



**AGENDA**  
CHARTER TOWNSHIP OF MERIDIAN  
TOWNSHIP BOARD – REGULAR MEETING  
March 5, 2019 6:00 pm

---

1. CALL MEETING TO ORDER
2. PLEDGE OF ALLEGIANCE/INTRODUCTIONS
3. ROLL CALL
4. PRESENTATION
5. CITIZENS ADDRESS AGENDA ITEMS AND NON-AGENDA ITEMS\*
6. TOWNSHIP MANAGER REPORT
7. BOARD MEMBER REPORTS OF ACTIVITIES AND ANNOUNCEMENTS
8. APPROVAL OF AGENDA
9. CONSENT AGENDA
  - A. Communications
  - B. Minutes-February 19, 2019 Regular Meeting
  - C. Bills
  - D. Sierra Ridge #2 & #3 Streetlighting-SAD 426-Resolution #5
10. QUESTIONS FOR THE ATTORNEY
11. HEARINGS (CANARY)
  - A. Georgetown #4 Public Streetlighting SAD #427-Resolution #5
12. ACTION ITEMS (PINK)
  - A. Medical Marihuana Non-Zoning Ordinance-**Introduction**
  - B. Rezoning #18160 (Giguere)-**Introduction**
  - C. Rezoning #18150 (Township Board)-**Introduction**
  - D. ZBA Appointment
13. BOARD DISCUSSION ITEMS (ORCHID)
  - A. Elevation at Okemos Pointe Brownfield Plan
  - B. Biber Street Land Transfer
  - C. Redi-Ride Millage
  - D. Time Limitations for Vending
  - E. Georgetown #4 Public Streetlighting SAD #427-Resolution #5
14. COMMENTS FROM THE PUBLIC
15. OTHER MATTERS AND BOARD MEMBER COMMENTS
16. ADJOURNMENT

---

All comments limited to 3 minutes, unless prior approval for additional time for good cause is obtained from the Supervisor.  
Appointment of Supervisor Pro Tem and/ or Temporary Clerk if necessary.

Individuals with disabilities requiring auxiliary aids or services should contact the Meridian Township Board by contacting:  
Township Manager Frank L. Walsh, 5151 Marsh Road, Okemos, MI 48864 or 517.853.4258 - Ten Day Notice is Required.  
Meeting Location: 5151 Marsh Road, Okemos, MI 48864 Township Hall

**CLERK'S OFFICE BOARD  
COMMUNICATIONS  
March 5, 2019**

**BOARD INFORMATION  
(BI)**

## Riley Millard

---

**From:** XIAOYUN ZHENG <xiaoyun.zheng15@gmail.com>  
**Sent:** Friday, March 1, 2019 10:35 AM  
**To:** Board  
**Subject:** Re: Proposed Housing Development behind Whole Foods (Rezoning # 19010)

Greetings!

My name is Xiaoyun Zheng and I am the resident of Heather Drive. I just got noticed that this proposal will potentially affect my living area, so I am writing to express my concerns.

First of all, I think right now our neighborhood is very quite and beautiful and safe. According to the proposal, more traffic will be introduced to our neighbor due to the new housing. No matter what kind of people they will plan to rent houses for, it will definitely make my neighbor more crowded and noisy. That's something I hate very much.

Second, the targets of these new housing are low to moderate incomers. I concern that in the future the safety will be compromised because more unfamiliar people are moving in and out.

I strongly oppose this proposal and I hope the dear Meridian Township Board could consider not approve it at all.

Thank you so much for your time.

Best,  
Xiaoyun Zheng

## Riley Millard

---

**From:** Donna Rose <wild-rose@sbcglobal.net>  
**Sent:** Friday, March 1, 2019 1:43 AM  
**To:** Board  
**Cc:** hudson.kc@live.com  
**Subject:** Redi Ride & Transit Comm. Recommendation - For Board Packet 3/5/19

Dear Board of Trustees,

I was so hopeful when the Meridian Township Transportation Commission was established. I was proud and believed my community saw the need it could fill, especially for those who need public transit in a locale which has fewer transit choices than some of our nearby communities. I thought the Commission would contain a diverse group of residents, with the majority riding the service. Instead, we have only one member of the Commission who rides. The recommendation from those Commissioners who don't ride the Redi Ride service is just for another Redi Ride millage renewal, without seeking other options from CATA. It is quite insulting for all the time an attention many riders have put into this endeavor. Apparently, no one has been listening or they have totally discounted riders who have been trying to make a difference in the lives of people who cannot depend on their own automobile.

In the time they had, I expected this Transportation Commission would have been able to present a comprehensive report. I thought they would have met with CATA to get input on improvements and how much they would cost, so a real decision could be made about a millage based on facts. We don't know what is possible, or how much it would cost because, it appears no one has asked. However, you will approve a road millage, for which I might add, Commissioner Hudson voted "yes" For that recommendation to you. You drive and experience the pot holes every day, so a road millage is a no brainer.

I question now if there was ever any intension of any change for Redi Ride, other than raising the fare in order to get grants to add three hours to the service every day. We are not even certain if ridership during those hours justifies the fare increase for all rides throughout the day. And a renewal will not plan ahead to provide funding for this extra service to continue once the grants run out in 2 1/2 years, as was the concern of many of us from the beginning of the decision to use these grants. I feel strung along by a bunch of politicians who are too far removed from people who need public transit to make any rational decisions regarding them. CATA administrators, on the other hand, would probably be extremely open to offering options if asked.

I, along with others, would like the service to be what it promised originally, same day availability. But at the very least, the Redi Ride buses shouldn't be sitting 45 minutes outside of schools waiting for their school children passengers. This is preferential treatment, not afforded to others. Much of this time could be used transporting riders who also need rides. Seniors and people with disabilities often must wait for their rides in inconvenient locations, sometimes in the cold or extreme heat. Seldom are they waiting for us for 45 minutes at the door.

Every one of you will claim to support every type of diversity, but after four years your ability to listen to educated people who are in the need of better transit service has proven to be impaired. The diverse groups with the most money get the most attention, while the disabled and/or the poor get things only the way you think they should get them, even when we have spent hours, actually years, trying to help you understand. It all comes down to power. I believe in what is possible, though, and someday I hope people with disabilities and others who cannot afford anything other than public transit can enjoy more transit freedom in all communities no matter who lives there or who holds the strings of power. Better transit leads to a better quality of life in so many ways.

I will not accept a renewal, because real change is available and possible.

If you don't sit down with CATA and learn what could be done differently or better and what it might cost in order to make an educated decision for upcoming services and a realistic millage amount to bring to voters, I will not be able to vote for you again and will ask others not to vote for you as well. We still have some power at the polls.

Donna Rose  
6207 Cobblers Drive  
East Lansing, MI 48823

P.S. I think it is a shame some Board members don't appear to read comments from residents. I can't be there in person due to my work schedule.

## Riley Millard

---

**From:** Tim Potter <flyingdutchman63@gmail.com>  
**Sent:** Wednesday, February 27, 2019 10:01 PM  
**To:** Board  
**Subject:** My thoughts on Redi-Ride

Dear Meridian Twp. Board members,

I'd like you to know that while I voted to support the Transportation Commission recommendations regarding the upcoming renewal of the Redi-Ride millage before you for your Mar. 5th meeting, I do support the long standing view of my fellow commissioner, Karla Hudson and many others in the community who rely on Redi-Ride, that the next millage language use "transportation provider" instead of naming CATA as the provider.

I just want to make sure that the service is also uninterrupted for our community. I'm concerned, as others on our commission, that if the ballot language is changed in this respect that the millage would have to be a new ballot instead of a renewal and then might not pass and then we'd have bigger problems on our hands. I think it would be prudent to ask for another legal opinion on the matter if it's still unclear if that change would require a new ballot.

Thank you for your consideration.

Tim Potter  
4632 Van Atta Rd,  
Okemos, MI 48864

February 23, 2019

Dear Township Board,

Though I had seen the concept presentation for the Village of Okemos twice prior the presentation to the Meridian Township Board, I found the third time as interesting as the others. Each time, bits and pieces are added as the plan is perfected. I was especially interested in hearing your feedback and questions in the hopes that we shared some concerns and praises. We are in agreement that this is a great project.

I need to express some desires/concerns that I have, moving forward. Again, I acknowledge that this is in the infancy stage of development/concept however it is never too early to start addressing concerns.

True North has revealed some exciting concept drawings for 3 out of 4 sides of the block being developed across the street from my house (the "ACE Hardware" block). I wish to see a concept drawing for the 4<sup>th</sup> side, i.e., the south side of the project which is on the north side of Clinton St. This is obviously going to be the lack luster side or it would have been drawn and conceptualized from the start for salesmanship purposes. I hope that you will join me in advocating for one in the very near future.

Please also feel free to join me in seeking answers or solutions to my following concerns:

1. I have been told there will be sub-terrain parking and then a street level parking site. In the presentation to the board, references were made several times to the "parking structure". This could lead one to believe there may be parking levels above ground. I am not immediately ok with that. Again, a concept drawing would help.
2. What types of buffer/barrier will be in place to hide the parking (however it is done) from view of we three residents who live directly in that sight line on the south side of Clinton? These also being important to mitigate the noise pollution, which will intensify if parking is done beyond ground level. Depending on number of levels, I would expect something substantial.
3. What type of rear finish will these buildings have?
4. If there is curb/gutter done on Clinton as I was told, how much Clinton Street frontage is being taken from the developing block vs our 3 properties?
5. During the presentation at our Fire station (presentation #2), I heard that there would be on street parking all around the block. Did I misunderstand? How could that be done and if I did hear correctly, how are we Clinton St. residents to get out of our driveways in a safe manor with proper sight lines?

As time goes on, I expect new concerns will develop and some questions may be answered; in the meantime, I am hoping that you will for we residents directly impacted by such a development. It is easy to get caught up in the glitz of the project and let's be honest....the money. I have been a lead supporter in the project for the good of the township (even though personally, I am less excited, due to how it will impact we residents on Clinton).

As I close this letter, each of you please take a moment to close your eyes and imagine your quality of life and your residence being where ours sits. Imagine living across from a building 5 times taller than your house and a less than appealing back side of a building and parking structure. Imagine aging in

place to a traffic pattern which will certainly increase due to this project as it relates to Clinton Street.  
Treat this project as though YOU were the ones directly impacted and go from there.

Respectfully Submitted,

Renee Korrey

## Riley Millard

---

**From:** Meridian Township, MI <meridian-mi@enotify.visioninternet.com>  
**Sent:** Friday, February 22, 2019 4:24 PM  
**To:** Board  
**Subject:** animal cruelty, removing food and shelter in bad weather

Message submitted from the <Meridian Township, MI> website.

**Site Visitor Name:** Connie Page  
**Site Visitor Email:** pagec@msu.edu

There is no excuse for removing food and shelter from a feral cat colony (in existence for 15 years) when the weather is so cold.

Here is the FB post. Help is needed to save lives!! There has been a colony of cats in Meridian township for years. Last year a new tenant moved in and started complaining to the township. Now the township threatened the property owners with fines and fees if all shelters weren't immediately removed. So yesterday they removed all the shelters. Myself and several others have tried to reason with Joe Wade from Meridian township but he doesn't care. He said the cats can be there we just can't feed them or provide shelter. So basically you can live as long as you don't breathe.

We understand they don't want the cats there. Volunteers have been trapping and removing the cats since spring. Over 30 have been trapped and either adopted or relocated. There are approximately 17 left. We asked to be allowed to keep temporary housing through March so the remaining cats could be trapped and moved. Joe refused so now they have no where to go and another storm moving in. Last night they were just sitting in the woods with no where to go.

## Riley Millard

---

**From:** Krista Black <krista.n.black@gmail.com>  
**Sent:** Friday, February 22, 2019 7:57 AM  
**To:** Board  
**Subject:** Woda-Cooper Proposal

Dear Board,

Thank you for considering the different viewpoints on the Woda-Cooper Proposal. I'm writing as a resident of the Wardcliff Neighborhood to express my concern with the traffic influx into the quietest corner of our neighborhood. As you know, we don't have sidewalks; yet, the quiet streets make it possible for parents to walk with strollers, people with mobility limitations to ride scooters, and children to safely cross streets to play at the Wardcliff Playground. We are a small, quiet, and cohesive neighborhood of long-term residents - both older adults who have aged in their home for decades, and young families. Please consider the impact this development would have on our peaceful neighborhood.

Thank you for your consideration.

Krista Black  
5214 Blue Haven Drive

## Riley Millard

---

**From:** Sarah Reboloso <sarah.rebol@gmail.com>  
**Sent:** Thursday, February 21, 2019 10:40 PM  
**To:** Peter Menser; Board  
**Subject:** Rezoning 19010 (Woda Cooper)

I am writing this email to express my concerns over the proposed rezoning 19010 for the addition of multi family housing north of Whole Foods. Specifically, the extension of Greencliff Dr. to allow a cut through into my neighborhood. I strongly urge you to oppose this development. While I welcome the idea of economic diversity and the access to affordable housing in the township, I feel it is being done at the cost of my family's safety.

I live at 5243 Park Lake Rd (at the corner of Heather). Since the addition of Costco there has been a huge influx of traffic near my home. My children are very young (3 and 5 years old). We do not have sidewalks to use in the neighborhood. The inevitable traffic increase with this proposal is going to put us in greater danger when we try to go out for walks and bike rides.

Please consider the safety of the current residents in our township before we continue to plan for more. We are counting on you.

Sincerely,  
Sarah Reboloso

## Riley Millard

---

**From:** Pat Hammerschmidt <hammersp@sbcglobal.net>  
**Sent:** Thursday, February 21, 2019 4:00 PM  
**To:** Board  
**Cc:** Ray Hammerschmidt  
**Subject:** FW: Regarding Rezoning #19010

Dear Meridian Township Board Members,

Please see our concerns below regarding Rezoning # 19010 as sent to the Planning Commission. Thank you.

Ray and Pat Hammerschmidt  
5225 Blue Haven Dr.

---

**From:** Pat Hammerschmidt [mailto:hammersp@sbcglobal.net]  
**Sent:** Tuesday, February 19, 2019 7:19 PM  
**To:** menser@meridian.mi.us  
**Cc:** Ray Hammerschmidt <hammers1@msu.edu>  
**Subject:** Regarding Rezoning #19010

Dear Principal Planner Menser and Planning Commission Members,

We have lived in the Wardcliff neighborhood since 1981 and have been following the Woda Cooper development plan with interest (Rezoning #19010). We feel that the type of housing proposed is a needed addition to Township, however, we have significant concerns regarding the probable increased traffic in our neighborhood that would result from the project as currently designed. We would appreciate the Planning Commission's thoughtful consideration of our concerns and questions detailed below.

We joined many other neighbors in attending the November 13, 2018 informational meeting held by Woda Cooper staff. From our perspective, two major concerns were expressed by a majority of neighbors at the meeting:

1. One concern was the undesirable possibility of the housing becoming college-student housing. Woda Cooper appears to have this under control with the type of housing and funding source they are proposing. We would appreciate the Planning Commission checking that this is true. We are opposed to housing in this location that would primarily accommodate college students.
2. The second major concern was the probable increased traffic flow through our neighborhood. We are strongly opposed to the current plan to have exits at both Sirhal Dr. and Greenclyff Dr. At the November 13th meeting Woda Cooper representatives indicated the potential for 106 cars to be housed within the complex. This large number, along with drivers who would use Sirhal to Greenclyff as a cut-through to avoid Grand River Ave., is highly undesirable and would make our now-quiet neighborhood dangerous to the many walkers, bikers, and families with children who regularly use the neighborhood streets. We do not have sidewalks. Woda Cooper staff at the meeting said they would do a traffic study. The Minutes of the January 14, 2019 Planning Commission meeting state "Commissioner Cordill asked the staff if the two local streets could support the additional traffic generated by the development and Principal Planner Menser stated the Ingham County Road Commission could address this issue in a future meeting." Has this traffic issue been addressed? It makes much more sense to us to have traffic from the development exit past Whole Foods to the traffic light at Grand River. Is this a possibility? If we are remembering correctly the trailer park that formerly was on this property exited to Grand River without benefit of a traffic light.

In addition, we would like the Planning Commission to address these two additional points:

- The letter from Frank Fugate found in the Planning Commission packet for the January 28, 2019 meeting mentions Woda Cooper's "quality communications with ..township residents." However it does not appear that Woda Cooper made any adjustments related to the traffic concerns expressed by residents at the meeting. The project design in the Planning Commission packet appears almost identical to the one distributed at the November residents meeting, in particular as related to the entrance/exits. Please question the developer on why adjustments were not made on this major issue.
- Lastly, we are confused by the statement in the minutes of the January 14, 2019 Planning Commission meeting that "Principal Planner Menser provided a brief summary of the staff report and reminded everyone to focus on the rezoning and determine if the proposed zoning district is appropriate for this property. The plan and proposal submitted by the applicant are not the focus of discussion at this meeting." Does the Planning Commission not have authority on the issue of increased (unwanted) traffic on Greencliff and Sirhal as part of the rezoning? If not who will consider this issue?

Thank you.

Ray and Pat Hammerschmidt  
5225 Blue Haven Drive

## Riley Millard

---

**From:** Deborah Keyworth <debsarmy@aol.com>  
**Sent:** Thursday, February 21, 2019 3:19 PM  
**To:** Board  
**Subject:** WODA

I have lived in Eastwood Acres ( next to Wardcliff school ) on Mansfield Dr for almost 30 years . My extended family lives on Wardcliff . Had I thought for one moment you would allow a cut thru to Park Lake I would never have put my life's work or money into my home . I am furious that you would even consider this . We are hard working families that live here and we moved here because of the quiet and character of this neighborhood . You will see it destroyed with this rezoning and allowance of a cut thru . All for the sake of ... what ? Property taxes ? What do you gain ? I know what my neighbors and I will lose . Our whole way of life . I believe I waste my time trying to get this board to see that this action will cause overcrowding and safety issues for our children and elderly neighbors ... you don't have to live in it so why would you care ? I will be forced to sell my home which I just put an addition on so I could live my remaining years here . You will cause this neighborhood to lose good people and our home values will plummet . What power you wield , but remember you answer to the voters.... I hope you think long and hard before allowing this rezoning . Debbie Keyworth  
2684 Mansfield Dr

## Riley Millard

---

**From:** meganlong <longneedle@aol.com>  
**Sent:** Thursday, February 21, 2019 12:21 PM  
**To:** Board  
**Subject:** Rezoning behind Whole Foods

Dear Members of the Board,

Please do not rezone the property behind Whole Foods.

Changing the zoning would allow larger occupancy structures to be built. The obvious ramifications would be terrible for the Wardcliff neighborhood. It would be especially so for those of us living on Greencliff Drive.

I know that in rezoning a property you are not considering any specific project. So, I will speak generally, though I do have specific concerns about the WODA project. More generally, if the zoning goes through, there is no obvious alternative for the traffic flow to go other than opening up Greencliff and Siral. I know the Ingham County Road Department/ Road Commissioner is who determines this. But it has been made clear that the road department/ commission is not allowing extra cuts onto Grand River. This means the traffic HAS to be redirected through our neighborhood. Given the number of units the new zoning would allow, it would increase the traffic greatly on our little neighborhood street. It would also create an easy cut through for others trying to avoid traffic on Grand River. Our little street would become a very busy street. The street is already not in that great of shape. It can not handle that amount of traffic. We also do not have sidewalks. We have a lot of people who walk on our street. There are a lot of children on bikes, etc. It is my understanding that should sidewalks be deemed necessary, it would be the responsibility of the homeowners to pay for that. This is a very large burden. It will be made all the more so given that our property values will be diminished by the increased traffic and potential high density housing going in (per the zoning).

Asking for rezoning is not a guarantee of rezoning.

Please do NOT rezone the property.

Thank you for your time and consideration.

Sincerely,  
Megan Long

---

**From:** Christian McDaniel [mailto:christianmcdaniel@yahoo.com]  
**Sent:** Sunday, February 17, 2019 3:56 PM  
**To:** Township Board <Townshipboard@meridian.mi.us>  
**Subject:** Request regarding resurfacing Towner Road

2/16/19

To: Meridian Township Board Members

I wanted to write the Meridian Township Board to highlight the degraded and unsafe condition of Towner Road, which connects Marsh and Saginaw Roads in Haslett. I have spoken on several occasions with Mr. Derek Perry, Director of Public Works for the township, who has been very responsive and helpful, with regard to concerns about the barely drivable state of this heavily trafficked local road, used by area residents of the adjacent subdivision, school buses, and many large, commercial vehicles. A majority of drivers exceed the relatively high speed limit of 45 mph and there is a school bus stop at the top of a hill for which approaching visibility is poor. The speed, number, and size of vehicles permitted to drive through this residential neighborhood contribute to the poor condition of this section of road. Per my observations, this road has been patched 4-5 times since February of 2018, and these repairs typically last (i.e., the asphalt remains intact) for about 2 - 6 weeks, the shorter time periods being during cold months. There is currently a hole measuring 36" x 20" with a depth of 3 - 4' (refer to attached jpegs) and while this is an outlier, there is a short section of the road that is crumbling and appears ready to completely disintegrate. As there is minimal artificial lighting on this road, it seems likely that a car will be damaged in the immediate future going over this section if this has not already occurred. I do understand from Mr. Perry that there is a plan for this Spring or Summer, 2019, to resurface the entire road which is long overdue. The new recreational facility on Towner Road will put

additional traffic demands on this poorly maintained street and it would be good to have the road resurfaced prior to the opening of this new facility. I would urge the board members to allocate funding and prioritize the resurfacing of Towner Road for the Spring, 2019. Thank you for your consideration on behalf of the residents of the neighborhood adjacent to Towner Road in Haslett, Michigan.

Sincerely,

Christian McDaniel

6370 Royal Oak Drive

Haslett, MI, 48840

[christianmcdaniel@yahoo.com](mailto:christianmcdaniel@yahoo.com)

517-231-7772

## Riley Millard

---

**From:** Donna Rose <wild-rose@sbcglobal.net>  
**Sent:** Saturday, February 16, 2019 9:12 PM  
**To:** Board  
**Subject:** Marijuana Dispensaries

Dear Board,

Below is an article I think you should read regarding medical marijuana.

Despite any conflicts of interest of the authors, this report has some Truthful information statements and statistics you should know. Marijuana is NOT just a political issue. There are some real things to consider. As long as our federal government classifies it as a Schedule Class 1 drug, appropriate research cannot be undertaken to determine its efficacy. I feel this article is well written.

Recently there was a huge recall of medical marijuana in Michigan. We can't expect anything less since it is not regulated. Yet we are calling it medical. It is less regulated than a bottle of vitamins you can buy in a drug store.

According to the Detroit News, over 60 communities in Michigan will not be allowing dispensaries in their towns for the sale of recreational marijuana.

Did you know 100 pounds of marijuana costs between \$3000 and \$4000? I don't want you to be naïve about the money exchanged at dispensaries. I realize you all see the tax revenue potential and you seem to be emotionally cajoled by the industry and its users. But your number one concern should be your entire community citizenry. Communities have costs related to their decisions to allow growing facilities and dispensaries in their locales. And non-using citizens become entangled in the web of use of others. Personally, I dislike this part very much.

I am sending you this article because I feel you need to be better informed about this subject. You owe this to those using medical marijuana as well as to those who do not. I feel there is a huge gray area of unknowns regarding the benefits of marijuana when used as a medicine, and you all need to be very careful when deciding how you will incorporate dispensaries in our township selling a product which is neither federally legalized nor regulated. It is my opinion these businesses are nothing more than "speakeasies" as they were called during the time of alcohol prohibition.

Consumers of these products are not being protected well enough and I don't want to take part in having such businesses in our town unless they are. We can all feel better when we numb our awareness. We are allowing a few people to become quite wealthy on the back of suffering people and at this point I feel it equates to selling snake oil. Please read this article.

\*\*\*\*\*

Endorsing Cannabis as an Opioid Substitute 'Irresponsible'

Alicia Ault  
February 12, 2019  
[www.medscape.com](http://www.medscape.com)

Even as two states have passed laws to encourage clinicians to use cannabis as a substitute for opioids, some experts are warning against this practice.

Two addiction experts — Keith Humphreys, PhD, professor of psychiatry and behavioral sciences at Stanford University, Palo Alto, California, and Richard Saitz, MD, professor and chair of the department of community health sciences,

Boston University School of Public Health, Massachusetts — argue that "substituting cannabis for opioid addiction treatments is potentially harmful."

Saitz, who is also a former director of Boston Medical Center's Clinical Addiction Research and Education Unit, said he and Humphreys decided to write the article, which was published online February 1 in JAMA, because patients and physicians have been "chattering" about cannabis as an opioid substitute.

"The conversation has generally assumed cannabis to be safer and as effective as opioids, but it isn't clear what the truth is," Saitz told Medscape Medical News.

Thirty-three states, Washington, DC, Guam, and Puerto Rico have legalized cannabis for medical use, and 10 states and Washington, DC, have legalized it for recreational use, according to the National Council on State Legislatures.

Both New York and Illinois recently amended medical marijuana laws in favor of cannabis as a substitute, which was another factor in writing the article, said Saitz.

New York issued emergency regulations in July 2018 allowing opioid users to become certified to use medical marijuana instead. In August 2018, the Illinois governor signed a bill allowing individuals over age 21 with conditions for which opioids might be used to apply for the medical marijuana program.

#### "Irresponsible" Recommendation

"The suggestion that patients should self-substitute a drug (ie, cannabis) that has not been subjected to a single clinical trial for opioid addiction is irresponsible and should be reconsidered," Saitz and Humphreys write.

"There are no randomized clinical trials of substituting cannabis for opioids in patients taking or misusing opioids for treatment of pain, or in patients with opioid addiction treated with methadone or buprenorphine," they add.

There is "low-strength" evidence showing that cannabis can alleviate neuropathic pain, and insufficient evidence for other types of pain, and the studies are of poor quality, said the authors.

Saitz and Humphreys noted that some have said that allowing cannabis use instead of opioids has led to fewer overdoses. But, they said, "correlation is not causation."

The only individual-level study to look at this issue, published in the Journal of Addiction Medicine in 2018, found that "medical cannabis use was positively associated with greater use and misuse of prescription opioids," they said. A regression model study published last fall in the American Journal of Psychiatry reached a similar conclusion: that cannabis use increased the risk of developing nonmedical prescription opioid use and opioid use disorder.

Saitz and Humphreys said proponents of substitution often overlook the risks of cannabis, which include motor vehicle crashes, cognitive impairment, structural brain changes, and psychotic symptoms. There is also a risk of cannabis addiction, they said.

The authors said that if cannabis is to be used as medicine, it should be subjected to the same types of trials and regulation as medical therapies.

"Cannabis and cannabis-derived medications merit further research, and such scientific work will likely yield useful results," they said. "This does not mean that medical cannabis recommendations should be made without the evidence base demanded for other treatments," they write.

#### Ineffective Pain Reliever

Asokumar Buvanendran, MD, chair of the American Society of Anesthesiologists (ASA) Committee on Pain Medicine and a professor of anesthesiology at Rush University Medical Center, Chicago, Illinois, agreed that "there is not enough research and science" on cannabis, but added, "we need to support further research."

The ASA has supported moving marijuana to schedule II on the Drug Enforcement Administration's list of controlled substances, which would facilitate more research, Buvanendran told Medscape Medical News.

Even though he practices in Illinois, he said that he does not believe awareness of the changes to the state's medical marijuana law is widely known.

Buvanendran said he'd counsel patients seeking to substitute cannabis to consider alternatives — such as injection therapies and surgical procedures to modulate nerves causing pain — which have a larger evidence base.

Kevin Boehnke, PhD, a research investigator in the anesthesiology department and Chronic Pain and Fatigue Research Center at the University of Michigan, Ann Arbor, who has written a lot on cannabis and chronic pain, told Medscape Medical News that most cannabis trials have methodological flaws and "the evidence for opioids for chronic pain management is quite poor."

He also notes that the studies generally do not distinguish between tetrahydrocannabinol (THC), which is psychoactive, and cannabidiol (CBD), the other most prevalent active ingredient. THC is associated with most of the health risk of cannabis, while CBD products have limited abuse potential, Boehnke said.

Boehnke believes cannabis offers less dangerous side effects and a lower risk of addiction — although he would advise against use in people with substance use disorders. Both opioids and cannabis are relatively ineffective pain relievers, "but one of them can kill you and one can't," said Boehnke, adding, "to me, the risk-benefit is obvious."

#### Need for Better Evidence

He added that he is looking forward to a time when there is better evidence to guide clinicians, particularly given that he and his colleagues recently published data suggesting that potentially more than a million Americans are using medical marijuana.

In that study, published in the February edition of Health Affairs, the researchers queried states with medical marijuana laws in an attempt to gauge how many Americans have registered and what conditions they were treating with cannabis.

Data were available from 20 states and Washington, DC; Connecticut does not publish reports on users and did not respond to requests for data and 12 states said they don't have statistics.

Chronic pain was the most common patient-reported condition, accounting for 62% of the total conditions reported, followed by multiple sclerosis spasticity. Those are also the two conditions with the largest evidence base and among the most common conditions required for medical marijuana certification in most states, Boehnke told Medscape Medical News.

And chronic pain affects some 100 million Americans, so it is no surprise that it is the most common condition that individuals are seeking to treat, he said.

Even though the lack of reports from some states likely underestimate the number of patients using medical marijuana, "our data show that the number of medical cannabis patients has risen dramatically over time as more states have legalized medical cannabis," said Boehnke and colleagues.

The gap in statistics on the number of users and conditions they are treating highlights "the importance of compiling a nationwide database of medical cannabis users to evaluate the risks and benefits of using medical cannabis for different medical conditions and symptoms," said the authors.

Saitz has reported receiving personal fees from the American Society of Addiction Medicine, BMJ, American Medical Association, National Council on Behavioral Healthcare, Kaiser Permanente, UpToDate/Wolters Kluwer, Massachusetts Medical Society, Yale University, National Committee for Quality Assurance, University of Oregon, Oregon Health Sciences University, RAND, Leed Management Consulting, Harvard Medical School, Partners, Beth Israel Deaconess Hospital, American Academy of Addiction Psychiatry, Group Health Cooperative, and as a medical malpractice expert witness. Further financial disclosures for Saitz are listed with the article. Boehnke's Health Affairs study was supported by the National Institute of Dental and Craniofacial Research. His coauthor, Daniel Clauw, has consulted for Pfizer, Eli Lilly, Tonix Pharmaceuticals, Aptinyx, Regeneron, IMC, and Intec. Humphreys and Buvanendran have reported no financial relationships.

JAMA. Published online February 1, 2019.

Medscape Medical News © 2019 WebMD, LLC

\*\*\*\*\*

Go bravely,  
Donna Rose  
6207 Cobblers Dr.  
East Lansing, MI 48823

Lynne S. Page  
3912 Raleigh Drive  
Okemos, MI 48864

February 18, 2019

Township Board  
Charter Township of Meridian  
5151 Marsh Road  
Okemos, MI 48864

Re: Commercial Medical Marijuana Non-Zoning Ordinance (Opposition)

To the Township Board:

I am writing to express my continued opposition to the proposed Commercial Medical Marijuana Non-Zoning Ordinance.

**1. Meridian Township Community Character**

According to the Township's website, Meridian Township is "**A destination for raising families, Meridian Township's vision is to achieve and maintain a sustainable and welcoming community with the highest quality of life for our residents.**" Meridian Township has prospered because of its identity as a residential community of single-family owner-occupied homes. Unnecessarily facilitating the commercial sales of marijuana in Meridian Township will do nothing to enhance the character of our residential community or the value of our homes.

**2. No Medical Marijuana Mandate**

The opt-in requirement of the Medical Marijuana Facilities Licensing Act (MMFLA; PA 281 of 2016) is not intended to trigger a debate about the legality or morality of medical and/or recreational marijuana in the State of Michigan. According to the law, the opt-in decision is intended to ensure "access to safe sources of marijuana for medical use".

Per Michigan's Bureau of Medical Marijuana Regulation, there are 269,553 registered medical marijuana patients in Michigan, while the state's population is just over 10 million residents. Proportionally, this equates to approximately 1,068 medical marijuana patients in Meridian Township, based on current population data. Since the adjacent cities of Lansing and East Lansing have chosen to allow commercial medical marijuana businesses to register in their municipalities, there will be adequate access to medical marijuana for Meridian Township residents without the risk of incurring unintended consequences within our community.

Allowing dozens of Commercial Medical Marijuana businesses within the Township is disproportional given the number of registered patients and excessive when compared to other popular, necessary, commercial and retail businesses in Meridian Township such as pharmacies, grocery stores, coffee shops, gas stations or car dealerships. Obviously, these proposed commercial medical marijuana facility permits are a precursor to establishing commercial recreational marijuana businesses in Meridian Township, a potential next step already alluded to by the Township Board.

## **2. No Medical Marihuana Mandate (Continued)**

It is important to note that although there are there are 1,240 townships in Michigan's 83 Counties, according to Michigan's Department of Licensing and Regulatory Affairs (LARA), only 57 Michigan townships have opted-in to allow commercial marijuana businesses, including Meridian Township. In our tri-county area of Ingham, Clinton, and Eaton counties, the only other township to opt-in was Lansing Township, which will limit commercial medical marihuana to one (1) testing facility and zero (0) growers, processors, transporters, and dispensaries. **The fact that Meridian Township is clearly an outlier in this matter raises significant concerns.**

## **3. Input from Law Enforcement**

Even though Michigan has legalized certain marijuana sales, the federal government still classifies marijuana as a "Schedule 1" drug, on par with heroin. Banks that handle marijuana money can be charged with money laundering. As a result, marijuana growers, processors, and retailers must operate on a cash-only basis, which makes them targets for crime. Allowing these businesses to operate throughout our community in multiple areas raises concerns for criminal activity, public safety, and financial transparency.

At the February 5, 2019 meeting of the Township Board, Meridian Township Chief of Police Ken Plaga very briefly testified that commercial marijuana businesses will impact law enforcement operations and increase the burden on calls for service. Chief Plaga cited specific examples of Meridian Township crimes related to marijuana traffic including a 2018 double homicide.

As a matter of due diligence, the Board should have obtained input from law enforcement prior to introducing this ordinance. It was very disturbing to note that the Board did not publicly discuss Chief Plaga's comments following his testimony, although he was requested to provide it. More than one Trustee referenced private conversations with Chief Plaga, but the substance of these discussions was not disclosed. The Board's failure to discuss Chief Plaga's remarks or consider crime data relating to marihuana legalization implies that Board deliberation may be occurring outside the public eye. Alternatively, the lack of discussion regarding law enforcement data may indicate that it was not adequately considered in this matter. Either way, public participation, transparency, and accountability is compromised under these circumstances.

## **4. "Free Market" Implications**

Under Michigan law, Meridian Township has no authority to levy an income tax. Considering that the contiguous communities of Lansing and East Lansing would subject commercial marijuana businesses to city income tax provides these enterprises with a compelling economic incentive to locate in Meridian Township. The registration fees contemplated by Meridian Township are insufficient to cover the associated public safety, infrastructure, and public service costs it will incur related to these commercial marijuana businesses. If adopted, the commercial medical marijuana ordinances will place a huge, unnecessary burden on our township due to the number, size and geographic scope of the permitted registrations.

### **5. Lack of Adequate Protections in Proposed Ordinance**

The Commercial Medical Marihuana Non-Zoning draft ordinances introduced by Meridian Township in 2019 are rudimentary and contain few of the necessary financial and administrative protections implemented by neighboring municipalities. Clearly, the Board finds this level of risk acceptable, or has not adequately considered all the implications of its actions. Here are a few of the most egregious omissions:

- Meridian Township has not imposed any financial requirements relating to insurance coverage or surety bonds necessary to indemnify the Township. In contrast, the City of Lansing requires the following:
  1. Proof of an insurance policy covering the establishment and naming the City, its elected and appointed officials, employees, and agents, as additional insured parties, available for the payment of any damages arising out of an act or omission of the applicant or its stakeholders, agents, employees, or subcontractors, in the amount of (a) at least \$1,000,000.00 for property damage; (b) at least \$1,000,000.00 for injury to one person; and (c) at least \$2,000,000.00 for injury to two or more persons resulting from the same occurrence. The insurance policy underwriter must have a minimum A.M. Best Company insurance ranking of B+, consistent with State law. The policy shall provide that the City shall be notified by the insurance carrier 30 days in advance of any cancellation.
  2. Proof of a surety bond in the amount of \$50,000 with the City listed as the obligee to guarantee performance by applicant of the terms, conditions and obligations of this chapter in a manner and surety approved by the City Attorney; or, in the alternative, creation of an escrow account for the benefit of the City in the amount of \$20,000 at an accredited financial institution.
- Meridian Township's draft ordinance does not include any provisions for suspension, revocation, or non-renewal of Commercial Medical Marihuana registrations, omitting key protections against bad actors.

The Township Board should perform necessary due diligence by holding public work sessions to consider additional protective provisions prior to enacting any commercial marihuana ordinance or registering commercial marihuana businesses.

### **3. Public Dialogue and Access to Updated Draft of Proposed Ordinance**

Although a revised Commercial Medical Marihuana Non-Zoning Ordinance is being "introduced" at the Township Board's meeting on February 19, 2019, the newly drafted revised ordinance can only be reviewed by downloading the 166-page Board packet. It is difficult for the public to follow this matter since the previous links to the prior draft ordinance on the Meridian Township website have been removed. Since the matter has been introduced several times at this point without publishing any additional legal notices, the Board should consider placing a status update on the Township website, as well as issuing a press release to update the public on the process. Although the public is entitled to time-limited public comment at each Board meeting, this is no substitute for dialogue on an issue as complex as this one.

There is no need to opt-in to permit dozens of Commercial Medical Marijuana businesses in Meridian Township in order to serve approximately 1,000 resident patients. Please consider the significant negative impact that these proposed commercial marijuana businesses will have on our community and vote not to opt-in. If you persist in permitting commercial marijuana businesses in Meridian Township despite significant resident opposition, vote to limit registration permits to one (1) compliance testing facility permit for a single location, in keeping with the ordinance adopted by Lansing Township.

Sincerely,

A handwritten signature in cursive script that reads "Lynne S. Page".

Lynne S. Page

## Riley Millard

---

**From:** Mark Kieselbach  
**Sent:** Tuesday, February 19, 2019 7:28 AM  
**To:** Riley Millard  
**Subject:** FW: For the TC packet: Transportation Commission millage prospective  
**Attachments:** 2016.07.13 CATA RediRide Millage Opinion.pdf; ingham county millage.docx

---

**From:** Karla Hudson [mailto:HUDSON.KC@LIVE.COM]  
**Sent:** Monday, February 18, 2019 9:45 PM  
**To:** Mark Kieselbach <Kieselbach@meridian.mi.us>  
**Cc:** Ronald Styka <styka@meridian.mi.us>  
**Subject:** For the TC packet: Transportation Commission millage prospective

Dear Transportation Commission and Township Board,

After serving on both the Redi-ride committee and the Transportation Commission along with experience as a transit user using all CATA services for the past 26 years I want to provide you with some materials and insights regarding the upcoming Redi-ride millage.

In September of 2015, a room filled with concerned citizens came to the township requesting that Redi-ride be improved. The issues for residents included:

1. Hours of operation: Currently this issue has been addressed with a fare increase and a set of grants that will last three years.
2. Scheduling challenges: Given the popularity of the service scheduling a ride four hours in advance has become impossible. One must schedule days in advance to obtain a ride. An issue that still exists four years after the September meeting.
3. The specific cost of the ride. Cost per mile, per trip, ETC. What is the township paying exactly?
4. School students dominating the service from 2:00 until 4:00 when school busing could be available. Another issue that continues to plague the system.
5. Users of the system unable to schedule rides for Monday on Sunday. So, if you want a ride for Monday you have to schedule two days prior.

6. Service efficiencies suggestions to allow crossing township boundaries to improve efficiencies. This item addressed by Transportation Commission with five locations now served by Redi-ride to improve user experience and make the service more cost effective for the community by reducing ride durations. Though no ability by CATA to fill in ride requests when another customer cancels the day of the scheduled ride. This leaves buses unused and driver time idle and thus wasted.
7. Long rides for passengers as much as 40-minute rides as this is a shared ride service. Some of this has been addressed by the five new service locations.
8. Achieving “same day” service as citizens thought they would receive when supporting the Redi-ride millage. That “same day” service was what the 1999 millage was marketed as, over what it has become “first come first served.”

The 2015 meeting brought these issues to the attention of township officials including our current township supervisor and the Redi-ride committee was formed to discuss possible solutions. The committee also included other township board members, citizens and a CATA staff member as well as the director of transportation at the Okemos school district. The need to expand hours, solutions for school transportation, cost of the ride and the need to review the millage all continued to be topics covered. Despite meeting for many months tackling these issues seemed insurmountable. In the summer of 2016, many citizen voices came to the township requesting that a new millage be put forward to the voters. The citizens ask that the township consider increasing the millage and changing the millage language to include “transportation provider” rather than listing CATA as the single transportation service. Many serving on the Redi-ride Committee at that time recognized that “Transportation provider” would reflect the millage language in use at Ingham County for the SpecTran service and give the township ultimate flexibility in developing a responsive transportation service. Some on the Redi-ride committee expressed concern that CATA and the township were operating under an outdated letter of agreement rather than under a specific contract with accountability measures. These requests came with opposition from some citizens who were led to believe if we created a new millage they were at risk of losing their transportation service. Simultaneously, CATA staff members and bus operators saw our interest in changing the millage language as a direct threat to their unquestioned guarantee for their continued operations. These worries were overdone as we all wanted to see transportation in the township be successful whether CATA or another service provider operated the service. Ultimately, we wanted best outcomes for the users and if this could not happen, we should reserve the right to engage a more progressive service provider. The defining moment that prevented improvements to the service at that time is found in the attached letter from the township’s attorney. The township board at that time took advisement by the attorney that changing the terminology to “transportation provider” would alter the millage that voters agreed upon and decided against a new millage. Although the township board did recognize the need to continue the conversation based on citizen concerns regarding the need to improve

Redi-Ride and thus formed the Transportation Commission.

Over the next few weeks the township board will be reviewing a recommendation offered by the Transportation Commission regarding the upcoming Redi-ride millage. After 20 years of personal experience on Redi-Ride, serving on both the Redi-ride Committee and the Transportation Commission I believe that for this transportation to be success and viable as a sustainable transportation option the following items need to be considered.

1. The township Redi-ride millage include the term “transportation provider or transportation system.” This is not to say that the current provider CATA would not be providing the services. This wording would allow for flexibility and creativity in providing transportation to their citizens. Again, this is reflective of the county millage for paratransit/SpecTran. We also know that in these changing times of technology that mobility management is becoming the future as well as other alternative options for transportation such as Uber and Lyft. By using the terminology “Transportation provider” we prevent any legal concerns regarding the ability for the township to use funding for various forms of transportation for their citizens or make changes if quality becomes an issue.
2. Achieving “same day” service in the new millage: When those of us who depend on public transportation voted for Redi-ride over 20 years ago we believed we were getting something different than SpecTran. The service

sounded promising call four hours in advance to get a ride rather than with SpecTran that requires one to call the day before by 5:00PM. This all sounded exciting and innovative. However, we quickly learned that as a result of the popularity of the program one must call days in advance to obtain a ride. As time went on the program became disappointing for an idea that had such promise. Although some users came forward with written complaints about quality the concerns just fell through the cracks with CATA saying that is the townships problem and the township indicating that they had never heard one complaint though correspondence did occur to both entities. Ultimately, Redi-Ride became something less than Ready for many users.

3. Innovating Transportation in the township: The upcoming millage has the opportunity for our township to be a leader in being innovative in transportation. Throughout my time serving on the TC I have shared many articles regarding innovation happening in “same day” door-to-door services across the country. Given that our township was the first Redi-ride service in the county, I encourage the township leadership to see the upcoming millage as an opportunity to implement a pilot project for “same day” service using the newest of technologies to deliver a quality product to their citizens.
4. Technology upgrades: Currently a rider has to wait 15 minutes from the time their ride is scheduled to learn of their ride’s whereabouts. The technology exists via Smart Phones to change this entire process and take away the uncertainty for the rider. The need to improve the rider experience needs to be explored along with funding for technology to alert users when the ride is outside waiting. So often users of the system, persons with disabilities and senior citizens, endure harsh weather conditions as they do not want to miss their ride and be left behind. This can all be address with technology upgrades.

5. What happens after the current grants that are supporting the increased service hours run out? Unfortunately, when these same Grants were obtained for another community when the grants funding came to an end so did many employment opportunities for those relying on the service. Does the next millage need increased funding to ensure that such challenges will not be faced by our community?

Ultimately, if we are to either renew, continue or expand the millage, it should include expectations of flexibility to become a progressive and leading option rather than one based on historically promising yet constrained dynamics for the user.

Regards,

Karla Hudson



February 11, 2019

Ms. Deborah Guthrie, Communications Director  
Meridian Township  
5151 Marsh Road  
Okemos, MI 48864

Re: Xfinity TV Channel Updates

Dear Ms. Guthrie:

We are committed to keeping you and our customers informed with Xfinity TV changes and enhancements. Below we share details regarding new programming that we are launching, the drop of channels from our line-up, and a general reminder about expiring programming contracts.

**New Channel Effective April 12, 2019**

For our customers who subscribe to the Xfinity Latino package, in April we will begin offering a new Spanish-language channel, RCN Novelas. RCN Novelas is a Spanish-language network designed for women with a focus on telenovelas and dramas.

**Loss of Channels Effective April 8, 2019**

We also wanted to remind you that Comcast's programming agreement with TuTV to carry Bandamax, De Película, De Película Clásico, Telehit and RMS/Ritmoson expires on April 8, 2019, at which time these channels will no longer be available. These channels are carried on Xfinity Latino. We are communicating this change to our affected customers through a bill message.

**General Reminder About Programming Contract Expirations**

We regularly inform our customers in their bills and annual notices that we maintain an updated website (<https://my.xfinity.com/contractrenewals/>) and toll free number ((866) 216-8634) to reflect the programming contracts that are set to expire in the coming months and the channels we might or will lose the rights to continue carrying.

We are excited about the addition to our robust entertainment offerings and for the opportunity to continue enhancing our Xfinity TV product. Please feel free to contact me at 517-334-5686 if you have any questions or issues.

Sincerely,

John P. Gardner  
Director, External Affairs  
Comcast, Heartland Region  
1401 E. Miller Rd.  
Lansing, MI 48911

<p><b>PROPOSED BOARD MINUTES</b></p>
--------------------------------------

**PROPOSED MOTION:**

**Move to approve and ratify the minutes of the Regular Meeting of February 19, 2019 as submitted.**

**ALTERNATE MOTION:**

**Move to approve and ratify the minutes of the February 19, 2019 Regular Meeting with the following amendment(s):  
[insert amendments]**

CHARTER TOWNSHIP OF MERIDIAN  
TOWNSHIP BOARD REGULAR MEETING **-DRAFT-**  
5151 Marsh Road, Okemos MI 48864-1198  
853-4000, Township Hall Room  
TUESDAY, FEBRUARY 19, 2019 **6:00 pm.**

PRESENT: Supervisor Styka, Clerk Dreyfus, Treasurer Deschaine, Trustees Jackson, Opsommer, Sundland, Wisinski

ABSENT:

STAFF: Director of Public Works Perry, Police Chief Plaga, Fire Chief Hamel, Information Technology Director Gebes, Community Planning Director Kieselbach, Economic Development Director Buck, Human Services Specialist Jackson

1. CALL MEETING TO ORDER

Supervisor Styka called the meeting to order at 6:00 pm.

2. PLEDGE OF ALLEGIANCE/INTRODUCTIONS

Supervisor Styka led the Pledge of Allegiance.

3. ROLL CALL

The Recording Secretary called the roll of the Board.

4. PRESENTATIONS - NONE

5. CITIZENS ADDRESS AGENDA ITEMS AND NON-AGENDA ITEMS

Supervisor Styka opened public remarks at 6:01 pm.

Lynn Page, 3912 Raleigh Dr., Okemos; spoke in opposition to Medical Marihuana Non-Zoning Ordinance – Introduction (Agenda Item 12B).

Jim Giguere, 6253 Fenwick Ct., East Lansing; spoke in support of Rezoning #18160 - Giguere, (Agenda Item 13A).

Supervisor Styka closed public remarks at 6:04 pm.

6. TOWNSHIP MANAGER REPORT

Assistant Manager Perry reported: Township citizen survey presentations, Ingham County Road Commission projects, Haslett Road repairs, sustainability report.

Board discussion: Clerk suggested importance of using citizen survey data when discussing potential road millage in August 2019

7. BOARD MEMBER REPORTS AND ANNOUNCEMENTS

Trustee Jackson reported:

- Attended Tri-County Regional Planning Commission orientation for the Finance and Program Review Committee.
- Attended Village of Okemos proposal preview.

Trustee Opsommer reported:

- Chaired Capital Area Transit Authority Audit Committee; discussed Other Post-Employment Benefits (OPEB) funding.

Treasurer Deschaine reported:

- Transportation Commission meeting Feb. 21; will discuss recommendation for Redi-Ride.
- Provided a presentation of the Treasurer’s Quarterly Report (Agenda Item 7A).

8. APPROVAL OF AGENDA

**Clerk Dreyfus moved to approve the Agenda as presented. Seconded by Trustee Opsommer.**

VOICE VOTE: Motion carried 7-0

9. CONSENT AGENDA

Supervisor Styka reviewed the consent agenda.

Trustee Jackson requested to move Agenda Item 9D to Agenda Item 12F.

**Clerk Dreyfus moved to adopt the Consent Agenda as amended. Seconded by Trustee Opsommer.**

ROLL CALL VOTE: YEAS: Trustees Jackson, Opsommer, Sundland, Wisinski, Supervisor Styka, Clerk Dreyfus, Treasurer Deschaine

NAYS:  
Motion carried 7-0

A. Communications

**Clerk Dreyfus 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 Opsommer.**

ROLL CALL VOTE: YEAS: Trustees Jackson, Opsommer, Sundland, Wisinski, Supervisor Styka, Clerk Dreyfus, Treasurer Deschaine

NAYS:  
Motion carried 7-0

B. Minutes – February 5, 2019 Regular Meeting

**Clerk Dreyfus moved to approve and ratify the minutes of the Regular Meeting of February 5, 2019 as submitted. Seconded by Trustee Opsommer.**

ROLL CALL VOTE: YEAS: Trustees Jackson, Opsommer, Sundland, Wisinski,  
Supervisor Styka, Clerk Dreyfus, Treasurer Deschaine

NAYS:  
Motion carried 7-0

C. Bills

**Clerk Dreyfus moved to approve that the Township Board approve the Manager’s Bills as follows, seconded by Trustee Opsommer:**

<b>Common Cash</b>		\$	<b>438,851.31</b>
<b>Public Works</b>		\$	<b>576,814.89</b>
<b>Trust &amp; Agency</b>		\$	<b>2,065,874.15</b>
	<b>Total Checks</b>	\$	<b>3,081,540.35</b>
<b>Credit Card Transactions</b>		\$	<b>12,546.35</b>
Feb. 1 to Feb 13			
	<b>Total Purchases</b>	\$	<b>3,094,087.29</b>
<b>ACH Payments</b>		\$	<b>430,862.89</b>

ROLL CALL VOTE: YEAS: Trustees Jackson, Opsommer, Sundland, Wisinski,  
Supervisor Styka, Clerk Dreyfus, Treasurer Deschaine

NAYS:  
Motion carried 7-0

D. No Parking Traffic Control Order – 2019-1: MOVED TO AGENDA ITEM 12F

E. Board Meeting Schedule Change

**Clerk Dreyfus moved to amend the 2019 Board Meeting Schedule by changing the Tuesday, May 7, 2019 Regular Board Meeting to Thursday, May 9, 2019 and by changing the Tuesday, August 6, 2019 Regular Board Meeting to Thursday, August 8, 2019. Seconded by Trustee Opsommer.**

ROLL CALL VOTE: YEAS: Trustees Jackson, Opsommer, Sundland, Wisinski,  
Supervisor Styka, Clerk Dreyfus, Treasurer Deschaine

NAYS:  
Motion carried 7-0

10. QUESTIONS FOR THE ATTORNEY – NONE

11. HEARINGS

A. Sierra Ridge #2 & #3 Streetlighting SAD 426

Director Perry introduced and explained the Special Assessment District proposal.

**Supervisor Styka opened the hearing at 6:22 pm.**

**Supervisor Styka closed the hearing at 6:23 pm.**

12. ACTION ITEMS

A. Rezoning #18140 (Hitch) – **Final Adoption**

**Trustee Opsommer moved to adopt the resolution for final adoption of Ordinance No. 2019-02 pursuant to Rezoning #18140. Seconded by Trustee Jackson.**

ROLL CALL VOTE: YEAS: Clerk Dreyfus, Treasurer Deschaine, Supervisor Styka, Trustees Wisinski, Opsommer, Sundland, Jackson

NAYS:  
Motion carried 7-0

B. Medical Marihuana Non-Zoning Ordinance - **Introduction**

**Clerk Dreyfus moved to approve the resolution for the introduction of the amendment to the Code of Ordinances to add Chapter 40 Commercial Medical Marihuana Facilities and amend the Township Fee Schedule to include an Initial Application Fee of \$5,000 and Annual/Renewal Application Fee of \$5,000. Seconded by Trustee Sundland.**

Board discussion: Number of facilities, medical marijuana permits in relation to future recreational marijuana permits, differences between 2018 recreational marijuana and 2008 medical marijuana proposals approved by voters.

**Trustee Jackson moved to amend Page 3, Section 40-28 (2)(a) through (f) to not allow more than two permits each. Seconded by Treasurer Deschaine.**

Board discussion: concerns about potential future opt-in for legalized marijuana as it relates to medical marijuana ordinance, Michigan Municipal League opinion on future recreational co-locations, licensed medical marijuana facilities cannot switch to recreational marijuana facilities in the future, Meridian election results for statewide marijuana proposals support medical marijuana ordinance, current limits in ordinance are very reasonable, cross-use will not be allowed in facilities, legitimate examples – not extremes – should be the focus, current ordinance allows appropriate residential buffers, clarification needed on whether medical permits would allow recreational permits in the future, clarity of new legalized marijuana law, beliefs that the new legalized marijuana law is confusing vs belief new law is clear and understandable, provisioning centers plus other facility zoning requirements, Township Board has final control over whether to opt-in for recreational marijuana in the future.

VOICE VOTE

ON AMENDMENT: Motion failed 1 (Jackson) - 6

Board discussion: Increased punishment for violation, revocation of permit

**Treasurer Deschaine moved to amend the proposed ordinance to include language to allow for the revocation of permits due to excess violation.**

**Motion failed due to lack of second.**

Board discussion: Current fine structure discourages repeat violations, \$1,000 first offense / \$2,500 second offense / \$5,000 third offense, if a permit is issued and subsequently an application appears to contain false information – is revocation possible, State qualification process (LARA) already has provisions for loss of facility license if false information is discovered on application materials.

**Trustee Opsommer moved to request legal counsel prepare language to include a “revocation provision” before final adoption. Seconded by Treasurer Deschaine.**

VOICE VOTE

ON AMENDMENT: Motion carried 7-0

ROLL CALL VOTE ON ORIGINAL MOTION: YEAS: Trustees Opsommer, Sundland, Wisinski, Jackson, Treasurer Deschaine, Supervisor Styka, Clerk Dreyfus

NAYS:  
Motion carried 7-0

C. Park Commission Appointment

**Trustee Wisinski moved to support the recommendation from the Park Commission to appoint Ami Van Antwerp to the Meridian Township Park Commission to fill the seat vacated by Courtney Wisinski. The term of appointment will expire in 2020 at which time the seat will be filled by popular vote. Seconded by Clerk Dreyfus.**

Board discussion: Quality of resume and experience, recommendation from Parks Commission.

ROLL CALL VOTE: YEAS: Treasurer Deschaine, Supervisor Styka, Clerk Dreyfus, Trustees Wisinski, Jackson, Sundland, Opsommer

NAYS:  
Motion carried 7-0

D. Resolution to Revise Poverty Exemption Application and Guidelines

**Trustee Jackson moved that the Township Board approve the resolution to adopt the Proposed Poverty Exemption Application and Guidelines. Seconded by Treasurer Deschaine.**

Board discussion: Details of the exemption process, guidelines will adjust annual with federal guidelines, number of residents applying for poverty exemption, response of 7-12 annually, awareness of program, application process, exemption standards.

ROLL CALL VOTE: YEAS: Trustees Wisinski, Jackson, Opsommer, Sundland,  
Treasurer Deschaine, Clerk Dreyfus, Supervisor Styka

NAYS:  
Motion carried 7-0

E. Grand River Water Main Extension – SAD #49 – Resolution #4

**Clerk Dreyfus moved to approve Grand River Avenue Public Water Main Improvement Special Assessment District #49 Resolution #4, which files the proposed final special assessment roll with the Township Clerk and sets the date for a public hearing on March 19, 2019. Seconded by Treasurer Deschaine.**

Board discussion: Details of extension, residents in SAD seek public water, increased service limits.

ROLL CALL VOTE: YEAS: Trustees Sundland, Opsommer, Jackson, Wisinski,  
Clerk Dreyfus, Supervisor Styka, Treasurer Deschaine

NAYS:  
Motion carried 7-0

F. No Parking Traffic Control Order 2019-1

**Trustee Jackson moved to approve the No Parking Traffic Control Order on, or along, the cul-de-sac at the East end of Sylvan Glen Road, per the submitted plan. Seconded by Trustee Opsommer.**

Board discussion: Details of no parking zone, input of residence and school, limitations of current parking situation, specific location of zone, where people can park once traffic control order is enacted.

ROLL CALL VOTE: YEAS: Clerk Dreyfus, Supervisor Styka, Treasurer Deschaine,  
Trustees Opsommer, Wisinski, Sundland, Jackson

NAYS:  
Motion carried 7-0

13. BOARD DISCUSSION ITEMS

A. Rezoning #18160 (Giguere)

Director Kieselbach explained the proposed rezoning and provided site illustrations.

Board discussion: Amenable nature of developer, evolution of the proposal, rezoning allows for better use and layout of the land, positives of compromise.

**Board consensus to place the item on for action at a future meeting.**

B. Rezoning #18150 (Township Board)

Director Kieselbach explained the proposed rezoning and provided site illustrations.

Board discussion: Transfer allowed Township to obtain site at Meridian Mall for new Farmer’s Market, land swap needed for Meridian Mall to maintain compliance with impervious requirement, site is primarily wetland and floodplain, commercial PUD requires commercial zoning.

**Board consensus to place the item on for action at a future meeting.**

C. Sierra Ridge #2 & #3 Streetlighting – SAD 426

**Board consensus to place the item on for action at a future meeting.**

D. Village of Okemos Concept Plan

Director Buck explained the proposed development.

Bob Gibbs, Gibbs Planning Group on behalf of True North, provided a presentation of the proposed development.

Will Randle, True North, explained the proposed development and gave details on the construction.

Greg Presley, Presley Architecture, explained details on the architecture of the development and on ADA compliance.

Board discussion: Importance of consulting surrounding neighborhoods, phases of construction, 150 dwelling units for Block 1 and 50 dwelling unit for block 2, types of materials and architecture, request for upper-level dining, impact on Okemos Road, ADA compliance, varied frontage architecture, antique signs, coordination with Ingham County Road Commission, possible commercial tenants, increased height to 135 feet for power lines, placemaking amenities, possibility of public interaction zone/town square, future phase locations, environmental contamination test results requested for Board, identification of partners and investors currently in the project, California investor Patrick Smith (WestPac) is owner of Village of Okemos project, “collaborative workplace” tenants, project timeline, DEQ to perform portion of environmental cleanup.

**Board consensus to see this item for further discussion at a future meeting.**

14. COMMENTS FROM THE PUBLIC

Supervisor Styka Opened Public Remarks at 8:38 pm.

Lynn Page, 3912 Raleigh Dr., Okemos; spoke in opposition of Agenda Item 12B, noted need for website updates on progress and consistent packet inclusion of communications.

Supervisor Styka Closed Public Remarks at 8:40 pm.

15. OTHER MATTERS AND BOARD MEMBER COMMENTS

Clerk Dreyfus requested brief time at the next Board meeting to present examples of public activated spaces and innovative town squares to help future development “visioning,” seeing no Board support the Clerk withdrew his request.

16. ADJOURNMENT

**Trustee Opsommer moved to adjourn. Seconded by Trustee Jackson.**

VOICE VOTE:                      Motion carried              7-0

**Supervisor Styka adjourned the meeting at 8:48 pm.**

---

RONALD J. STYKA,  
TOWNSHIP SUPERVISOR

---

BRETT DREYFUS,  
TOWNSHIP CLERK



**To: Board Members**  
**From: Miriam Mattison, Finance Director**  
**Date: March 5, 2019**  
**Re: Board Bills**

---

MOVED THAT THE TOWNSHIP BOARD APPROVE THE MANAGER'S  
BILLS AS FOLLOWS:

COMMON CASH \$ 77,375.19

PUBLIC WORKS \$ 79,937.74

TRUST & AGENCY \$ 11,137,428.88

TOTAL CHECKS: \$ 11,294,741.81

CREDIT CARD TRANSACTIONS \$ 10,974.85  
Feb 14th to Feb 27th

TOTAL PURCHASES: \$ 11,305,716.66

ACH PAYMENTS \$ 457,769.46

02/28/2019 03:26 PM  
 User: hudecek  
 DB: Meridian

INVOICE APPROVAL BY INVOICE REPORT FOR CHARTER TOWNSHIP OF MERIDIAN  
 EXP CHECK RUN DATES 03/05/2019 - 03/05/2019  
 BOTH JOURNALIZED AND UNJOURNALIZED OPEN AND PAID  
 BANK CODE: GF

Vendor Name	Description	Amount	Check #
1. 54-A DISTRICT COURT	CASH BOND-RODRIGUEZ, JESSICA LYNN	200.00	100099
2. AFFORDABLE TIRE	STATE CONTRACT FLEET TIRES 2019	1,768.68	
3. AIRGAS GREAT LAKES	STANDING PO FOR MEDICAL OXYGEN	76.16	
4. APOLLO FIRE EQUIPMENT	REPAIRS FOR HURST HYDRAULIC TOOL	389.28	
5. APPLGATE HOME COMFORT	REFUND 50% MECHANICAL PERMIT FOR 5776 BAYONNE AVE	15.00	
6. ARROW INTERNATIONAL INC	STANDING PO FOR IO EMS SUPPLIES/EQUIPMENT	1,115.50	
7. ASAP PRINTING	FORMS AND PAMPHLET PRINTING	351.17	
8. AT & T MOBILITY	MONTHLY SERVICE	74.43	
9. AUSTIN-FULLER HEATING & COOLING	REFUND OVERPM'T OF PERMIT #PE-0139	15.00	
10. AUTO VALUE OF EAST LANSING	FLEET REPAIR PARTS 2019	5.94	
	FLEET REPAIR PARTS 2019	78.70	
	FLEET REPAIR PARTS 2019	7.90	
	FLEET REPAIR PARTS 2019	36.19	
	FLEET REPAIR PARTS 2019	10.49	
	TOTAL	139.22	
11. BRAD BACH	REIMBURSEMENT FOR MILEAGE - FEB	69.60	
12. BANNASCH WELDING INC	EMERGENCY SALT TRUCK REPAIR	1,045.13	
13. BARYAMES CLEANERS	STANDARD POLICE UNIFORM CLEANING	630.40	
14. BECKS PROPANE	3998 VAN ATTA RD - PROPANE	481.85	
15. BRD PRINTING	BUSINESS CARDS	69.77	
	PANCAKE BREAKFAST SIGNS	140.00	
	TOTAL	209.77	
16. JEFFORY BROUGHTON	STANDING PO FOR RADIO MAINTENANCE/PARTS/EQUIP.	755.00	
17. BS&A SOFTWARE	BSA ANNUAL SERVICE FOR UB MR AP CR GL	6,711.00	
18. CINTAS CORPORATION #725	MECHANICS UNIFORMS 2019	40.13	
	MECHANICS UNIFORMS 2019	40.13	
	TOTAL	80.26	
19. COMCAST	MONTHLY SERVICE	329.54	
	MONTHLY SERVICE	193.31	
	MONTHLY SERVICE	22.37	
	MONTHLY SERVICE	126.85	
	TOTAL	672.07	
20. CONSUMERS ENERGY	MONTHLY SERVICE	27.02	
21. CORE TECHNOLOGY CORP	CORE TECHNOLOGY TALON MAINTENANCE RENEWAL	2,341.00	
22. TRI-COUNTY CIT	OFFICER DAN KING TRAINING	100.00	
23. DBI	HIGHLIGHTER	5.88	
24. DETROIT SALT CO	SEASONAL BACKUP BULK SALT	2,582.43	
25. DEWOLF AND ASSOCIATES	TRAINING LIEUTENANT GRILLO	385.00	
26. FISHBECK, THOMPSON, CARR &	HUBER PROFESSIONAL SERVICES PROJECT 180333	141.00	

02/28/2019 03:26 PM  
 User: hudecek  
 DB: Meridian

INVOICE APPROVAL BY INVOICE REPORT FOR CHARTER TOWNSHIP OF MERIDIAN  
 EXP CHECK RUN DATES 03/05/2019 - 03/05/2019  
 BOTH JOURNALIZED AND UNJOURNALIZED OPEN AND PAID  
 BANK CODE: GF

Vendor Name	Description	Amount	Check #
27. FORESIGHT GROUP			
	WATER BILL MAILING 2/15	229.76	
	ENVELOPES	353.75	
	TREASURER RETURN ENVELOPES	182.30	
	TOTAL	765.81	
28. FRONT LINE APPRAISAL INC			
	CONSULTATION FEE	1,000.00	
29. THE HARKNESS LAW FIRM PLLC			
	LEGAL FEES-UTC	6,666.67	
30. HASLETT-OKEMOS ROTARY			
	1ST QTR DUES	140.00	
31. KCI			
	MAILING-ASSESSMENT & WETLAND MAP NOTICE	1,955.79	
32. KIRBY BUILT PRODUCTS			
	SMALL DOG PARK AGILITY EQUIPMENT AND SITE FURNISHI	4,749.47	
33. LANSING SANITARY SUPPLY INC			
	STANDING PO FOR CLEANING SUPPLIES & EQUIPMENT	193.29	
	STATE CONTRACT CUSTODIAL SUPPLIES 2019	159.33	
	TOTAL	352.62	
34. LANSING UNIFORM COMPANY			
	STANDARD POLICE UNIFORM PURCHASES	25.00	
35. LEAK PETROLEUM EQUIPMENT INC			
	SLOW DIESEL PUMPING	1,039.14	
36. MADISON NATIONAL LIFE INS CO			
	EMPLOYEE LIFE INSURANCE - MARCH	3,256.43	
37. MERIDIAN CHARTER TOWNSHIP			
	2018 WINTER TAX	44.70	100013
	2018 WINTER TAX	425.40	100013
	2018 WINTER TAX	40.03	100013
	2018 WINTER TAX	200.15	100013
	2018 WINTER TAX	26.06	100013
	2018 WINTER TAX	18.17	100013
	TOTAL	754.51	
38. MERIDIAN TOWNSHIP			
	TRANSFER FOR FLEX CHECKING 3/01/19	870.23	
39. MEI TOTAL ELEVATOR SERVICES			
	SERVICE - TROUBLE CALL	378.00	
40. MICHAEL L METZGER			
	FARM MARKET VENDOR	50.00	
41. MICHIGAN AGRITOURISM ASSOC			
	RENEWAL MEMB-MERIDIAN FARMERS MARKET	150.00	
42. MICHIGAN FARMERS MARKET ASSOCIATION			
	FARM MKT CONFERENCE REG/C PATRICK	150.00	
43. MOORE MEDICAL LLC			
	STANDING PO FOR EMS SUPPLIES/EQUIPMENT	314.69	
	STANDING PO FOR EMS SUPPLIES/EQUIPMENT	3,555.25	
	STANDING PO FOR EMS SUPPLIES/EQUIPMENT	89.00	
	STANDING PO FOR EMS SUPPLIES/EQUIPMENT	100.95	
	TOTAL	4,059.89	
44. NAPA			
	FLEET REPAIR PARTS 2019	(94.83)	
	FLEET REPAIR PARTS 2019	184.02	
	TOTAL	89.19	
45. PARAMOUNT COFFEE CO.			
	BREAKFAST BLEND/FRENCH VANILLA	155.50	
46. PLM LAKE & LAND MANAGEMENT			
	2019 LAKE LANSING HERBICIDE TREATMENT	1,500.00	
47. PORTER LEE CORP			
	PORTER LEE ANNUAL BEAST SOFTWARE RENEWAL	1,323.00	

Vendor Name	Description	Amount	Check #
48. POSTMASTER	POSTAGE FOR CYCLE 2 BILLS	1,451.62	100100
	POSTAGE FOR VENDOR MAILING AV APPL/OKEMOS SCHOOL E	446.16	100101
	TOTAL	1,897.78	
49. POWLESS BROTHERS PHOTOGRAPHY	BOARD GROUP PHOTO	21.00	
50. PRINTING SYSTEMS INC	AV POSTCARDS & SUPPLIES	976.99	
	AV BALLOT SUPPLIES	1,298.01	
	ELECTION FORMS & SUPPLIES/VOTER ID CARDS	333.91	
	ELECTION FORMS & SUPPLIES/POLL BOOK W/ MULT PRECIN	29.50	
	TOTAL	2,638.41	
51. PRO-TECH MECHANICAL SERVICES	LABOR & PARTS	668.82	
	PARTS & LABOR	415.48	
	PARTS & LABOR	832.50	
	REPLACE 8 VAV HEAT VALVES VARIUOS LOCATIONS IN PSB	2,258.00	
	TOTAL	4,174.80	
52. ROWERDINK AUTOMOTIVE PARATS	FLEET REPAIR PARTS 2019	92.75	
	FLEET REPAIR PARTS 2019	20.68	
	BATTERY	101.78	
	BATTERIES	198.28	
	FLEET REPAIR PARTS 2019	44.34	
	FLEET REPAIR PARTS 2019	44.34	
	FLEET REPAIR PARTS 2019	22.66	
	BATTERY	87.78	
	TOTAL	612.61	
53. SME	2019 MISCELLANEOUS TESTING FOR EMERGENCY WATER AND	1,425.25	
54. SOLDAN'S FEED & PET SUPPLIES	CANINE SUPPLIES FOR ONE DOG	56.99	
55. SPARROW OCCUPATIONAL	PROFESSIONAL SERVICES	183.00	
	PROFESSIONAL SERVICES	88.00	
	TOTAL	271.00	
56. STATE OF MICHIGAN	RENEWAL 1/1/19 TO 12/31/19	230.00	
57. SUPREME SANITATION	PORTABLE TOILET RENTAL	160.00	
58. TASC	COBRA ADMIN FEE	306.36	
59. TEAM FINANCIAL GROUP	CONTRACT PM'T FOR KYOCERA MACHINES	1,603.00	
60. LEAH TRACIAK	INSTRUCTIO FEE FOR FITNESS OVER 50 - FEB	80.00	
61. UNWIRED REVOLUTION	UNWIRED NETMOTION ANNUAL RENEWAL	3,537.19	
62. USA TODAY NETWORK	ACCOUNT #157269 NOTICES	92.00	
63. US BANK EQUIPMENT FINANCE	PAYOFF FOR COPIER LEASES	7,641.70	100014
64. VARIPRO BENEFIT ADMINISTRATORS	FLEX ADMINISTRATION XX/XX	175.00	
65. VERIZON WIRELESS	MONTHLY SERVICE	2,639.00	
TOTAL - ALL VENDORS		77,375.19	

02/28/2019 03:27 PM  
User: hudecek  
DB: Meridian

INVOICE APPROVAL BY INVOICE REPORT FOR CHARTER TOWNSHIP OF MERIDIAN  
EXP CHECK RUN DATES 03/05/2019 - 03/05/2019  
BOTH JOURNALIZED AND UNJOURNALIZED OPEN AND PAID  
BANK CODE: PW

Vendor Name	Description	Amount	Check #
1. CITY OF EAST LANSING	EMERGENCY AID FOR LEAK @ 1475 HATCH RD	1,625.33	
2. FERGUSON WATERWORKS #3386	REPAIR CLAMPS	2,603.00	
3. INGHAM COUNTY ROAD DEPARTMENT	COLD PATCH 2019	746.52	
4. LAYNE INLINER, LLC	CHANGE ORDER TO PO 53634 FOR SANI SWR INTERCEPTOR	66,000.00	
5. LTSCHAEFER	INTERIOR REPAIRS TO HOME CAUSED BY WATERMAIN BREAK	7,356.50	
6. DAN PALACIOS	REIMB 2019 LICENSE RENEWAL W/ 3 INDORSEMENTS	65.00	
7. COLLEEN & ERNEST PALMER	REFUND OVER PM'T FINAL #HAMI-001750-0000-07	24.02	
8. CARL SCHLEGEL INC	SAND , GRAVEL & TOPSOIL 2019	904.32	
9. EDWARD SYMANZIK	REFUND PAID 2X ON UTILITY BILL	165.00	
10. TRI TITLE AGENCY LLC	REFUND OVERPM'T FINAL #ONEI-001931-0000-01	57.61	
11. VERIZON WIRELESS	MONTHLY SERVICE	390.44	
TOTAL - ALL VENDORS		79,937.74	

Vendor Name	Description	Amount	Check #
1. KENNITH & JEANETTE ACHTERBERG	REFUND OVERPM'T TAX#33-02-02-09-276-082	47.41	12535
2. TODD ALVERSON	REFUND OVERPM'T TAX #33-02-02-09-276-051	129.71	12556
3. ATA NATIONAL TITLE GROUP	REFUND OVERPM'T TAX#33-02-02-16-104-011	420.76	12558
4. BOSWORTH PROPERTIES LLC	REFUND OVERPM'T TAX #33-02-02-22-154-007	1,982.71	12539
5. CAPITAL AREA DISTRICT LIBRARY	WINTER TAX COLLECTION	340,738.23	12529
	WINTER TAX COLLECTION	677,570.19	12540
	TOTAL	1,018,308.42	
6. CATA	WINTER TAX COLLECTION	656,800.28	12531
	WINTER TAX COLLECTION	1,306,070.88	12542
	TOTAL	1,962,871.16	
7. CAPITAL REGION AIRPORT AUTHORITY	WINTER TAX COLLECTION	152,673.07	12530
	WINTERTAX COLLECTION	302,261.35	12541
	TOTAL	454,934.42	
8. ELAINE DURRANCE	REFUND OVERPM'T WINTER TAX#33-02-02-28-226-014	565.50	12545
9. EAST LANSING PUBLIC SCHOOLS	SUMMER TAX COLLECTION	1,678.04	12532
	SUMMER TAX COLLECTION	1,186.19	12544
	TOTAL	2,864.23	
10. HASLETT PUBLIC SCHOOLS	WINTER/SUMMER TAX COLLECTION	408,932.42	12533
	WINTER/SUMMER TAX COLLECTION	644,378.82	12546
	TOTAL	1,053,311.24	
11. INGHAM INTERMEDIATE SCHOOL	SUMMER TAX COLLECTION	4,491.41	12534
	SUMMER TAX COLLECTION	8,520.79	12548
	TOTAL	13,012.20	
12. INGHAM COUNTY TREASURER-BROWNFIELD	WINTER 2018 BROWNFIELD CAPTURE-ELEVATION BROWNFIELD	11,552.64	12547
13. LANSING COMMUNITY COLLEGE	WINTER TAX COLLECTION	831,584.92	12536
	WINTER TAX COLLECTION	1,653,635.81	12549
	TOTAL	2,485,220.73	
14. MERIDIAN TOWNSHIP DDA	2018 SUMMER TAX COLLECTION	274.50	12551
	2018 WINTER TAX COLLECTION	26,804.65	12552
	TOTAL	27,079.15	
15. OKEMOS PUBLIC SCHOOLS	WINTER/SUMMER TAX COLLECTION	1,261,575.34	12537
	WINTER/SUMMER TAX COLLECTION	2,775,758.91	12553
	TOTAL	4,037,334.25	
16. PETRA FLOWERS	REFUND OVERPM'T TAX #33-02-02-16-203-007	162.86	12554
17. MARY SHERIDAN	REFUND OVERPM'T TAX#33-02-02-02-406-005	720.28	12550
18. SIGNATURE LAND DEVELOPMENT CORP	REFUND OVERPM'T TAX #33-02-02-05-476-010	1,354.64	12555
19. STATE OF MICHIGAN	ENDING SOR REGISTRATION 1/31/19	150.00	
20. DANIEL VAOVERBEKE & KATHRYN VANDAGE	REFUND OVERPM'T TAX#33-02-02-26-179.020	18.00	12543

02/28/2019 03:27 PM  
User: hudecek  
DB: Meridian

INVOICE APPROVAL BY INVOICE REPORT FOR CHARTER TOWNSHIP OF MERIDIAN  
EXP CHECK RUN DATES 03/05/2019 - 03/05/2019  
BOTH JOURNALIZED AND UNJOURNALIZED OPEN AND PAID  
BANK CODE: TA

Vendor Name	Description	Amount	Check #
21. WILLIAMSTON SCHOOLS	WINTER TAX COLLECTION	19,427.75	12538
	WINTER TAX COLLECTION	45,960.82	12557
	TOTAL	<u>65,388.57</u>	
TOTAL - ALL VENDORS		11,137,428.88	

### Credit Card Report 2/14/19 to 2/27/19

Posting Date	Merchant Name	Amount	Name
2019/02/22	244 AUTO VALUE EAST LANSI	\$6.59	PETER VASILION
2019/02/18	4IMPRINT	\$349.99	DARCIE WEIGAND
2019/02/26	ADOBE *ACROPRO SUBS	\$15.89	DEREK PERRY
2019/02/22	AMAZON.COM*MI04F8XS0	\$37.97	MICHELLE PRINZ
2019/02/26	AMAZON.COM*MI0TY0840	\$217.89	KRISTI SCHAEING
2019/02/27	AMAZON.COM*MI26Z96C1	\$20.91	KRISTI SCHAEING
2019/02/15	AMAZON.COM*MI76M3F72	\$19.98	BENJAMIN MAKULSKI
2019/02/21	AMAZON.COM*MI8AV8TE2	\$6.49	KRISTI SCHAEING
2019/02/27	AMERICAN PLANNING A	\$365.00	PETER MENSER
2019/02/19	AMZN MKTP US*MIOGD3P30	\$83.49	KRISTI SCHAEING
2019/02/18	AMZN MKTP US*MI29Z0L42	\$179.00	MICHELLE PRINZ
2019/02/14	AMZN MKTP US*MI31Y3J30	\$120.52	MICHELLE PRINZ
2019/02/19	AMZN MKTP US*MI6IA0P20	\$66.98	KRISTI SCHAEING
2019/02/25	AMZN MKTP US*MI8901AJ2	\$33.98	CATHERINE ADAMS
2019/02/18	AMZN MKTP US*MI8WQ7432	\$60.99	KRISTI SCHAEING
2019/02/18	AMZN MKTP US*MI91K94S2	\$193.64	MICHELLE PRINZ
2019/02/14	ASAP PRINTING	\$164.51	KATHERINE RICH
2019/02/25	AUTOZONE 4377	\$17.99	DAVID LESTER
2019/02/18	BELL EQUIPMENT COMPANY	\$567.09	TODD FRANK
2019/02/26	BEST MATERIALS	\$192.62	WILLIAM PRIESE
2019/02/22	BIGGBY COFFEE #385	\$40.26	KRISTI SCHAEING
2019/02/14	BOBCAT OF LANSING	\$154.76	TODD FRANK
2019/02/26	CATHEY COMPANY	\$5.00	ROBERT STACY
2019/02/27	CHARLOTTE SHOE REPAIR	\$140.00	KYLE ROYSTON
2019/02/25	COMCAST	\$329.54	ANDREA SMILEY
2019/02/27	CORNWELL HACKERT TOOLS	\$2.89	JIM HANSEN
2019/02/20	CORNWELL HACKERT TOOLS	\$5.75	JIM HANSEN
2019/02/18	DICK'S CLOTHING&SPORTING	\$60.00	JANE GREENWAY
2019/02/14	EB 2019 MRPA LOCAL AG	\$30.00	DEREK PERRY
2019/02/21	ELECTRICAL TERMINAL SERVI	\$7.90	TODD FRANK
2019/02/21	ELECTRICAL TERMINAL SERVI	\$13.20	TODD FRANK
2019/02/14	EXOTIC AUTOMATION&SUPPLY	\$172.00	TODD FRANK
2019/02/25	GOOGLE *ADS3069275384	\$2.67	ANDREA SMILEY
2019/02/25	HASLETT TRUE VALUE HARDW	\$4.79	DAVID LESTER
2019/02/21	HOBBY LOBBY #360	\$28.00	KRISTI SCHAEING
2019/02/20	HR EXECUTIVE EDUCATION	\$1,247.50	JOYCE A MARX
2019/02/26	JDS CORP DBA PX STORES	\$47.71	KRISTI SCHAEING
2019/02/25	LANSING REGIONAL CHAMBER	\$425.00	CHRIS BUCK
2019/02/22	MEIJER INC #025 Q01	\$12.55	SCOTT DAWSON
2019/02/14	MEIJER INC #025 Q01	\$17.96	PETER VASILION
2019/02/25	MEIJER INC #025 Q01	\$21.55	KRISTI SCHAEING
2019/02/25	MEIJER INC #025 Q01	\$23.65	CATHERINE ADAMS
2019/02/15	MEIJER INC #025 Q01	\$37.13	SCOTT DAWSON
2019/02/18	MGFOA REGISTRATION FEE	\$123.00	MIRIAM MATTISON
2019/02/22	MICHIGAN CAT LANSING	\$40.44	DAVID LESTER
2019/02/27	MICHIGAN MUNICIPAL LEAGUE	\$250.00	MICHELLE PRINZ
2019/02/15	MICHIGAN TOWNSHIPS ASS	\$35.00	MICHELLE PRINZ
2019/02/25	MIDWEST POWER EQUIPMENT	\$242.02	MATT FOREMAN
2019/02/14	MSU PAYMENTS	\$100.00	ANDREA SMILEY
2019/02/22	NATIOAL ASSOCIATION OF	\$90.00	ANDREA SMILEY
2019/02/21	NATIONAL ASSOC FOR INTER	\$330.00	CATHERINE ADAMS
2019/02/22	OFFICEMAX/OFFICEDEPT#3379	\$48.96	KRISTI SCHAEING

2019/02/20	PARKING LANSING CENTER	\$7.00	CHRIS BUCK
2019/02/22	PAYPAL *AMYROMBACK	\$175.00	KATHERINE RICH
2019/02/18	PAYPAL *CAROLNATARP	\$110.13	MATT FOREMAN
2019/02/25	PAYPAL *HARMONBROOK	(\$52.90)	CATHERINE ADAMS
2019/02/25	PAYPAL *HARMONBROOK	\$52.90	CATHERINE ADAMS
2019/02/25	PAYPAL *HARMONBROOK	\$96.95	CATHERINE ADAMS
2019/02/18	PAYPAL *PLAK IT	\$156.93	DEBORAH GUTHRIE
2019/02/18	PK SAFETY SUPPLY	\$186.68	WILLIAM PRIESE
2019/02/21	PK SAFETY SUPPLY	\$186.68	WILLIAM PRIESE
2019/02/18	PP*GRANDDRIVERB	\$37.66	KELSEY DILLON
2019/02/27	SENTRY SAFETY SUPPLY	\$192.35	CHAD HOUCK
2019/02/14	SHANTY CREEK RESORTS -	\$182.00	MICHELLE PRINZ
2019/02/26	SHERWIN WILLIAMS 701339	\$37.07	PETER VASILION
2019/02/22	SITEONE LANDSCAPE SUPPLY,	\$914.21	DENNIS ANTONE
2019/02/25	SOLDANS FEEDS & PET S	\$10.14	CATHERINE ADAMS
2019/02/18	SOLDANS FEEDS & PET S	\$10.74	KATHERINE RICH
2019/02/25	SPARTANCHASSIS (APA)	\$60.47	TODD FRANK
2019/02/21	SPENCER MANUFACTURING	\$126.32	TODD FRANK
2019/02/15	SUPERIOR SAW	\$49.44	WILLIAM PRIESE
2019/02/18	THE HOME DEPOT #2723	(\$11.94)	PETER VASILION
2019/02/21	THE HOME DEPOT #2723	\$2.97	PETER VASILION
2019/02/25	THE HOME DEPOT #2723	\$10.42	PETER VASILION
2019/02/15	THE HOME DEPOT #2723	\$18.33	PETER VASILION
2019/02/25	THE HOME DEPOT #2723	\$20.91	PETER VASILION
2019/02/21	THE HOME DEPOT #2723	\$34.27	MATT FOREMAN
2019/02/22	THE HOME DEPOT #2723	\$39.36	MATT FOREMAN
2019/02/18	THE HOME DEPOT #2723	\$43.97	LAWRENCE BOBB
2019/02/18	THE HOME DEPOT #2723	\$44.94	PETER VASILION
2019/02/25	THE HOME DEPOT #2723	\$44.94	DAVID LESTER
2019/02/18	THE HOME DEPOT #2723	\$55.28	PETER VASILION
2019/02/18	THE HOME DEPOT #2723	\$59.47	DAN PALACIOS
2019/02/18	THE HOME DEPOT #2723	\$71.95	JANE GREENWAY
2019/02/18	THE HOME DEPOT 2723	\$85.38	ROBERT STACY
2019/02/18	THE UPS STORE 0811	\$102.94	CHAD HOUCK
2019/02/22	TOP HAT CRICKET FARM INC	\$35.01	CATHERINE ADAMS
2019/02/18	USA BLUE BOOK	\$536.58	CHAD HOUCK
2019/02/25	WAL-MART #2866	\$14.85	CATHERINE ADAMS
2019/02/18	WAL-MART #2866	\$22.90	JANE GREENWAY
2019/02/26	WAL-MART #2866	\$26.81	DAVID LESTER
2019/02/27	WAL-MART #2866	\$36.19	DARCIE WEIGAND
2019/02/15	WAL-MART #2866	\$117.45	DARCIE WEIGAND
2019/02/14	ZORO TOOLS INC	\$211.35	WILLIAM PRIESE

---

<b>TOTAL</b>	<b>\$10,974.85</b>
--------------	--------------------

---

ACH Transactions

Date	Payee	Amount	Purpose
02/20/19	Meridian Township	765.00	Water & Sewer Bills
02/20/19	Consumers Energy	63,875.22	Electric & Gas
02/27/19	ICMA	39,321.55	Payroll Deductions 03/01/19 Payroll
02/27/19	IRS	93,867.54	Payroll Taxes 03/01/19 Payroll
02/27/19	Various Financial Institutions	<u>259,940.15</u>	Direct Deposit 03/01/19 Payroll
	<b>Total ACH Payments</b>	<u><u>457,769.46</u></u>	



9.D.

**To:** Township Board Members

**From:** Derek N. Perry, Assistant Township Manager  
Director of Public Works & Engineering

Younes Ishraidi, P.E.  
Chief Engineer

**Date:** March 5, 2019

**Re:** Sierra Ridge #2 & #3 Public Streetlighting Improvement  
Special Assessment District #426 - Resolution #5

---

A request was received from the residents for installation and maintenance of streetlights in Sierra Ridge #2 & #3. The plan was for eleven (11) streetlights, traditional fixture with cut-off, and black standard pole, to be installed and maintained along Sleepy Hollow, Fresno Lane, and Sacramento Way (as shown on the attached map).

The attached Sierra Ridge #2 & #3 Public Streetlighting Improvements Special Assessment District #426 - Resolution #5 approves the special assessment roll and orders the amount to be paid and collected. Public hearings were held on December 11, 2018, and on February 19, 2019.

The assessments are:

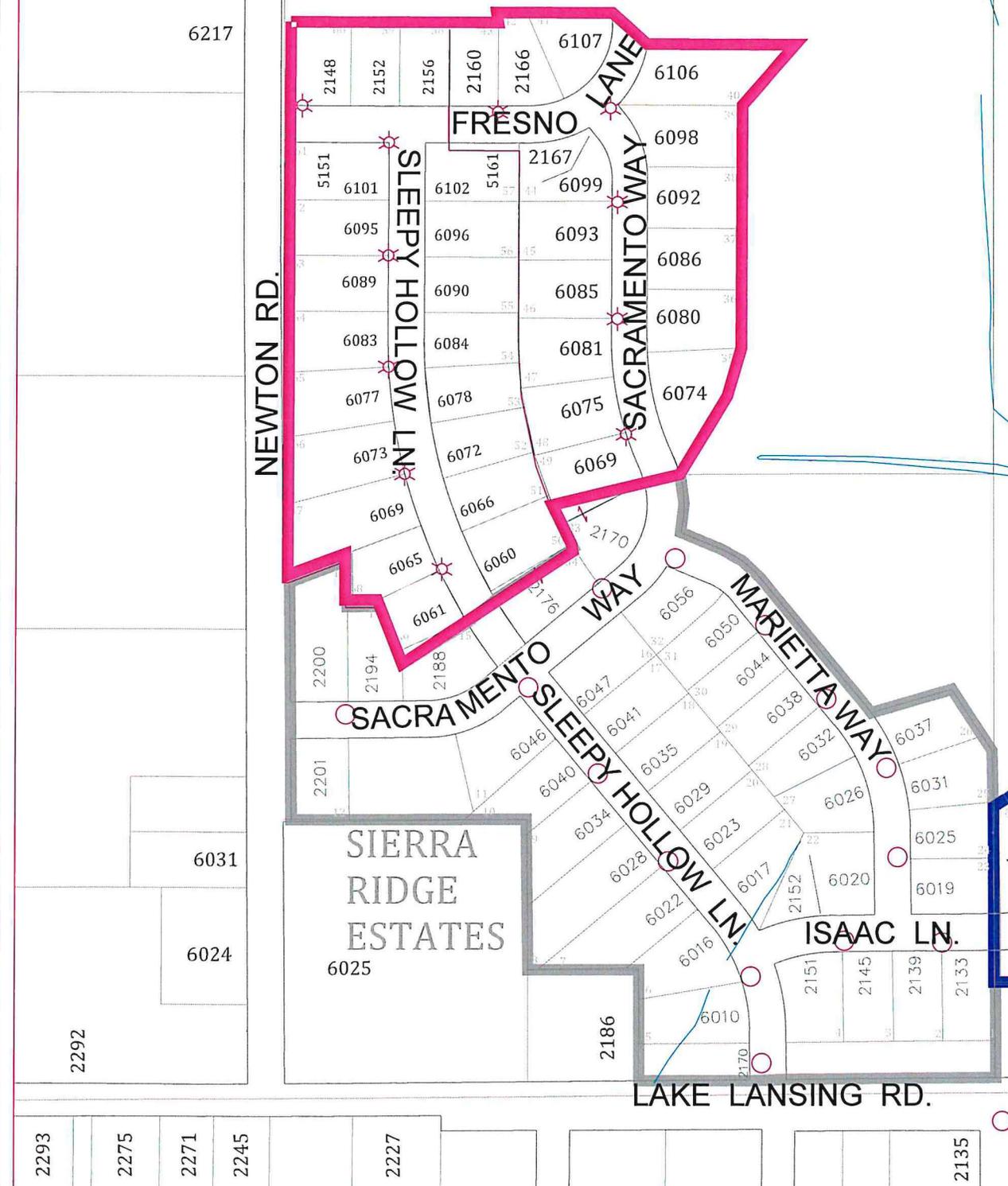
\$3,605.76	(\$103.02/lot)	First Year Cost
\$1,727.88	(\$49.37/lot)	Annually Thereafter (Subject to Adjustment)

**Proposed Motion:**

**“Move to approve the Sierra Ridge #2 & #3 Public Streetlighting Improvements Special Assessment District #426 - Resolution #5, which approves the final special assessment roll, adopts the amount of \$3,605.76 (\$103.02/lot) as the first year assessment and the amount of \$1,727.88 (\$49.37/lot) (subject to adjustment) as the annual assessment thereafter.**

Attachment

SIERRA RIDGE II & III  
11 STREETLIGHT S



SIERRA RIDGE II & III  
STREETLIGHT DISTRICT

EXISTING LIGHTS ○ PROPOSED LIGHTS (1) ★



NO SCALE

Meridian Charter Township Ingham County, Michigan		DATE	BY	PROJECT
ENGINEERING DEPARTMENT		03/31/18	JG	COMPUTER GENERATED
NEW STREETLIGHTS SECTION 4		SCALE 1" = 400'		
DRAWN: JG 1/27/01		81030437M&P 2/14/04		

**SIERRA RIDGE #2 & #3 PUBLIC STREETLIGHTING IMPROVEMENTS  
SPECIAL ASSESSMENT DISTRICT #426**

**RESOLUTION NO. 5**

At a regular meeting of the Township Board of the Charter Township of Meridian, Ingham County, Michigan, held in the Meridian Municipal Building, 5151 Marsh Road, Okemos, Michigan 48864-1198, (517) 853-4000, on Tuesday, March 5, 2019 at 6:00 p.m.

**PRESENT:** \_\_\_\_\_  
\_\_\_\_\_

**ABSENT:** \_\_\_\_\_

The following resolution was offered by \_\_\_\_\_  
and supported by \_\_\_\_\_.

**WHEREAS**, The Township Board, on January 8, 2019, adopted a resolution approving the Sierra Ridge #2 & #3 Public Streetlighting Improvements Special Assessment District #426 for installation, operation and maintenance of certain public streetlighting improvements along Sleepy Hollow Lane, Fresno Lane, and Sacramento Way; and

**WHEREAS**, pursuant to due notice to all record owners or parties in interest in, this Board did meet on February 19, 2019 at 6:00 p.m. at the Meridian Municipal Building, in the Township of Meridian for the purpose of reviewing the special assessment roll and hearing any objections thereto for the Sierra Ridge #2 & #3 Public Streetlighting Improvements Special Assessment District #426, and

**WHEREAS**, at the time and place designated for said meeting, the meeting was duly called to order and the Supervisor announced the opening of the hearing for objections to the special assessment roll prepared by the Township Supervisor and on file with the Township Clerk, said roll assessing the cost of the Sierra Ridge #2 & #3 Public Streetlighting Improvements Special Assessment District #426 against benefiting properties; and

**WHEREAS**, the Township Board desires to confirm the special assessment roll.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Board of the Charter Township of Meridian, Ingham County, Michigan, as follows:

1. The Township Board does hereby determine that said special assessments are in proportion to the benefits to be derived from said project.
2. The Township Board does hereby designate the special assessment project as "Sierra Ridge #2 & #3 Public Streetlighting Improvements Special Assessment District #426".





**Sierra Ridge #2 & #3 Public Streetlighting Improvement Special Assessment District No. 426**

	<b>Property Address</b>	<b>Parcel #</b>	<b>Lot #</b>	<b>Subd #</b>	<b>Property Owner</b>	<b>Owner Address</b>	<b>City</b>	<b>State</b>	<b>Zip Code</b>	<b>First Year Assessment</b>	<b>Annually Thereafter</b>
1	2148 Fresno Lane	3302-02-04-401-006	60	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
2	2152 Fresno Lane	3302-02-04-401-005	59	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
3	2156 Fresno Lane	3302-02-04-401-004	58	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
4	2160 Fresno Lane	3302-02-04-401-003	43	#2	Thomas F & Mary L Kearney	2160 Fresno Lane	East Lansing	MI	48823	\$103.02	\$49.37
5	2166 Fresno Lane	3302-02-04-401-002	42	#2	Sheri L & Mark D Conn	2166 Fresno Lane	East Lansing	MI	48823	\$103.02	\$49.37
6	6060 Sleepy Hollow	3302-02-04-452-018	50	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
7	6061 Sleepy Hollow	3302-02-04-451-013	69	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
8	6065 Sleepy Hollow	3302-02-04-451-012	68	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
9	6066 Sleepy Hollow	3302-02-04-452-017	51	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
10	6069 Sacramento Way	3302-02-04-452-005	49	#2	Dana M & Diane K Spence	6069 Sacramento Way	East Lansing	MI	48823	\$103.02	\$49.37
11	6069 Sleepy Hollow	3302-02-04-451-011	67	#3	Joseph & Ann Garrett	6069 Sleepy Hollow Lane	East Lansing	MI	48823	\$103.02	\$49.37
12	6072 Sleepy Hollow	3302-02-04-452-016	52	#3	Mayank Agrawal & Sunitha Yadav	6072 Sleepy Hollow Lane	East Lansing	MI	48823	\$103.02	\$49.37
13	6073 Sleepy Hollow	3302-02-04-451-010	66	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
14	6074 Sacramento Way	3302-02-04-402-001	35	#2	Scott D & Amy L Basel Trustees	6074 Sacramento Way	East Lansing	MI	48823	\$103.02	\$49.37
15	6075 Sacramento Way	3302-02-04-452-006	48	#2	Paul & Angela Stewart	6075 Sacramento Way	East Lansing	MI	48823	\$103.02	\$49.37
16	6077 Sleepy Hollow	3302-02-04-451-009	65	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
17	6078 Sleepy Hollow	3302-02-04-452-015	53	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
18	6080 Sacramento Way	3302-02-04-402-002	36	#2	Anna Bora Lee & Dino Rocco Precopio	6080 Sacramento Way	East Lansing	MI	48823	\$103.02	\$49.37
19	6081 Sacramento Way	3302-02-04-452-007	47	#2	Kurt E & Amy Ronayne Krause	6081 Sacramento Way	East Lansing	MI	48823	\$103.02	\$49.37
20	6083 Sleepy Hollow	3302-02-04-451-008	64	#3	Alan B & Jennifer A Archambault	6083 Sleepy Hollow Lane	East Lansing	MI	48823	\$103.02	\$49.37
21	6084 Sleepy Hollow	3302-02-04-452-014	54	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
22	6085 Sacramento Way	3302-02-04-452-008	46	#2	Matthew & Ann Mansfield	6085 Sacramento Way	East Lansing	MI	48823	\$103.02	\$49.37
23	6086 Sacramento Way	3302-02-04-402-003	37	#2	Thomas D & Melissa A Allis	6086 Sacramento Way	East Lansing	MI	48823	\$103.02	\$49.37
24	6089 Sleepy Hollow	3302-02-04-451-007	63	#3	Kenneth & Janet Zenner	6089 Sleepy Hollow Lane	East Lansing	MI	48823	\$103.02	\$49.37
25	6090 Sleepy Hollow	3302-02-04-452-013	55	#3	Darla Ann Devoe & Julia A Yingling	6090 Sleepy Hollow Lane	East Lansing	MI	48823	\$103.02	\$49.37
26	6092 Sacramento Way	3302-02-04-402-004	38	#2	Michelle Rhodes Trust	6092 Sacramento Way	East Lansing	MI	48823	\$103.02	\$49.37
27	6093 Sacramento Way	3302-02-04-452-009	45	#2	Gregory J & Lesley CK Comer	6093 Sacramento Way	East Lansing	MI	48823	\$103.02	\$49.37
28	6095 Sleepy Hollow	3302-02-04-451-006	62	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
29	6096 Sleepy Hollow	3302-02-04-452-012	56	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
30	6098 Sacramento Way	3302-02-04-402-005	39	#2	Christopher M & Robyn D'Haem	6098 Sacramento Way	East Lansing	MI	48823	\$103.02	\$49.37
31	6099 Sacramento Way	3302-02-04-452-010	44	#2	Janaki R & Krishna K Karchalla	6099 Sacramento Way	East Lansing	MI	48823	\$103.02	\$49.37
32	6101 Sleepy Hollow	3302-02-04-451-005	61	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
33	6102 Sleepy Hollow	3302-02-04-452-011	57	#3	GS Fedewa Builders, Inc.	5570 Okemos Road	East Lansing	MI	48823	\$103.02	\$49.37
34	6106 Fresno Lane	3302-02-04-402-006	40	#2	Philip & Brenda Rose	6106 Fresno Lane	East Lansing	MI	48823	\$103.02	\$49.37
35	6107 Fresno Lane	3302-02-04-401-001	41	#2	Sean P & Dayna Zielinski	6107 Fresno Lane	East Lansing	MI	48823	\$103.02	\$49.37



11.A. & 13.E.

**To: Township Board Members**

**From: Derek N. Perry, Assistant Township Manager  
Director of Public Works & Engineering  
Younes Ishraidi, P.E., Chief Engineer**

**Date: March 5, 2019**

**Re: Georgetown #4 Public Streetlighting Improvement  
Special Assessment District #427 - Public Hearing & Discussion**

---

At its February 5, 2019 meeting, the Township Board set a public hearing for March 5, 2019 to hear comments on the proposed assessment roll for streetlighting in Georgetown #4 along Chaggal Lane. Notices of the public hearing were sent to the affected property owners.

We received a request for streetlighting in Georgetown #4 from the property owners. The plan was for the installation, operation and maintenance of eight (8) streetlights with cut off fixtures. The installation costs, of \$2,400, were paid by the developer. The streetlights have been installed and are operational.

There are 22 lots in the district. The cost of operation and maintenance is \$2,263.28 (\$121.06/lot) for the first year, and \$1,256.64 (\$57.12/lot) annually thereafter (subject to adjustment).

A map of the district and a copy of the assessment roll are attached.

Attachment

TIHART RD.

TOWN II

FOSTER DRAIN

M.C.T.L.P.

5215

5214

1223

5180

GEORGETOWN IV  
8 LIGHTS

5160

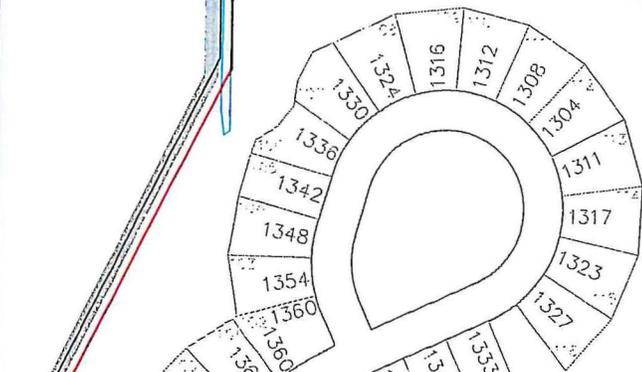
5140

5120

5080

5004

CORNELL RD.



**Georgetown #4 Public Streetlighting Improvement Special Assessment District No. 427**

	<u>Parcel #</u>	<u>Property Address</u>	<u>Lot #</u>	<u>Property Owner</u>	<u>Owner Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>	<u>First Year</u>	<u>Annually</u>
									<u>Assessment</u>	<u>Thereafter</u>
1	3302-02-14-379-002	Chaggal 5134	137	Dirt Werx Excavation, LLC	13937 Webster Rd, Ste A	Bath	MI	48808	\$121.06	\$57.12
2	3302-02-14-379-003	Chaggal 5128	138	Dirt Werx Excavation, LLC	13937 Webster Rd, Ste A	Bath	MI	48808	\$121.06	\$57.12
3	3302-02-14-379-004	Chaggal 5122	139	Dirt Werx Excavation, LLC	13937 Webster Rd, Ste A	Bath	MI	48808	\$121.06	\$57.12
4	3302-02-14-379-005	Chaggal 5116	140	Dirt Werx Excavation, LLC	13937 Webster Rd, Ste A	Bath	MI	48808	\$121.06	\$57.12
5	3302-02-14-379-006	Chaggal 5100	141	Dirt Werx Excavation, LLC	13937 Webster Rd, Ste A	Bath	MI	48808	\$121.06	\$57.12
6	3302-02-14-379-007	Chaggal 5094	142	Dirt Werx Excavation, LLC	13937 Webster Rd, Ste A	Bath	MI	48808	\$121.06	\$57.12
7	3302-02-14-379-008	Chaggal 5088	143	Jim Giguere Builders, Inc.	6200 Pine Hollow Dr, Ste 100	East Lansing	MI	48823	\$121.06	\$57.12
8	3302-02-14-379-009	Chaggal 5082	144	Jim Giguere Builders, Inc.	6200 Pine Hollow Dr, Ste 100	East Lansing	MI	48823	\$121.06	\$57.12
9	3302-02-14-379-010	Chaggal 5076	145	Suman Thirumani & Asha Latha Mamidi	2715 Trappers Cove Trail, 3C	Lansing	MI	48910	\$121.06	\$57.12
10	3302-02-14-379-011	Chaggal 5067	146	Jinping Chen & Yun Cao	1445 E. Pond Dr, #33	Okemos	MI	48864	\$121.06	\$57.12
11	3302-02-14-379-012	Chaggal 5073	147	Alpesh & Heema N Patel	15810 S US Highway 27	Lansing	MI	48906	\$121.06	\$57.12
12	3302-02-14-379-013	Chaggal 5079	148	Jim Giguere Builders, Inc.	6200 Pine Hollow Dr, Ste 100	East Lansing	MI	48823	\$121.06	\$57.12
13	3302-02-14-379-014	Chaggal 5085	149	Eyde Ltd Fam Ptrshp, L & G	P.O.Box 4218	East Lansing	MI	48826	\$121.06	\$57.12
14	3302-02-14-379-015	Chaggal 5091	150	Stephen M & Aimee M Houghton	2624 Elderberry Drive	Okemos	MI	48864	\$121.06	\$57.12
15	3302-02-14-379-016	Chaggal 5097	151	Wen Huang & Nanye Long	5097 Chaggal Lane	Okemos	MI	48864	\$121.06	\$57.12
16	3302-02-14-379-017	Chaggal 5115	152	Jim Giguere Builders, Inc.	6200 Pine Hollow Dr, Ste 100	East Lansing	MI	48823	\$121.06	\$57.12
17	3302-02-14-379-018	Chaggal 5121	153	Jim Giguere Builders, Inc.	6200 Pine Hollow Dr, Ste 100	East Lansing	MI	48823	\$121.06	\$57.12
18	3302-02-14-379-019	Chaggal 5127	154	Jim Giguere Builders, Inc.	6200 Pine Hollow Dr, Ste 100	East Lansing	MI	48823	\$121.06	\$57.12
19	3302-02-14-379-020	Chaggal 5133	155	Jim Giguere Builders, Inc.	6200 Pine Hollow Dr, Ste 100	East Lansing	MI	48823	\$121.06	\$57.12
20	3302-02-14-379-021	Chaggal 5139	156	Jim Giguere Builders, Inc.	6200 Pine Hollow Dr, Ste 100	East Lansing	MI	48823	\$121.06	\$57.12
21	3302-02-14-379-022	Chaggal 5145	157	Warren & Tessa Krueger III	1298 Starboard Drive	Okemos	MI	48864	\$121.06	\$57.12
22	3302-02-14-379-023	Chaggal 5151	158	Dirt Werx Excavation, LLC	13937 Webster Rd, Ste A	Bath	MI	48808	\$121.06	\$57.12



**To: Township Board**  
**From: Mark Kieselbach, Director of Community Planning and Development**  
**Date: February 28, 2019**  
**Re: Medical Marihuana Non-Zoning Ordinance – Introduction**

---

Section 40-32, Penalties and Consequences for Violation in the proposed ordinance was revised by the Township Attorney to give the Township the ability to revoke a Permit that has been issued. There are four conditions under which a permit could be revoked:

- Any fraudulent, false, misleading, or material misrepresentation contained in the Application.
- Repeat violations of any requirements of this Chapter or other applicable law, rule, or regulation. As used in this subsection, the term “repeat offense” means a second (or any subsequent) misdemeanor violation or civil infraction of the same requirement or provision committed within any six-month period and upon conviction or responsibility thereof.
- A valid License is not maintained as required by this Chapter.
- The Permit Holder, its agent, manager, or employee failed to timely submit any document or failed to timely make any material disclosure as required by this Chapter.

The revised ordinance is attached. The following motion has been provided for the Board:

- **Move to approve the resolution for the introduction of the amendment to the Code of Ordinances to add Chapter 40 Commercial Medical Marihuana Facilities and amend the Township Fee Schedule to include an Initial Application Fee of \$5,000 and Annual/Renewal Application Fee of \$5,000.**

**Attachments**

1. Resolution for Introduction.
2. Non-Zoning Ordinance.

G:\Community Planning & Development\Planning\Medical Marihuana\Medical Marihuana Non-Zoning Ordinance.tb11.docx

**RESOLUTION TO APPROVE**

**Commercial Medical Marihuana Facilities  
(Township Board)  
INTRODUCTION**

**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 March, 2019, at 6:00 p.m., Local Time.

PRESENT: \_\_\_\_\_  
\_\_\_\_\_

ABSENT: \_\_\_\_\_

The following resolution was offered by \_\_\_\_\_ and supported by \_\_\_\_\_.

WHEREAS, the Township Board initiated an amendment to the Code of Ordinances to authorize the establishment of Commercial Medical Marihuana Facilities within the Township; and

WHEREAS, it is the Township Board’s desire to regulate Commercial Medical Marihuana Facilities by requiring a permit and compliance with requirements as provided in the proposed ordinance, in order to maintain the public health, safety and welfare of the citizens, business owners and visitors to the Township; and

WHEREAS, the proposed amendment provides standards and procedures for the review, issuance, renewal and revocation of Township issued permits for such facilities; and

WHEREAS, the Township Board deems it to be in the best interest of the residents, business owners and visitors to the Township to regulate the cultivation, distribution and use of Medical Marihuana permitted under the Michigan Medical Marihuana Act, Initiated Law 1 of 2008 in order to maintain public health, safety and welfare; and

WHEREAS, the Township Board amends the Township Fee Schedule to include an initial application fee of \$5,000 and annual or renewal fee of \$5,000 to defray the cost incurred by the Township for administration and enforcement of the Commercial Medical Marihuana Facilities Ordinance.

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, Ingham County, Michigan, by adding Chapter 40, Commercial Medical Marihuana Facilities.”

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.

**Resolution to Approve (Introduction)**

**Township Board (March 5, 2019)**

**Page 2**

ADOPTED: YEAS: \_\_\_\_\_

\_\_\_\_\_

NAYS: \_\_\_\_\_

STATE OF MICHIGAN )

)ss

COUNTY OF INGHAM )

I, the undersigned, the duly qualified and acting clerk of the Charter Township of Meridian, Ingham County, Michigan, DO HEREBY CERTIFY that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the Township Board on the 5th day of March, 2019.

\_\_\_\_\_  
Brett Dreyfus, Clerk  
Charter Township of Meridian

ORDINANCE NO. \_\_\_\_\_

**ORDINANCE AMENDING THE CODE OF THE CHARTER TOWNSHIP OF MERIDIAN,  
INGHAM COUNTY, MICHIGAN BY ADDING CHAPTER 40 COMMERCIAL MEDICAL  
MARIHUANA FACILITIES**

**THE CHARTER TOWNSHIP OF MERIDIAN ORDAINS:**

Section 1. Amendment to the Code of Ordinances by adding Chapter 40. The code of the Charter Township of Meridian, Ingham County, Michigan, is hereby amended to add Chapter 40 entitled Commercial Medical Marihuana Facilities to read as follows:

**Chapter 40  
COMMERCIAL MEDICAL MARIHUANA FACILITIES**

**ARTICLE I  
In General**

**Section 40-1. through 40-25. (Reserved)**

**ARTICLE II  
Commercial Medical Marihuana Facilities**

**Section 40-26. Title.**

This Chapter shall be known and cited as the "Commercial Medical Marihuana Facilities Ordinance of the Charter Township of Meridian."

**Section 40-27. Definitions.**

The following words, terms, and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where context clearly indicates a different meaning:

APPLICATION means an Application for a Permit under this Chapter and includes all supplemental documentation attached or required to be attached thereto; the Person filing the Application shall be the proposed Permit Holder, who may also be referred to as the Applicant.

DIRECTOR OF COMMUNITY PLANNING AND DEVELOPMENT means the Charter Township of Meridian Director of Community Planning and Development or his/her designee.

COMMERCIAL MEDICAL MARIHUANA FACILITY or FACILITY means one of the following:

- (1) Provisioning Center, as that term is defined in the Medical Marihuana Facilities Licensing Act, Public Act 281 of 2016 (MMFLA);
- (2) Processor, as that term is defined in the MMFLA;
- (3) Secure Transporter, as that term is defined in the MMFLA;

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 2**

(4) Grower, including Class A, Class B and Class C, as those terms are defined in the MMFLA;

(5) Safety Compliance Facility, as that term is defined in the MMFLA.

DEPARTMENT means the Michigan State Department of Licensing and Regulatory Affairs or any authorized designated Michigan agency authorized to regulate, issue or administer a Michigan License for a Commercial Medical Marihuana Facility.

LICENSE means a current and valid License for a Commercial Medical Marihuana Facility issued by the Department. Prequalification, provisional licenses, or temporary licenses are not Licenses under this Chapter.

LICENSEE means a Person holding a current and valid Michigan License for a Commercial Medical Marihuana Facility.

MARIHUANA means that term as defined in Section 7106 of the Michigan Public Health Code, 1978 PA 368, MCL 333.7106.

MEDICAL MARIHUANA means that term as defined in MCL 333.26423.

PARAPHERNALIA means drug paraphernalia as defined in section 7451 of the Michigan Public Health Code, 1978 PA 368, MCL 333.7451, that is or may be used in association with Medical Marihuana.

PATIENT means a “registered qualifying patient” or a “visiting qualifying patient” as those terms are defined by MCL 333.26421, et seq.

PERMIT means a current and valid Permit for a Commercial Medical Marihuana Facility issued under this Chapter, which shall be granted to a Permit Holder only for and limited to a specific Permitted Premises and a specific Permitted Property. Said Permit shall be in addition to the special use permit required to be obtained under the Township Zoning Ordinance.

PERMIT HOLDER means the Person that holds a current and valid Permit issued under this Chapter.

PERMITTED PREMISES means the particular building or buildings within which the Permit Holder will be authorized to conduct the Facility’s activities pursuant to the Permit.

PERMITTED PROPERTY means the real property comprised of a lot, parcel or other designated unit of real property upon which the Permitted Premises is situated.

PERSON means a natural person, company, partnership, profit or non-profit corporation, limited liability company, or any joint venture for a common purpose.

PUBLIC PLACE means any area in which the public is invited or generally permitted in the usual course of business.

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 3**

REGISTRY IDENTIFICATION CARD means the document issued to a Patient or a Primary Caregiver and defined under MCL 333.26423(i).

**Section 40-28. Permit Required; Number of Permits Available; Eligibility; General Provisions.**

1. The Township hereby authorizes the operation of the following types of Commercial Medical Marihuana Facilities, subject to the number of available Permits issued in this Section:
  - a. Growers, Class A
  - b. Growers, Class B
  - c. Growers, Class C
  - d. Processors
  - e. Provisioning Centers
  - f. Safety Compliance Facilities
  - g. Secure Transporters
2. The number of Commercial Medical Marihuana Facility Permits in effect at any time shall not exceed the following maximums within the Township:
  - a. Grower Permits, Class A, Class B, and Class C: 3, regardless of type
  - b. Processor Permits: 3
  - c. Provisioning Center Permits: 6
  - d. Safety Compliance Facility Permits: 6
  - e. Secure Transporter Permits: 3
  - f. No more than one Provisioning Center shall be located in any single Overlay Area except that if any Overlay Area has zero Provisioning Centers granted or under renewal and zero conditionally approved at the time set for the lottery, then a second Provisioning Center may be added to another Overlay Area. No Overlay Area shall have more than two Provisioning Centers.
3. No Person shall operate a Commercial Medical Marihuana Facility at any time or any location within the Township unless a currently-effective Permit for that Person at that location has been issued under this Chapter.
4. Commercial Medical Marihuana Facilities shall operate only as allowed under this Chapter.
5. The requirements set forth in this Chapter shall be in addition to, and not in lieu of, any other licensing or permitting requirements imposed by applicable federal, state or local laws, regulations, codes or ordinances.

## **Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 4**

6. An Applicant shall pay Application fees, annual fees, renewal fees and inspection fees for Permits to the Township to defray the costs incurred by the Township for inspection, administration and enforcement of the local regulations regarding Commercial Medical Marihuana Facilities. The Township Board shall by resolution set the fees in an amount not to exceed any limitations imposed by Michigan law.
7. A Permit and a Renewal Permit shall not confer any vested rights or reasonable expectation of subsequent renewal on the Applicant or Permit Holder, and shall remain valid for one year immediately following its approval.
8. Each year, any pending Applications for renewal or amendment of valid, unexpired Permits shall be reviewed and granted or denied before Applications for new Permits are considered.
9. It is the sole and exclusive responsibility of each Permit Holder or Person applying to be a Permit Holder at all times during the Application period and during its operation to immediately provide the Township with all material changes in any information submitted on an Application and any other changes that may materially affect any License or its Permit.
10. No Permit issued under this Chapter may be assigned or transferred to any Person unless the assignee or transferee has submitted an Application and all required fees under this Chapter and has been granted a Permit by the Director of Community Planning and Development. No Permit issued under this Chapter is transferrable to any other location except for the Permitted Premises on the Permitted Property.
11. The original Permit issued under this Chapter shall be prominently displayed at the Permitted Premises in a location where it can be easily viewed by the public, law enforcement and administrative authorities.
12. Acceptance by the Permit Holder of a Permit constitutes consent by the Permit Holder and its owners, officers, managers, agents and employees for any state, federal or local law enforcement to conduct random and unannounced examinations of the Facility and all articles of property in that Facility at any time to ensure compliance with this Chapter, any other local regulations, and with the Permit.
13. A Permit Holder may not engage in any other Commercial Medical Marihuana Facility in the Permitted Premises or on the Permitted Property, or in its name at any other location within the Township, without first obtaining a separate Permit.

### **Section 40-29. Other Laws and Ordinances.**

In addition to the terms of this Chapter, any Commercial Medical Marihuana Facility shall comply with all Township Ordinances, including without limitation the Township Zoning Ordinance, and with all other applicable federal, state and local ordinances, laws, codes and regulations. To the extent that the terms of this Chapter are in conflict with the terms of any other applicable federal, state or local ordinances, laws, codes or regulations, the terms of the most restrictive ordinance, law, code or regulation shall control.

**Section 40-30. Application for and Renewal of Permits.**

1. Application. An Application for a Permit for a Facility shall be submitted to the Director of Community Planning and Development per permitted premise, and shall contain the following information:
  - a. The name, address, phone number and e-mail address of the proposed Permit Holder and the proposed Commercial Medical Marihuana Facility.
  - b. The names, home addresses and personal phone numbers for all owners, directors, officers and managers of the Permit Holder and the Commercial Medical Marihuana Facility.
  - c. One (1) copy of all the following:
    - 1) To encourage both local industry and also well-qualified applicants, at least two of the following items:
      - i) An official statement issued by the Department indicating that the Applicant has successfully completed prequalification for a License, if any. Copies of Entity/Individual Prequalification Packets and Supplemental Applicant Prequalification Packets or investigations conducted by the Department (if available) shall be provided.
      - ii) Proof that the Applicant or owners of at least 75% of the Applicant are current Township residents and were residents for at least twelve months prior to filing the Application. Any proof of residency must be satisfactory to the Township and must include more than one of the following: residential leases, tax or special assessment bills, utility bills (water, sewer, electric, gas, cable, internet, etc.), credit card bills, voter registration, driver license, tax returns, or homeowner insurance policies, showing current and at least 12 months' prior residence in the Township. The Applicant's majority shareholders, managing members, or managing partners must submit the same information.
      - iii) Applicant's Certification on a form provided by the Township restricting transfer of the Permit and subsequent renewed Permits, and restricting the transfer of any interest in the Permit Holder for a period of not less than 30 months after issuance of the Permit and License. This commitment shall be enforceable severally or jointly by the Township against the Applicant, Permit Holder, and any members or shareholders thereof.

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 6**

- 2) All documentation showing the proposed Permit Holder's valid tenancy, ownership or other legal interest in the proposed Permitted Property and Permitted Premises. If the Applicant is not the owner of the proposed Permitted Property and Permitted Premises, a notarized statement from the owner of such property authorizing the use of the property for a Commercial Medical Marihuana Facility. All documentation establishing that the Permitted Premises and Permitted Property are within an overlay area with available permits.
- 3) If the proposed Permit Holder is a corporation, non-profit organization, limited liability company or any other entity other than a natural person, it must indicate its legal status, attach a copy of all company formation documents (including amendments), proof of registration with the State of Michigan, and a certificate of good standing with the State of Michigan.
- 4) A valid, unexpired driver's license or state issued ID for all owners, directors, officers and managers of the proposed Facility.
- 5) Evidence of a valid sales tax license for the business if such a license is required by state law or local regulations.
- 6) Application for Sign Permit, if any sign is proposed.
- 7) Non-refundable Application fee.
- 8) Business and Operations Plan, showing in detail the Commercial Medical Marihuana Facility's proposed plan of operation, including without limitation, the following:
  - i. A description of the type of Facility proposed and the anticipated or actual number of employees.
  - ii. A security plan meeting the requirements of Section 40-31(3) of this Chapter, which shall include a general description of the security systems(s), current centrally alarmed and monitored security system service agreement for the proposed Permitted Premises, and confirmation that those systems will meet State requirements and be approved by the State prior to commencing operations.
  - iii. A description by category of all products to be sold.
  - iv. A list of Material Safety Data Sheets for all nutrients, pesticides, and other chemicals proposed for use in the Commercial Medical Marihuana Facility.

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 7**

- v. A description and plan of all equipment and methods that will be employed to stop any impact to adjacent uses, including enforceable assurances that no odor will be detectable from outside of the Permitted Premises.
  - vi. A plan for the disposal of Marihuana and related byproducts that will be used at the Facility.
- 9) An identification of any business that is directly or indirectly involved in the growing, processing, testing, transporting or sale of Marihuana for the Facility.
  - 10) Whether any Applicant has ever applied for or has been granted any commercial license or certificate issued by a licensing authority in Michigan or any other jurisdiction that has been denied, restricted, suspended, revoked, or not renewed and a statement describing the facts and circumstances concerning the application, denial, restriction, suspension, revocation, or nonrenewal, including the licensing authority, the date each action was taken, and the reason for each action.
  - 11) Signed and sealed (by Michigan registered architect, surveyor or professional engineer) site plan and interior floor plan of the Permitted Premises and the Permitted Property.
  - 12) Information regarding any other Commercial Medical Marihuana Facility that the Licensee is authorized to operate in any other jurisdiction within the State, or another State, and the Applicant's involvement in each Facility.
  - 13) Applicant and all related Persons consent to a background check conducted by the Township or any agency used by the Township to complete such checks.
- d. Any other information reasonably requested by the Township to be relevant to the processing or consideration of the Application.
  - e. If the Director of Community Planning and Development identifies or is informed of a deficiency in an Application, the Applicant shall have five (5) business days to correct the deficiency after notification by the Director of Community Planning and Development.
  - f. Information obtained from the Applicant or proposed Permit Holder is exempt from public disclosure under state law.

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 8**

2. Receipt of Applications.
  - a. The Director of Community Planning and Development shall accept Applications for new permits during normal business hours on the second Tuesday in January at the Township Hall. Notice of the day, time, and place shall be given by publication once in a newspaper of general circulation within the Township, which shall be at least 10 days before the date set to accept the Applications. The notice shall also be posted on the Township's website, if any.
  - b. Notwithstanding Section 40-30(2)(a), the Director of Community Planning and Development may accept Applications for new permits on dates, times, and places as he deems appropriate. Before accepting any Applications on a date other than permitted by Section 40-30(2)(a), notice of the day, time, and place shall be given by publication twice in a newspaper of general circulation within the Township, the first of which shall be at least 10 days before the date set to accept the Applications. The notice shall also be posted on the Township's website, if any.
3. Denial of Application.
  - a. The Director of Community Planning and Development shall reject any Application that does not meet the requirements of the MMFLA or this Chapter. The Director of Community Planning and Development shall reject any Application that contains any false, misleading, or incomplete information.
  - b. An Applicant whose Application is rejected or denied because of missing, incomplete, erroneous, false, or misleading information, or because of a lack of submission of the full amount of the fees due, does not have a right to an administrative appeal of the decision.
4. Issuance of Conditional Approval.
  - a. Complete Applications for a Commercial Medical Marihuana Facility Permit determined to be in full compliance with the requirements of this Chapter shall be issued conditional approval in accordance with the procedures specified in this Section.
  - b. The Director of Community Planning and Development shall issue a conditional approval if:
    - 1) The background checks are complete and satisfactory;
    - 2) The Applicant has submitted satisfactory proof in two of the three following categories:
      - i. Official statement issued by the Department, pursuant to Section 40-30(1)(c)(1)(i).

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 9**

ii. Proof of residency within the Township pursuant to Section 40-30(1)(c)((1)(ii).

iii. A certificate pursuant to Section 40-30(1)(c)(1)(iii).

3) All other information available to the Township verifies that the Applicant as a grower, processor, provisioning center, safety compliance facility, secure transporter has submitted a full and complete Application and is in compliance with the Township Code of Ordinances and any other applicable law, rule, or regulation.

c. A conditional approval only means that the Applicant has submitted a valid Application for a Commercial Medical Marihuana Facility Permit and is eligible for the lottery.

d. Within (30) thirty days from the issuance of a conditional approval the Applicant shall submit proof to the Township that the Applicant has applied for prequalification for a License or has submitted a full application for such License, unless such information was provided in the Application. If the Applicant fails to submit such proof, the conditional approval shall be void, the application denied, and any lottery position void.

e. A conditional approval and any lottery selection shall be void if an Applicant is denied prequalification for a License or is denied a License. Such denial shall be provided immediately to the Director of Community Planning and Development.

f. A conditional approval does not prevent the Director of Community Planning and Development from requesting additional documentation, as required or permitted under this Chapter.

5. Lottery; Order of Special Use Permit Applications.

a. After all Applications have been either granted conditional approval or denied the Director of Community Planning and Development shall then sort the Applications by the type of facility permit requested.

b. Each conditionally approved application will be entered in a lottery by facility type to determine which Applications may submit special use permit applications. Each facility type shall be drawn by random lottery as follows:

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 10**

- 1) For Provisioning Centers, the applications shall be additionally sorted by their zoning overlay area. For each overlay area, the Director of Community Planning and Development shall randomly draw the name or number of each Provisioning Center Applicant until all conditionally approved applications are drawn in each overlay area. The Applicant of each first Provisioning Center drawn in each overlay area may then apply for a special use permit. If any bonus second provisioning center is available under Section 40-28(2)(f), then each overlay area with more than one conditionally approved provisioning center application shall itself be drawn by random lottery until all bonus second provisioning center overlay areas have been awarded. The Applicant of each second Provisioning Center drawn in each overlay area awarded a bonus may then apply for a special use permit.
  - 2) For each other facility type, the Director of Community Planning and Development shall randomly draw the name or number of the Applicants until all conditionally approved applications are drawn.
  - 3) The number of special use permit applications submitted may not exceed the number of available Permits under this Chapter. In each facility type, the number of Applicants drawn equal to the available Permits under this Chapter at the time of the lottery may apply for a special use permit. Applicants drawn after the number of available Permits will retain that lottery position as provided in this Chapter.
  - 4) The Director of Community Planning and Development shall maintain a record of the lottery results and order of drawing for each facility type until December 31 of the year in which the lottery occurred. Lottery positions do not confer any right to a Permit under this Chapter.
  - 5) All lottery drawings shall be conducted publicly by the Director of Community Planning and Development with the date and time published on the Township's website and all entrants provided notice.
- c. All special use permit applications must be submitted within 60 days of the lottery or notice under this sub-section. If the Applicant does not submit a special use permit application or a special use permit is denied and all appeals are exhausted, then the Director of Community Planning and Development may consult the lottery results and notify the next Applicant that they may apply for a special use permit.

## Medical Marihuana Non-Zoning Ordinance

February 19, 2019 Revision

Page 11

6. Renewal Application. The same requirements that apply to all new Applications for a Permit, except for special use permit and lottery requirements, shall apply to all Renewal Applications. Renewal Applications shall be submitted to and received by the Director of Community Planning and Development not less than ninety (90) days prior to the expiration of the annual Permit, except that an Application requesting a change in the location of the Permitted Premises shall be submitted and received not less than one hundred twenty (120) days prior to the expiration of the Permit. A Permit Holder whose Permit expires and for which a complete Renewal Application has not been received by the expiration date shall be deemed to have forfeited the Permit under this Chapter. The Township will not accept Renewal Applications after the expiration date of the Permit.
7. Issuance of Commercial Medical Marihuana Facilities Permit.
  - a. An inspection of the proposed Commercial Medical Marihuana Facility by the Township shall be required prior to issuance of the Permit. Such inspection shall occur after the premises are ready for operation, but prior to the stocking of the business with any medical marihuana, and prior to the opening of the business or commencement of operations. The inspection is to verify that the business facilities are constructed and can be operated in accordance with the Application submitted and the applicable requirements of this Chapter, the Special Use Permit, and any other applicable law, rule, or regulation.
  - b. After verification the facilities are constructed and can be operated in accordance with the Application submitted and the applicable requirements of this Chapter, the Special Use Permit, and any other applicable law, rule, or regulation, and the issuance of a permanent certificate of occupancy for the facility, the Director of Community Planning and Development shall issue the Permit for a term of one (1) year.
  - c. Maintaining a valid License is a condition for the issuance and maintenance of the Permit issued under this Chapter and the continued operation of any marihuana facility.
  - d. An Applicant or Permit Holder has a duty to notify the Director of Community Planning and Development in writing of any pending criminal charge, and any criminal conviction of a felony or other offense involving a crime of moral turpitude by the Applicant, any owner, principal officer, director, manager, or employee within ten (10) days of the event.

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 12**

- e. An Applicant or Permit Holder has a duty to notify the Director of Community Planning and Development in writing of any pending criminal charge, and any criminal conviction, whether a felony, misdemeanor, petty offense, or any violation of a local law related to the cultivation, processing, manufacture, storage, sale, distribution, testing or consumption of any form of marihuana, the MMMA, the MMFLA, any building, fire, health or zoning statute, code or ordinance related to the cultivation, processing, manufacture, storage, sale, distribution, testing or consumption of any form of marihuana by the Applicant, any owner, principal officer, director, manager, or employee within (10) ten days of the event.
8. Applications for new Permits where no building is as yet in existence. Any Applicant for a Commercial Medical Marihuana Facility Permit whose building is not yet in existence at the time of the Township's initial approval shall have one year immediately following the date of the Township's initial approval to complete construction of the building, in accordance with applicable zoning ordinances, building codes, and any other applicable state or local laws, rules or regulations, and to commence business operations.
9. Duty to Supplement. If, at any time before or after a Permit is issued pursuant to this Chapter, any information required in the Application, the MMFLA, or any rule or regulation promulgated thereunder, changes in any way from that which is stated in the Application, the Applicant or Licensee shall supplement such information in writing within ten (10) days from the date upon which such change occurs.
10. Permit Forfeiture. In the event that a Commercial Medical Marihuana Facility does not commence operations within one year of issuance of a Township Permit, the Permit shall be deemed forfeited; the facility may not commence operations and the Permit is not eligible for renewal.

**Section 40-31. Operational Requirements – Commercial Medical Marihuana Facilities.**

A Commercial Medical Marihuana Facility issued a Permit under this Chapter and operating in the Township shall at all times comply with the following operational requirements, which the Township Board may review and amend from time to time as it determines reasonable.

1. *Scope of Operation.* Commercial Medical Marihuana Facilities shall comply with all respective applicable codes of the local zoning, building, fire, and health departments. The Facility must hold a valid unexpired Permit and License for the type of Commercial Medical Marihuana Facility intended to be carried out within the Permitted Premises on the Permitted Property. The Facility operator, owner, Permit Holder, or Licensee must have documentation available that local and State sales tax requirements, including holding any licenses, if applicable, are satisfied.

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 13**

2. *Required Documentation.* Each Commercial Medical Marihuana Facility shall be operated from the Permitted Premises on the Permitted Property. No Commercial Medical Marihuana Facility shall be permitted to operate from a moveable, mobile or transitory location, except for a Permitted and Licensed Secure Transporter when engaged in the lawful transport of Marihuana. No Person under the age of eighteen (18) shall be allowed to enter into the Permitted Premises without a parent or legal guardian.
3. *Security.* Permit Holders shall at all times maintain a security system that meets state law requirements, and shall also include the following:
  - a. Security surveillance cameras installed to monitor all entrances, along with the interior and exterior of the Permitted Premises.
  - b. Robbery and burglary alarm systems which are professionally monitored and operated 24 hours a day, 7 days a week.
  - c. A locking safe permanently affixed to the Permitted Premises that shall store all Marihuana and cash remaining in the Facility overnight.
  - d. All Marihuana in whatever form stored at the Permitted Premises shall be kept in a secure manner and shall not be visible from outside the Permitted Premises, nor shall it be grown, processed, exchanged, displayed or dispensed outside the Permitted Premises.
  - e. All security recordings and documentation shall be preserved for at least 48 hours by the Permit Holder and made available to any law enforcement upon request for inspection.
4. *Operating Hours.* No Provisioning Center shall operate between the hours of 8:00 p.m. and 8:00 a.m.
5. *Required Spacing.* No Commercial Medical Marihuana Facility shall be located within one-thousand (1,000) feet from any public or private K-12 school, five hundred (500) feet from any church, place of worship or other religious facility, and five hundred (500) feet from any library, preschool, or nearest child care center, with the minimum distance between uses measured horizontally between the nearest property lines.
6. *Amount of Marihuana.* The amount of Marihuana on the Permitted Property and under the control of the Permit Holder, owner or operator of the Facility shall not exceed that amount permitted by the state License or the Township's Permit.
7. *Sale of Marihuana.* The Marihuana offered for sale and distribution must be packaged and labeled in accordance with state law. The Facility is prohibited from selling, soliciting or receiving orders for Marihuana or Marihuana Products over the internet.

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 14**

8. *Sign Restrictions.* No pictures, photographs, drawings or other depictions of Marihuana or Marihuana Paraphernalia shall appear on the outside of any Permitted Premises nor be visible outside of the Permitted Premises on the Permitted Property. The words “Marihuana,” “cannabis” and any other words used or intended to convey the presence or availability of Marihuana shall not appear on the outside of the Permitted Premises nor be visible outside of the Permitted Premises on the Permitted Property.
9. *Use of Marihuana.* The sale, consumption or use of alcohol or tobacco products on the Permitted Premises is prohibited. Smoking or consumption of controlled substances, including Marihuana, on the Permitted Premises is prohibited.
10. *Indoor Operation.* All activities of Commercial Medical Marihuana Facilities, including without limitation, distribution, growth, cultivation, or the sale of Marihuana, and all other related activity permitted under the Permit Holder’s License or Permit must occur indoors. The Facility’s operation and design shall minimize any impact to adjacent uses, including the control of any odor by maintaining and operating an air filtration system so that no odor is detectable outside the Permitted Premises. Mobile facilities and drive-through operations are prohibited.
11. *Unpermitted Growing.* A Patient may not grow his or her own Marihuana at a Commercial Medical Marihuana Facility.
12. *Distribution.* No person operating a Facility shall provide or otherwise make available Marihuana to any person who is not legally authorized to receive Marihuana under state law.
13. *Permits.* All necessary building, electrical, plumbing, and mechanical permits must be obtained for any part of the Permitted Premises in which electrical, wiring, lighting or watering devices that support the cultivation, growing, harvesting or testing of Marihuana are located.
14. *Waste Disposal.* The permit holder, owner and operator of the Facility shall use lawful methods in controlling waste or by-products from any activities allowed under the License or Permit.
15. *Transportation.* Marihuana may be transported by a Secure Transporter within the Township under this Chapter, and to effectuate its purpose, only:
  - a. By Persons who are otherwise authorized by state law to possess Marihuana for medical purposes;
  - b. In a manner consistent with all applicable state laws and rules, as amended;
  - c. In a secure manner designed to prevent the loss of the Marihuana;

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 15**

- d. No vehicle used for the transportation or delivery of Marihuana under this Chapter shall have for markings the words “Marihuana,” “cannabis” or any similar words; pictures or other renderings of the Marihuana plant; advertisements for Marihuana or for its sale, transfer, cultivation, delivery, transportation or manufacture, or any other word, phrase or symbol indicating or tending to indicate that the vehicle is transporting Marihuana.
  - e. No vehicle may be used for the ongoing or continuous storage of Marihuana, but may only be used incidental to, and in furtherance of, the transportation of Marihuana.
16. Additional Conditions. The Director of Community Planning and Development may impose such reasonable terms and conditions on a Commercial Medical Marihuana Facility special use as may be necessary to protect the public health, safety and welfare, and to obtain compliance with the requirements of this Chapter and applicable law.

**Section 40-32. Penalties and Consequences for Violation.**

In addition to any other penalties or legal consequences provided under applicable federal, state and local law, regulations, codes and ordinances:

- 1. Violations of the provisions of this Chapter or failure to comply with any of the requirements of this Chapter shall constitute a misdemeanor. Any Person who violates this Chapter or fails to comply with any of the requirements of this Chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined not more than \$500.00, or imprisoned for not more than 90 days, or both, and, in addition, shall pay all costs and expenses involved. Each day the violation continues shall be considered a separate offense.
- 2. Violations of the provisions of this Chapter or failure to comply with any of the requirements of this Chapter shall be subject to and found responsible for a municipal civil infraction. The fine for any municipal civil infraction shall be one thousand dollars (\$1,000.00) plus court costs, attorney fees and abatement costs of each violation, together with all other remedies pursuant to MCL 600.8701, et seq. Each day a violation continues shall be deemed a separate municipal civil infraction.
- 3. Increased civil fines shall be imposed for repeated violations of any requirement of this Chapter. As used in this subsection, the term “repeat offense” means a second (or any subsequent) municipal civil infraction violation of the same requirement or provision committed within any six-month period and found to be responsible. The increased fine for a repeat offense shall be as follows:
  - a. The fine for any offense which is a first repeat offense shall be two thousand five hundred dollars (\$2,500).
  - b. The fine for any offense which is a second repeat offense or any subsequent repeat offense shall be five thousand dollars (\$5,000).

4. Revocation.
  - a. A Permit issued under this Chapter may be denied, limited, revoked, or restricted under any of the following conditions:
    - 1) Any fraudulent, false, misleading, or material misrepresentation contained in the Application.
    - 2) Repeat violations of any requirements of this Chapter or other applicable law, rule, or regulation. As used in this subsection, the term "repeat offense" means a second (or any subsequent) misdemeanor violation or civil infraction of the same requirement or provision committed within any six-month period and upon conviction or responsibility thereof.
    - 3) A valid License is not maintained as required by this Chapter.
    - 4) The Permit Holder, its agent, manager, or employee failed to timely submit any document or failed to timely make any material disclosure as required by this Chapter.
  - b. If a Permit is revoked or limited under this Chapter, the Director of Community Planning and Development shall issue a notice stating the revocation, limitation, or restriction including the reason for the action and providing a date and time for an evidentiary hearing before the Township Board.
5. The owner of record or tenant of any building, structure or premises, or part thereof, and any architect, builder, contractor, agent or Person who commits, participates in, assists in or maintains such violation may each be found guilty or responsible of a separate offense and suffer the penalties and fines provided in subsections (1) and (2) of this section, except as excluded from responsibility by state law.
56. In addition to any other remedies, the Township may institute proceedings for injunction, mandamus, abatement or other appropriate remedies to prevent, enjoin, abate or remove any violations of this Chapter. The rights and remedies provided herein are both civil and criminal in nature. The imposition of any fine, jail sentence or forfeiture shall not exempt the violator from compliance with the provisions of this Chapter.

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.

**Medical Marihuana Non-Zoning Ordinance**  
**February 19, 2019 Revision**  
**Page 17**

Section 5. Effective Date. This Ordinance shall become effective immediately upon its publication.

---

Ronald J. Styka, Township Supervisor

---

Brett Dreyfus, Township Clerk

ORDINANCE NO. \_\_\_\_\_

**ORDINANCE AMENDING THE CODE OF THE CHARTER TOWNSHIP OF MERIDIAN,  
INGHAM COUNTY, MICHIGAN BY ADDING CHAPTER 40 COMMERCIAL MEDICAL  
MARIHUANA FACILITIES**

**THE CHARTER TOWNSHIP OF MERIDIAN ORDAINS:**

Section 1. Amendment to the Code of Ordinances by adding Chapter 40. The code of the Charter Township of Meridian, Ingham County, Michigan, is hereby amended to add Chapter 40 entitled Commercial Medical Marihuana Facilities to read as follows:

**Chapter 40  
COMMERCIAL MEDICAL MARIHUANA FACILITIES**

**ARTICLE I  
In General**

**Section 40-1. through 40-25. (Reserved)**

**ARTICLE II  
Commercial Medical Marihuana Facilities**

**Section 40-26. Title.**

This Chapter shall be known and cited as the "Commercial Medical Marihuana Facilities Ordinance of the Charter Township of Meridian."

**Section 40-27. Definitions.**

The following words, terms, and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where context clearly indicates a different meaning:

APPLICATION means an Application for a Permit under this Chapter and includes all supplemental documentation attached or required to be attached thereto; the Person filing the Application shall be the proposed Permit Holder, who may also be referred to as the Applicant.

DIRECTOR OF COMMUNITY PLANNING AND DEVELOPMENT means the Charter Township of Meridian Director of Community Planning and Development or his/her designee.

COMMERCIAL MEDICAL MARIHUANA FACILITY or FACILITY means one of the following:

- (1) Provisioning Center, as that term is defined in the Medical Marihuana Facilities Licensing Act, Public Act 281 of 2016 (MMFLA);
- (2) Processor, as that term is defined in the MMFLA;
- (3) Secure Transporter, as that term is defined in the MMFLA;

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 2**

(4) Grower, including Class A, Class B and Class C, as those terms are defined in the MMFLA;

(5) Safety Compliance Facility, as that term is defined in the MMFLA.

DEPARTMENT means the Michigan State Department of Licensing and Regulatory Affairs or any authorized designated Michigan agency authorized to regulate, issue or administer a Michigan License for a Commercial Medical Marihuana Facility.

LICENSE means a current and valid License for a Commercial Medical Marihuana Facility issued by the Department. Prequalification, provisional licenses, or temporary licenses are not Licenses under this Chapter.

LICENSEE means a Person holding a current and valid Michigan License for a Commercial Medical Marihuana Facility.

MARIHUANA means that term as defined in Section 7106 of the Michigan Public Health Code, 1978 PA 368, MCL 333.7106.

MEDICAL MARIHUANA means that term as defined in MCL 333.26423.

PARAPHERNALIA means drug paraphernalia as defined in section 7451 of the Michigan Public Health Code, 1978 PA 368, MCL 333.7451, that is or may be used in association with Medical Marihuana.

PATIENT means a “registered qualifying patient” or a “visiting qualifying patient” as those terms are defined by MCL 333.26421, et seq.

PERMIT means a current and valid Permit for a Commercial Medical Marihuana Facility issued under this Chapter, which shall be granted to a Permit Holder only for and limited to a specific Permitted Premises and a specific Permitted Property. Said Permit shall be in addition to the special use permit required to be obtained under the Township Zoning Ordinance.

PERMIT HOLDER means the Person that holds a current and valid Permit issued under this Chapter.

PERMITTED PREMISES means the particular building or buildings within which the Permit Holder will be authorized to conduct the Facility’s activities pursuant to the Permit.

PERMITTED PROPERTY means the real property comprised of a lot, parcel or other designated unit of real property upon which the Permitted Premises is situated.

PERSON means a natural person, company, partnership, profit or non-profit corporation, limited liability company, or any joint venture for a common purpose.

PUBLIC PLACE means any area in which the public is invited or generally permitted in the usual course of business.

REGISTRY IDENTIFICATION CARD means the document issued to a Patient or a Primary Caregiver and defined under MCL 333.26423(i).

**Section 40-28. Permit Required; Number of Permits Available; Eligibility; General Provisions.**

1. The Township hereby authorizes the operation of the following types of Commercial Medical Marihuana Facilities, subject to the number of available Permits issued in this Section:
  - a. Growers, Class A
  - b. Growers, Class B
  - c. Growers, Class C
  - d. Processors
  - e. Provisioning Centers
  - f. Safety Compliance Facilities
  - g. Secure Transporters
2. The number of Commercial Medical Marihuana Facility Permits in effect at any time shall not exceed the following maximums within the Township:
  - a. Grower Permits, Class A, Class B, and Class C: 3, regardless of type
  - b. Processor Permits: 3
  - c. Provisioning Center Permits: 6
  - d. Safety Compliance Facility Permits: 6
  - e. Secure Transporter Permits: 3
  - f. No more than one Provisioning Center shall be located in any single Overlay Area except that if any Overlay Area has zero Provisioning Centers granted or under renewal and zero conditionally approved at the time set for the lottery, then a second Provisioning Center may be added to another Overlay Area. No Overlay Area shall have more than two Provisioning Centers.
3. No Person shall operate a Commercial Medical Marihuana Facility at any time or any location within the Township unless a currently-effective Permit for that Person at that location has been issued under this Chapter.
4. Commercial Medical Marihuana Facilities shall operate only as allowed under this Chapter.
5. The requirements set forth in this Chapter shall be in addition to, and not in lieu of, any other licensing or permitting requirements imposed by applicable federal, state or local laws, regulations, codes or ordinances.

## **Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 4**

6. An Applicant shall pay Application fees, annual fees, renewal fees and inspection fees for Permits to the Township to defray the costs incurred by the Township for inspection, administration and enforcement of the local regulations regarding Commercial Medical Marihuana Facilities. The Township Board shall by resolution set the fees in an amount not to exceed any limitations imposed by Michigan law.
7. A Permit and a Renewal Permit shall not confer any vested rights or reasonable expectation of subsequent renewal on the Applicant or Permit Holder, and shall remain valid for one year immediately following its approval.
8. Each year, any pending Applications for renewal or amendment of valid, unexpired Permits shall be reviewed and granted or denied before Applications for new Permits are considered.
9. It is the sole and exclusive responsibility of each Permit Holder or Person applying to be a Permit Holder at all times during the Application period and during its operation to immediately provide the Township with all material changes in any information submitted on an Application and any other changes that may materially affect any License or its Permit.
10. No Permit issued under this Chapter may be assigned or transferred to any Person unless the assignee or transferee has submitted an Application and all required fees under this Chapter and has been granted a Permit by the Director of Community Planning and Development. No Permit issued under this Chapter is transferrable to any other location except for the Permitted Premises on the Permitted Property.
11. The original Permit issued under this Chapter shall be prominently displayed at the Permitted Premises in a location where it can be easily viewed by the public, law enforcement and administrative authorities.
12. Acceptance by the Permit Holder of a Permit constitutes consent by the Permit Holder and its owners, officers, managers, agents and employees for any state, federal or local law enforcement to conduct random and unannounced examinations of the Facility and all articles of property in that Facility at any time to ensure compliance with this Chapter, any other local regulations, and with the Permit.
13. A Permit Holder may not engage in any other Commercial Medical Marihuana Facility in the Permitted Premises or on the Permitted Property, or in its name at any other location within the Township, without first obtaining a separate Permit.

### **Section 40-29. Other Laws and Ordinances.**

In addition to the terms of this Chapter, any Commercial Medical Marihuana Facility shall comply with all Township Ordinances, including without limitation the Township Zoning Ordinance, and with all other applicable federal, state and local ordinances, laws, codes and regulations. To the extent that the terms of this Chapter are in conflict with the terms of any other applicable federal, state or local ordinances, laws, codes or regulations, the terms of the most restrictive ordinance, law, code or regulation shall control.

**Section 40-30. Application for and Renewal of Permits.**

1. Application. An Application for a Permit for a Facility shall be submitted to the Director of Community Planning and Development per permitted premise, and shall contain the following information:
  - a. The name, address, phone number and e-mail address of the proposed Permit Holder and the proposed Commercial Medical Marihuana Facility.
  - b. The names, home addresses and personal phone numbers for all owners, directors, officers and managers of the Permit Holder and the Commercial Medical Marihuana Facility.
  - c. One (1) copy of all the following:
    - 1) To encourage both local industry and also well-qualified applicants, at least two of the following items:
      - i) An official statement issued by the Department indicating that the Applicant has successfully completed prequalification for a License, if any. Copies of Entity/Individual Prequalification Packets and Supplemental Applicant Prequalification Packets or investigations conducted by the Department (if available) shall be provided.
      - ii) Proof that the Applicant or owners of at least 75% of the Applicant are current Township residents and were residents for at least twelve months prior to filing the Application. Any proof of residency must be satisfactory to the Township and must include more than one of the following: residential leases, tax or special assessment bills, utility bills (water, sewer, electric, gas, cable, internet, etc.), credit card bills, voter registration, driver license, tax returns, or homeowner insurance policies, showing current and at least 12 months' prior residence in the Township. The Applicant's majority shareholders, managing members, or managing partners must submit the same information.
      - iii) Applicant's Certification on a form provided by the Township restricting transfer of the Permit and subsequent renewed Permits, and restricting the transfer of any interest in the Permit Holder for a period of not less than 30 months after issuance of the Permit and License. This commitment shall be enforceable severally or jointly by the Township against the Applicant, Permit Holder, and any members or shareholders thereof.

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 6**

- 2) All documentation showing the proposed Permit Holder's valid tenancy, ownership or other legal interest in the proposed Permitted Property and Permitted Premises. If the Applicant is not the owner of the proposed Permitted Property and Permitted Premises, a notarized statement from the owner of such property authorizing the use of the property for a Commercial Medical Marihuana Facility. All documentation establishing that the Permitted Premises and Permitted Property are within an overlay area with available permits.
- 3) If the proposed Permit Holder is a corporation, non-profit organization, limited liability company or any other entity other than a natural person, it must indicate its legal status, attach a copy of all company formation documents (including amendments), proof of registration with the State of Michigan, and a certificate of good standing with the State of Michigan.
- 4) A valid, unexpired driver's license or state issued ID for all owners, directors, officers and managers of the proposed Facility.
- 5) Evidence of a valid sales tax license for the business if such a license is required by state law or local regulations.
- 6) Application for Sign Permit, if any sign is proposed.
- 7) Non-refundable Application fee.
- 8) Business and Operations Plan, showing in detail the Commercial Medical Marihuana Facility's proposed plan of operation, including without limitation, the following:
  - i. A description of the type of Facility proposed and the anticipated or actual number of employees.
  - ii. A security plan meeting the requirements of Section 40-31(3) of this Chapter, which shall include a general description of the security systems(s), current centrally alarmed and monitored security system service agreement for the proposed Permitted Premises, and confirmation that those systems will meet State requirements and be approved by the State prior to commencing operations.
  - iii. A description by category of all products to be sold.
  - iv. A list of Material Safety Data Sheets for all nutrients, pesticides, and other chemicals proposed for use in the Commercial Medical Marihuana Facility.

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 7**

- v. A description and plan of all equipment and methods that will be employed to stop any impact to adjacent uses, including enforceable assurances that no odor will be detectable from outside of the Permitted Premises.
  - vi. A plan for the disposal of Marihuana and related byproducts that will be used at the Facility.
- 9) An identification of any business that is directly or indirectly involved in the growing, processing, testing, transporting or sale of Marihuana for the Facility.
- 10) Whether any Applicant has ever applied for or has been granted any commercial license or certificate issued by a licensing authority in Michigan or any other jurisdiction that has been denied, restricted, suspended, revoked, or not renewed and a statement describing the facts and circumstances concerning the application, denial, restriction, suspension, revocation, or nonrenewal, including the licensing authority, the date each action was taken, and the reason for each action.
- 11) Signed and sealed (by Michigan registered architect, surveyor or professional engineer) site plan and interior floor plan of the Permitted Premises and the Permitted Property.
- 12) Information regarding any other Commercial Medical Marihuana Facility that the Licensee is authorized to operate in any other jurisdiction within the State, or another State, and the Applicant's involvement in each Facility.
- 13) Applicant and all related Persons consent to a background check conducted by the Township or any agency used by the Township to complete such checks.
- d. Any other information reasonably requested by the Township to be relevant to the processing or consideration of the Application.
  - e. If the Director of Community Planning and Development identifies or is informed of a deficiency in an Application, the Applicant shall have five (5) business days to correct the deficiency after notification by the Director of Community Planning and Development.
  - f. Information obtained from the Applicant or proposed Permit Holder is exempt from public disclosure under state law.

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 8**

2. Receipt of Applications.
  - a. The Director of Community Planning and Development shall accept Applications for new permits during normal business hours on the second Tuesday in January at the Township Hall. Notice of the day, time, and place shall be given by publication once in a newspaper of general circulation within the Township, which shall be at least 10 days before the date set to accept the Applications. The notice shall also be posted on the Township's website, if any.
  - b. Notwithstanding Section 40-30(2)(a), the Director of Community Planning and Development may accept Applications for new permits on dates, times, and places as he deems appropriate. Before accepting any Applications on a date other than permitted by Section 40-30(2)(a), notice of the day, time, and place shall be given by publication twice in a newspaper of general circulation within the Township, the first of which shall be at least 10 days before the date set to accept the Applications. The notice shall also be posted on the Township's website, if any.
3. Denial of Application.
  - a. The Director of Community Planning and Development shall reject any Application that does not meet the requirements of the MMFLA or this Chapter. The Director of Community Planning and Development shall reject any Application that contains any false, misleading, or incomplete information.
  - b. An Applicant whose Application is rejected or denied because of missing, incomplete, erroneous, false, or misleading information, or because of a lack of submission of the full amount of the fees due, does not have a right to an administrative appeal of the decision.
4. Issuance of Conditional Approval.
  - a. Complete Applications for a Commercial Medical Marihuana Facility Permit determined to be in full compliance with the requirements of this Chapter shall be issued conditional approval in accordance with the procedures specified in this Section.
  - b. The Director of Community Planning and Development shall issue a conditional approval if:
    - 1) The background checks are complete and satisfactory;
    - 2) The Applicant has submitted satisfactory proof in two of the three following categories:
      - i. Official statement issued by the Department, pursuant to Section 40-30(1)(c)(1)(i).

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 9**

ii. Proof of residency within the Township pursuant to Section 40-30(1)(c)((1)(ii).

iii. A certificate pursuant to Section 40-30(1)(c)(1)(iii).

3) All other information available to the Township verifies that the Applicant as a grower, processor, provisioning center, safety compliance facility, secure transporter has submitted a full and complete Application and is in compliance with the Township Code of Ordinances and any other applicable law, rule, or regulation.

c. A conditional approval only means that the Applicant has submitted a valid Application for a Commercial Medical Marihuana Facility Permit and is eligible for the lottery.

d. Within (30) thirty days from the issuance of a conditional approval the Applicant shall submit proof to the Township that the Applicant has applied for prequalification for a License or has submitted a full application for such License, unless such information was provided in the Application. If the Applicant fails to submit such proof, the conditional approval shall be void, the application denied, and any lottery position void.

e. A conditional approval and any lottery selection shall be void if an Applicant is denied prequalification for a License or is denied a License. Such denial shall be provided immediately to the Director of Community Planning and Development.

f. A conditional approval does not prevent the Director of Community Planning and Development from requesting additional documentation, as required or permitted under this Chapter.

5. Lottery; Order of Special Use Permit Applications.

a. After all Applications have been either granted conditional approval or denied the Director of Community Planning and Development shall then sort the Applications by the type of facility permit requested.

b. Each conditionally approved application will be entered in a lottery by facility type to determine which Applications may submit special use permit applications. Each facility type shall be drawn by random lottery as follows:

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 10**

- 1) For Provisioning Centers, the applications shall be additionally sorted by their zoning overlay area. For each overlay area, the Director of Community Planning and Development shall randomly draw the name or number of each Provisioning Center Applicant until all conditionally approved applications are drawn in each overlay area. The Applicant of each first Provisioning Center drawn in each overlay area may then apply for a special use permit. If any bonus second provisioning center is available under Section 40-28(2)(f), then each overlay area with more than one conditionally approved provisioning center application shall itself be drawn by random lottery until all bonus second provisioning center overlay areas have been awarded. The Applicant of each second Provisioning Center drawn in each overlay area awarded a bonus may then apply for a special use permit.
  - 2) For each other facility type, the Director of Community Planning and Development shall randomly draw the name or number of the Applicants until all conditionally approved applications are drawn.
  - 3) The number of special use permit applications submitted may not exceed the number of available Permits under this Chapter. In each facility type, the number of Applicants drawn equal to the available Permits under this Chapter at the time of the lottery may apply for a special use permit. Applicants drawn after the number of available Permits will retain that lottery position as provided in this Chapter.
  - 4) The Director of Community Planning and Development shall maintain a record of the lottery results and order of drawing for each facility type until December 31 of the year in which the lottery occurred. Lottery positions do not confer any right to a Permit under this Chapter.
  - 5) All lottery drawings shall be conducted publicly by the Director of Community Planning and Development with the date and time published on the Township's website and all entrants provided notice.
- c. All special use permit applications must be submitted within 60 days of the lottery or notice under this sub-section. If the Applicant does not submit a special use permit application or a special use permit is denied and all appeals are exhausted, then the Director of Community Planning and Development may consult the lottery results and notify the next Applicant that they may apply for a special use permit.

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 11**

6. Renewal Application. The same requirements that apply to all new Applications for a Permit, except for special use permit and lottery requirements, shall apply to all Renewal Applications. Renewal Applications shall be submitted to and received by the Director of Community Planning and Development not less than ninety (90) days prior to the expiration of the annual Permit, except that an Application requesting a change in the location of the Permitted Premises shall be submitted and received not less than one hundred twenty (120) days prior to the expiration of the Permit. A Permit Holder whose Permit expires and for which a complete Renewal Application has not been received by the expiration date shall be deemed to have forfeited the Permit under this Chapter. The Township will not accept Renewal Applications after the expiration date of the Permit.
7. Issuance of Commercial Medical Marihuana Facilities Permit.
  - a. An inspection of the proposed Commercial Medical Marihuana Facility by the Township shall be required prior to issuance of the Permit. Such inspection shall occur after the premises are ready for operation, but prior to the stocking of the business with any medical marihuana, and prior to the opening of the business or commencement of operations. The inspection is to verify that the business facilities are constructed and can be operated in accordance with the Application submitted and the applicable requirements of this Chapter, the Special Use Permit, and any other applicable law, rule, or regulation.
  - b. After verification the facilities are constructed and can be operated in accordance with the Application submitted and the applicable requirements of this Chapter, the Special Use Permit, and any other applicable law, rule, or regulation, and the issuance of a permanent certificate of occupancy for the facility, the Director of Community Planning and Development shall issue the Permit for a term of one (1) year.
  - c. Maintaining a valid License is a condition for the issuance and maintenance of the Permit issued under this Chapter and the continued operation of any marihuana facility.
  - d. An Applicant or Permit Holder has a duty to notify the Director of Community Planning and Development in writing of any pending criminal charge, and any criminal conviction of a felony or other offense involving a crime of moral turpitude by the Applicant, any owner, principal officer, director, manager, or employee within ten (10) days of the event.

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 12**

- e. An Applicant or Permit Holder has a duty to notify the Director of Community Planning and Development in writing of any pending criminal charge, and any criminal conviction, whether a felony, misdemeanor, petty offense, or any violation of a local law related to the cultivation, processing, manufacture, storage, sale, distribution, testing or consumption of any form of marihuana, the MMMA, the MMFLA, any building, fire, health or zoning statute, code or ordinance related to the cultivation, processing, manufacture, storage, sale, distribution, testing or consumption of any form of marihuana by the Applicant, any owner, principal officer, director, manager, or employee within (10) ten days of the event.
8. Applications for new Permits where no building is as yet in existence. Any Applicant for a Commercial Medical Marihuana Facility Permit whose building is not yet in existence at the time of the Township's initial approval shall have one year immediately following the date of the Township's initial approval to complete construction of the building, in accordance with applicable zoning ordinances, building codes, and any other applicable state or local laws, rules or regulations, and to commence business operations.
9. Duty to Supplement. If, at any time before or after a Permit is issued pursuant to this Chapter, any information required in the Application, the MMFLA, or any rule or regulation promulgated thereunder, changes in any way from that which is stated in the Application, the Applicant or Licensee shall supplement such information in writing within ten (10) days from the date upon which such change occurs.
10. Permit Forfeiture. In the event that a Commercial Medical Marihuana Facility does not commence operations within one year of issuance of a Township Permit, the Permit shall be deemed forfeited; the facility may not commence operations and the Permit is not eligible for renewal.

**Section 40-31. Operational Requirements – Commercial Medical Marihuana Facilities.**

A Commercial Medical Marihuana Facility issued a Permit under this Chapter and operating in the Township shall at all times comply with the following operational requirements, which the Township Board may review and amend from time to time as it determines reasonable.

1. *Scope of Operation.* Commercial Medical Marihuana Facilities shall comply with all respective applicable codes of the local zoning, building, fire, and health departments. The Facility must hold a valid unexpired Permit and License for the type of Commercial Medical Marihuana Facility intended to be carried out within the Permitted Premises on the Permitted Property. The Facility operator, owner, Permit Holder, or Licensee must have documentation available that local and State sales tax requirements, including holding any licenses, if applicable, are satisfied.

**Medical Marihuana Non-Zoning Ordinance**

**February 19, 2019 Revision**

**Page 13**

2. *Required Documentation.* Each Commercial Medical Marihuana Facility shall be operated from the Permitted Premises on the Permitted Property. No Commercial Medical Marihuana Facility shall be permitted to operate from a moveable, mobile or transitory location, except for a Permitted and Licensed Secure Transporter when engaged in the lawful transport of Marihuana. No Person under the age of eighteen (18) shall be allowed to enter into the Permitted Premises without a parent or legal guardian.
3. *Security.* Permit Holders shall at all times maintain a security system that meets state law requirements, and shall also include the following:
  - a. Security surveillance cameras installed to monitor all entrances, along with the interior and exterior of the Permitted Premises.
  - b. Robbery and burglary alarm systems which are professionally monitored and operated 24 hours a day, 7 days a week.
  - c. A locking safe permanently affixed to the Permitted Premises that shall store all Marihuana and cash remaining in the Facility overnight.
  - d. All Marihuana in whatever form stored at the Permitted Premises shall be kept in a secure manner and shall not be visible from outside the Permitted Premises, nor shall it be grown, processed, exchanged, displayed or dispensed outside the Permitted Premises.
  - e. All security recordings and documentation shall be preserved for at least 48 hours by the Permit Holder and made available to any law enforcement upon request for inspection.
4. *Operating Hours.* No Provisioning Center shall operate between the hours of 8:00 p.m. and 8:00 a.m.
5. *Required Spacing.* No Commercial Medical Marihuana Facility shall be located within one-thousand (1,000) feet from any public or private K-12 school, five hundred (500) feet from any church, place of worship or other religious facility, and five hundred (500) feet from any library, preschool, or nearest child care center, with the minimum distance between uses measured horizontally between the nearest property lines.
6. *Amount of Marihuana.* The amount of Marihuana on the Permitted Property and under the control of the Permit Holder, owner or operator of the Facility shall not exceed that amount permitted by the state License or the Township's Permit.
7. *Sale of Marihuana.* The Marihuana offered for sale and distribution must be packaged and labeled in accordance with state law. The Facility is prohibited from selling, soliciting or receiving orders for Marihuana or Marihuana Products over the internet.

## Medical Marihuana Non-Zoning Ordinance

February 19, 2019 Revision

Page 14

8. *Sign Restrictions.* No pictures, photographs, drawings or other depictions of Marihuana or Marihuana Paraphernalia shall appear on the outside of any Permitted Premises nor be visible outside of the Permitted Premises on the Permitted Property. The words “Marihuana,” “cannabis” and any other words used or intended to convey the presence or availability of Marihuana shall not appear on the outside of the Permitted Premises nor be visible outside of the Permitted Premises on the Permitted Property.
9. *Use of Marihuana.* The sale, consumption or use of alcohol or tobacco products on the Permitted Premises is prohibited. Smoking or consumption of controlled substances, including Marihuana, on the Permitted Premises is prohibited.
10. *Indoor Operation.* All activities of Commercial Medical Marihuana Facilities, including without limitation, distribution, growth, cultivation, or the sale of Marihuana, and all other related activity permitted under the Permit Holder’s License or Permit must occur indoors. The Facility’s operation and design shall minimize any impact to adjacent uses, including the control of any odor by maintaining and operating an air filtration system so that no odor is detectable outside the Permitted Premises. Mobile facilities and drive-through operations are prohibited.
11. *Unpermitted Growing.* A Patient may not grow his or her own Marihuana at a Commercial Medical Marihuana Facility.
12. *Distribution.* No person operating a Facility shall provide or otherwise make available Marihuana to any person who is not legally authorized to receive Marihuana under state law.
13. *Permits.* All necessary building, electrical, plumbing, and mechanical permits must be obtained for any part of the Permitted Premises in which electrical, wiring, lighting or watering devices that support the cultivation, growing, harvesting or testing of Marihuana are located.
14. *Waste Disposal.* The permit holder, owner and operator of the Facility shall use lawful methods in controlling waste or by-products from any activities allowed under the License or Permit.
15. *Transportation.* Marihuana may be transported by a Secure Transporter within the Township under this Chapter, and to effectuate its purpose, only:
  - a. By Persons who are otherwise authorized by state law to possess Marihuana for medical purposes;
  - b. In a manner consistent with all applicable state laws and rules, as amended;
  - c. In a secure manner designed to prevent the loss of the Marihuana;

## Medical Marihuana Non-Zoning Ordinance

February 19, 2019 Revision

Page 15

- d. No vehicle used for the transportation or delivery of Marihuana under this Chapter shall have for markings the words “Marihuana,” “cannabis” or any similar words; pictures or other renderings of the Marihuana plant; advertisements for Marihuana or for its sale, transfer, cultivation, delivery, transportation or manufacture, or any other word, phrase or symbol indicating or tending to indicate that the vehicle is transporting Marihuana.
  - e. No vehicle may be used for the ongoing or continuous storage of Marihuana, but may only be used incidental to, and in furtherance of, the transportation of Marihuana.
16. Additional Conditions. The Director of Community Planning and Development may impose such reasonable terms and conditions on a Commercial Medical Marihuana Facility special use as may be necessary to protect the public health, safety and welfare, and to obtain compliance with the requirements of this Chapter and applicable law.

### **Section 40-32. Penalties and Consequences for Violation.**

In addition to any other penalties or legal consequences provided under applicable federal, state and local law, regulations, codes and ordinances:

1. Violations of the provisions of this Chapter or failure to comply with any of the requirements of this Chapter shall constitute a misdemeanor. Any Person who violates this Chapter or fails to comply with any of the requirements of this Chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined not more than \$500.00, or imprisoned for not more than 90 days, or both, and, in addition, shall pay all costs and expenses involved. Each day the violation continues shall be considered a separate offense.
2. Violations of the provisions of this Chapter or failure to comply with any of the requirements of this Chapter shall be subject to and found responsible for a municipal civil infraction. The fine for any municipal civil infraction shall be one thousand dollars (\$1,000.00) plus court costs, attorney fees and abatement costs of each violation, together with all other remedies pursuant to MCL 600.8701, et seq. Each day a violation continues shall be deemed a separate municipal civil infraction.
3. Increased civil fines shall be imposed for repeated violations of any requirement of this Chapter. As used in this subsection, the term “repeat offense” means a second (or any subsequent) municipal civil infraction violation of the same requirement or provision committed within any six-month period and found to be responsible. The increased fine for a repeat offense shall be as follows:
  - a. The fine for any offense which is a first repeat offense shall be two thousand five hundred dollars (\$2,500).
  - b. The fine for any offense which is a second repeat offense or any subsequent repeat offense shall be five thousand dollars (\$5,000).

4. Revocation.
  - a. A Permit issued under this Chapter may be denied, limited, revoked, or restricted under any of the following conditions:
    - 1) Any fraudulent, false, misleading, or material misrepresentation contained in the Application.
    - 2) Repeat violations of any requirements of this Chapter or other applicable law, rule, or regulation. As used in this subsection, the term “repeat offense” means a second (or any subsequent) misdemeanor violation or civil infraction of the same requirement or provision committed within any six-month period and upon conviction or responsibility thereof.
    - 3) A valid License is not maintained as required by this Chapter.
    - 4) The Permit Holder, its agent, manager, or employee failed to timely submit any document or failed to timely make any material disclosure as required by this Chapter.
  - b. If a Permit is revoked or limited under this Chapter, the Director of Community Planning and Development shall issue a notice stating the revocation, limitation, or restriction including the reason for the action and providing a date and time for an evidentiary hearing before the Township Board.
5. The owner of record or tenant of any building, structure or premises, or part thereof, and any architect, builder, contractor, agent or Person who commits, participates in, assists in or maintains such violation may each be found guilty or responsible of a separate offense and suffer the penalties and fines provided in subsections (1) and (2) of this section, except as excluded from responsibility by state law.
6. In addition to any other remedies, the Township may institute proceedings for injunction, mandamus, abatement or other appropriate remedies to prevent, enjoin, abate or remove any violations of this Chapter. The rights and remedies provided herein are both civil and criminal in nature. The imposition of any fine, jail sentence or forfeiture shall not exempt the violator from compliance with the provisions of this Chapter.

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.

**Medical Marihuana Non-Zoning Ordinance**  
**February 19, 2019 Revision**  
**Page 17**

Section 5. Effective Date. This Ordinance shall become effective immediately upon its publication.

---

Ronald J. Styka, Township Supervisor

---

Brett Dreyfus, Township Clerk



12.B

**To: Township Board**

**From: Mark Kieselbach, Director of Community Planning and Development**  
**Peter Menser, Principal Planner**

**Date: February 27, 2019**

**Re: Rezoning #18160 (Giguere) - Introduction**

---

The Township Board discussed Rezoning #18160 at its last meeting on February 19, 2019. At the meeting the Board agreed to consider a resolution to approve the rezoning for introduction, subject to the 11 conditions voluntarily offered by the applicant.

- **Move to adopt the resolution to introduce Rezoning Petition #18160 for publication and subsequent adoption.**

#### **Township Board Options**

The Township Board may approve or deny the proposed rezoning from RR (Rural Residential) to RAAA (Single Family-Low Density). If the Board amends the proposal, the request may be referred back to the Planning Commission for a recommendation. A resolution to approve the rezoning for introduction subject to the 11 conditions voluntarily offered by the applicant is provided.

#### **Attachment**

1. Resolution to approve (introduction).

G:\Community Planning & Development\Planning\REZONINGS (REZ)\2018\REZ 18060 (Giguere Homes)\REZ 18060.tb2.doc

**RESOLUTION TO APPROVE RAAA**

**Rezoning #18160  
Giguere Homes  
3760 Hulett Road**

**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 March, 2019, at 6:00 p.m., Local Time.

PRESENT: \_\_\_\_\_  
\_\_\_\_\_

ABSENT: \_\_\_\_\_

The following resolution was offered by \_\_\_\_\_ and supported by \_\_\_\_\_.

WHEREAS, Giguere Homes requested the rezoning of approximately 7.36 acres located at 3760 Hulett Road from RR (Rural Residential) to RAAA (Single Family-Low Density); and

WHEREAS, the Planning Commission held a public hearing and discussed the rezoning at its meeting on December 17, 2018 and recommended approval of the request at its meeting on January 14, 2019; and

WHEREAS, the Planning Commission reviewed and discussed the staff material provided under a cover memorandum dated December 13, 2018; and

WHEREAS, the Township Board discussed the rezoning at its meeting on February 19, 2019 and has reviewed the staff and Planning Commission material forwarded under a cover memorandum dated February 14, 2019; and

WHEREAS, the subject site meets the minimum standard for lot area of the proposed RAAA (Single Family-Low Density) zoning district; and

WHEREAS, the subject site is located in close proximity to an existing RAAA (Single Family-Low Density) zoning district to the east; and

WHEREAS, in a letter dated November 28, 2018 the applicant offered voluntary conditions on the rezoning, including:

1. Limit current development of the site to a maximum of seven lots.
2. Limit future development of the site to a maximum of seven lots.
3. Establishment of a 50 foot wide natural preservation area along the south side of the parcel to be deeded to the homeowners association.
4. Establishment of a five foot wide tree buffer on the north side of the 50 foot wide natural preservation area on the south side of the parcel, including deed restrictions on Lots 6 & 7 requiring preservation of any trees within the buffer that have a trunk diameter greater than or equal to 12 inches.

**Resolution to Approve  
Rezoning #18160 (Giguere Homes)  
Page 2**

5. Establishment of an 80 foot natural preservation area along the west side of the parcel to be deeded to the homeowners association.
6. Establishment of a 20 foot wide preservation area along the north side of the parcel, including deed restrictions on Lots 3, 4, & 5 requiring the preservation area remain undisturbed.
7. Establishment of a 10 foot wide tree buffer area on the south side of the 20 foot wide preservation area along the north side of the parcel, including deed restrictions on Lots 3, 4, & 5 requiring preservation of any trees within the buffer that have a trunk diameter greater than or equal to 12 inches.
8. Establishment of deed restrictions for the homes in any new development on the property that meet or exceed those of the existing Sanctuary development.
9. Reservation of one seat on the architectural review board established in the deed restrictions for an elected representative from the existing Sanctuary Homeowners Association.
10. Limitation imposed on Giguere Homes to not seek a variance to encroach into the required wetland buffer on Lots 4, 5, & 6.
11. Restriction of construction hours to only between 8 a.m. to 6 p.m., Monday-Saturday.

WHEREAS, the proposed rezoning to RAAA (Single Family-Low Density) is consistent with the 2017 Future Land Use Map designation of R2-Residential 0.5 to 3.5 dwelling units per acre; and

WHEREAS, public water and sanitary sewer services are available to serve the site.

NOW THEREFORE, BE IT RESOLVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN hereby INTRODUCES FOR PUBLICATION AND SUBSEQUENT ADOPTION Ordinance No. 2019-04, entitled "Ordinance Amending the Zoning District Map of Meridian Township pursuant to Rezoning Petition Rezoning #18160" to rezone 7.36 acres located at 3760 Hulett Road from RR (Rural Residential) to RAAA (Single Family-Low Density), subject to the conditions voluntarily offered by the applicant, which include the following:

1. Limit current development of the site to a maximum of seven lots.
2. Limit future development of the site to a maximum of seven lots.
3. Establishment of a 50 foot wide natural preservation area along the south side of the parcel to be deeded to the homeowners association.
4. Establishment of a five foot wide tree buffer on the north side of the 50 foot wide natural preservation area on the south side of the parcel, including deed restrictions on Lots 6 & 7 requiring preservation of any trees within the buffer that have a trunk diameter greater than or equal to 12 inches.
5. Establishment of an 80 foot natural preservation area along the west side of the parcel to be deeded to the homeowners association.
6. Establishment of a 20 foot wide preservation area along the north side of the parcel, including deed restrictions on Lots 3, 4, & 5 requiring the preservation area remain undisturbed.
7. Establishment of a 10 foot wide tree buffer area on the south side of the 20 foot wide preservation area along the north side of the parcel, including deed restriction on Lots 3, 4, & 5 requiring preservation of any trees within the buffer that have a trunk diameter greater than or equal to 12 inches.
8. Establishment of deed restrictions for the homes in any new development on the property that meet or exceed those of the existing Sanctuary development.

**Resolution to Approve  
Rezoning #18160 (Giguere Homes)  
Page 3**

9. Reservation of one seat on the architectural review board established in the deed restrictions for an elected representative from the existing Sanctuary Homeowners Association.
10. Limitation imposed on Giguere Homes to not seek a variance to encroach into the required wetland buffer on Lots 4, 5, & 6.
11. Restriction of construction hours to only between 8 a.m. to 6 p.m., Monday-Saturday.

BE IT FUTHER 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.

ADOPTED: YEAS: \_\_\_\_\_

\_\_\_\_\_

NAYS: \_\_\_\_\_

STATE OF MICHIGAN )

) ss

COUNTY OF INGHAM )

I, the undersigned, the duly qualified and acting Clerk of the Charter Township of Meridian, Ingham County, Michigan, DO HEREBY CERTIFY that the foregoing is a true and a complete copy of a resolution adopted at a regular meeting of the Township Board on the 5th day of March, 2019.

\_\_\_\_\_  
Brett Dreyfus  
Township Clerk

**ORDINANCE NO. 2019-04**  
**ORDINANCE AMENDING THE ZONING DISTRICT MAP**  
**OF MERIDIAN TOWNSHIP**  
**PURSUANT TO REZONING #18160**

The Charter Township of Meridian ordains:

Section 1. Amending the Zoning District Map.

- A. The Zoning District Map of Meridian Township, as adopted in Section 86-312 of the Code of the Charter Township of Meridian, Michigan, as previously amended, is hereby amended by changing the RR (Rural Residential) District symbol and indication as shown on the Zoning District Map, for the east 7.36 acres of 3760 Hulett Road, the property legally described as:

A parcel of land in the Southeast ¼ of Section 32, T4N, R1W, Meridian Township, Ingham County, Michigan; the boundary of said parcel being described as BEGINNING at the East ¼ Corner of Section 32, T4N, R1W, Michigan Meridian; thence S89 degrees, 45 feet, 8 inches W, along the East-West 1/4 line, 700.00 feet; thence S00 degrees, 28 feet, 37 inches E, 458.00 feet to the north line of the recorded subdivision named Sanctuary; thence N89 degrees, 45 feet, 8 inches E, along said North line, 700.00 feet to the East line of said Section; thence N00 degrees, 28 feet, 37 inches W, along said Section line, 458.00 feet to the point of beginning; said parcel contains 7.36 acres.

to that of RAAA (Single Family-Low Density).

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 Section 402 of the Michigan Zoning Enabling Act (MCL 125.3402) after filing of a notice of intent to file a petition for a referendum.

\_\_\_\_\_  
Ronald J. Styka, Township Supervisor

\_\_\_\_\_  
Brett Dreyfus, Township Clerk

Legal description confirmed by:

\_\_\_\_\_  
Mark Kieselbach, Director  
Community Planning and Development



**To:** Township Board

**From:** Mark Kieselbach, Director of Community Planning and Development  
Justin Quagliata, Assistant Planner

**Date:** February 28, 2019

**Re:** Rezoning #18150 (Township Board) - Introduction

---

The Township Board discussed Rezoning #18150 at its last meeting on February 19, 2019. The Township Board initiated the rezoning of approximately four acres located at 5000 Okemos Road from RDD (Multiple Family) to C-3 (Commercial). At the meeting the Township Board agreed to consider a resolution to approve the rezoning for introduction.

- **Move to adopt the resolution to introduce Rezoning Petition #18150 for publication and subsequent adoption.**

#### **Township Board Options**

The Township Board may approve or deny the proposed rezoning from RDD (Multiple Family) to C-3 (Commercial). If the Board amends the proposal, the request may be referred back to the Planning Commission for a recommendation. A resolution to approve the rezoning for introduction is provided.

#### **Attachment**

1. Resolution to approve.

G:\Community Planning & Development\Planning\REZONINGS (REZ)\2018\REZ 18150 (Township Board)\REZ 18150.tb2.doc

**RESOLUTION TO APPROVE**

**Rezoning #18150  
Township Board  
5000 Okemos Road  
INTRODUCTION**

**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 March, 2019, at 6:00 p.m., Local Time.

PRESENT: \_\_\_\_\_  
\_\_\_\_\_

ABSENT: \_\_\_\_\_

The following resolution was offered by \_\_\_\_\_ and supported by \_\_\_\_\_.

WHEREAS, the Township Board initiated the rezoning of approximately four acres located at 5000 Okemos Road from RDD (Multiple Family) to C-3 (Commercial); and

WHEREAS, the Planning Commission held a public hearing and discussed the rezoning at its meeting on December 10, 2018 and recommended approval of the request at its meeting on December 17, 2018; and

WHEREAS, the Township Board discussed the rezoning at its meeting on February 19, 2019 and has reviewed the staff and Planning Commission material forwarded under a cover memorandum dated February 13, 2019; and

WHEREAS, the subject site meets or exceeds the minimum standards for lot area and lot width of the proposed C-3 (Commercial) zoning district; and

WHEREAS, the proposed rezoning to C-3 (Commercial) is consistent with the 2017 Future Land Use Map designation of Mixed Use Core; and

WHEREAS, the subject site is located adjacent to properties zoned C-3 (Commercial) to the east and south; and

WHEREAS, public water and sanitary sewer services are available to serve the subject site.

NOW THEREFORE, BE IT RESOLVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN hereby **INTRODUCES FOR PUBLICATION AND SUBSEQUENT ADOPTION** Ordinance No. 2019-03, entitled "Ordinance Amending the Zoning District Map of Meridian Township pursuant to Rezoning Petition #18150" to rezone four acres at 5000 Okemos Road from RDD (Multiple Family) to C-3 (Commercial).

**Resolution to Approve - Introduction**  
**Rezoning #18150 (Township Board)**  
**Page 2**

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.

ADOPTED: YEAS: \_\_\_\_\_

\_\_\_\_\_

NAYS: \_\_\_\_\_

STATE OF MICHIGAN )

) ss

COUNTY OF INGHAM )

I, the undersigned, the duly qualified and acting Clerk of the Charter Township of Meridian, Ingham County, Michigan, DO HEREBY CERTIFY that the foregoing is a true and a complete copy of a resolution adopted at a regular meeting of the Township Board on the 5th day of March, 2019.

\_\_\_\_\_  
Brett Dreyfus  
Township Clerk

**ORDINANCE NO. 2019-03**  
**ORDINANCE AMENDING THE ZONING DISTRICT MAP**  
**OF MERIDIAN TOWNSHIP**  
**PURSUANT TO REZONING #18150**

The Charter Township of Meridian ordains:

Section 1. Amending the Zoning District Map.

A. The Zoning District Map of Meridian Township, as adopted in Section 86-312 of the Code of the Charter Township of Meridian, Michigan, as previously amended, is hereby amended by changing the RDD (Multiple Family) District symbol and indication as shown on the Zoning District Map, for the south four acres of 5000 Okemos Road, the property legally described as:

A PARCEL OF LAND IN THE NORTHEAST 1/4 OF SECTION 21, T4N, R1W, MERIDIAN TOWNSHIP, INGHAM COUNTY, MICHIGAN, THE SURVEYED BOUNDARY OF SAID PARCEL DESCRIBED AS: COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 21; THENCE S00°06'16"E ALONG THE EAST LINE OF SAID SECTION 21 A DISTANCE OF 690.70 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUING S00°06'16"E ALONG SAID EAST LINE 129.53 FEET; THENCE S89°33'13"W 1344.68 FEET TO THE WEST LINE OF THE EAST ½ OF SAID NORTHEAST 1/4 ; THENCE N00°36'29"W ALONG SAID WEST LINE 129.53 FEET; THENCE N89°33'13"E 1345.82 FEET TO THE POINT OF BEGINNING; SAID PARCEL CONTAINING 4.00 ACRES MORE OR LESS; SAID PARCEL SUBJECT TO RIGHT-OF-WAY FOR ROAD PURPOSES ALONG OKEMOS ROAD; SAID PARCEL SUBJECT TO ALL EASEMENTS AND RESTRICTIONS IF ANY.

to that of C-3 (Commercial).

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 Section 402 of the Michigan Zoning Enabling Act (MCL 125.3402) after filing of a notice of intent to file a petition for a referendum.

---

Ronald J. Styka, Township Supervisor

---

Brett Dreyfus, Township Clerk

Legal description confirmed by:

---

Mark Kieselbach, Director  
Community Planning and Development



**To: Board Members**  
**From: Ronald J. Styka, Township Supervisor**  
**Date: March 1, 2019**  
**Re: ZBA Appointment**

---

Under the statutes, the Supervisor appoints, subject to the Board's approval, the members of the Zoning Board of Appeals (ZBA). Treasurer Deschaine is currently serving as the Board representative to the ZBA. Trustee Wisinski will be replacing Treasurer Deschaine as the Board representative to the ZBA.

The following motion has been prepared for Board consideration:

**MOVE TO APPROVE THE APPOINTMENT MADE BY SUPERVISOR STYKA OF COURTNEY WISINSKI, AS THE TOWNSHIP BOARD REPRESENTATIVE, TO THE ZONING BOARD OF APPEALS FOR A TERM ENDING 11/20/2020.**



**To: Township Board**  
**From: Peter Menser, Principal Planner**  
**Date: February 28, 2019**  
**Re: Elevation at Okemos Pointe Brownfield Plan**

---

The Elevation mixed use project located on the west side of Jolly Oak Road near the Okemos Road/Jolly Road intersection was approved for construction in 2017. As approved, the project consists of 394 dwelling units on 37 acres. Phase 1 of the project (8 buildings) has been completed. To facilitate cleanup of the site for the project, which had previously been used for a variety of industrial purposes, in late 2016 the Township Board granted local approval of a brownfield plan, which then received final approval by the Ingham County Board of Commissioners. The 12 year brownfield plan was capped at \$3,891,103, of which the projected costs of developer eligible activities (including contingency) was limited to \$3,504,759. The maximum capture into the County Brownfield Redevelopment Authority (BRA) Local Site Remediation Revolving Fund (LSRRF) was set at \$86,344. Developer interest was limited to a maximum of \$300,000.

With the creation of the Meridian Township BRA, the property owner of the Elevation project is requesting to transfer the brownfield plan from Ingham County to Meridian Township. Transferring the brownfield plan to the Township will significantly reduce the process for amending the plan, which the property owner is considering for the next phase of development.

At its meeting on February 8, 2019 the Ingham County BRA passed a motion to recommend approval of the brownfield plan transfer. The Meridian Township BRA passed a similar motion to recommend approval of the transfer at its meeting on February 21, 2019. The transfer will next be sent to the Ingham County Board of Commissioners for final consideration, which will occur at its meeting on March 12, 2019.

At its next meeting on March 19, 2019 the Township Board will consider a resolution to approve the transfer of the brownfield plan from Ingham County to the Township. The Board will also consider a motion to authorize the Township Supervisor and Township Clerk to sign a brownfield plan transfer agreement that outlines the terms of the transfer. The transfer agreement notes that the \$86,344 capture into the County BRA LSRRF will remain with the County upon transfer of the brownfield plan, which is due to an Environmental Protection Agency (EPA) grant that was issued for the project and tied to the LSSF capture. A new LSRRF can be established for Township capture when the brownfield plan is amended upon approval of the transfer.

**Attachment**

1. Brownfield plan summary dated November 1, 2016.

**Eligible Activities and Eligible Costs:**

<b>Eligible Activities</b>	<b>Eligible Costs</b>
Baseline Environmental Assessment (BEA) Activities	\$ 49,550
Due Care Activities	\$ 392,345
Additional Response Activities	\$ 1,673,400
Demolition Activities	\$ 1,017,712
Lead and Asbestos Abatement Activities	\$ 120,752
Brownfield Plan & Work Plan Preparation (and application fees, if any)	\$ 51,000
<i>Subtotal</i>	\$ 3,304,759
Contingency	\$ 200,000
<i>Subtotal</i>	\$ 3,504,759
Interest	\$ 300,000
<b><i>Subtotal (to Developer)</i></b>	<b>\$ 3,804,759</b>
Authority Administration	\$ -
Authority LSRRF	\$ 86,344
State of Michigan Brownfield Redevelopment Fund	\$ -
<b><i>Subtotal (to Others)</i></b>	<b>\$ 86,344</b>
<b>GRAND TOTAL</b>	<b>\$ 3,891,103</b>



**13.B**

**To: Township Board**

**From: Mark Kieselbach, Director of Community Planning and Development**

**Date: March 1, 2019**

**Re: Biber Street Land Transfer**

---

Attached is a letter from the Township Attorney and Quit Claim Deeds for the transfer of a 33 foot wide strip of property from Gossard Avenue west to Abbot Road. The use of the property was originally intended for the extension of Biber Street. The extension was never built and a family member of the original owner has requested the property to be transferred back.

**Attachments**

1. Letter from Township Attorney
2. Quit Claim Deeds
3. Ariel Photo

G:\Community Planning & Development\Planning\BiberStreetLandTransfer\3.2019.tb1.doc

March 1, 2019

***Via Email***

Frank Walsh, Manager  
Meridian Township  
5151 Marsh Road  
Okemos, MI 48864

Dear Frank:

**Re: *Biber Road Land Transfer***

In 2017 owners of land between Biber Street and Abbot Road approached the Township seeking to repurchase property their family had donated to the Township to connect Biber Street to Abbot Road. We have been working with their attorney and have developed the deeds to achieve this purpose while retaining a utility easement for the Township.

Approximately 50 years ago, a 33-foot wide strip of property was gifted to the Township to extend Biber Street westward, from Biber Street to Abbot Road (the "Subject Property"). The Subject Property is identified as parcels 7 and 8 on the attached parcel map. One parcel is under the jurisdiction of the City of East Lansing as part of an agreement under Act 425 adopted in 2002; the other remains under the jurisdiction of the Township. The Township has the title to both parcels of the Subject Property.

The Biber Street extension was never built. In the first part of 2017, the Township was approached by Brenda Carlson (granddaughter of the original donors) and the Shepherd Revocable Trust to explore transferring the property back to them. Ms. Carlson and the Trust own land adjacent to the Subject Property and utilize it as a driveway to their other properties.

Discussions with the Township and the City of East Lansing revealed no concerns with returning the property to the donors. In fact, a residential development has been constructed where Biber Street would have intersected Abbot Road. Not only was the road extension never constructed, but at this time it is impracticable.



Over several months of sporadic communication with the donors, we have drafted the attached quit claim deeds which transfer the property to the Shepherd Revocable Trust. Each deed retains a utility easement in favor of the Township, should the property be needed for that purpose in the future. As the buyer is the sole beneficiary of this transaction (which was originally a gift to the Township), they have provided funds to offset our attorney fees on this matter.

We note that parcels 4 and 5 would be landlocked without access to the Subject Property. Lot 5 is owned by the Trust and the transfer of the Subject Property will allow continuing access to a right-of-way for that back lot (but it will be a flag type lot). Lot 4 is owned by Mrs. Shepherd, who apparently formed the Trust, and thus we assume Lot 4 will still use the Subject Property to access her lot. The Township may wish to require that the Subject Property be combined with one or more of the backlots to prevent landlocked parcels in the area.

Please find attached the drafted quit claim deeds that would relinquish the Township's ownership interest in the property but retain the utility easement. We are happy to draft a resolution authorizing the execution of these deeds and the transfer of the property.

If you have any questions, comments, or concerns, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Matthew Kuschel".

**MATTHEW A. KUSCHEL**  
**ASSOCIATE**

Direct: 517.381.3162

[mkuschel@fsbirlaw.com](mailto:mkuschel@fsbirlaw.com)

Enclosure

## **QUIT CLAIM DEED**

On \_\_\_\_\_, 2019, the Charter Township of Meridian, a Michigan municipal corporation, whose address is 5151 Marsh Road, Okemos, MI 48864 (“Grantor”), hereby remises, releases and quitclaims all the right, title, interest and claim, which the Grantor has in and to the real property in the City of East Lansing, Ingham County, Michigan, as described on Exhibit A (the “Property,”) and depicted on Exhibit B to the Nancy L. Shepherd Revocable Trust as restated on November 1, 2016, whose address is 6268 Abbot Rd, East Lansing, MI 48823 (“Grantee”), for \$1.00, together with all tenements, hereditaments, and appurtenances and subject to agreements, easements, and restrictions of record.

Grantor grants to Grantee the right to make all divisions under Section 108 of the Land Division Act, Act No. 288 of the Public Acts of 1967.

Grantor excepts and reserves to itself an easement over the full extent of the Property transferred for the purposes of constructing, establishing, maintaining, operating, repairing, improving, substituting, replacing, extending, removing, enlarging, and inspecting municipal water and sanitary sewer lines, utilities, facilities and related equipment through, over and across the Property (the “Easement”), including Grantor’s right of ingress and egress to, from and over the Easement, and those rights of entry upon, passage over, storing of equipment and materials including excavated earth as may be reasonable and convenient for the establishment, construction, operation, maintenance, repair, replacement and improvement of the municipal water and sanitary sewer installations. Grantee agrees that no non-movable or permanent structures, including buildings, fences or other non-movable objects of any kind, will be placed within the boundaries of the Easement, and Grantee shall not plant any trees or vegetation, except sod or grass, that may interfere with Grantor’s rights under this Easement. Grantor shall have the right to remove any buildings, structures, trees or vegetation placed within the Easement, and Grantee shall be responsible for the cost of that removal. This Easement and associated rights and restrictions are granted in perpetuity. The rights, obligations and restrictions under this reserved Easement shall run with the land and shall be binding on Grantee’s successors and assignees.

This property may be located within the vicinity of farmland or a farm operation. Generally accepted agricultural and management practices which may generate noise, dust, odors, and other associated conditions may be used and are protected by the Michigan Right to Farm Act.

This transfer is exempt from tax pursuant to MCL 207.505(h)(i) and 207.526(h)(i).



Shepherd Revocable Trust as restated on November 1, 2016, to me known to be the person described in and who executed the foregoing instrument and acknowledged the same to be his free act and deed.

\_\_\_\_\_  
\_\_\_\_\_, Notary Public  
State of Michigan, County of \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_  
Acting in the County of \_\_\_\_\_

Drafted by and when recorded return to:

Mark L. Grebner, Esq.  
920 N. Washington Avenue  
Lansing, MI 48906

Send subsequent tax bills to:

Brenda Lee Carson  
6272 Abbott Road  
East Lansing, MI 48823

Recording Fee:

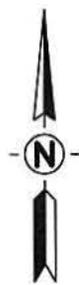
Transfer Tax:

Exhibit A  
Legal Description

A parcel of land in the Northwest 1/4 of fractional Section 6, T4N, R1W, City of East Lansing, Ingham County, Michigan, the surveyed boundary of said parcel described as: Commencing at the West 1/4 corner of said Section 6; thence S89°48'49"E along the East-West 1/4 line of said Section 6 a distance of 50.00 feet to the point of beginning of this description; thence N00°23'20"E parallel with the West line of said Section 6 a distance of 24.30 feet; thence N00°32'00"E continuing along a line parallel with the West line of said Section 6 a distance of 5.70 feet; thence S89°48'49"E parallel with said East-West 1/4 line 340.06 feet; thence N00°32'00"E parallel with said West section line 3.00 feet; thence S89°48'49"E parallel with said East-West 1/4 line 933.21 feet; thence S00°11'01"E 33.00 feet to said East-West 1/4 line; thence N89°48'49"W along said East-West 1/4 line 1273.63 feet to the point of beginning; said parcel containing 0.94 acre more or less; said parcel subject to all easements and restrictions if any.

# CERTIFIED BOUNDARY SURVEY

FOR: **BRENDA CARLSON**

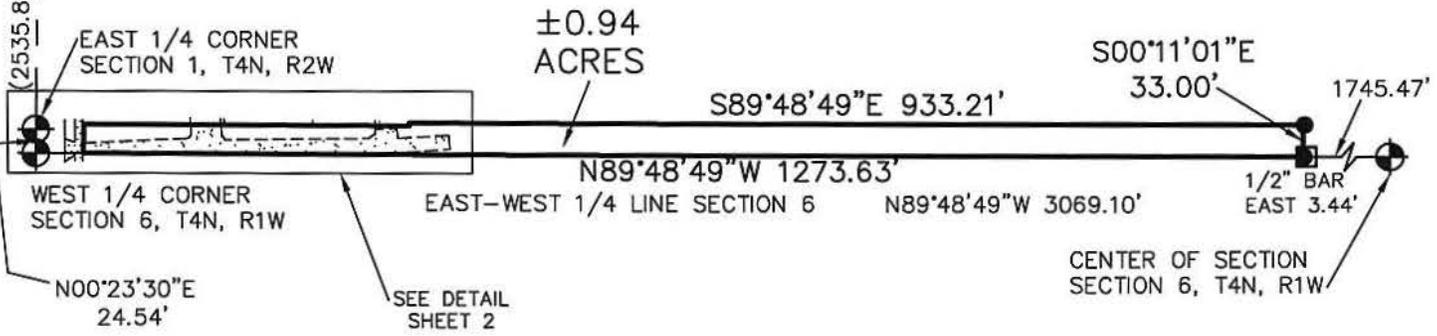


*E.R. Friestrom*  
10/10/12

NORTHWEST CORNER  
SECTION 6, T4N, R1W

FROM NW CORNER SECTION 6, T4N, R1W TO EAST 1/4 CORNER SECTION 1, T4N, R2W  
500'32'00" W

**ABBOT ROAD**  
(PUBLIC - 100' WIDE R.O.W.)

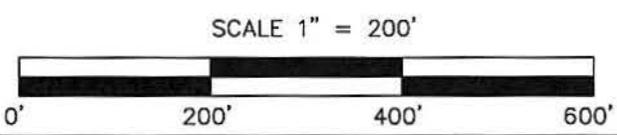


**NOTES:**  
 1. EASEMENTS, IF ANY, NOT SHOWN.  
 2. UTILITIES ARE SHOWN BASED ON VISIBLE FIELD EVIDENCE COMBINED WITH ASBUILT PLANS PROVIDED. CONFIRMATION OF UNDERGROUND UTILITIES IS REQUIRED BEFORE DOING ANY EXCAVATION.

**LEGEND**

- = Set 1/2" Bar with Cap
- = Found Iron as Noted
- [Hatched Box] = Concrete/Asphalt
- [Dotted Box] = Gravel
- = Survey Boundary Line
- (with lightning bolt) = Distance Not to Scale
- x-x- = Fence
- ← 0.0'± = Denotes Distance to the Survey Line

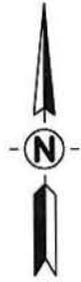
All Dimensions are in Feet and Decimals Thereof.  
 All Improvements Not Shown.



	<b>KEBS, INC.</b> KYES ENGINEERING BRYAN LAND SURVEYS
	2116 HASLETT ROAD, HASLETT, MI 48840 PH. 517-339-1014 FAX. 517-339-8047 13432 PRESTON DRIVE, MARSHALL, MI 49068 PH. 269-781-9800 FAX. 269-781-9805
DRAWN BY <b>SSF</b>	SECTION <b>6, T4N, R1W</b>
FIELD WORK BY <b>NAW</b>	JOB NUMBER:
SHEET <b>1 OF 3</b>	<b>92651.BND-2</b>

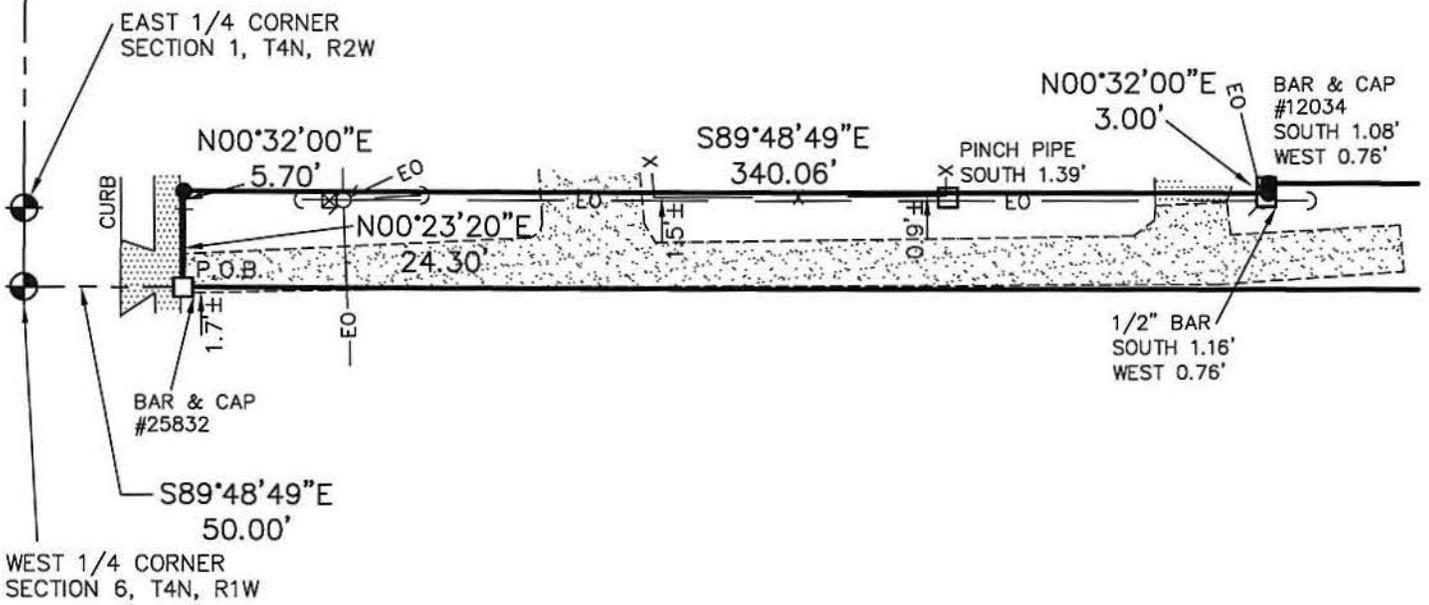
# CERTIFIED BOUNDARY SURVEY

FOR: **BRENDA CARLSON**



**ABBOT ROAD**  
(PUBLIC - 100' WIDE R.O.W.)

DETAIL AREA FROM SHEET 1



**NOTES:**  
 1. EASEMENTS, IF ANY, NOT SHOWN.  
 2. UTILITIES ARE SHOWN BASED ON VISIBLE FIELD EVIDENCE COMBINED WITH ASBUILT PLANS PROVIDED. CONFIRMATION OF UNDERGROUND UTILITIES IS REQUIRED BEFORE DOING ANY EXCAVATION.

**LEGEND**

- = Set 1/2" Bar with Cap
- = Found Iron as Noted
- = Concrete/Asphalt
- = Gravel
- = Guy Wire
- = Utility Pole
- = Utility Pedestal
- = Survey Boundary Line
- = Distance Not to Scale
- x — = Fence
- EO — = Overhead Wires
- ← 0.0'± = Denotes Distance to the Survey Line

All Dimensions are in Feet and Decimals Thereof.

All Improvements Not Shown.

SCALE 1" = 60'



**KEBS, INC.** KYES ENGINEERING  
BRYAN LAND SURVEYS

2116 HASLETT ROAD, HASLETT, MI 48840  
PH. 517-339-1014 FAX. 517-339-8047

13432 PRESTON DRIVE, MARSHALL, MI 49068  
PH. 269-781-9800 FAX. 269-781-9805

DRAWN BY <b>SSF</b>	SECTION <b>6, T4N, R1W</b>
FIELD WORK BY <b>NAW</b>	JOB NUMBER:
SHEET <b>2 OF 3</b>	<b>92651.BND-2</b>

# CERTIFIED BOUNDARY SURVEY

**CERTIFICATE OF SURVEY:**

I hereby certify only to the parties named hereon that we have surveyed at the direction of said parties, a parcel of land previously described as:

(As provided): BEG AT W 1/4 COR OF SEC 6 – N ALNG W SEC LN 30 FT – E 390 FT – N 3 FT – E 1068.4 FT TO W LN OF GOSSARD AVE – S 33 FT – W 1458.4 FT TO POB EXC E 200 FT ALSO EXC W 50 FT THEREOF ON NW 1/4 OF SEC 6 T4N R1W CITY OF EAST LANSING

and that we have found or set, as noted hereon, permanent markers to all corners and angle points of the boundary of said parcel and that the more particular legal description of said parcel is as follows:

A parcel of land in the Northwest 1/4 of fractional Section 6, T4N, R1W, City of East Lansing, Ingham County, Michigan, the surveyed boundary of said parcel described as: Commencing at the West 1/4 corner of said Section 6; thence S89°48'49"E along the East–West 1/4 line of said Section 6 a distance of 50.00 feet to the point of beginning of this description; thence N00°23'20"E parallel with the West line of said Section 6 a distance of 24.30 feet; thence N00°32'00"E continuing along a line parallel with the West line of said Section 6 a distance of 5.70 feet; thence S89°48'49"E parallel with said East–West 1/4 line 340.06 feet; thence N00°32'00"E parallel with said West section line 3.00 feet; thence S89°48'49"E parallel with said East–West 1/4 line 933.21 feet; thence S00°11'01"E 33.00 feet to said East–West 1/4 line; thence N89°48'49"W along said East–West 1/4 line 1273.63 feet to the point of beginning; said parcel containing 0.94 acre more or less; said parcel subject to all easements and restrictions if any.

**WITNESSES TO SECTION CORNERS:**

Northwest corner Section 6, T4N, R1W, Liber 8 Page 344  
 Found Clinton Co. Remon bar & cap in mon box in Northbound lane of Abbot Rd  
 Found nail & tag #18989 South side power pole, N35°E, 92.37'  
 Found nail & tag #18989 North side 18" Poplar, N70°W, 55.95'  
 Found nail & tag #18989 South side 24" Poplar, West, 52.61'  
 Found nail & tag #13039 East side power pole, S20°E, 50.01'  
 Found 1" pipe, West, 33.00'

West 1/4 corner Section 7, T4N, R1W, Liber 9, Page 473  
 Found remonumentation bar & cap #25832 in monument box  
 Top center bolt of Fire Hydrant, S30°W, 68.41'  
 Found nail & tag in utility pole, N70°W, 24.71'  
 Found nail & tag #16053 in South side of 8" pine, N60°E, 60.55'  
 Found nail & tag #25832 in Southwest side of 12" Box Elder, S60°E, 89.82'  
 Found 3/4" remonumentation bar & cap #25832 in monument box (M–2, T4N, R2W), North, 24.63'

Center of Section 6, T4N, R1W, Liber 9 Page 478  
 Found Ingham Co. Remon bar & cap in monument box  
 Found nail & tag #16053 Southeast side power pole, S45°W, 31.48'  
 Found nail & tag #18989 Northwest side power pole, N45°E, 31.47'  
 Centerline of 4" concrete cylinder encased in sheet metal, N45°W, 35.64'  
 Found nail & tag #16053 South side 8" Maple, N55°W, 57.45'

This survey complies with the requirements of Public Act 132 of 1970, as amended, and is subject to Public Act 591 of 1996, as amended, and was performed with an error of closure no greater than a ratio of 1 in 5000.

All bearings are derived from the East–West 1/4 line of Section 6 which is shown to bear S89°48'49"E on KEBS, Inc. survey Job No. 86620.ALT, dated January 15, 2013.



*Erick R. Friestrom*      10/10/17  
 Erick R. Friestrom      Date:  
 Professional Surveyor No. 53497

	<b>KEBS, INC.</b> KYES ENGINEERING BRYAN LAND SURVEYS
	2116 HASLETT ROAD, HASLETT, MI 48840 PH. 517-339-1014    FAX. 517-339-8047 13432 PRESTON DRIVE, MARSHALL, MI 49068 PH. 269-781-9800    FAX. 269-781-9805
DRAWN BY <b>SSF</b>	SECTION <b>6, T4N, R1W</b>
FIELD WORK BY <b>NAW</b>	JOB NUMBER:
SHEET <b>3</b> OF <b>3</b>	<b>92651.BND-2</b>

## **QUIT CLAIM DEED**

On \_\_\_\_\_, 2019, the Charter Township of Meridian, a Michigan municipal corporation, whose address is 5151 Marsh Road, Okemos, MI 48864 (Grantor), hereby remises, releases and quitclaims all the right, title, interest and claim, which the Grantor has in and to the real property in the Charter Township of Meridian, Ingham County, Michigan, as described on Exhibit A (the "Property,") and depicted on Exhibit B to the Nancy L. Shepherd Revocable Trust as restated on November 1, 2016, whose address is 6268 Abbot Rd, East Lansing, MI 48823 (Grantee), for \$1.00, together with all tenements, hereditaments, and appurtenances and subject to agreements, easements, and restrictions of record.

Grantor grants to Grantee the right to make all divisions under Section 108 of the Land Division Act, Act No. 288 of the Public Acts of 1967.

Grantor excepts and reserves to itself an easement over the full extent of the Property transferred for the purposes of constructing, establishing, maintaining, operating, repairing, improving, substituting, replacing, extending, removing, enlarging, and inspecting municipal water and sanitary sewer lines, utilities, facilities and related equipment through, over and across the Property (the "Easement"), including Grantor's right of ingress and egress to, from and over the Easement, and those rights of entry upon, passage over, storing of equipment and materials including excavated earth as may be reasonable and convenient for the establishment, construction, operation, maintenance, repair, replacement and improvement of the municipal water and sanitary sewer installations. Grantee agrees that no non-movable or permanent structures, including buildings, fences or other non-movable objects of any kind, will be placed within the boundaries of the Easement, and Grantee shall not plant any trees or vegetation, except sod or grass, that may interfere with Grantor's rights under this Easement. Grantor shall have the right to remove any buildings, structures, trees or vegetation placed within the Easement, and Grantee shall be responsible for the cost of that removal. This Easement and associated rights and restrictions are granted in perpetuity. The rights, obligations and restrictions under this reserved Easement shall run with the land and shall be binding on Grantee's successors and assignees.

This property may be located within the vicinity of farmland or a farm operation. Generally accepted agricultural and management practices which may generate noise, dust, odors, and other associated conditions may be used and are protected by the Michigan Right to Farm Act.

This transfer is exempt from tax pursuant to MCL 207.505(h)(i) and 207.526(h)(i).



Shepherd Revocable Trust as restated on November 1, 2016, to me known to be the person described in and who executed the foregoing instrument and acknowledged the same to be his free act and deed.

\_\_\_\_\_  
\_\_\_\_\_, Notary Public  
State of Michigan, County of \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_  
Acting in the County of \_\_\_\_\_

Drafted by and when recorded return to:

Mark L. Grebner, Esq.  
920 N. Washington Avenue  
Lansing, MI 48906

Send subsequent tax bills to:

Brenda Lee Carson  
6272 Abbott Road  
East Lansing, MI 48823

Recording Fee:

Transfer Tax:

Exhibit A  
Legal Description

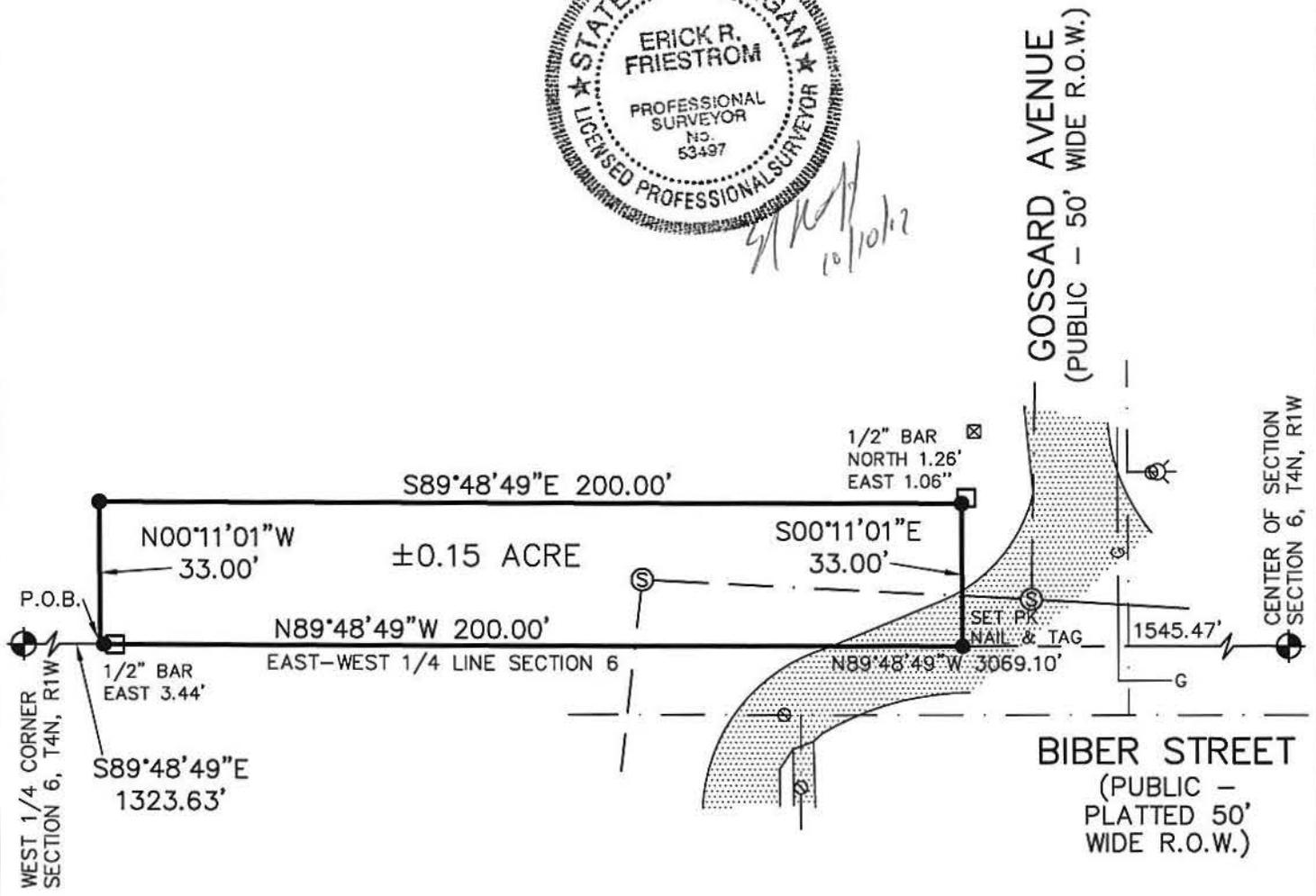
A parcel of land in the Northwest 1/4 of fractional Section 6, T4N, R1W, Meridian Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Commencing at the West 1/4 corner of said Section 6; thence S89°48'49"E along the East-West 1/4 line of said Section 6 a distance of 1323.63 feet to the point of beginning of this description; thence N00°11'01" W 33.00 feet; thence S89°48'49"E parallel with said East-West 1/4 line 200.00 feet to the West line of Gossard Avenue; thence S00°11'01"E along said West line 33.00 feet to said East-West 1/4 line; thence N89°48'49"W along said East-West 1/4 line 200.00 feet to the point of beginning; said parcel containing 0.15 acre more or less.

Exhibit B  
**CERTIFIED BOUNDARY SURVEY**

FOR: **BRENDA CARLSON**



*E.R. Friestrom*  
 10/10/12



**LEGEND**

- = Set 1/2" Bar with Cap Unless Noted
- = Found Iron as Noted
- ⊙ = Sanitary Manhole
- ⊙ = Water Valve
- ⊙ = Hydrant
- ⊙ = Utility Pedestal
- [Stippled Box] = Concrete/Asphalt
- [Dotted Box] = Gravel
- = Survey Boundary Line
- - - = Underground Sanitary Line
- - - = Underground Water Line
- G - = Underground Gas Line
- = Distance Not to Scale
- X - X - = Fence
- ← 0.0'± = Denotes Distance to the Survey Line

**NOTES:**

1. EASEMENTS, IF ANY, NOT SHOWN.
2. UTILITIES ARE SHOWN BASED ON VISIBLE FIELD EVIDENCE COMBINED WITH ASBUILT PLANS PROVIDED. CONFIRMATION OF UNDERGROUND UTILITIES IS REQUIRED BEFORE DOING ANY EXCAVATION.

SCALE 1" = 40'



**KEBS, INC.** KYES ENGINEERING  
 BRYAN LAND SURVEYS

2116 HASLETT ROAD, HASLETT, MI 48840  
 PH. 517-339-1014 FAX. 517-339-8047

13432 PRESTON DRIVE, MARSHALL, MI 49068  
 PH. 269-781-9800 FAX. 269-781-9805

DRAWN BY <b>SSF</b>	SECTION <b>6, T4N, R1W</b>
FIELD WORK BY <b>NAW</b>	JOB NUMBER:
SHEET <b>1 OF 2</b>	<b>92651.BND-1</b>

All Dimensions are in Feet and Decimals Thereof.

All Improvements Not Shown.

## CERTIFIED BOUNDARY SURVEY

**CERTIFICATE OF SURVEY:**

I hereby certify only to the parties named hereon that we have surveyed at the direction of said parties, a parcel of land previously described as:

(As provided): THE S 33 FT OF THE E 200 FT OF THE W 1/2 OF NW 1/4 OF SEC. 6, T4N R1W.

and that we have found or set, as noted hereon, permanent markers to all corners and angle points of the boundary of said parcel and that the more particular legal description of said parcel is as follows:

A parcel of land in the Northwest 1/4 of fractional Section 6, T4N, R1W, Meridian Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Commencing at the West 1/4 corner of said Section 6; thence S89°48'49"E along the East-West 1/4 line of said Section 6 a distance of 1323.63 feet to the point of beginning of this description; thence N00°11'01"W 33.00 feet; thence S89°48'49"E parallel with said East-West 1/4 line 200.00 feet to the West line of Gossard Avenue; thence S00°11'01"E along said West line 33.00 feet to said East-West 1/4 line; thence N89°48'49"W along said East-West 1/4 line 200.00 feet to the point of beginning; said parcel containing 0.15 acre more or less; said parcel subject to all easements and restrictions if any.

**WITNESSES TO SECTION CORNERS:**

Northwest corner Section 6, T4N, R1W, Liber 8 Page 344  
 Found Clinton Co. Remon bar & cap in mon box in Northbound lane of Abbot Rd  
 Found nail & tag #18989 South side power pole, N35°E, 92.37'  
 Found nail & tag #18989 North side 18" Poplar, N70°W, 55.95'  
 Found nail & tag #18989 South side 24" Poplar, West, 52.61'  
 Found nail & tag #13039 East side power pole, S20°E, 50.01'  
 Found 1" pipe, West, 33.00'

West 1/4 corner Section 7, T4N, R1W, Liber 9, Page 473  
 Found remonumentation bar & cap #25832 in monument box  
 Top center bolt of Fire Hydrant, S30°W, 68.41'  
 Found nail & tag in utility pole, N70°W, 24.71'  
 Found nail & tag #16053 in South side of 8" pine, N60°E, 60.55'  
 Found nail & tag #25832 in Southwest side of 12" Box Elder, S60°E, 89.82'  
 Found 3/4" remonumentation bar & cap #25832 in monument box (M-2, T4N, R2W), North, 24.63'

Center of Section 6, T4N, R1W, Liber 9 Page 478  
 Found Ingham Co. Remon bar & cap in monument box  
 Found nail & tag #16053 Southeast side power pole, S45°W, 31.48'  
 Found nail & tag #18989 Northwest side power pole, N45°E, 31.47'  
 Centerline of 4" concrete cylinder encased in sheet metal, N45°W, 35.64'  
 Found nail & tag #16053 South side 8" Maple, N55°W, 57.45'

This survey complies with the requirements of Public Act 132 of 1970, as amended, and is subject to Public Act 591 of 1996, as amended, and was performed with an error of closure no greater than a ratio of 1 in 5000.

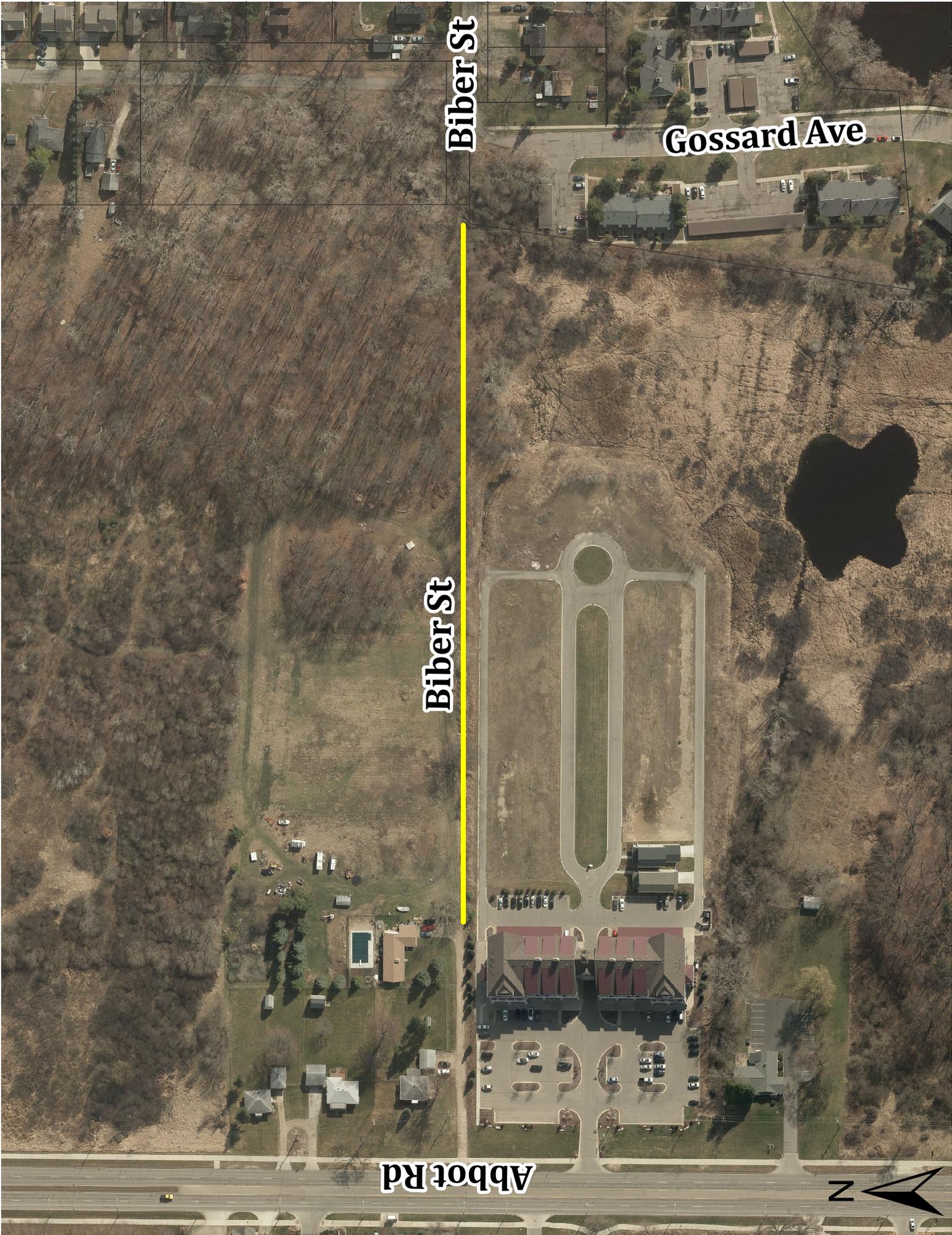
All bearings are derived from the East-West 1/4 line of Section 6 which is shown to bear S89°48'49"E on KEBS, Inc. survey Job No. 86620.ALT, dated January 15, 2013.

*Erick R. Friestrom*      10/10/17

Erick R. Friestrom      Date:  
 Professional Surveyor No. 53497



	<b>KEBS, INC.</b> KYES ENGINEERING BRYAN LAND SURVEYS
	2116 HASLETT ROAD, HASLETT, MI 48840 PH. 517-339-1014    FAX. 517-339-8047 13432 PRESTON DRIVE, MARSHALL, MI 49068 PH. 269-781-9800    FAX. 269-781-9805
DRAWN BY <b>SSF</b>	SECTION <b>6, T4N, R1W</b>
FIELD WORK BY <b>NAW</b>	JOB NUMBER:
SHEET <b>2 OF 2</b>	<b>92651.BND-1</b>



Biber St

Gossard Ave

Biber St

Abbot Rd





**To: Township Board**  
**From: Mark Kieselbach, Director of Community Planning and Development**  
**Date: February 28, 2019**  
**Re: Transportation Commission Recommendation on Redi-Ride Millage**

---

The Transportation Commission has been reviewing and discussing the Redi-Ride millage since November 2018. The original millage was approved in 1999 and was last renewed in 2009 at a funding level of .2 (2/10) mills. The millage will expire in December 2019. Township residents have continued to support a millage for the service and there continues to be a demand for the service Redi-Ride provides. Ridership has increased by 613 riders through September 2018 with a total ridership of 19,852. The increase was due in part to the expanded hours of service from 7:30 a.m. to 6:30 p.m. Monday through Friday and enlarging the service area to include five new locations: Costco, Bath Meijer, MSU Clinical Center, East Lansing Aquatic Center and College Fields. The largest percentage of Redi-Ride users, approximately 50 percent, are persons with disabilities. Meridian Township in 2018 also negotiated a new Redi-Ride Service Agreement to replace the Service Agreement that had not been updated since 2004.

The Transportation Commission at its meeting on February 21, 2019 recommended the Township Board renew and restore the previously authorized .2 mills to maintain the Redi-Ride service. The recommendation also included:

- Evaluate any potential need for a millage rate above the current .2 (2/10) mill that may be needed to ensure the necessary funding to maintain the service expansions currently funded through grants which will expire in 2022 and add capacity during peak demand times.
- Consider a shorter length of time for the millage, possibly five (5) years instead of the current ten (10) years to allow for changing transit options, services, and technological innovations.
- Review relevance of ballot language that references support for fixed route service.

Included in the resolution is a recommendation for a new Service Agreement to be negotiated if the millage is successful. The intent of a new Service Agreement is to ensure accountability and reflect changing service needs.

Provisions within the Service Agreement should address enhanced communication between the provider and the Township, oversight by the Township of specific compliance metrics of service provided and accountability in reporting disposition of requests or complaints of riders. A requirement for new technology such as online and mobile access for scheduling and tracking rides should also be included in the Service Agreement.

**Attachment**

1. Transportation Commission Resolution
2. 2009 Millage Ballot Language
3. Legal Opinion July 13, 2016

**Rezoning #18010 (Giguere Homes)**  
**Township Board (5/15/18)**  
**Page 2**

4. 2018 Service Agreement
5. FY 2018 Redi-Ride Ridership
6. Extended hours Ridership

G:\Community Planning & Development\Planning\TransportationCommission\RecommendationonRedi-RideMillage\2.2019.tb1.doc



**RESOLUTION**

At a regular meeting of the Meridian Transportation Commission of the Charter Township of Meridian, Ingham County, Michigan, held at the Central Fire Station, in said Township on the 21st day of February, 2019 at 6:00pm., Local Time.

PRESENT: Commissioners Hackbarth, Vagnozzi, Potter, Hudson, Deschaine, Kolbasa and Lovell

ABSENT: None

The following resolution was offered by Commissioner Vagnozzi and supported by Commissioner Lovell.

WHEREAS, Township residents have supported the Redi-Ride Millage since its initial approval in 1999; and

WHEREAS, The Redi-Ride Millage was last renewed in 2009 and the funding .2 (2/10) mills will expire December 31, 2019; and

WHEREAS, Residents have continued to support a millage for this type service and there is a continuing need for the service Redi-Ride provides; and

WHEREAS, In 2018 the Township negotiated a new Redi-Ride Service Agreement with CATA, received grants to expand the hours of service from 7:30am to 6:30pm Monday through Friday and enlarged the service boundary to include five (5) new locations with no additional cost to the Township; and

WHEREAS, The current Redi-Ride service provided by CATA uses ADA and FTA compliant vehicles able to serve all Meridian residents.

NOW, THEREFORE, BE IT RESOLVED THE MERIDIAN TOWNSHIP TRANSPORTATION COMMISSION HEREBY RECOMMENDS THE TOWNSHIP BOARD:

1. Renew and restore the previously authorized .2 mills to maintain Redi-Ride service.
2. Evaluate any potential need for a millage rate above the current .2 (2/10) mill that may be needed to ensure the necessary funding to maintain the service expansions currently funded through grants which will expire in 2022 and add capacity during peak demand times.
3. Consider a shorter length of time for the millage, possibly five (5) years instead of the current ten (10) years to allow for changing transit options, services, and technological innovations.
4. Review relevance of ballot language that references support for fixed route service.

BE IT FURTHER RESOLVED THE MERIDIAN TOWNSHIP TRANSPORTATION COMMISSION HEREBY RECOMMENDS THE TOWNSHIP BOARD:

1. Negotiate a new Service Agreement if the millage renewal is successful.



## Mark Kieselbach

---

**From:** Stephen Schultz <sschultz@fsbrlaw.com>  
**Sent:** Monday, July 24, 2017 5:53 PM  
**To:** Frank Walsh  
**Cc:** William Fahey; Christopher Patterson  
**Subject:** RE: Strongly Object to CATA Being Named as the Sole Redi Ride Transportation Provider

Dear Frank,

Chris Hackbarth's question does not have a definitive answer, though, the statutory language related to millage proposals, including renewal questions, provides guidance. Essentially, Chris asks if the language of a ballot question to extend the millage for transportation services does not list CATA as the provider, does that change the question from one of a millage "renewal" to one of a "new" millage?

MCL 211.203 (3), which is part of the General Property Tax Act, sets forth the requirements for millage ballot questions. It says in Part:

*The ballots shall state the amount in dollars per thousand dollars of taxable value by which it is proposed that the total tax rate limitation on property in the local unit be increased and the number of years for which it is proposed that the increase shall be effective. If a previous increase in the total tax limitation on property is about to expire and a new increase for the identical amount levied in the immediately preceding year or a lesser amount is proposed, the ballot proposal may be presented as a renewal or continuation of the previous increase for a specified number of years. The ballot shall specify the intended purpose of the renewed or new funds. The ballot may also state the purpose for which the funds derived from the voted increase over the constitutional tax rate limitation may be used, ....*

Interestingly, the statutory language, while calling it a "new increase" recognizes that a ballot question to continue an existing millage that is about to expire may be treated as a renewal, with the only other language requirement being a statement of the purpose of the new/renewal millage. What that statement of purpose must include, and whether it must be the same statement of purpose as in the original ballot language is not defined in the statutory language, however.

Further, MCL 211.24f, which also addresses the required information in a ballot proposal to collect a "new millage," only states that the ballot question must set forth "A clear statement of the purpose of the millage."

Thus, we think that if the Legislature wanted to require that the ballot language for a renewal of a previously voted millage contain the same stated purpose as the original ballot question, the Legislature could have so required. Having only required that the ballot question for a renewal of a previously voted millage "specify the intended purpose of the renewed funds," we think that the renewal ballot question may include a "clear statement of purpose" that varies from the original question. It is up to the Board to decide what statement of purpose it wishes to include in the ballot proposal.

As always, if this reply to your question provokes a follow-up question or if I have misunderstood what you have asked here, please don't hesitate to call.

Steve

Stephen O. Schultz

FAHEY SCHULTZ BURZYCH RHODES PLC  
(517) 381-3151

**From:** Frank Walsh [mailto:walsh@meridian.mi.us]  
**Sent:** Thursday, July 20, 2017 9:58 AM  
**To:** Chris Hackbarth <chackbarth@mml.org>  
**Cc:** ronstyka@gmail.com; Stephen Schultz <sschultz@fsbrlaw.com>; Mark Kieselbach <Kieselbach@meridian.mi.us>; Derek Perry <perry@meridian.mi.us>  
**Subject:** RE: Strongly Object to CATA Being Named as the Sole Redi Ride Transportation Provider

Sure.....let me find out. I'm not sure that if we ask for the same millage that it isn't a renewal. Good Q for our counsel.

**Steve, can you interject**.....if we don't name CATA in the renewal of Redi-Ride does that change the definition of a renewal?

Frank



A Prime Community

**Frank L. Walsh**  
Township Manager  
walsh@meridian.mi.us  
W 517.853.4258 | F 517.853.4251  
5151 Marsh Road | Okemos, MI 48864  
[meridian.mi.us](http://meridian.mi.us)

---

**From:** Chris Hackbarth [mailto:chackbarth@mml.org]  
**Sent:** Thursday, July 20, 2017 9:53 AM  
**To:** Frank Walsh  
**Subject:** RE: Strongly Object to CATA Being Named as the Sole Redi Ride Transportation Provider

Thanks Frank...can you or someone on staff verify for me/the commission the status of the existing millage language? I am operating with the understanding that the current millage specifically named CATA in the ballot question, so to remove their name upon millage expiration next year would make continuation of redi-ride funding a new ballot question/new millage request as opposed to a renewal of the existing millage. I am correct in that understanding? Just want to make sure the commission operates with the appropriate information as we consider the issues being raised and how different approaches will impact an election in 2018. Thanks!

Chris

**Chris Hackbarth**  
Director, State Affairs  
Ph: 517-908-0304 | Fax: 517-372-7476  
208 N. Capitol Ave, Lansing MI 48933  
[www.mml.org](http://www.mml.org)



**From:** Frank Walsh [mailto:walsh@meridian.mi.us]  
**Sent:** Thursday, July 20, 2017 9:48 AM

**To:** Chris Collette <collettec1@gmail.com>; Ron Styka <ronstyka@gmail.com>  
**Cc:** Bill Collette <colletteb1@gmail.com>  
**Subject:** RE: Strongly Object to CATA Being Named as the Sole Redi Ride Transportation Provider

Bill and Chris,

Thanks for the note. Your comments will be passed on to the committee and beyond. I think we are miles away from any decision regarding the Redi-Ride millage renewal.

Hope you enjoy the rest of your summer.

Frank



A Prime Community

**Frank L. Walsh**  
Township Manager  
[walsh@meridian.mi.us](mailto:walsh@meridian.mi.us)  
W 517.853.4258 | F 517.853.4251  
5151 Marsh Road | Okemos, MI 48864  
[meridian.mi.us](http://meridian.mi.us)

**From:** Chris Collette [<mailto:collettec1@gmail.com>]  
**Sent:** Thursday, July 20, 2017 7:52 AM  
**To:** Frank Walsh; Ron Styka  
**Cc:** Bill Collette  
**Subject:** Strongly Object to CATA Being Named as the Sole Redi Ride Transportation Provider

2373 Barnsbury Road

East Lansing, MI 48823

July 19, 2017

Charter Township of Meridian

[walsh@meridian.mi.us](mailto:walsh@meridian.mi.us)

[ronstyka@gmail.com](mailto:ronstyka@gmail.com)

Dear Mr. Walsh and Mr. Styka:

We see that Meridian Redi Ride is on the agenda for discussion at the Thursday, July 20, 2017 Meridian Transportation Commission Meeting. Unfortunately, due to other commitments we are not able to attend this important meeting. Please note that we strongly object to CATA being named once again as the sole transportation provider for the next 3-5 years for Redi Ride for the following reasons:

- Meridian Township taxpayers are paying over \$300,000/year to subsidize Redi Ride and are being gouged by paying an exorbitant rate of \$23 for a 3-5 mile shared ride. This is double or triple the open market rate for a direct private ride offered by taxi services, Green Cab, LYFT or UBER.
- With Chris working at the Michigan Athletic Club she sees first hand how CATA customers using Redi Ride consistently wait 1-2 hours for their ride. This is not acceptable customer service and poor use of resident tax dollars when UBER, etc. arrives within minutes of a call and would be at a much lower cost. This cost savings would allow more residents in need to use this valuable service.
- Meridian Township purchasing rules call for competitive bidding for acquisition of goods and services exceeding \$5,000. By listing CATA specifically in this millage the commission is ignoring Township purchasing rules. Ingham County has taken the step to swapping the term "CATA" with the term "transportation provider" in all ballot measures. This gives Ingham County options to select the best provider to serve seniors and disabled residents at the best price.

Since March of 2016 Meridian Township residents have spoken loudly and in large numbers (at meetings and in written communications to Meridian Township) about their numerous concerns with CATA. Please share this communication with the Meridian Township Board and the Transportation Commission in the hopes they will take this information into account and make good fiscal decisions on behalf of Meridian Township tax paying residents. Thank you for your attention.

Sincerely,

Bill and Chris Collette

SECOND MILLAGE BALLOT LANGUAGE

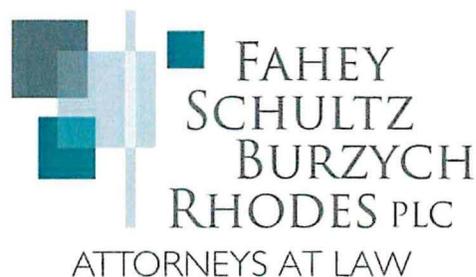
Meridian Township Ballot Proposal  
November 3, 2009

Proposal to Renew and Restore Expanded CATA Service to Increase Frequency of Current Routes and Provide Redi Ride Service.

Shall the limitation on the amount of taxes which may be assessed against all property in the Charter Township of Meridian, Ingham County, Michigan be increased by .2 (2/10) mills (\$0.20 on each \$1,000 of taxable valuation) for a period of 10 years, 2009 to 2018 inclusive to renew and restore the previously approved .2 mills for *Expanded CATA Service to Increase Frequency of Current Routes and Provide Redi Ride Service* for Meridian residents, which has been reduced by required millage rollbacks in recent years to .194 mills, with the estimate of revenue to be disbursed to Meridian Township, if approved and levied in the 2009 calendar year, to be approximately \$343,905?

STEPHEN O. SCHULTZ

[sschultz@fsbriaw.com](mailto:sschultz@fsbriaw.com)  
517.381.3151 direct  
517.381.3171 fax  
517.974.2251 cell



July 13, 2016

*Via Email and Hand Delivery*

Frank Walsh, Township Manager  
Charter Township of Meridian  
5151 Marsh Road  
Okemos MI, 48864

Dear Manager Walsh:

***Re: Redi-Ride Millage Renewal***

The Township's *ad hoc* Redi-Ride Committee has asked for our opinion regarding several questions about the Redi-Ride service currently provided by the Capital Area Transportation Authority (CATA) based on authorized millage language. Additional correspondence we received from the Township after receiving the initial request indicates that the two questions raised by the Committee are: (1) Can the authorized millage currently in place be renewed for 10 more years?; and (2) Can the authorized millage language be revised, replaced or amended to use the phrase "transportation provided," as opposed to the current reference to CATA?

In answering the questions raised by the Committee, we note there are two separate and distinct obligations to discuss. The obligations that arise under adoption of the current millage, and the second related question of the Township's contractual obligation to CATA. Based on the answer to these questions, several additional questions arise, which we briefly explore below for completeness.

It is our opinion that several options are available to the Committee, but further research would be required after the Committee determines a proposed direction to discern all of the risk associated with some of the options. In preparation of this opinion, a search of Township records and a request for records from CATA did not reveal any contracts between CATA and the Township nor any other records regarding the origin or development of the millage language that was adopted in the Township. Even so, we are able to answer the Committee's questions generally, and can provide any subsequent opinion based on any direction from the Committee.

The ballot language at issue was first adopted in 2000 and the first agreement with CATA for the Redi-Ride service is dated February 21, 2000. There have been no subsequent agreements or contracts between CATA and the Township. The current millage was adopted in 2009 and it expires in December, 2018. The 2009 millage ballot language read:

Shall the limitation on the amount of taxes which may be assessed against all property in the Charter Township of Meridian, Ingham County, Michigan, be increased by .2 (2/10) mills (\$.20 on each \$1000 of taxable valuation) for a period of 10 years, 2009 thru 2018 inclusive to renew and restore the previously approved .2 mills for Expanded CATA Service to Increase Frequency of Current Routes and Provide Redi Ride Service for Meridian residents, which has been reduced by required millage rollbacks in recent years to .194 mills, with the estimate of revenue to be disbursed to Meridian Township, if approved and levied in the 2009 calendar year, to be approximately \$343,905?

Based upon this language and background, we address the following questions:

**1. CAN THE AUTHORIZED MILLAGE CURRENTLY IN PLACE BE RENEWED IN ADVANCE OF ITS EXPIRATION FOR 10 MORE YEARS?**

Yes. The General Property Tax Act addresses imposing new millages, increasing existing millages, or renewing existing millages. See MCL 211.24f(1). Each proposal that authorizes a millage must state whether it is a renewal or a new additional millage. MCL 211.24f(2)(e). The current millage language as written can be renewed without issue.

**2. MAY THE TOWNSHIP AMEND THE CURRENT MILLAGE REGARDING THE REFERENCE TO THE SERVICE PROVIDER?**

No. There is no statutorily prescribed means to amend existing millage language. Each proposal that authorizes a millage must state whether it is a renewal or a new additional millage. MCL 211.24f(2)(e). Once voted, the ballot language may not be changed except by a new ballot proposal. If a new ballot proposal contains language that is changed from a reference to "CATA" to a reference to a "transportation provider," the millage proposal will be seen as a new millage. This means that the current millage under which the Township is collecting funds for the Redi-Ride system cannot be amended directly without a new vote.

This raises several additional issues that we address for completeness.

**3. DOES THE CURRENT MILLAGE REQUIRE THAT TAX FUNDS COLLECTED BE USED ONLY FOR A "CATA" SERVICE, AS OPPOSED TO A "TRANSPORTATION PROVIDER"?**

State law requires that when submitting a proposal on the ballot to authorize a millage rate, the ballot must contain "[a] clear statement of the purpose for the millage." MCL 211.24f(2)(d). A municipality is required to use millage funds *for the specifically approved purpose*. *City of South Haven v Van Buren Co Bd of Comm'rs*, 478 Mich 518, 532; 734 NW2d 533 (2007). Indeed, a court may not order "funds to be used for a purpose not approved by the voters." *Id.* at 533.

Under State law, the Township must look to the stated purpose of the millage in determining how a voted millage may be used. From the ballot language, it *appears* that the stated purpose of the millage is to provide “Expanded CATA Service to Increase Frequency of Current Routes and Provide Redi Ride Service for Meridian residents.” We say *appears* because based on this millage language, there are several arguments that could be made regarding the true meaning and purpose for which the millage funds must be used.

First, one may argue that the specific inclusion of a reference to an “Expanded CATA Service” requires use of the millage funds only for a Redi-Ride service provided by CATA. Absent some “legislative” history that supports a different reference, the plain language of the ballot proposal would appear to support this conclusion. This is the more conservative interpretation to make as CATA is directly referenced in the ballot language.

Second, one may argue that the ballot language contemplated the use of the voted millage for a CATA-type service; that the intention was not to specifically obligate the Township to use the millage funds only on a service provided by CATA. This interpretation is akin to using the term “CATA” and “Redi-Ride” as generic terms, not unlike those who use “Kleenex” in common parlance. If a person requests a Kleenex tissue paper, must only that brand be provided or would a reasonable person understand the request to for a tissue regardless of its manufacturer? This interpretation would mean that there is no direct obligation to use the millage funds to pay for a service that can only be provided by CATA.

We must note several risks with this interpretation, however. The first is that we have been provided with no history, correspondence, Board minutes or other documentation that would support a conclusion that the term “CATA” was intended as a reference to a generic transportation provider, though the term “Redi-Ride” is used in common parlance by both the public and private sector transportation providers. The second is that, in the mid-Michigan area, the term CATA appears to be used only by the Capital Area Transportation Authority and is not used by other providers of any other service. Thus, a sound argument could be made that voters understood the reference to “CATA” to be that the service would be a CATA service when they voted on the ballot question. The courts have not directly addressed this issue, and thus there is no clear conclusion how a court may interpret the millage language in this circumstance.

Common parlance, the avoidance of potential litigation, and a conservative approach suggests that continuing to use the millage funds for the Redi-Ride service provided by CATA is fraught with the least peril.

**4. MAY THE TOWNSHIP REACH THE SAME RESULT BY PASSING A NEW MILLAGE WITHOUT AMENDING THE CURRENT MILLAGE?**

Yes, in part. For the sake of argument, if one assumes that the current millage must be used for a Redi-Ride service provided by CATA, the Township could put forward a *new* millage to provide

for curb-to-curb transportation services without any mention of a specific provider. The language likely could be substantially similar to that of the current millage, only replacing CATA with reference to a generic service provider. This approach would follow the standard millage adoption procedure. The Township would be able to place the new millage on the November ballot, and levy the millage, though it would also retain the right to levy the current CATA Redi-Ride millage.

If the Township adopted a new millage, those funds could be used for whatever purpose is expressed in the ballot language. It could be broadly drafted to allow for any transportation service or be tailored to any curb-to-curb transportation service.

We note, however, that *both* the current millage *and* the new millage will be authorized at the same time. The Township could publicly state that it will not collect the CATA-based millage, but this approach does not eliminate or void the current authorized millage. This may present some risk if the voters do not trust the Township to decline to collect the current millage.

Under this approach, there is also a related issue as to whether a party can *force* the Township to collect the current millage. If approved in November, the Township would have *two authorized transportation millages*. The Township's preferred route could be to only collect one of the two authorized millages. There is a possibility, however, that CATA could attempt to compel collection of the original millage. In a case decided by the Michigan Supreme Court in 1975, the Court found that a millage passed for the purpose of funding a community college must be levied and placed on the tax roll. See *Delta College v Saginaw Co Bd of Comm'rs*, 395 Mich 562; 236 NW2d 425 (1975) (holding county Board of Commissioners had no discretion to refuse to spread an authorized levy). That action was brought by the party directly benefiting from the millage. The actual statute relied on in the *Delta College* case—MCL 211.37—is not applicable to the Township, however, so there is an argument that the decision in that case can be distinguished from the Township's situation here.

Assuming that the holding in the *Delta College* case could apply, however, CATA would have to show that it is the specific transportation provider for which the current millage was adopted. It may then have standing to file a mandamus action to compel collection of the authorized levy. Further legal analysis would be required to assess the potential success of such a claim and any risk to the Township. For instance, the obligation to levy the millage does not necessarily impart an obligation on the Township to spend the millage funds on a service provided by CATA. Rather, it may be the case that the Township could hold onto the funds and at some time in the future provide a refund. Thus, an action by CATA may be of little legal effect, though it would certainly create a good deal of uncertainty.

Another related issue is whether a member of the public who supports CATA service would have standing to bring an action to compel collection of the millage funds. It is our opinion that a Township resident would not have such a right to bring an action similar to that discussed in the

*Delta College* case, but this issue would require additional legal analysis. We raise this issue at this time, however, for consideration by the Committee as a potential risk.

**5. DOES THE CURRENT MILLAGE CREATE A CONTRACT OBLIGATION TO CATA?**

No. The adoption of the millage obligation is not a contractual obligation. We understand that the Township entered into an operating agreement with CATA in February 2000 after the millage was initially approved. Thus, the specific obligations regarding the provision of transportation services was addressed outside of the millage approval. It also appears that approval of the millage and approval of the agreement were not even concurrent with each other. Finally, the millage was extended and increased in 2009, but no new agreements with CATA were reached afterward. Even assuming the ballot language creates an obligation that the Township select CATA as the service provider, the exact nature of the services and how they will be implemented and executed remains a separate issue. Those contract obligations, whatever they may be, are not imposed by the millage.

**6. WHAT ARE THE CURRENT CONTRACT OBLIGATIONS TO CATA?**

We understand that the Township had an initial agreement in 2000 with CATA to provide the Redi-Ride service. Yet, that original agreement appears to have expired with the original millage and has not been formally renewed for an additional term. Current service appears to be provided based only on concurrent actions by CATA and the Township to continue service for an indefinite term. If there has been no formal renewal or execution of a written agreement, then the Township and CATA obligations to each other can be found only in whatever verbal or written exchanges or understandings they have had over the past 6 years. We have not conducted an exhaustive review of the parties' communications, minutes or other exchanges to determine whether such may have created an expressed or implied contract between the parties. We can do so if requested, but viewed that as being outside of your request at this time.

**RECOMMENDATION AND CONCLUSION**

In summary, the current obligations of the Township are unclear. A detailed review of the millage ballot language and the understandings between the Township and CATA may be required. In answering the Committee's questions and the additional issues that arose in providing a complete response, however, it is our best opinion that:

- (1) The current millage, with the same ballot language, may be extended in 2016 to provide for an extended term.
- (2) If the Township decides to change the language of the ballot proposal from that of a simple extension, by either changing the amount of millage from that *currently* being collected or by changing the nature of the service provider, such a request would constitute a *new* millage if approved.
- (3) Adopting a new millage would not eliminate the Township's legal authority to collect the currently approved millage.

Mr. Frank Walsh  
July 14, 2016  
Page 6

(4) If the Township chose to decline to levy and collect the current millage, such a decision could be challenged, but we cannot predict the outcome of such a challenge.

We hope that this addresses the Committee's questions. If you or the Committee have additional questions or if you have additional facts of which we were not aware that might affect our conclusions, please advise and we will look at them promptly.

Very truly yours,

FAHEY SCHULTZ BURZYCH RHODES PLC

A handwritten signature in black ink, appearing to read "Stephen O. Schultz". The signature is written in a cursive, flowing style with a large initial 'S'.

Stephen O. Schultz

**REDI-RIDE SERVICE AGREEMENT**

This Agreement is made this 20 day of June, 2018, between THE CHARTER TOWNSHIP OF MERIDIAN (the "Township"), and CAPITAL AREA TRANSPORTATION AUTHORITY ("CATA").

**RECITALS:**

- A. CATA provides public transportation services within its service area of Eaton, Ingham, and Clinton Counties and has been providing redi-ride services within the Township in accordance with letter agreements between CATA and the Township dated May 19, 2000, and August 11, 2004 (the "Letter Agreements").
- B. On February 19, 2018, at the direction of the Township, CATA began providing redi-ride services between the Township and Special Destinations outside of the Township in addition to redi-ride service within the Township (altogether, the "Redi-Ride Service").
- C. The Township partially funds the Redi-Ride Service through a Township transportation millage that was approved on November 3, 2009, at the restored rate of 0.2 mills for ten (10) years, 2009 through 2019, inclusive.
- D. The Township and CATA desire to document their agreement that CATA provide Redi-Ride Service and that the Township levy the Township Millage through 2019 and pay Township Millage revenues to CATA.

NOW THEREFORE, CATA and the Township agree, as follows:

- 1. **Redi-Ride Service.** CATA will provide Redi-Ride Service through December 31, 2019, within the Township and from the Township to five (5) Special Destinations, as follows:
  - (a) **Bus Schedules.** Redi-Ride Service will be provided on the following schedule:
    - (1) Monday through Friday, two (2) buses from 9:00 a.m. to 5:00 p.m., one (1) bus from 10:00 a.m. to 5:00 p.m., and one (1) bus from 1:45 p.m. to 5:00 p.m.
    - (2) Saturday, one (1) bus from 9:00 a.m. to 5:00 p.m. and one (1) bus from 10:00 a.m. to 2:00 p.m.
  - (b) **Special Destinations.** Special Destinations service will only stop at the five (5) Special Destinations listed below and locations in the Township. There will be no pick-up or drop-off of customers outside of the Township other than at the Special Destinations, which are:
    - (1) College Fields Development at Hagadorn and Bennett Roads.

- (2) Costco Wholesale, 2540 E Saginaw Hwy, East Lansing, MI 48823.
  - (3) East Lansing Aquatic Center, 6400 Abbot Road, East Lansing, 48823, (Seasonal Only).
  - (4) MSU Clinical Center, 804 Service Road, East Lansing, 48824.
  - (5) Meijer – Bath Township, 7157 E. Saginaw Hwy., East Lansing, 48823.
- (c) Trip Scheduling. Trips shall be scheduled in accordance with procedures and requirements established by CATA for its redi-ride services.
- (d) School Transportation. The Township and the public schools have a very good school transportation system. Redi-Ride Service will not be provided to students for whom school transportation is available from the public schools or the Township.
2. Township Millage. The Township shall levy the Township Millage through 2019. The Township is responsible for collecting the Transportation Millage and paying these funds to CATA the month following receipt. The Township shall not be responsible for providing any transportation services under this Agreement.
3. Fares and Grants. CATA shall retain all fares collected in connection with Redi-Ride Service and government assistance, grants, or subsidies paid in connection with the Redi-Ride Service.
4. Review and Reports.
- (a) CATA and Meridian Township shall be available at reasonable times to meet and discuss the services provided, the budget for services, expenditures made for services, tax receipts, and other subjects of concern to the parties regarding this service.
  - (b) CATA will provide the Township and Transportation Commission written reports, at least quarterly, addressing, among other matters, ridership, feedback on the operation of the new schedule, and any recommended adjustments to the scheduled hours. The Township will provide CATA with such reasonable reports and information regarding the Services as CATA may request.
5. Termination. Should CATA determine that Transportation Millage funds received from the Township are not or will not be sufficient to maintain Redi-Ride Service, CATA and the Township will discuss service reductions and other alternatives. Should the parties fail to agree on such service reductions or alternatives, CATA may terminate Redi-Ride Service upon sixty (60) days written notice to the Township, in



To Meridian Township: Attn: Township Supervisor  
Charter Township of Meridian  
Meridian Township  
5151 Marsh Road  
Okemos, MI 48864

With copies to: Attn: Township Clerk  
and Township Manager  
Charter Township of Meridian  
Meridian Township  
5151 Marsh Road  
Okemos, MI 48864

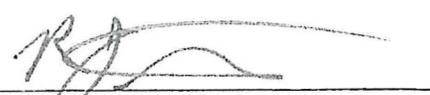
- (g) This Agreement and any documents executed pursuant to this Agreement may be executed in any number of counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. Any fax transmission of any signature shall be deemed an original and bind such party.
- (h) This Agreement constitutes the entire agreement between the parties and supersedes all negotiations, commitments, and previous agreements, including the Letter Agreements, and may be modified only by a further written agreement which is executed by a duly authorized officer of each of the parties.
- (i) This Agreement is exclusively between CATA and the Township and not for the benefit of or enforceable by any third party.
- (j) This Agreement may not be assigned by either party.

7. This Agreement is effective on the date first above written.

CAPITAL AREA TRANSPORTATION AUTHORITY

THE CHARTER TOWNSHIP OF MERIDIAN

By:   
Nathan A. Triplett, Board-Chair

By:   
Ronald J. Styka  
Township Supervisor

By:   
Bradley T. Funkhouser, AICP  
Chief Executive Officer

By:   
Frank L. Walsh  
Township Manager

MERIDIAN REDI-RIDE SERVICE  
 FY 2012 - FY 2018 Review  
 October 15, 2018

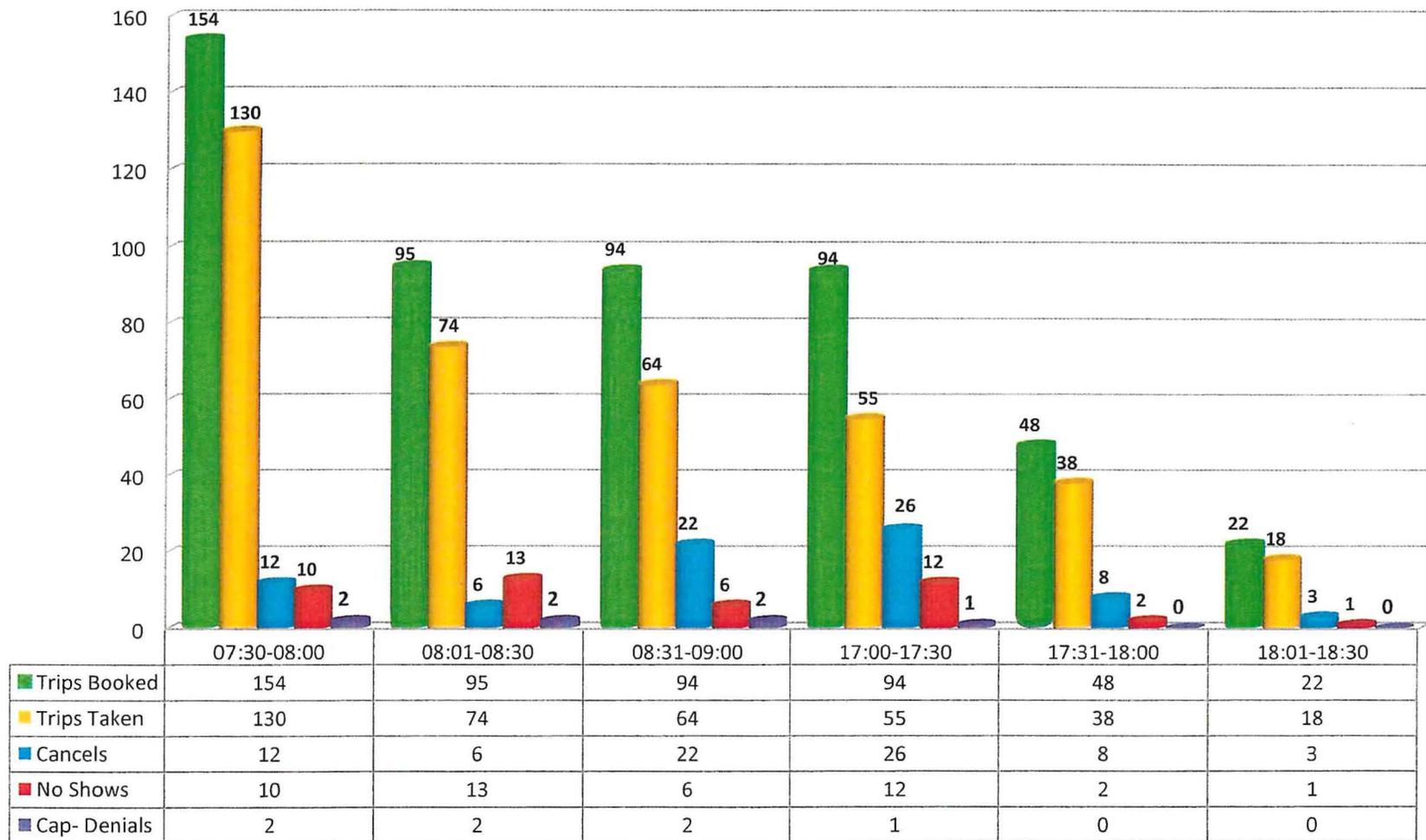
	MERIDIAN TOWNSHIP				
	<u>Vehicle Hours</u>	<u>Ridership</u>	<u>Tax Revenue Received by CATA</u>	<u>Tax Revenue (Cost) Per Hour</u>	<u>Tax Revenue (Cost) Per Passenger</u>
FY 2012	7,841	21,413	\$335,000	\$42.72	\$15.64
FY 2013	7,604	20,303	\$295,000	\$38.80	\$14.53
FY 2014	7,731	19,813	\$298,000	\$38.55	\$15.04
FY 2015	7,954	19,927	\$310,000	\$38.97	\$15.57
FY 2016	7,959	19,874	\$320,000	\$40.21	\$16.10
FY 2017	7,968	19,239	\$326,000	\$40.83	\$17.02
FY 2018	8,102*	19,852*	\$335,000	\$41.35	\$16.87

---

\* Vehicle hours and ridership for FY 2018 is through September 30, 2018

For FY 2018, CATA contributed an additional \$110,600 (approximate) in costs to supplement the Meridian Township special millage for present-day Meridian Redi-Ride service. This includes CATA providing dedicated buses and operators; all maintenance and fuel; management oversight; data collection and reports; ride requests/customer service personnel and technology.

## Meridian Redi-Ride extended hours ridership Aug. 27-Oct. 18, 2018



Meridian Redi-Ride ridership in half hour increments includes trips booked, trips taken, cancels, no-shows and capacity denials



**To:** Township Board

**From:** Mark Kieselbach, Director of Community Planning and Development

**Date:** February 28, 2019

**Re:** Transportation Commission Recommendation on Redi-Ride Millage

---

The Transportation Commission has been reviewing and discussing the Redi-Ride millage since November 2018. The original millage was approved in 1999 and was last renewed in 2009 at a funding level of .2 (2/10) mills. The millage will expire in December 2019. Township residents have continued to support a millage for the service and there continues to be a demand for the service Redi-Ride provides. Ridership has increased by 613 riders through September 2018 with a total ridership of 19,852. The increase was due in part to the expanded hours of service from 7:30 a.m. to 6:30 p.m. Monday through Friday and enlarging the service area to include five new locations: Costco, Bath Meijer, MSU Clinical Center, East Lansing Aquatic Center and College Fields. The largest percentage of Redi-Ride users, approximately 50 percent, are persons with disabilities. Meridian Township in 2018 also negotiated a new Redi-Ride Service Agreement to replace the Service Agreement that had not been updated since 2004.

The Transportation Commission at its meeting on February 21, 2019 recommended the Township Board renew and restore the previously authorized .2 mills to maintain the Redi-Ride service. The recommendation also included:

- Evaluate any potential need for a millage rate above the current .2 (2/10) mill that may be needed to ensure the necessary funding to maintain the service expansions currently funded through grants which will expire in 2022 and add capacity during peak demand times.
- Consider a shorter length of time for the millage, possibly five (5) years instead of the current ten (10) years to allow for changing transit options, services, and technological innovations.
- Review relevance of ballot language that references support for fixed route service.

Included in the resolution is a recommendation for a new Service Agreement to be negotiated if the millage is successful. The intent of a new Service Agreement is to ensure accountability and reflect changing service needs.

Provisions within the Service Agreement should address enhanced communication between the provider and the Township, oversight by the Township of specific compliance metrics of service provided and accountability in reporting disposition of requests or complaints of riders. A requirement for new technology such as online and mobile access for scheduling and tracking rides should also be included in the Service Agreement.

#### **Attachment**

1. Transportation Commission Resolution
2. 2009 Millage Ballot Language
3. Legal Opinion July 13, 2016

**Transportation Commission Recommendation on Redi-Ride Millage  
Township Board ( 2/ 28/ 2019)  
Page 2**

4. 2018 Service Agreement
5. FY 2018 Redi-Ride Ridership
6. Extended hours Ridership

G:\Community Planning & Development\Planning\TransportationCommission\RecommendationonRedi-RideMillage\2.2019.tb1.doc



A PRIME COMMUNITY  
meridian.mi.us

**RESOLUTION**

At a regular meeting of the Meridian Transportation Commission of the Charter Township of Meridian, Ingham County, Michigan, held at the Central Fire Station, in said Township on the 21st day of February, 2019 at 6:00pm., Local Time.

PRESENT: Commissioners Hackbarth, Vagnozzi, Potter, Hudson, Deschaine, Kolbasa and Lovell

ABSENT: None

The following resolution was offered by Commissioner Vagnozzi and supported by Commissioner Lovell.

WHEREAS, Township residents have supported the Redi-Ride Millage since its initial approval in 1999; and

WHEREAS, The Redi-Ride Millage was last renewed in 2009 and the funding .2 (2/10) mills will expire December 31, 2019; and

WHEREAS, Residents have continued to support a millage for this type service and there is a continuing need for the service Redi-Ride provides; and

WHEREAS, In 2018 the Township negotiated a new Redi-Ride Service Agreement with CATA, received grants to expand the hours of service from 7:30am to 6:30pm Monday through Friday and enlarged the service boundary to include five (5) new locations with no additional cost to the Township; and

WHEREAS, The current Redi-Ride service provided by CATA uses ADA and FTA compliant vehicles able to serve all Meridian residents.

NOW, THEREFORE, BE IT RESOLVED THE MERIDIAN TOWNSHIP TRANSPORTATION COMMISSION HEREBY RECOMMENDS THE TOWNSHIP BOARD:

1. Renew and restore the previously authorized .2 mills to maintain Redi-Ride service.
2. Evaluate any potential need for a millage rate above the current .2 (2/10) mill that may be needed to ensure the necessary funding to maintain the service expansions currently funded through grants which will expire in 2022 and add capacity during peak demand times.
3. Consider a shorter length of time for the millage, possibly five (5) years instead of the current ten (10) years to allow for changing transit options, services, and technological innovations.
4. Review relevance of ballot language that references support for fixed route service.

BE IT FURTHER RESOLVED THE MERIDIAN TOWNSHIP TRANSPORTATION COMMISSION HEREBY RECOMMENDS THE TOWNSHIP BOARD:

1. Negotiate a new Service Agreement if the millage renewal is successful.



## Mark Kieselbach

---

**From:** Stephen Schultz <sschultz@fsbrlaw.com>  
**Sent:** Monday, July 24, 2017 5:53 PM  
**To:** Frank Walsh  
**Cc:** William Fahey; Christopher Patterson  
**Subject:** RE: Strongly Object to CATA Being Named as the Sole Redi Ride Transportation Provider

Dear Frank,

Chris Hackbarth's question does not have a definitive answer, though, the statutory language related to millage proposals, including renewal questions, provides guidance. Essentially, Chris asks if the language of a ballot question to extend the millage for transportation services does not list CATA as the provider, does that change the question from one of a millage "renewal" to one of a "new" millage?

MCL 211.203 (3), which is part of the General Property Tax Act, sets forth the requirements for millage ballot questions. It says in Part:

*The ballots shall state the amount in dollars per thousand dollars of taxable value by which it is proposed that the total tax rate limitation on property in the local unit be increased and the number of years for which it is proposed that the increase shall be effective. If a previous increase in the total tax limitation on property is about to expire and a new increase for the identical amount levied in the immediately preceding year or a lesser amount is proposed, the ballot proposal may be presented as a renewal or continuation of the previous increase for a specified number of years. The ballot shall specify the intended purpose of the renewed or new funds. The ballot may also state the purpose for which the funds derived from the voted increase over the constitutional tax rate limitation may be used, ....*

Interestingly, the statutory language, while calling it a "new increase" recognizes that a ballot question to continue an existing millage that is about to expire may be treated as a renewal, with the only other language requirement being a statement of the purpose of the new/renewal millage. What that statement of purpose must include, and whether it must be the same statement of purpose as in the original ballot language is not defined in the statutory language, however.

Further, MCL 211.24f, which also addresses the required information in a ballot proposal to collect a "new millage," only states that the ballot question must set forth "A clear statement of the purpose of the millage."

Thus, we think that if the Legislature wanted to require that the ballot language for a renewal of a previously voted millage contain the same stated purpose as the original ballot question, the Legislature could have so required. Having only required that the ballot question for a renewal of a previously voted millage "specify the intended purpose of the renewed funds," we think that the renewal ballot question may include a "clear statement of purpose" that varies from the original question. It is up to the Board to decide what statement of purpose it wishes to include in the ballot proposal.

As always, if this reply to your question provokes a follow-up question or if I have misunderstood what you have asked here, please don't hesitate to call.

Steve

Stephen O. Schultz

FAHEY SCHULTZ BURZYCH RHODES PLC  
(517) 381-3151

**From:** Frank Walsh [mailto:walsh@meridian.mi.us]  
**Sent:** Thursday, July 20, 2017 9:58 AM  
**To:** Chris Hackbarth <chackbarth@mml.org>  
**Cc:** ronstyka@gmail.com; Stephen Schultz <sschultz@fsbrlaw.com>; Mark Kieselbach <Kieselbach@meridian.mi.us>; Derek Perry <perry@meridian.mi.us>  
**Subject:** RE: Strongly Object to CATA Being Named as the Sole Redi Ride Transportation Provider

Sure.....let me find out. I'm not sure that if we ask for the same millage that it isn't a renewal. Good Q for our counsel.

**Steve, can you interject**.....if we don't name CATA in the renewal of Redi-Ride does that change the definition of a renewal?

Frank



A Prime Community

**Frank L. Walsh**  
Township Manager  
walsh@meridian.mi.us  
W 517.853.4258 | F 517.853.4251  
5151 Marsh Road | Okemos, MI 48864  
[meridian.mi.us](http://meridian.mi.us)

---

**From:** Chris Hackbarth [mailto:chackbarth@mml.org]  
**Sent:** Thursday, July 20, 2017 9:53 AM  
**To:** Frank Walsh  
**Subject:** RE: Strongly Object to CATA Being Named as the Sole Redi Ride Transportation Provider

Thanks Frank...can you or someone on staff verify for me/the commission the status of the existing millage language? I am operating with the understanding that the current millage specifically named CATA in the ballot question, so to remove their name upon millage expiration next year would make continuation of redi-ride funding a new ballot question/new millage request as opposed to a renewal of the existing millage. I am correct in that understanding? Just want to make sure the commission operates with the appropriate information as we consider the issues being raised and how different approaches will impact an election in 2018. Thanks!

Chris

**Chris Hackbarth**  
Director, State Affairs  
Ph: 517-908-0304 | Fax: 517-372-7476  
208 N. Capitol Ave, Lansing MI 48933  
[www.mml.org](http://www.mml.org)



**From:** Frank Walsh [mailto:walsh@meridian.mi.us]  
**Sent:** Thursday, July 20, 2017 9:48 AM

**To:** Chris Collette <collettec1@gmail.com>; Ron Styka <ronstyka@gmail.com>  
**Cc:** Bill Collette <colletteb1@gmail.com>  
**Subject:** RE: Strongly Object to CATA Being Named as the Sole Redi Ride Transportation Provider

Bill and Chris,

Thanks for the note. Your comments will be passed on to the committee and beyond. I think we are miles away from any decision regarding the Redi-Ride millage renewal.

Hope you enjoy the rest of your summer.

Frank



A Prime Community

**Frank L. Walsh**  
Township Manager  
[walsh@meridian.mi.us](mailto:walsh@meridian.mi.us)  
W 517.853.4258 | F 517.853.4251  
5151 Marsh Road | Okemos, MI 48864  
[meridian.mi.us](http://meridian.mi.us)

**From:** Chris Collette [<mailto:collettec1@gmail.com>]  
**Sent:** Thursday, July 20, 2017 7:52 AM  
**To:** Frank Walsh; Ron Styka  
**Cc:** Bill Collette  
**Subject:** Strongly Object to CATA Being Named as the Sole Redi Ride Transportation Provider

2373 Barnsbury Road

East Lansing, MI 48823

July 19, 2017

Charter Township of Meridian

[walsh@meridian.mi.us](mailto:walsh@meridian.mi.us)

[ronstyka@gmail.com](mailto:ronstyka@gmail.com)

Dear Mr. Walsh and Mr. Styka:

We see that Meridian Redi Ride is on the agenda for discussion at the Thursday, July 20, 2017 Meridian Transportation Commission Meeting. Unfortunately, due to other commitments we are not able to attend this important meeting. Please note that we strongly object to CATA being named once again as the sole transportation provider for the next 3-5 years for Redi Ride for the following reasons:

- Meridian Township taxpayers are paying over \$300,000/year to subsidize Redi Ride and are being gouged by paying an exorbitant rate of \$23 for a 3-5 mile shared ride. This is double or triple the open market rate for a direct private ride offered by taxi services, Green Cab, LYFT or UBER.
- With Chris working at the Michigan Athletic Club she sees first hand how CATA customers using Redi Ride consistently wait 1-2 hours for their ride. This is not acceptable customer service and poor use of resident tax dollars when UBER, etc. arrives within minutes of a call and would be at a much lower cost. This cost savings would allow more residents in need to use this valuable service.
- Meridian Township purchasing rules call for competitive bidding for acquisition of goods and services exceeding \$5,000. By listing CATA specifically in this millage the commission is ignoring Township purchasing rules. Ingham County has taken the step to swapping the term "CATA" with the term "transportation provider" in all ballot measures. This gives Ingham County options to select the best provider to serve seniors and disabled residents at the best price.

Since March of 2016 Meridian Township residents have spoken loudly and in large numbers (at meetings and in written communications to Meridian Township) about their numerous concerns with CATA. Please share this communication with the Meridian Township Board and the Transportation Commission in the hopes they will take this information into account and make good fiscal decisions on behalf of Meridian Township tax paying residents. Thank you for your attention.

Sincerely,

Bill and Chris Collette

SECOND MILLAGE BALLOT LANGUAGE

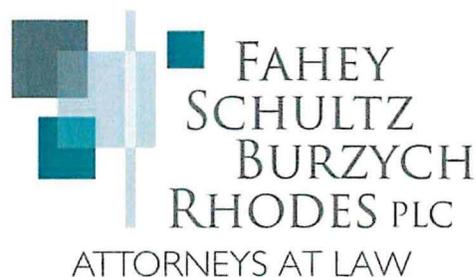
Meridian Township Ballot Proposal  
November 3, 2009

Proposal to Renew and Restore Expanded CATA Service to Increase Frequency of Current Routes and Provide Redi Ride Service.

Shall the limitation on the amount of taxes which may be assessed against all property in the Charter Township of Meridian, Ingham County, Michigan be increased by .2 (2/10) mills (\$0.20 on each \$1,000 of taxable valuation) for a period of 10 years, 2009 to 2018 inclusive to renew and restore the previously approved .2 mills for *Expanded CATA Service to Increase Frequency of Current Routes and Provide Redi Ride Service* for Meridian residents, which has been reduced by required millage rollbacks in recent years to .194 mills, with the estimate of revenue to be disbursed to Meridian Township, if approved and levied in the 2009 calendar year, to be approximately \$343,905?

STEPHEN O. SCHULTZ

[sschultz@fsbriaw.com](mailto:sschultz@fsbriaw.com)  
517.381.3151 direct  
517.381.3171 fax  
517.974.2251 cell



July 13, 2016

*Via Email and Hand Delivery*

Frank Walsh, Township Manager  
Charter Township of Meridian  
5151 Marsh Road  
Okemos MI, 48864

Dear Manager Walsh:

***Re: Redi-Ride Millage Renewal***

The Township's *ad hoc* Redi-Ride Committee has asked for our opinion regarding several questions about the Redi-Ride service currently provided by the Capital Area Transportation Authority (CATA) based on authorized millage language. Additional correspondence we received from the Township after receiving the initial request indicates that the two questions raised by the Committee are: (1) Can the authorized millage currently in place be renewed for 10 more years?; and (2) Can the authorized millage language be revised, replaced or amended to use the phrase "transportation provided," as opposed to the current reference to CATA?

In answering the questions raised by the Committee, we note there are two separate and distinct obligations to discuss. The obligations that arise under adoption of the current millage, and the second related question of the Township's contractual obligation to CATA. Based on the answer to these questions, several additional questions arise, which we briefly explore below for completeness.

It is our opinion that several options are available to the Committee, but further research would be required after the Committee determines a proposed direction to discern all of the risk associated with some of the options. In preparation of this opinion, a search of Township records and a request for records from CATA did not reveal any contracts between CATA and the Township nor any other records regarding the origin or development of the millage language that was adopted in the Township. Even so, we are able to answer the Committee's questions generally, and can provide any subsequent opinion based on any direction from the Committee.

The ballot language at issue was first adopted in 2000 and the first agreement with CATA for the Redi-Ride service is dated February 21, 2000. There have been no subsequent agreements or contracts between CATA and the Township. The current millage was adopted in 2009 and it expires in December, 2018. The 2009 millage ballot language read:

Shall the limitation on the amount of taxes which may be assessed against all property in the Charter Township of Meridian, Ingham County, Michigan, be increased by .2 (2/10) mills (\$.20 on each \$1000 of taxable valuation) for a period of 10 years, 2009 thru 2018 inclusive to renew and restore the previously approved .2 mills for Expanded CATA Service to Increase Frequency of Current Routes and Provide Redi Ride Service for Meridian residents, which has been reduced by required millage rollbacks in recent years to .194 mills, with the estimate of revenue to be disbursed to Meridian Township, if approved and levied in the 2009 calendar year, to be approximately \$343,905?

Based upon this language and background, we address the following questions:

**1. CAN THE AUTHORIZED MILLAGE CURRENTLY IN PLACE BE RENEWED IN ADVANCE OF ITS EXPIRATION FOR 10 MORE YEARS?**

Yes. The General Property Tax Act addresses imposing new millages, increasing existing millages, or renewing existing millages. See MCL 211.24f(1). Each proposal that authorizes a millage must state whether it is a renewal or a new additional millage. MCL 211.24f(2)(e). The current millage language as written can be renewed without issue.

**2. MAY THE TOWNSHIP AMEND THE CURRENT MILLAGE REGARDING THE REFERENCE TO THE SERVICE PROVIDER?**

No. There is no statutorily prescribed means to amend existing millage language. Each proposal that authorizes a millage must state whether it is a renewal or a new additional millage. MCL 211.24f(2)(e). Once voted, the ballot language may not be changed except by a new ballot proposal. If a new ballot proposal contains language that is changed from a reference to "CATA" to a reference to a "transportation provider," the millage proposal will be seen as a new millage. This means that the current millage under which the Township is collecting funds for the Redi-Ride system cannot be amended directly without a new vote.

This raises several additional issues that we address for completeness.

**3. DOES THE CURRENT MILLAGE REQUIRE THAT TAX FUNDS COLLECTED BE USED ONLY FOR A "CATA" SERVICE, AS OPPOSED TO A "TRANSPORTATION PROVIDER"?**

State law requires that when submitting a proposal on the ballot to authorize a millage rate, the ballot must contain "[a] clear statement of the purpose for the millage." MCL 211.24f(2)(d). A municipality is required to use millage funds *for the specifically approved purpose*. *City of South Haven v Van Buren Co Bd of Comm'rs*, 478 Mich 518, 532; 734 NW2d 533 (2007). Indeed, a court may not order "funds to be used for a purpose not approved by the voters." *Id.* at 533.

Under State law, the Township must look to the stated purpose of the millage in determining how a voted millage may be used. From the ballot language, it *appears* that the stated purpose of the millage is to provide “Expanded CATA Service to Increase Frequency of Current Routes and Provide Redi Ride Service for Meridian residents.” We say *appears* because based on this millage language, there are several arguments that could be made regarding the true meaning and purpose for which the millage funds must be used.

First, one may argue that the specific inclusion of a reference to an “Expanded CATA Service” requires use of the millage funds only for a Redi-Ride service provided by CATA. Absent some “legislative” history that supports a different reference, the plain language of the ballot proposal would appear to support this conclusion. This is the more conservative interpretation to make as CATA is directly referenced in the ballot language.

Second, one may argue that the ballot language contemplated the use of the voted millage for a CATA-type service; that the intention was not to specifically obligate the Township to use the millage funds only on a service provided by CATA. This interpretation is akin to using the term “CATA” and “Redi-Ride” as generic terms, not unlike those who use “Kleenex” in common parlance. If a person requests a Kleenex tissue paper, must only that brand be provided or would a reasonable person understand the request to for a tissue regardless of its manufacturer? This interpretation would mean that there is no direct obligation to use the millage funds to pay for a service that can only be provided by CATA.

We must note several risks with this interpretation, however. The first is that we have been provided with no history, correspondence, Board minutes or other documentation that would support a conclusion that the term “CATA” was intended as a reference to a generic transportation provider, though the term “Redi-Ride” is used in common parlance by both the public and private sector transportation providers. The second is that, in the mid-Michigan area, the term CATA appears to be used only by the Capital Area Transportation Authority and is not used by other providers of any other service. Thus, a sound argument could be made that voters understood the reference to “CATA” to be that the service would be a CATA service when they voted on the ballot question. The courts have not directly addressed this issue, and thus there is no clear conclusion how a court may interpret the millage language in this circumstance.

Common parlance, the avoidance of potential litigation, and a conservative approach suggests that continuing to use the millage funds for the Redi-Ride service provided by CATA is fraught with the least peril.

**4. MAY THE TOWNSHIP REACH THE SAME RESULT BY PASSING A NEW MILLAGE WITHOUT AMENDING THE CURRENT MILLAGE?**

Yes, in part. For the sake of argument, if one assumes that the current millage must be used for a Redi-Ride service provided by CATA, the Township could put forward a *new* millage to provide

for curb-to-curb transportation services without any mention of a specific provider. The language likely could be substantially similar to that of the current millage, only replacing CATA with reference to a generic service provider. This approach would follow the standard millage adoption procedure. The Township would be able to place the new millage on the November ballot, and levy the millage, though it would also retain the right to levy the current CATA Redi-Ride millage.

If the Township adopted a new millage, those funds could be used for whatever purpose is expressed in the ballot language. It could be broadly drafted to allow for any transportation service or be tailored to any curb-to-curb transportation service.

We note, however, that *both* the current millage *and* the new millage will be authorized at the same time. The Township could publicly state that it will not collect the CATA-based millage, but this approach does not eliminate or void the current authorized millage. This may present some risk if the voters do not trust the Township to decline to collect the current millage.

Under this approach, there is also a related issue as to whether a party can *force* the Township to collect the current millage. If approved in November, the Township would have *two authorized transportation millages*. The Township's preferred route could be to only collect one of the two authorized millages. There is a possibility, however, that CATA could attempt to compel collection of the original millage. In a case decided by the Michigan Supreme Court in 1975, the Court found that a millage passed for the purpose of funding a community college must be levied and placed on the tax roll. See *Delta College v Saginaw Co Bd of Comm'rs*, 395 Mich 562; 236 NW2d 425 (1975) (holding county Board of Commissioners had no discretion to refuse to spread an authorized levy). That action was brought by the party directly benefiting from the millage. The actual statute relied on in the *Delta College* case—MCL 211.37—is not applicable to the Township, however, so there is an argument that the decision in that case can be distinguished from the Township's situation here.

Assuming that the holding in the *Delta College* case could apply, however, CATA would have to show that it is the specific transportation provider for which the current millage was adopted. It may then have standing to file a mandamus action to compel collection of the authorized levy. Further legal analysis would be required to assess the potential success of such a claim and any risk to the Township. For instance, the obligation to levy the millage does not necessarily impart an obligation on the Township to spend the millage funds on a service provided by CATA. Rather, it may be the case that the Township could hold onto the funds and at some time in the future provide a refund. Thus, an action by CATA may be of little legal effect, though it would certainly create a good deal of uncertainty.

Another related issue is whether a member of the public who supports CATA service would have standing to bring an action to compel collection of the millage funds. It is our opinion that a Township resident would not have such a right to bring an action similar to that discussed in the

*Delta College* case, but this issue would require additional legal analysis. We raise this issue at this time, however, for consideration by the Committee as a potential risk.

**5. DOES THE CURRENT MILLAGE CREATE A CONTRACT OBLIGATION TO CATA?**

No. The adoption of the millage obligation is not a contractual obligation. We understand that the Township entered into an operating agreement with CATA in February 2000 after the millage was initially approved. Thus, the specific obligations regarding the provision of transportation services was addressed outside of the millage approval. It also appears that approval of the millage and approval of the agreement were not even concurrent with each other. Finally, the millage was extended and increased in 2009, but no new agreements with CATA were reached afterward. Even assuming the ballot language creates an obligation that the Township select CATA as the service provider, the exact nature of the services and how they will be implemented and executed remains a separate issue. Those contract obligations, whatever they may be, are not imposed by the millage.

**6. WHAT ARE THE CURRENT CONTRACT OBLIGATIONS TO CATA?**

We understand that the Township had an initial agreement in 2000 with CATA to provide the Redi-Ride service. Yet, that original agreement appears to have expired with the original millage and has not been formally renewed for an additional term. Current service appears to be provided based only on concurrent actions by CATA and the Township to continue service for an indefinite term. If there has been no formal renewal or execution of a written agreement, then the Township and CATA obligations to each other can be found only in whatever verbal or written exchanges or understandings they have had over the past 6 years. We have not conducted an exhaustive review of the parties' communications, minutes or other exchanges to determine whether such may have created an expressed or implied contract between the parties. We can do so if requested, but viewed that as being outside of your request at this time.

**RECOMMENDATION AND CONCLUSION**

In summary, the current obligations of the Township are unclear. A detailed review of the millage ballot language and the understandings between the Township and CATA may be required. In answering the Committee's questions and the additional issues that arose in providing a complete response, however, it is our best opinion that:

- (1) The current millage, with the same ballot language, may be extended in 2016 to provide for an extended term.
- (2) If the Township decides to change the language of the ballot proposal from that of a simple extension, by either changing the amount of millage from that *currently* being collected or by changing the nature of the service provider, such a request would constitute a *new* millage if approved.
- (3) Adopting a new millage would not eliminate the Township's legal authority to collect the currently approved millage.

Mr. Frank Walsh  
July 14, 2016  
Page 6

(4) If the Township chose to decline to levy and collect the current millage, such a decision could be challenged, but we cannot predict the outcome of such a challenge.

We hope that this addresses the Committee's questions. If you or the Committee have additional questions or if you have additional facts of which we were not aware that might affect our conclusions, please advise and we will look at them promptly.

Very truly yours,

FAHEY SCHULTZ BURZYCH RHODES PLC

A handwritten signature in black ink, reading "Stephen O. Schultz". The signature is written in a cursive style with a large, prominent "S" at the beginning.

Stephen O. Schultz

**REDI-RIDE SERVICE AGREEMENT**

This Agreement is made this 20 day of June, 2018, between THE CHARTER TOWNSHIP OF MERIDIAN (the "Township"), and CAPITAL AREA TRANSPORTATION AUTHORITY ("CATA").

**RECITALS:**

- A. CATA provides public transportation services within its service area of Eaton, Ingham, and Clinton Counties and has been providing redi-ride services within the Township in accordance with letter agreements between CATA and the Township dated May 19, 2000, and August 11, 2004 (the "Letter Agreements").
- B. On February 19, 2018, at the direction of the Township, CATA began providing redi-ride services between the Township and Special Destinations outside of the Township in addition to redi-ride service within the Township (altogether, the "Redi-Ride Service").
- C. The Township partially funds the Redi-Ride Service through a Township transportation millage that was approved on November 3, 2009, at the restored rate of 0.2 mills for ten (10) years, 2009 through 2019, inclusive.
- D. The Township and CATA desire to document their agreement that CATA provide Redi-Ride Service and that the Township levy the Township Millage through 2019 and pay Township Millage revenues to CATA.

NOW THEREFORE, CATA and the Township agree, as follows:

- 1. **Redi-Ride Service.** CATA will provide Redi-Ride Service through December 31, 2019, within the Township and from the Township to five (5) Special Destinations, as follows:
  - (a) **Bus Schedules.** Redi-Ride Service will be provided on the following schedule:
    - (1) Monday through Friday, two (2) buses from 9:00 a.m. to 5:00 p.m., one (1) bus from 10:00 a.m. to 5:00 p.m., and one (1) bus from 1:45 p.m. to 5:00 p.m.
    - (2) Saturday, one (1) bus from 9:00 a.m. to 5:00 p.m. and one (1) bus from 10:00 a.m. to 2:00 p.m.
  - (b) **Special Destinations.** Special Destinations service will only stop at the five (5) Special Destinations listed below and locations in the Township. There will be no pick-up or drop-off of customers outside of the Township other than at the Special Destinations, which are:
    - (1) College Fields Development at Hagadorn and Bennett Roads.

- (2) Costco Wholesale, 2540 E Saginaw Hwy, East Lansing, MI 48823.
  - (3) East Lansing Aquatic Center, 6400 Abbot Road, East Lansing, 48823, (Seasonal Only).
  - (4) MSU Clinical Center, 804 Service Road, East Lansing, 48824.
  - (5) Meijer – Bath Township, 7157 E. Saginaw Hwy., East Lansing, 48823.
- (c) Trip Scheduling. Trips shall be scheduled in accordance with procedures and requirements established by CATA for its redi-ride services.
- (d) School Transportation. The Township and the public schools have a very good school transportation system. Redi-Ride Service will not be provided to students for whom school transportation is available from the public schools or the Township.
2. Township Millage. The Township shall levy the Township Millage through 2019. The Township is responsible for collecting the Transportation Millage and paying these funds to CATA the month following receipt. The Township shall not be responsible for providing any transportation services under this Agreement.
3. Fares and Grants. CATA shall retain all fares collected in connection with Redi-Ride Service and government assistance, grants, or subsidies paid in connection with the Redi-Ride Service.
4. Review and Reports.
- (a) CATA and Meridian Township shall be available at reasonable times to meet and discuss the services provided, the budget for services, expenditures made for services, tax receipts, and other subjects of concern to the parties regarding this service.
  - (b) CATA will provide the Township and Transportation Commission written reports, at least quarterly, addressing, among other matters, ridership, feedback on the operation of the new schedule, and any recommended adjustments to the scheduled hours. The Township will provide CATA with such reasonable reports and information regarding the Services as CATA may request.
5. Termination. Should CATA determine that Transportation Millage funds received from the Township are not or will not be sufficient to maintain Redi-Ride Service, CATA and the Township will discuss service reductions and other alternatives. Should the parties fail to agree on such service reductions or alternatives, CATA may terminate Redi-Ride Service upon sixty (60) days written notice to the Township, in



To Meridian Township: Attn: Township Supervisor  
Charter Township of Meridian  
Meridian Township  
5151 Marsh Road  
Okemos, MI 48864

With copies to: Attn: Township Clerk  
and Township Manager  
Charter Township of Meridian  
Meridian Township  
5151 Marsh Road  
Okemos, MI 48864

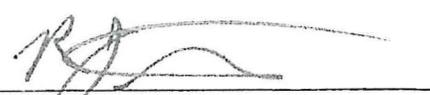
- (g) This Agreement and any documents executed pursuant to this Agreement may be executed in any number of counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. Any fax transmission of any signature shall be deemed an original and bind such party.
- (h) This Agreement constitutes the entire agreement between the parties and supersedes all negotiations, commitments, and previous agreements, including the Letter Agreements, and may be modified only by a further written agreement which is executed by a duly authorized officer of each of the parties.
- (i) This Agreement is exclusively between CATA and the Township and not for the benefit of or enforceable by any third party.
- (j) This Agreement may not be assigned by either party.

7. This Agreement is effective on the date first above written.

CAPITAL AREA TRANSPORTATION AUTHORITY

THE CHARTER TOWNSHIP OF MERIDIAN

By:   
Nathan A. Triplett, Board-Chair

By:   
Ronald J. Styka  
Township Supervisor

By:   
Bradley T. Funkhouser, AICP  
Chief Executive Officer

By:   
Frank L. Walsh  
Township Manager

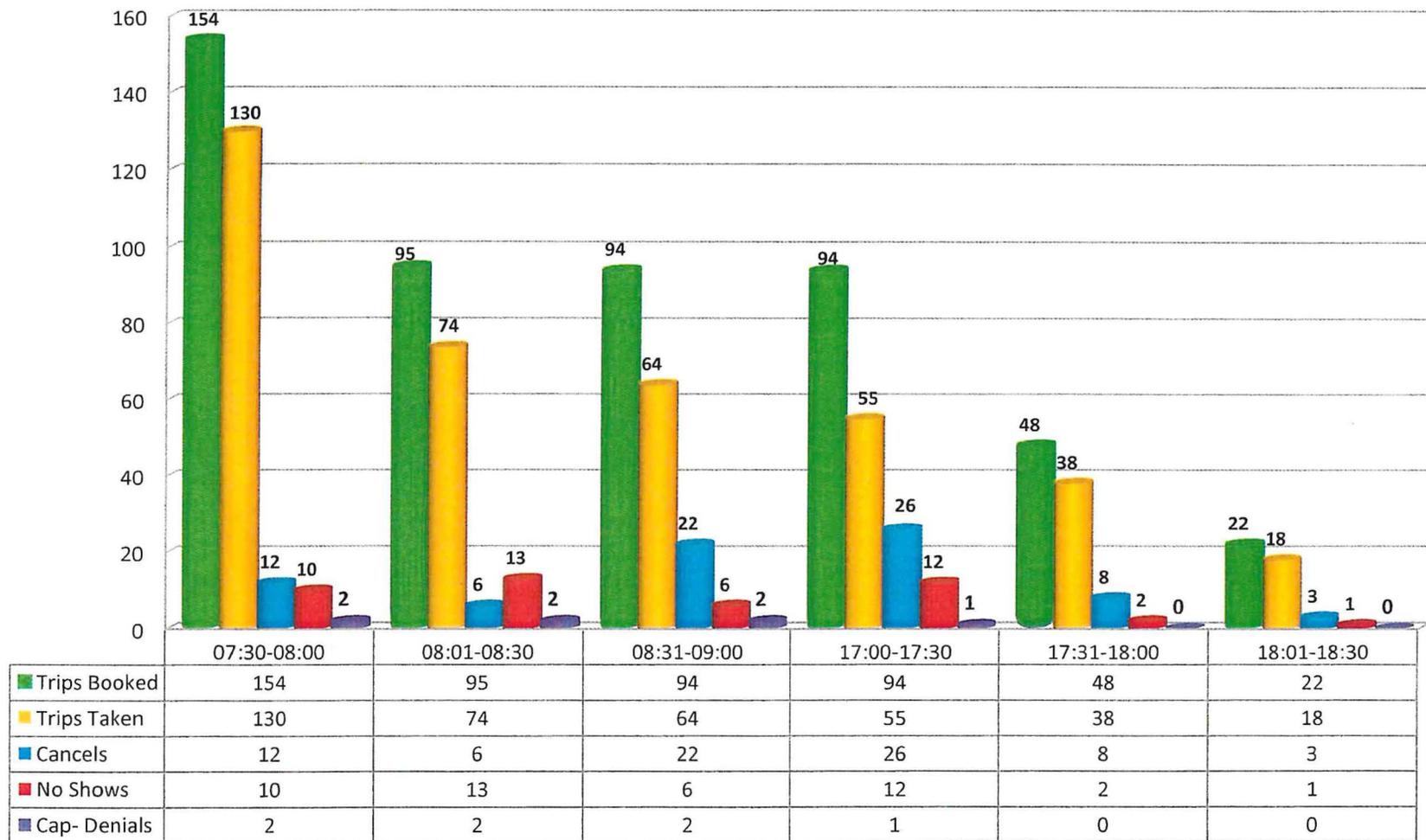
MERIDIAN REDI-RIDE SERVICE  
 FY 2012 - FY 2018 Review  
 October 15, 2018

	MERIDIAN TOWNSHIP				
	<u>Vehicle Hours</u>	<u>Ridership</u>	<u>Tax Revenue Received by CATA</u>	<u>Tax Revenue (Cost) Per Hour</u>	<u>Tax Revenue (Cost) Per Passenger</u>
FY 2012	7,841	21,413	\$335,000	\$42.72	\$15.64
FY 2013	7,604	20,303	\$295,000	\$38.80	\$14.53
FY 2014	7,731	19,813	\$298,000	\$38.55	\$15.04
FY 2015	7,954	19,927	\$310,000	\$38.97	\$15.57
FY 2016	7,959	19,874	\$320,000	\$40.21	\$16.10
FY 2017	7,968	19,239	\$326,000	\$40.83	\$17.02
FY 2018	8,102*	19,852*	\$335,000	\$41.35	\$16.87

\* Vehicle hours and ridership for FY 2018 is through September 30, 2018

For FY 2018, CATA contributed an additional \$110,600 (approximate) in costs to supplement the Meridian Township special millage for present-day Meridian Redi-Ride service. This includes CATA providing dedicated buses and operators; all maintenance and fuel; management oversight; data collection and reports; ride requests/customer service personnel and technology.

## Meridian Redi-Ride extended hours ridership Aug. 27-Oct. 18, 2018



Meridian Redi-Ride ridership in half hour increments includes trips booked, trips taken, cancels, no-shows and capacity denials



13.D

**To: Township Board**

**From: Mark Kieselbach, Director of Community Planning and Development**

**Date: February 28, 2019**

**Re: Time Limitations for Vending**

---

Prior to 2015 the Vendors Ordinance did not restrict the hours vending could occur during the period of a valid license. In June 2015 the Township Board amended the ordinance to include the following time limitations:

“Except in a Commercial District, vending may only occur between 9:00 a.m. to 8:00 p.m., from April 1 to October 31 and 9:00 a.m. to 6:00 p.m., November 1 to March 31.”

There have been some concerns raised that the allowed hours at night should be reduced for residential areas where vending is typically door to door. The Board could consider reducing the 8:00 p.m. to 7 or 6 p.m., from April 1 to October 31 and reducing the 6:00 p.m. to 4 or 5 p.m., from November 1 to March 31. A vending license is issued by the Police Department and is valid for a period of 120 days from the date the license is issued.

G:\Community Planning & Development\Planning\TimeLimitationsforVending\ORDINANCES\Vending.tb1.doc