make the motion as the initiator of the motions to reconsider.

Treasurer Hunting moved to permit Supervisor McGillicuddy to temporarily step down as Chair of the meeting during Board deliberation on the reconsideration of the denial of two (2) appeals. Seconded by Trustee Woiwode.

Treasurer Hunting moved to appoint Trustee Woiwode as Supervisor Pro-Tem and Acting Chair in the Supervisor's stead. Seconded by Clerk Helmbrecht.

The two (2) motions were combined as one by consent of the maker and supporters of the motions.

VOICE VOTE: Motion carried 6-0.

- (2) Reconsideration of Denial of Appeal to the Extension of SUP #99151 (Eyde), request to work within the floodplain of the Mud Lake Drain and the groundwater recharge area.

Supervisor McGillicuddy moved reconsideration of the denial of the appeal to the extension of SUP #99151 (Eyde). Seconded by Trustee Stier.

Board Members discussed the following items:

- Process for reconsideration of Board actions
- Citizen right to appeal
- Lack of standing of appellants
- Renewal vs. extension of an SUP
- An Appeal is opposed to the Judge's Intent to maintain the status quo during the injunction
- Nature of Appeal
- An appeal opens the Township to liability

ROLL CALL VOTE: YEAS: Trustee Woiwode, Supervisor McGillicuddy, Treasurer Hunting

NAYS: Trustees Stier, Such, Clerk Helmbrecht
Motion failed 3-3.

- (3) Reconsideration of Denial of the Appeal of Extension of SUP #99091 (Wal-Mart), request to develop an approximate 141,000 square foot retail store with an outdoor garden center, and an automobile service facility, and to work in the groundwater recharge area on the east side of proposed Times Square Drive

Supervisor McGillicuddy moved reconsideration of the denial of the appeal to the extension of SUP #99091 (Wal-Mart). Seconded by Trustee Stier.

Board Members discussed the following items:

- Right of residents to appeal
- Denial of appeal supports the Judge's Intent to maintain the status quo
- Lack of standing of appellants

- Interest in listening to the residents

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

Supervisor McGillicuddy moved that the Township Board hear the resident appeal to the extension of SUP #99091 (Wal-Mart) at the Board's December 19, 2000 Regular Meeting. Seconded by Treasurer Hunting.

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

Board Members discussed the following items:

- Grounds for appeal limited to time extension
- Notice should clearly state the grounds for the appeal.

Supervisor McGillicuddy moved that discussion of the appeal be limited to the subject of the time extension in the extension of the Special Use Permit. Seconded by Treasurer Hunting (for discussion).

Board Members discussed the following items:

- Limiting discussion not consistent with listening to residents
- Limit of appeal discussion does not limit resident comments during public remarks
- Determination of content of remarks during hearing
- Hearing procedure

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

Trustee Such moved to restore Supervisor McGillicuddy as Chair of the Board. Seconded by Treasurer Hunting.

VOICE VOTE: Motion carried 6-0.

16. MANAGER'S REPORT, INVOICES & BILLS

A. Bills

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

General Fund/Special Revenue	\$191,821.92
Public Works	\$ 28,184.21
Total	<u>\$220,006.13</u>

Seconded by Clerk Helmbrecht.

[Bill list for 11/21/00 in Official Minute Book]

Manager Richards discussed the format of the bill list.

Board Members discussed alternative ways of listing the bills for quicker review.

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

- B. Replace Fire Department Extrication Equipment
Manager Richards introduced the proposal for replacement of extrication equipment.

Clerk Helmbrecht moved to authorize the Fire Department to purchase a replacement "Jaws of Life" rescue tool with accessories not to exceed the purchase price of \$19,500. Seconded by Treasurer Hunting.

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

- C. Assessing Stipulation
Manager Richards introduced the assessing stipulation.

Trustee Such moved that the Township Assessor be authorized to sign a Tax Tribunal stipulation with Richard & Susan Metcalf on the following residential property:

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>	<u>ADDRESS OF PROPERTY</u>
2000	276463	3548 Fairhills	
<u>Assessment/Taxable</u>	2000	\$170,000/170,000	
<u>Proposed Asmt/Taxable</u>	2000	\$160,000/160,000	

Seconded by Clerk Helmbrecht.

Board Members discussed the following items:

- Process of appealing assessment

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

17. BOARD MEMBER, BOARD COMMITTEE AND LIAISON REPORTS

- A. Standing Committee Reports (None)
- B. Special Committees (None)
- C. Liaison Representative Reports
Trustee Such reported as the Tri-County Regional Planning Commission representative that the next meeting would be in December.

Without objection, Trustee Such was reappointed as the Board Representative to the Tri-County Regional Planning Commission.

18. OTHER REPORTS (None)

19. NEW BUSINESS (None)

20. PUBLIC REMARKS

Supervisor McGillicuddy opened public remarks.

Eldon Clark, 2415 Sapphire Lane, East Lansing, congratulated the Board Members on winning election.

Supervisor McGillicuddy closed public remarks.

21. FINAL BOARD MEMBER COMMENTS

Treasurer Hunting recommended a review of the agenda format for changes to include more opportunities for public input on action items.

Trustee Such discussed the practice in the Infrastructure Committee to specify items for discussion or action.

Supervisor McGillicuddy discussed having consistent consent agenda including items of a routine nature.

Trustee Such recommended the Supervisor and Manager review the agenda before publication to suggest consent agenda items. He cautioned against the practice of a routine consent agenda.

Treasurer Hunting recommended a reading into the record of consent agenda items before voting on approval.

Manager Richards discussed the procedure to amend the Board's Rules & Procedures.

Trustee Such recommended that the agenda continue to be grouped by subject with a designation following the item indicating for discussion, approval, introduction, or final adoption.

22. ADJOURNMENT

Trustee Such moved to adjourn the meeting. Seconded by Clerk Helmbrecht.

Supervisor McGillicuddy adjourned the meeting at 10:49 p.m.

SUSAN MCGILLICUDDY
TOWNSHIP SUPERVISOR

MARY M. G. HELMBRECHT
TOWNSHIP CLERK

Paul J. Cassidy, Secretary