

CHARTER TOWNSHIP OF MERIDIAN
TOWNSHIP BOARD WORK SESSION MINUTES - **APPROVED** -
5151 Marsh Road, Okemos, MI 48864-1198
349-1200, Town Hall Room
TUESDAY, JUNE 15, 1999, **6:00 P.M. — 7:00 P.M.**

PRESENT: Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger, Trustees McCullough, McGillicuddy, Such

ABSENT: Trustee Squiers

STAFF: Township Manager Gerald Richards, Director of Community Planning & Development Mark Kieselbach, Director of Engineering & Public Works Roger Buell, Computer Specialist Steve Gebes, Attorney Brian Goodenough, Attorney Bill Fahey

1. CALL WORK SESSION TO ORDER

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

2. QUESTIONS FOR ATTORNEY

Lake Lansing Watershed Assessment District v City of Lansing Rain Fee:

Treasurer Klunzinger stated a resident has questioned the legality of the Lake Lansing Watershed Assessment District as being comparable to the City of Lansing's Rain Fee. Treasurer Klunzinger asked if this is a legal tax. Attorney Goodenough said yes. (Further explanation follows below)

Payment Plan for Tax Payer:

Treasurer Klunzinger explained the details of a clerical error resulting in the underpayment of property taxes over the past three (3) years totaling approximately \$30,000. Trustee Such asked if there is some way to extend a payment plan to the individual. Attorney Goodenough stated he would have to look into the matter, but suspects the Township could arrange something other than requiring full payment immediately.

Lake Lansing Watershed Assessment District v City of Lansing Rain Fee:

Attorney Goodenough stated the Lake Lansing Watershed Assessment District is different from the Rain Fee in that Act 288 specifically allows the Township to establish this type of special assessment district. Attorney Goodenough stated if the property owner was unhappy with this district, the time to challenge it was at the time the special assessment was created and he had opportunities to make such a challenge.

Act 425 Agreement as a Ballot Proposal:

Trustee McGillicuddy asked if the Act 425 Agreement could be put on a ballot for a vote. Attorney Fahey stated it could be put to a referendum at the request of the Township Board, the Lansing City Council, twenty percent (20%) of the registered electors in the area proposed for transfer, or the owner(s) of fifty percent (50%) of the property in the area proposed for transfer. Trustee McGillicuddy asked if an Act 425 Agreement is subject to a petition drive after entered into. Attorney Fahey stated it is not subject to a referendum petition other than by the means stated previously. Attorney Fahey stated the deadline for such a petition would be thirty (30) days from tonight.

"Spirit" of PA 425:

Trustee McGillicuddy asked if the "spirit" of PA 425 is being met, as she does not believe this agreement meets the criteria of the act. Attorney Fahey stated there is nothing in Act 425 requiring that the transferring municipality have no sewer, water, or other such service. Attorney Fahey stated the key under Act 425 is that the receiving municipality would serve the property, which is the case in this situation. Attorney Fahey stated the only requirement, in terms of the purposes of Act 425, is that the agreement achieve an "economic development project", which as defined under the act can be an industrial development, a commercial development, or a residential development. Attorney Fahey stated this agreement meets the requirement of an "economic development project". Attorney Fahey stated it is not a forgone conclusion that the Township would have the necessary sewer capacity to service this area. Attorney Fahey stated the provisions of the Act are fully met in this agreement.

Water Storage and Repumping Facilities and the Township's Involvement:

Trustee McGillicuddy stated a concern for the word "shall" in the phrase: "the Township shall cooperate" regarding a water storage repumping station. Attorney Fahey stated this is merely a potential built into the agreement to address long-term needs of the parties should the need arise.

Zoning Jurisdiction:

Trustee McGillicuddy asked if the Township could include in the agreement conformance to Meridian Township zoning regulations. Attorney Goodenough stated annexation to East Lansing provides for no control of development. Attorney Fahey stated this is a transfer of property from one municipality to another, and it is hard to have it both ways in transferring jurisdiction of the property while maintaining jurisdiction over the zoning. Attorney Fahey stated in prior cases of such agreements, in which the division of jurisdictions was unclear, parties were able to challenge the agreement for this reason. Attorney Fahey stated there are provisions in the agreement that in the event this property is ultimately used for a purpose other than a residential purpose, the zoning jurisdiction will revert to the Township.

City of Lansing Zoning Districts:

Trustee McGillicuddy asked for an explanation of the referenced City of Lansing zoning districts. Attorney Fahey stated the zoning of the property is still subject to negotiation between the attorneys and planners of the municipalities to ensure the project meets requirements deemed acceptable to the Board.

Compliance with Site Plan:

Trustee McGillicuddy stated concern for the word "may" in the phrase: "...and may be developed in accordance with the site plan attached as exhibit C." Attorney Fahey stated if the property is not developed in accordance with the site plan, then it must be developed in accordance with the agreed upon zoning district.

Concept Plan Condition:

Trustee McGillicuddy stated the development on the east side of Hagadorn Road is denser than the concept plan, and asked if the concept plan could be used as a condition of the agreement. Attorney Fahey stated the agreement would be conditioned on the site plan, which will be approved by the Township Board before the adoption of the agreement.

City Income Taxes:

Trustee McGillicuddy asked about the second taxing jurisdiction. Attorney Fahey stated the City will have the jurisdiction over the property tax, and the Township will maintain the income tax jurisdiction. Attorney Fahey stated the City income tax is considered a negative in the economic development of the site.

Term of Agreement:

Trustee McGillicuddy asked why the agreement is for fifty (50) years. Attorney Fahey stated fifty (50) years is the maximum time period allowed for an Act 425 Agreement, and is also the time period the City of Lansing can be reasonably expected to recover its investment in this property. Attorney Fahey stated fifty (50) years is a common period for an Act 425 Agreement, particularly when the property returns to the transferring Township at the end of the agreement.

Sufficiency of Taxes:

Trustee McGillicuddy asked if the limit of ten (10) mills is sufficient to incorporate all Township millages. Attorney Fahey stated ten (10) mills is more than what the Township could legally levy now.

Gifts and Land Grants:

Trustee McGillicuddy asked for confirmation the land grants and gifts to the city remain with the city. Attorney Fahey stated the land remains the property of the City, whereas the Township receives jurisdiction of the property.

Automatic Renewal:

Trustee McGillicuddy stated concern for the provision for automatic renewal under Section 4.1. Attorney Fahey stated there are practical ways to address this issue and should not be a concern.

Ownership of Utility Lines:

Trustee McGillicuddy stated the ownership of the extended lines and infrastructure should go to the Township after the termination of the agreement. Attorney Fahey stated this could be a subject of negotiation at that time, but may not be a desirable end at the termination of the agreement.

Township Purchase of Property:

Trustee McGillicuddy asked if the purchase and development of the property by the Township has been considered. Attorney Fahey stated purchase of the property would be a question of money. Attorney Fahey stated the Township does not have the authority to directly develop the property as it would be engaging in a private purpose. Attorney Fahey stated the Township might be able to develop the property through an Economic Development Corporation or some other entity.

Win-Win Agreement:

Trustee Such asked Attorney Fahey if this is a win-win situation for both parties in his professional opinion. Attorney Fahey stated he believes this is a win-win agreement as the City of Lansing has given a lot more in this agreement than what is typical for a city. Attorney Fahey stated the Township is keeping all tax and state revenue sharing money, and this is the only agreement he knows of in which these two factors have prevailed in an Act 425 Agreement.

Joint Planning Commission:

Trustee McCullough asked Attorney Fahey if the concept of a joint Planning Committee was incorporated into the agreement. Attorney Fahey stated the Planning Commission would act in an agency capacity to provide recommendations and input to the City zoning authority.

3. DISCUSSION ON 7:00 AGENDA ITEM TOPICS

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

- Consent Agenda

The following other business items were discussed:

- Police Department Abandoned Property Auction.

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

- May 4, 1999 Regular Minutes
- Add Closed Session at end of Work Session Agenda

A. Engineering Fees

Director Buell introduced the proposal and addressed Board Members' questions.

Board Members discussed the following points:

- Temporary Approval & Modification of Fees
- Board Review of functionality of Fees
- Staff/Infrastructure Report
- Comparable Communities' Fees
- Original Establishment of Fees

B. Consulting Engineering Services

Director Buell introduced the proposal for Consultant Engineering Services.

Board Members discussed the following points:

- Authorizing Acceptance of Proposals, Not Actually Hiring
- Board Approval Before Hiring

4. OTHER BUSINESS (See Item #3)

The following other business items were discussed:

- Communication to Township Residents

5. PUBLIC REMARKS

Supervisor Little opened Public Remarks.

John Anderson, 215 W. Newman Road, Okemos, spoke in support of a workable solution to the Governor's Club project.

Bob Homan, Fourth of July Committee, congratulated the Board on the new fire truck. He acknowledged Mayor Hollister and the Board for the Act 425 Agreement. He reported on the plans for celebration of the 4th of July on July 5th in Meridian Township and requested Board Member participation in the dunk tank.

[The following volunteered: Supervisor Little, Clerk Helmbrecht, Attorney Fahey, Treasurer Klunzinger, Trustee McGillicuddy]

Board Member discussed where the proceeds from the dunk tank would go.

L. Robert McElmurry, 1254 Hillwood Circle, East Lansing, spoke in opposition to the delinquent tax penalty he was charged.

Supervisor Little closed Public Remarks.

TRUSTEE SUCH MOVED THAT THE TOWNSHIP BOARD GO INTO A CLOSED SESSION FOR STRATEGY SESSION CONNECTED WITH THE NEGOTIATION OF COLLECTIVE BARGAINING AGREEMENTS PURSUANT TO MSA 4.1800(8)8(c). SECONDED BY TRUSTEE MCCULLOUGH.

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

NAYS: None

Motion carried 6-0.

Supervisor Little recessed the Work Session at 7:18pm

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

Supervisor Little reconvened the Work Session at 7:52 p.m.

6. ADJOURNMENT

Supervisor Little adjourned the Work Session at 7:52 p.m.

BRUCE A. LITTLE
TOWNSHIP SUPERVISOR

MARY M. G. HELMBRECHT
TOWNSHIP CLERK

Paul J. Cassidy, Secretary

CHARTER TOWNSHIP OF MERIDIAN
TOWNSHIP BOARD REGULAR MEETING - **APPROVED** -
5151 Marsh Road, Okemos, MI 48864-1198
349-1200, Town Hall Room
TUESDAY, JUNE 15, 1999, **7:00 P.M.**

PRESENT: Supervisor Little, Clerk Helmbrecht, Trustees McCullough, McGillicuddy, Such
ABSENT: Treasurer Klunzinger, Trustee Squiers
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development
Mark Kieselbach, Director of Engineering & Public Works Roger Buell, EMS/Fire Chief
Fred Cowper, Attorney Brian Goodenough, Attorney Bill Fahey

1. CALL MEETING TO ORDER

Supervisor Little called the meeting to order at 7:52 p.m.

2. APPROVAL OF AGENDA — OR CHANGES

TRUSTEE SUCH MOVED TO APPROVE THE AGENDA AMENDED BY DELETING ITEM #16.G. (Act 425 Agreement), AND CONSENT AGENDA TO INCLUDE ITEMS #3. (Minutes), #4. (Communications), #12.A. (Appointment of Municipal Ordinance Violations Bureau Clerk), #16.A. (Bills), #16.B. (Request from Horizon Cablevision), #16.C. (Meridian Road Park Sledding Hill), #16.E. (Outdoor Gathering Permit, 5th of July Celebration), #16.F. (Road Closure Permit, 5th of July Celebration), #16.H. (Removal of Abandoned Sanitary Main), #16.I. (Budget Amendment for Communications Server), #17.A.(5) (Infrastructure). SECONDED BY TRUSTEE MCCULLOUGH.

VOICE VOTE: Motion carried 5-0.

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

- A. May 4, 1999 Work Session
- B. May 4, 1999 Regular Meeting
- C. June 1, 1999 Work Session
- D. June 1, 1999 Regular Meeting

4. COMMUNICATIONS (See Consent Agenda)

5. QUESTIONS OF ATTORNEY (None)

6. PUBLIC REMARKS

Supervisor Little opened Public Remarks.

Ed Swanson, President, Independent Bank, primary sponsor of the Meridian Township Fireworks, introduced new corporate sponsors for the event including Meijer, Pres Kool Chevrolet, Eyde Company, and Foster Swift Collins & Smith. He introduced the media sponsors: WILX-10, and Community Newspapers.

John Anderson, 215 W. Newman, Okemos, spoke in support of a plan to keep the Governor's Club in Meridian Township.

Supervisor Little closed Public Remarks.

7. CONSENT AGENDA

TRUSTEE SUCH MOVED TO ADOPT THE CONSENT AGENDA TO INCLUDE ITEMS #3. (Minutes), #4. (Communications), #12.A. (Appointment of Municipal Ordinance Violations Bureau Clerk), #16.A. (Bills), #16.B. (Request from Horizon Cablevision), #16.C. (Meridian Road Park Sledding Hill), #16.E. (Outdoor Gathering Permit, 5th of July Celebration), #16.F. (Road Closure Permit, 5th of July Celebration), #16.H. (Removal of Abandoned Sanitary Main), #16.I. (Budget Amendment for Communications Server), #17.A.(5) (Infrastructure). SECONDED BY CLERK HELMBRECHT.

CHARTER TOWNSHIP OF MERIDIAN, REGULAR MEETING, JUNE 15, 1999 *APPROVED*

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

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

A. MINUTES (Agenda Item #3):

TRUSTEE SUCH MOVED TO APPROVE AND RATIFY THE MINUTES OF MAY 4, 1999 WORK SESSION & REGULAR MEETING WITH THE FOLLOWING CORRECTION:

Page 21, Item #21, Paragraph #2, Line 2: "Manager Richards stated the fill...." should be "Manager Richards stated the file....";

AND JUNE 1, 1999 WORK SESSION & REGULAR MEETING. SECONDED BY CLERK HELMBRECHT.

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

B. COMMUNICATIONS (Agenda Item #4):

TRUSTEE SUCH MOVED THAT THE COMMUNICATIONS (LESS BD-1 FOR LATER ACTION) BE RECEIVED AND PLACED ON FILE, AND ANY COMMUNICATIONS NOT ALREADY ASSIGNED FOR DISPOSITION BE REFERRED TO THE TOWNSHIP MANAGER OR SUPERVISOR FOR FOLLOW-UP OR FURTHER DISPOSITION. SECONDED BY CLERK HELMBRECHT.

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

C. APPOINTMENT OF MUNICIPAL ORDINANCE VIOLATIONS BUREAU CLERK (Agenda Item #12.A.):

TRUSTEE SUCH MOVED TO APPOINT THE TOWNSHIP MANAGER AS THE BUREAU CLERK FOR THE CHARTER TOWNSHIP OF MERIDIAN MUNICIPAL ORDINANCE VIOLATIONS BUREAU. SECONDED BY CLERK HELMBRECHT.

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

D. MANAGER'S BILLS (Agenda Item #16.A.):

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

General Fund/Special Revenue	\$153,305.19
<u>Public Works</u>	<u>\$359,803.01</u>
Total	<u>\$513,108.20</u>

SECONDED BY CLERK HELMBRECHT.

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

[Bill list for 6/15/99 in Official Minute Book]

E. REQUEST FROM HORIZON CABLEVISION (Agenda Item #16.B.):

TRUSTEE SUCH MOVED TO ADOPT THE FOLLOWING RESOLUTION:

RESOLUTION APPROVING TRANSFER OF CONSENT

A Resolution of the Township Board of the Charter Township of Meridian Approving the Transfer and Assignment by Horizon Cablevision, Inc. ("Grantee") to Millennium Digital Media Systems, L.L.C. ("Buyer") of the Consent to Operate a Telecommunications System in the Charter Township of Meridian ("Township").

WHEREAS, Grantee is the current holder of the Consent issued by the Township, dated October 5, 1995 (the "Consent"), allowing Grantee to operate and maintain a telecommunications system (the "System") in the Charter Township of Meridian (the "Permit Area"); and

WHEREAS, the terms and conditions of the Consent are in full force and effect as of the date of the execution of this Resolution; and

WHEREAS, Grantee and Buyer have entered into an Asset Purchase and Sale Agreement, dated April 30, 1999 (the "Purchase Agreement"), providing for the sale, assignment and transfer of all of the assets used or held for use by Grantee in the System, including all rights and obligations under the Consent to Buyer (the "Sale"); and

WHEREAS, Grantee and Buyer have submitted an application for consent by the Township to the sale, assignment and transfer of all of the assets of the System, including the Consent, in accordance with the requirements of the Consent; and

WHEREAS, the Township has determined that it is in the best interest of the Township and residents of the Township to approve the Sale to Buyer;

NOW, THEREFORE, the Township Board of the Charter Township of Meridian resolves as follows:

Section 1. The Township hereby consents to and approves the Sale relating to the period from and after the date of the consummation of the Sale to Buyer.

Section 2. The assumption by Buyer of all rights and obligations under the Consent with respect to the period from and after the date of consummation of the Sale shall take effect on and after the date of consummation of the sale, assignment and transfer of all the assets of the System, including the Consent, to Buyer under the Purchase Agreement. Buyer has reviewed the Consent and agrees to be bound by the provisions and conditions thereof.

Section 3. The Township hereby consents to and approves the grant by Buyer of a security interest in all its rights, powers and privileges under the Consent and in all of its other properties to such lender or lenders as may be designated by Buyer for financing purposes, which lender or lenders shall have the rights and remedies of a secured party under the Uniform Commercial Code of this State. Buyer has informed the Township that upon the closing of the transactions contemplated by the Purchase Agreement, Buyer will grant a security interest in the Consent and its other properties to Buyer's lenders.

Section 4. The Township hereby affirms that, as of the date of this Resolution, the Consent is valid and remains in full force and effect, and no event has occurred which, with the passage of time or notice, or both, would constitute a default under the Consent.

SECONDED BY CLERK HELMBRECHT.

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

F. MERIDIAN ROAD PARK SLEDDING HILL (Agenda Item #16.C.):

TRUSTEE SUCH MOVED THAT STAFF BE AUTHORIZED TO PROCEED WITH COMPLETING THE NORTH MERIDIAN ROAD SLEDDING HILL AS OUTLINED IN THE JUNE 11, 1999 MEMORANDUM, AND THAT ACCOUNT #101-750.759-974.000 PARK DEVELOPMENT, BE INCREASED BY \$7,000 WITH FUNDS ALLOCATED FROM UNRESERVED FUND BALANCE FOR THIS PURPOSE. SECONDED BY CLERK HELMBRECHT.

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

G. OUTDOOR GATHERING PERMIT, 5TH OF JULY CELEBRATION (Agenda Item #16.E.):

TRUSTEE SUCH MOVED TO APPROVE THE OUTDOOR ASSEMBLY LICENSE FOR THE INDEPENDENCE FIREWORKS CELEBRATION. SECONDED BY CLERK HELMBRECHT.

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

H. ROAD CLOSURE PERMIT, 5TH OF JULY CELEBRATION (Agenda Item #16.F.):

TRUSTEE SUCH MOVED THE FOLLOWING:

WHEREAS, SECTION 247.323 OF THE MICHIGAN ROAD LAWS PROVIDES THAT HIGHWAYS MAY BE TEMPORARILY CLOSED ON A REQUEST OF AN OFFICIAL AUTHORIZED BY THE GOVERNING BODY OF A CITY, VILLAGE OR TOWNSHIP; AND

WHEREAS, MERIDIAN CHARTER TOWNSHIP REQUESTS CENTRAL PARK DRIVE, BETWEEN MERIDIAN MALL ENTRANCES, THAT IS WITHIN MARSH AND OKEMOS ROADS, BE CLOSED ON MONDAY, JULY 5, 1999, FROM 7:00 P.M. UNTIL 11:00 P.M.

THEREFORE, I MOVE THE FOLLOWING:

THE TOWNSHIP MANAGER'S OFFICE IS AUTHORIZED TO REQUEST THE INGHAM COUNTY ROAD COMMISSION TO TEMPORARILY CLOSE REQUESTED CENTRAL PARK DRIVE BETWEEN MERIDIAN MALL ENTRANCES, WITHIN MARSH AND OKEMOS ROADS ON JULY 5, 1999, FROM 7:00 P.M. UNTIL 11:00 P.M. FOR THE INDEPENDENCE FIREWORKS CELEBRATION.

SECONDED BY CLERK HELMBRECHT.

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

I. REMOVAL OF ABANDONED SANITARY MAIN (Agenda Item #16.H.):

TRUSTEE SUCH MOVED TO AWARD THE WORK OF REMOVING THE ABANDONED SANITARY SEWER MAIN, ALONG THE DOBIE ROAD BRIDGE, TO BACON CONTRACTING OF WILLIAMSTON, MICHIGAN IN THE AMOUNT OF \$5,900. SECONDED BY CLERK HELMBRECHT.

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

J. BUDGET AMENDMENT FOR COMMUNICATIONS SERVER (Agenda Item #16.I.):

TRUSTEE SUCH MOVED THAT \$8,000 BE TRANSFERRED FROM THE UNRESTRICTED FUND BALANCE OF THE GENERAL FUND TO THE ADMINISTRATIVE SERVICES LINE ITEM AND THE TOWNSHIP MANAGER BE AUTHORIZED TO EXECUTE THE CONTRACT FOR THE COMMUNICATIONS SERVER IN THE AMOUNT OF \$51,041. SECONDED BY CLERK HELMBRECHT.

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

K. ENGINEERING FEES (Agenda Item #17.A.(5)a.):

TRUSTEE SUCH MOVED TO ESTABLISH THE REVISED ENGINEERING PLAN REVIEW AND INSPECTION FEES.

1. An engineering fee for reviewing plans of all water main, sanitary sewer, paving, grading, sidewalk and pathway construction under the jurisdiction of the Township will be charged in the amount of one and one-half percent (1.5%) of the construction cost of such.
2. If, after two (2) reviews by the Office of Engineering, the plans are still not in an approvable condition, as determined by the Township Engineer, and additional charge at the hourly rate of the individual(s) reviewing the plans plus 175% may be charged. In the event a proponent fails to address items in the second review letter with the submittal of plans for the third review, the proponent would be subject to an additional review fee of the hourly wage of the reviewer(s) plus 175%. In the event that the Township requires new items in the second review that were not identified in the first review, the proponent would not be subject to an additional review fee.
3. The engineering review fee along with a detailed, itemized engineer's cost estimate of the construction costs, or copies of signed contracts must be submitted prior to the first review by the Township Engineer.
4. An inspection charge for public inspection of all water main, sanitary sewer, paving, grading, sidewalk, and pathway construction under the jurisdiction of the Township will be charged at the rate of the inspector's hourly rate plus 175%.
5. The initial deposit for the inspection escrow account will be established by the Township Engineer and submitted prior to final construction plan approval.

6. Any money remaining in the inspection escrow account after recommendation of a final certificate of occupancy or authorization to use will be refunded to the depositor.
7. The applicant, prior to additional inspections, will pay any deficits in the inspection account.
8. Any individual commencing construction of work under the jurisdiction of the Township prior to construction site plans approval shall be assessed an administrative charge equal to the engineering review fee.

SECONDED BY CLERK HELMBRECHT.

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

L. CONSULTING ENGINEERING SERVICES (Agenda Item #17.A.(5)b.):

TRUSTEE SUCH MOVED THAT THE DIRECTOR OF PUBLIC WORKS & ENGINEERING PROCEED WITH A REQUEST FOR PROPOSALS FOR CONSULTING ENGINEERING SERVICES. SECONDED BY CLERK HELMBRECHT.

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

M. SIDEWALK REPLACEMENT RESOLUTION, SET PUBLIC HEARING (Agenda Item #17.A.(5)c.):

TRUSTEE SUCH MOVED TO ADOPT THE FOLLOWING RESOLUTION:

Resolution #1

WHEREAS, Township personnel have performed field investigations on the public sidewalk and have determined that several locations may present a hazard to non-motorized traffic and,

WHEREAS, Public Act # 80 of 1989 states that the Township Board may order the construction, repair, or maintenance of, or may construct, repair, or maintain sidewalks in a designated area within the Township because of the health, safety, or welfare of the residents of the Township; and,

WHEREAS, the Township Board of the Charter Township of Meridian deems it advisable and necessary for the public health, safety, and welfare of the Township and its inhabitants to replace sidewalk in portions of section 33 and 34 of the Township, and to defray the cost thereof by special assessment against the properties specially benefited thereby; and,

WHEREAS, recent court decisions have indicated that the Township has a duty to maintain sidewalks pursuant to statute, even sidewalks along county or state roads; and,

WHEREAS, Township Ordinance 99A places the duty to maintain the sidewalk in a good and useable condition with the adjacent property owner;

THEREFORE, BE IT RESOLVED:

1. The assessment roll showing the improvement and location thereof and an estimate of the cost thereof is filed with the Township Clerk and be available for public examination.
2. The Township Board tentatively declares its intention to make sidewalk replacement improvements and defray a portion of the cost thereof by special assessment against the

- properties specially benefited thereby.
3. There is hereby tentatively designated a special assessment district against which the cost of said improvement is to be assessed, consisting of the lots and parcels of land within portions of sections 33 and 34, T4N, R1W, Meridian Township, Ingham County, Michigan.
 4. The Township Board hereby shall meet in the Meridian Municipal Building, 5151 Marsh Road, Okemos, MI on Tuesday July 06, 1999 at 7:00 p.m. at which time and place the Township Board will hear objections to the improvement and to the special assessment district therefore. All objections must be filed in writing.
 5. The Township Clerk is hereby ordered to cause notice of such hearing and the fact that the Township Board is proceeding with this project to be published once prior to said hearing in a newspaper of general circulation in the Township, the first publication to be at least ten (10) days before the time of the hearing, and shall cause said notice to be mailed by first class mail to all record owners of, or parties with interest in property in the special assessment district, at the addresses shown on the current tax records of the Township, at least ten (10) full days before the date of said hearing.
 6. Said notice shall be in substantially the following form: (See Attached)
 7. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.

**MERIDIAN TOWNSHIP RESIDENTS
1999 SIDEWALK REPLACEMENT PROGRAM**

NOTICE OF HEARING

**TO THE RECORD OWNERS OF, OR PARTIES WITH INTEREST IN, THE
FOLLOWING PROPERTY CONSTITUTING THE PROPOSED SPECIAL DISTRICT:**

Briarwood Subdivisions #1-12, Kinawa View Subdivision #1 – 4, Hidden Valley Subdivision #1-4, Lildor Subdivision and Cavalier Drive, Sections 33 & 34, T4N, R1W, Meridian Township, Ingham County, Michigan;

PLEASE TAKE NOTICE that the Township Board of the Charter Township of Meridian has determined to make the following described public improvement:

REPLACEMENT OF RESIDENTIAL SIDEWALK

And to defray the cost thereof by special assessment against the properties specially benefited thereby. The proposed special assessment roll has been prepared and is on file with the Township Clerk for public examination.

TAKE FURTHER NOTICE that the Township Board will meet Tuesday, July 6, 1999 at 7:00 p.m. at the Meridian Municipal Building, 5151 Marsh Road, Okemos, Michigan 48864-1198, for the purpose of hearing objections to the improvement and the special assessment district therefore. The Board is also interested in hearing those that favor the proposed project.

Appearance and protest at the hearing in the special assessment proceedings is required in order to appeal the amount of the special assessment to the state tax tribunal. Your personal appearance at the hearing is not required, but you or your agent may appear in person at the hearing and protest the special assessment. To make an appearance and protest, you must file your written objections by letter or other writing with the Township Clerk before the close of this hearing. The owner or any person having interest in the real property may file a written appeal of the special assessment with the state tax tribunal within 30 days after the confirmation of the special assessment roll if that person appeared and protested the special assessment at this hearing.

**“FOR PURPOSES OF THIS HEARING, THE AMOUNT TO BE ASSESSED AGAINST
YOUR PROPERTY IS ESTIMATED TO BE APPROXIMATELY \$120 PER 5’ BY 5’
SECTION OF SIDEWALK”**

dated: _____

Mary Helmbrecht, Township Clerk

SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Such, Supervisor Little,
Clerk Helmbrecht

NAYS: None

Motion carried 5-0.

8. BOARD MEMBER COMMENTS

Trustee Such acknowledged Martha Sawdy for her work on the Fourth of July Committee. He congratulated and thanked Supervisor Little and Trustee McCullough on their negotiation of the Act 425 Agreement with the City of Lansing.

Trustee McGillicuddy stated she has received resident questions regarding the Hatch Road repaving and asked what standards are to be used in the repaving, and would curb and gutter be added.

TRUSTEE MCGILLICUDDY MOVED TO FORGIVE THE LATE FEES CHARGED TO L. ROBERT McELMURRY, 1254 HILLWOOD CIRCLE, EAST LANSING. SECONDED BY TRUSTEE SUCH.

Board Members discussed the following points:

- Previous Reimbursement of Property Tax Late Fees
- Tax Payment Policy
- Service to Constituents
- Tax Payment Policy Review
- Good Faith Action of Board
- Precedence
- Other Delinquent Tax Payers
- Two Previous Decisions to Deny Similar Requests
- Previous Attempt to Revise Policy

ROLL CALL VOTE: YEAS: Trustees McGillicuddy, Such

NAYS: Trustee McCullough, Supervisor Little, Clerk Helmbrecht

Motion failed 2-3.

Trustee McCullough stated residents have expressed concerns about the drought conditions and received assurances from Director Buell that the Tacoma Hills well is under continual testing. He stated this is a continuing problem to be addressed by the Board of Water and Light water interconnect.

Trustee Such responding to Trustee McGillicuddy's questions about Hatch Road, stated the Infrastructure Committee approved the redesign and rebuilding of Hatch Road. He stated the Township is working with the Ingham County Road Commission on the design of the road, and that it is not the intention to just pave the road.

9. SUPERVISOR'S REPORT

Supervisor Little asked the Board to uphold staff's recommendation that the requested refund of Michael Matheson (BD-1) be denied.

CLERK HELMBRECHT MOVED TO DENY THE REQUEST FROM MICHAEL MATHESON TO REFUND THE ZONING BOARD OF APPEALS FILING FEE . SECONDED BY TRUSTEE MCCULLOUGH

Board Members discussed the following points:

- Previous Requested Refunds
- Breakdown of Costs

VOICE VOTE: Motion carried 5-0.

10. CLERK'S REPORT

Clerk Helmbrecht reported on the results of the annual school election. She congratulated Michael Radke, Peter Trezise, and Deborah Baughman in their election to the Okemos School Board. She reported all ballot proposals for Okemos and Haslett Public Schools passed. She congratulated Kathy Mateo for her election to the Haslett School Board. She thanked her staff and the election workers for their work.

Clerk Helmbrecht reported her office would be open June 21st until 8:00 p.m. for registration for the July 19th Special Election.

Clerk Helmbrecht reported ballots for the July 15th Special Election will be available June 21st.

Clerk Helmbrecht reported she has reviewed the Rezoning #98220 (Newman Equities) referendum petitions and there are sufficient valid signatures to validate the petition. She reported she would be providing possible dates and ballot language in July.

Clerk Helmbrecht reported a summer reading and entertainment schedule for the libraries and a bookmobile schedule are available in the Clerk's Office.

11. TREASURER'S REPORT (None)

12. TOWNSHIP BOARD

A. Appointment of Municipal Ordinance Violations Bureau Clerk (See Consent Agenda)

13. SPECIAL HEARINGS/APPEALS

A. Special Use Permit #99-94011 (Schuler Books)

Director Kieselbach introduced the request to allow construction of an addition to the existing Schuler Books store at 2075 W. Grand River, Okemos

Bill Fehsenfeld, Owner, Schuler's Books, asked for approval at this meeting as the modification is simple and approval would permit completion of construction before the fall of the year. He introduced his architect Wayne Norlin.

Wayne Norlin, Design Plus, Inc, Grand Rapids, stated the reasons the request should be approved.

Supervisor Little opened the public hearing.

No one spoke.

Supervisor Little closed the public hearing.

Board Member discussed the following points:

- Size of Building and Addition
- Plans for Current Patio and Deck

TRUSTEE MCCULLOUGH MOVED TO ADOPT THE FOLLOWING RESOLUTION:

RESOLUTION

WHEREAS, Mr. William Fehsenfeld, representing Schuler Books at 2075 W. Grand River Avenue, Okemos, requested a modification to Special Use Permit #94011 to allow for construction of an addition; and

WHEREAS, the Township Board held a public hearing on the proposed modification on June 15, 1999; and

WHEREAS, the Township Board has carefully reviewed the materials submitted by the applicant and staff, forwarded under cover memorandum dated June 11, 1999; and

WHEREAS, the subject site is appropriately zoned CS (Community Service) and a book store is a permitted use in the zoning district; and

WHEREAS, the proposed building addition meets the required setbacks for the CS (Community Service) zoning district; and

WHEREAS, the proposed addition will not be hazardous or disturbing to existing or future neighboring uses because the addition does not extend closer to neighboring properties than the existing building and produces only a minor increase in estimated vehicle trips per day; and

WHEREAS, the proposed building addition is consistent with the 1993 Comprehensive Development Plan's goals and objectives to maintain the viability of Township businesses.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN, the Township Board hereby approves Special Use Permit #99-94011 with the following conditions:

1. Approval is granted in accordance with the plans prepared by Design Plus, Inc., dated May 13, 1999, subject to revisions as required.
2. The final site plans shall be subject to the approval of the Director of Community Planning and Development.
3. The applicant shall obtain the necessary permits, licenses, and approvals from the Ingham County Drain Commissioner's office, and the Township. Copies of all permits, licenses, and approval letters shall be submitted to the Department of Community Planning and Development.
4. Prior to any construction or grading, the applicant shall forward to the Township a copy of an approved Letter of Map Amendment/Revision from the Federal Emergency Management Agency.
5. Prior to a building permit being issued, the applicant shall submit a letter of authorization from the property owner to the Department of Community Planning and Development.

SECONDED BY TRUSTEE MCGILLICUDDY.

VOICE VOTE: Motion carried 5-0.

- B. 6151 Park Lake Road Sanitary Sewer Special Assessment District Hearing
Director Buell introduced the proposed sanitary special assessment district.

Supervisor Little opened the public hearing.

No one spoke

Supervisor Little closed the public hearing.

TRUSTEE SUCH MOVED TO ADOPT THE FOLLOWING RESOLUTION

RESOLUTION NO. 3

WHEREAS, the Township Board, pursuant to the provisions of Act 188, Public Acts of Michigan, 1954, as amended, did on June 1, 1999, adopt a resolution tentatively approving the construction of certain sanitary sewer system improvements and the establishment of a special assessment district for the

purpose of paying the cost thereof, which improvements and special assessment district are more specifically hereinafter described; and

WHEREAS, the Township Board did meet on June 15, 1999, at 7:00 p.m., the time, date and place set by the Board to hold a public hearing to hear any objections to the improvement and to the special assessment district therefore; and

WHEREAS, plans and estimates of cost of said project are on file with the Township Clerk and have been on file since June 1, 1999; and

WHEREAS, comments and objections were heard by the Township Board at the public hearing on June 15, 1999;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Township Board hereby approves the construction of the following described improvement:
220 L.F. of 8" sanitary sewer along Park Lake Road, north of Whitehills Lakes Drive; and to defray the cost thereof by special assessment against the properties specially benefited thereby, with a partial reimbursement to the property owner if or when additional connections are made to this sanitary main.
2. The Township Board hereby approves the plans and estimate of cost in the amount of \$18,000 as presented by David G. Card, Registered Professional Engineer.
3. The Township Board finally determines that the special assessment district shall be described as follows:
6151 Park Lake Road (3302-05-401-005) COM AT S 1/4 COR SEC 5 - T4N, R1W, Meridian Township, Ingham County, Michigan- E ON S SEC LN 1339 FT TO C/L PARK LAKE RD-N 0 DEG 40'E 1393.25 FT & N 18 DEG 08'20"W 82 FT ON C/L OF PARK LAKE RD TO PT OF BEG- N 18 DEG 08'20"W 274.20 FT ON C/L- S 71 DEG 51'40"W 283.35 FT- S 08 DEG 35'35"W 239.17 FT- N 80 DEG 40' E 395.80 FT TO PT OF BEG.
4. The Supervisor is hereby directed to make a special assessment roll in which shall be described all the parcels of land to be assessed as set forth with the names of the owners thereof if known, and the total amount to be assessed against each parcel of land which amount shall be such relative portion of the whole sum to be levied against all parcels of land in the assessment district as the benefit to such parcel bears to the total benefit of all parcels of land in the special assessment district. The term of the special assessment district shall continue until the special assessments, as approved or modified, have been collected in full.
5. When the Supervisor shall have completed the special assessment roll there shall be affixed thereto a certificate stating that said roll was made pursuant to a resolution of the Township Board of the Charter Township of Meridian adopted June 15, 1999 and that in making the assessment roll the Supervisor has, according to his best judgement, conformed in all respects to the directions contained in said resolution and the statutes of the State of Michigan and the Supervisor shall then report the special assessment roll with the certificate attached thereto, to the Township Board.
6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.

SECONDED BY TRUSTEE MCCULLOUGH.

VOICE VOTE: Motion carried 5-0.

- C. Pedestrian/Bicycle Pathway Master Plan Additions
Director Buell introduced the pedestrian/bicycle pathway master plan additions.

Supervisor Little opened the public hearing.

Leonard Provencher, 5824 Beuna Pkwy, Haslett, spoke in support of the paved shoulders in the Pedestrian/Bicycle Pathway Master Plan Additions.

Nolan Bennett, 4827 Richmond Street, Lansing, spoke in support of the paved shoulders in the Pedestrian/Bicycle Pathway Master Plan Additions.

Peg Wilutis, President, Tacoma Hills Homeowners Association, 1907 Penobscot Drive, Okemos, spoke in opposition to the to Okemos Road to Lagoon Drive Pedestrian/Bicycle Pathway Master Plan Addition. She submitted her written comments.

Steve Van Nocker, 636 Hillcrest, East Lansing, spoke in support of a distinct bicycle pathway system.

Clare Tanner, 636 Hillcrest, East Lansing, spoke in support of distinct pedestrian and bicycle pathways.

Christina Riddle, League of Michigan Bicyclists, Region VI Director, 2049 Hamilton Road, Okemos, spoke in support of creating a Non-Motorized Committee and community education on pathway use.

Dr. Valerie Johnson, 6149 Cottage Drive, Haslett, spoke in support of the paved shoulders for bicyclists and runners.

L. J. Max, 2953 Bennett Road, Okemos, requested that the proposed sidewalk in front of his home be placed against the curb rather than further in.

Trustee Such explained the purpose of making these additions to the Master Plan.

John Veenstra, 320 Piper Road, Haslett, spoke in support of the Pedestrian/Bicycle Pathway Master Plan Additions in general and in support of a bridge over the Red Cedar River in particular.

Daria Schlega, 2446 Burcham Dr., East Lansing, spoke in support of a distinct pedestrian pathway system.

Bob Gibbs, 2515 Arrowhead Dr, Okemos, spoke in support of Haslett Road to the MSU campus.

Supervisor Little closed the public hearing.

D. Act 425 Agreement

Supervisor Little introduced the Act 425 Agreement. He introduced the negotiating team (Supervisor Little, Trustee McCullough, Manager Richards, and Attorney Fahey) and invited them to address the public.

Trustee McCullough discussed the process that led to the agreement with the City of Lansing.

Manager Richards stated Director Kieselbach has compiled information for a Representation Summary required for the Public Hearing.

Attorney Fahey discussed the unique character of the proposed Act 425 Agreement and its benefits to the City of Lansing and Meridian Township.

Director Kieselbach introduced the "City of Lansing and Meridian Township PA 425 Agreement Representation Summary."

Manager Richards introduced the "Summary of Proposed PA 425 Agreement Between the City of Lansing and Meridian Township."

Supervisor Little asked City of Lansing Attorney James Smiertka to speak.

Attorney Smiertka stated the City of Lansing held a public hearing last night and the comments would be brought to the negotiating table, and that he would take note of public comments during this meeting.

Supervisor Little opened the public hearing.

Mary Bouchard, 699 Jaywood, East Lansing, stated her disappointment with the Elected Officials of the City of East Lansing in not achieving an Act 425 Agreement with Meridian Township.

Gordon Wilson, 2304 Midwood, Lansing, spoke regarding the lack of information supplied to the residents of the City of Lansing about this Act 425 Agreement.

Pat Hagen, 4135 Wabaningo, Okemos, spoke in opposition to the Act 425 Agreement.

Joan Guy, 1083 Woodside Drive, Haslett, stated her concerns and questions related to the Act 425 Agreement.

Larry Max, 2953 Bennett Road, Okemos, stated his concerns related to the Act 425 Agreement.

Carla Clos, 2669 Linden Drive, East Lansing, stated her environmental concerns related to the Act 425 Agreement.

Patrick Lindemann, Ingham County Drain Commissioner, stated a concern to include language in the Act 425 Agreement to maintain his office's authority over storm water management, regulations and controls. He provided a written recommendation for an amendment to Section 2.3.

Howard Heideman, 985 Crimson Court, East Lansing, stated his concerns related to the taxation language of the Act 425 Agreement.

Wayne McLellen, 1459 Cheboygan Road, Okemos, stated his concerns and questions related to the Act 425 Agreement.

Eleanor V. Luecke, President, L.I.N.C., stated her concerns and questions related to the Act 425 Agreement.

Ann Woiwode, 5088 Powell Road, Okemos, stated her concerns and questions related to the Act 425 Agreement.

Chris Savage, 3156 Biber St, East Lansing, stated his concerns related to the Act 425 Agreement.

Robert Kolt, CEO, Kolt & Serkaian Communications Inc., representing North American Equities, thanked the Board for its support and described the intent of the Governor's Club development.

John Veenstra, 320 Piper Road, Haslett, stated his concerns and questions related to the Act 425 Agreement.

Ted Black, 4714 Van Atta Road, Okemos, discussed what it means to be "Audubon Certified."

Charlene Decker, Pleasant Grove Road, Lansing, stated her concerns and questions related to the Act 425 Agreement.

Margaret Seres-Burkart, 6160 Innkeepers Court, East Lansing, stated her concerns and questions related to the 425 agreement.

Leonard Provencher, 5824 Beuna Pkwy, Haslett, spoke in support of incorporation to protect

against future annexations.

Larry Sawdy, Haslett, spoke in support of the Act 425 Agreement.

John Anderson, 215 W. Newman, Okemos, spoke in opposition to the Act 425 Agreement.

Supervisor Little closed the public hearing.

14. UNFINISHED BUSINESS

15. DEPARTMENT OF COMMUNITY PLANNING & DEVELOPMENT - FINAL ADOPTION

A. Rezoning #99100 (Township Board)

Director Kieselbach introduced the proposed rezoning of five (5) areas located east of Hagadorn Road, west of Hulett Road and north and south of Bennett Road from RP (Research & Office Park) and RR (Rural Residential) to RRR (Rural Residential-Low Density), RAA (Single Family-Medium Density), RA (Single Family-Medium Density), and RB (Single Family-High Density)

TRUSTEE MCCULLOUGH MOVED TO ADOPT THE FOLLOWING RESOLUTION:

RESOLUTION

WHEREAS, the Township Board desires to initiate a rezoning of five areas totaling approximately 178 acres located east of Hagadorn Road, west of Hulett Road and north and south of Bennett Road, Okemos, from RR (Rural Residential) and RP (Research and Office Park) to RB (Single Family-High Density), RA (Single Family-Medium Density), RAA (Single Family-Low Density) and RR (Rural Residential); and

WHEREAS, the Planning Commission held a public hearing and made its recommendation on June 15, 1999; and

WHEREAS, the Township Board has reviewed the staff and Planning Commission material; and

WHEREAS, the proposed rezoning will be compatible with existing residential development along Hagadorn Road and the general vicinity; and

WHEREAS, the proposed rezoning will be less intrusive and have less possible impacts on surrounding properties than the current Research and Office Park zoning classification; and

WHEREAS, public water and sanitary sewer are available to be extended to the site and the site is located within the Urban Service Boundary; and

WHEREAS, since the completion of the 1993 Comprehensive Development Plan, significant changes have taken place in the area, including the construction of the Okemos High School and Bennett Woods Elementary School, the improvement of Hulett Road to a paved roadway, and the installation of traffic signals at Bennett and Hagadorn Roads and Hulett and Jolly Roads, which would justify the rezoning of the subject sites; and

WHEREAS, Rezoning #99100 (Township Board) was introduced for publication and subsequent adoption by the Township Board on May 20, 1999.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN, the Township Board hereby **FINALLY ADOPTS** Ordinance No. 1999-24, entitled "Ordinance Amending the Zoning District Map of Meridian Township Pursuant to Rezoning #99100 from RR (Rural Residential) and RP (Research and Office Park) to RB (Single Family-High Density), RA (Single Family-Medium Density), RAA (Single Family-Low Density) and RRR (Rural Residential-Low Density).

BE IT FURTHER RESOLVED that the Clerk of the Charter Township of Meridian is directed to publish the Ordinance in the form in which it is finally adopted at least once prior to the next

regular meeting of the Township Board.

ORDINANCE NO. 1999-24

**ORDINANCE AMENDING THE ZONING DISTRICT MAP
OF MERIDIAN TOWNSHIP
PURSUANT TO REZONING #98170**

The Charter Township of Meridian ordains:

Section 1. Amending the Zoning District Map #99100.

A. Area 1. The Zoning District Map of Meridian Township, as adopted in Section 82-1.3 of the Code of the Charter Township of Meridian, Michigan, as previously amended, is hereby amended by changing the RP (Research and Office Park) District symbol and indication as shown on the Zoning District Map, for the property legally described as:

Commencing N 00°30'47" W 330.00 ft. from the southwest corner of Section 29, thence N 00°30'47" W 381.00 ft., thence N 89°29'13" E 233.00 ft., thence N 00°30'47" W 265.00 ft., thence S 89°29'13" W 233.00 ft., thence N 00°30'47" W 23.40 ft., thence N 89°29'13" E 206.25 ft., thence N 00°30'47" W 200 ft., thence N 89°29'13" E 10.00 ft., thence N 00°30'47" W 490.00 ft., thence S 89°29'13" W 216.25 ft., thence N 00°30'47" W 550.00 ft., thence East 680.00 ft., thence S 00°30'47" E 1905.40 ft., thence S 89°39'48" W 679.98 ft. to point of beginning. Containing 24.98 acres

to that of RAA (Single Family-Low Density) District, and a corresponding use district is established in the above-described property.

B. Area 2. The Zoning District Map of Meridian Township, as adopted in Section 82-1.3 of the Code of the Charter Township of Meridian, Michigan, as previously amended, is hereby amended by changing the RP (Research and Office Park) District symbol and indication as shown on the Zoning District Map, for the property legally described as:

Commencing N 00°30'47" W 330 ft. and N 89°39'48" E 679.98 ft. from the southwest corner of Section 29, thence N 00°30'47" W 1905.40 ft., thence West 680.00 ft., thence N 00°30'47" W 401.76 ft., thence N 89°41'21" E 1320.88 ft., thence S 00°34'44" E 2310.57 ft., thence S 89°39'48" W 643.56 ft. to the point of beginning. Containing 40.37 acres

to that of RRR (Rural Residential-Low Density) District, and a corresponding use district is established in the above-described property.

C. Area 3. The Zoning District Map of Meridian Township, as adopted in Section 82-1.3 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 property legally described as:

Commencing N 89°39'48" E 726.00 ft. from the northwest corner of Section 32, thence N 89°39'48" E 1350.00 ft., thence South 590.00 ft., thence S 35°56'37" W 719.12 ft., thence West 580.00 ft., thence N 34°57'04" W 804.17 ft., thence North 340.00 ft., thence N 34°20'37" E 200.00 ft. to point of beginning. Containing 32.70 acres

to that of RA (Single Family-Medium Density) District, and a corresponding use district is established in the above-described property.

D. Area 4. The Zoning District Map of Meridian Township, as adopted in Section 82-1.3 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 property legally described as:

Commencing at the north 1/4 corner of Section 32, thence N 89°29'35" E 557.58 ft., thence S 00°30'25" E 233.80 ft., thence N 89°29'35" E 200.00 ft., thence N 00°30'25" W 233.80 ft., thence N 89°29'35" E 286.51 ft., thence S 01°24'00" E 175.92 ft., thence S 86°02'41" E 198.68 ft., thence S 20°59'51" W 217.27 ft., thence S 17°36'19" W 351.34 ft., thence S 17°44'17" W 619.99 ft., thence S 17°59'24" W 204.10 ft., thence N 72°00'36" W 255.00 ft., thence S 17°59'24" W 372.79 ft., thence S 13°42'05" W 45.00 ft., thence N 34°26'19" W 1323.42 ft., thence N 00°00'13" E 154.96 ft., thence N 24°00'00" E 630.00 ft., thence N 89°39'48" E 50.00 ft., to point of beginning. Containing 39.57 acres

to that of RA (Single Family-Medium Density) District, and a corresponding use district is established in the above-described property.

E. Area 5. The Zoning District Map of Meridian Township, as adopted in Section 82-1.3 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 property legally described as:

Commencing at a point N 89°39'48" E 726.00 ft. and S 34°20'37" W 200 ft. and South 340 ft. and S 34°57'04" E 804.17 ft. from the northwest corner of Section 32, thence East 1571.20 ft., thence S 34°26'19" E 784.11 ft., thence S 13°42'05" W 101.52 ft., thence West 1528.52 ft., thence South 565.00 ft., thence S 89°09'59" W 620.00 ft., thence North 684.40 ft., thence N 28°59'20" E 325.74 ft., thence North 350.00 ft. to point of beginning. Containing 40.17 acres.

to that of RB (Single Family-High Density) District, and a corresponding use district is established in the above-described property.

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

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

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

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

SECONDED BY TRUSTEE SUCH.

Board Members discussed the following points:

- Question of Benefit to Residents
- Rezoning Options

ROLL CALL VOTE: YEAS: Trustees McCullough, Such, Supervisor Little, Clerk
Helmbrecht
NAYS: Trustee McGillicuddy
Motion carried 4-1.

16. MANAGER'S REPORT, INVOICES & BILLS

- A. Bills (See Consent Agenda)
- B. Request from Horizon Cablevision
- C. Meridian Road Park Sledding Hill
- D. Contract for Fireworks Pyrotechnician

Board Members discussed the following point:

- Financial Contribution of Township

TRUSTEE SUCH MOVED TO AUTHORIZE THE TOWNSHIP MANAGER TO ENTER INTO A CONTRACT WITH NIGHT MAGIC, INC., FOR FIREWORKS DISPLAY IN THE AMOUNT OF \$14,000 TO BE HELD ON MONDAY, JULY 5, 1999. SECONDED BY TRUSTEE MCCULLOUGH.

Board Members discussed the following point:

- Liability Insurance Coverage

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Such, Supervisor Little, Clerk Helmbrecht

NAYS: None

Motion carried 5-0.

- E. Outdoor Gathering Permit, 5th of July Celebration (See Consent Agenda)
- F. Road Closure Permit, 5th of July Celebration (See Consent Agenda)
- H. Removal of Abandoned Sanitary Main (See Consent Agenda)
- I. Budget Amendment for Communications Server (See Consent Agenda)

- COMMUNICATION TO RESIDENTS:

Manager Richards introduced information regarding a communication to Township residents to inform them of the details of the Act 425 Agreement.

TRUSTEE MCCULLOUGH MOVED TO AUTHORIZE THE MANAGER TO PURSUE SENDING OUT AN INFORMATIONAL LETTER ON THE ACT 425 AGREEMENT TO THE RESIDENTS OF THE TOWNSHIP VIA GENERAL MAIL. SECONDED BY TRUSTEE SUCH

Board Members discussed the following points:

- Distribution Through the Towne Courier
- Existing Misunderstandings of Intent and Nature of Agreement
- Responsibility to Inform Public

VOICE VOTE: Motion: carried 5-0

17. BOARD MEMBER, BOARD COMMITTEE AND LIAISON REPORTS

A. Standing Committee Reports

(1) Physical Operations & Activities

Trustee McGillicuddy reported the committee met with the C.A.D.L. Policy Board. She reported the committee is waiting for the results of the Plante & Moran study on the monthly breakdown of funds expended on Meridian Township libraries.

(2) Financial Planning and Budgeting (None)

(3) Personnel

- a. I.A.F.F. Contract

CLERK HELMBRECHT MOVED APPROVAL OF THE AGREEMENT WITH THE MERIDIAN TOWNSHIP FIRE FIGHTERS ASSOCIATION – INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS – INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS (I.A.F.F.) UNION FOR 1999-2001 AND AUTHORIZE THE

SUPERVISOR AND CLERK TO SIGN THE SAME; AND FURTHER MOVED THAT THE EMS/FIRE DEPARTMENT BE RE-ORGANIZED CONSISTENT WITH THE ORGANIZATIONAL CHART DATED JUNE, 1999 AS DISCUSSED IN THE JUNE 15, 1999 CLOSED SESSION. SECONDED BY TRUSTEE MCCULLOUGH.

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

- (4) Planning and Development (None)
- (5) Infrastructure
 - a. Engineering Fees (See Consent Agenda)
 - b. Consulting Engineering Services (See Consent Agenda)
 - c. Sidewalk Replacement Resolution, Set Public Hearing (See Consent Agenda)
- (6) Public Safety (None)
- (7) Recreation (None)

- B. Special Committees (None)
- C. Liaison Representative Reports (None)

18. OTHER REPORTS (None)

19. NEW BUSINESS (None)

20. PUBLIC REMARKS

Supervisor Little opened public remarks.

Daria Schlaga, 2446 Burcham Drive, East Lansing, rebutted charges of fraud regarding petition circulators for the Rezoning #98170 (North American Equities) referendum petition.

John Anderson, 215 W. Newman, Okemos, rebutted charges of fraud regarding petition circulators for the Rezoning #98170 (North American Equities) referendum petition.

Howard Heideman, 985 Crimson Court, East Lansing, corrected and clarified his earlier comments regarding the Act 425 Agreement.

Eleanor V. Luecke, President, L.I.N.C. spoke in opposition to Rezoning #99100 (Township Board). She provided her comments in writing.

Supervisor Little closed public remarks.

21. FINAL BOARD MEMBER COMMENTS (None)

22. ADJOURNMENT

Supervisor Little adjourned the meeting at 11:00 p.m.

BRUCE A. LITTLE
TOWNSHIP SUPERVISOR

MARY M. G. HELMBRECHT
TOWNSHIP CLERK

Paul J. Cassidy, Secretary