

CHARTER TOWNSHIP OF MERIDIAN
TOWNSHIP BOARD REGULAR MEETING - **APPROVED** -
5151 Marsh Road, Okemos, MI 48864-1198
853-4000, Town Hall Room
TUESDAY, OCTOBER 16, 2007, **6:00 P.M.**

PRESENT: Supervisor McGillicuddy, Clerk Helmbrecht, Treasurer Hunting, Trustees Brixie, Veenstra (6:02 P.M.), Woiwode
ABSENT: Trustee Such
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development Mark Kieselbach, Director of Engineering & Public Works Ray Severy, Assistant Police Chief Russ Wolff, EMS/Fire Chief Fred Cowper, Assistant Manager/ Personnel Director Paul Brake, Director of Finance Diana Hasse, Attorney Andria Ditschman

1. CALL MEETING TO ORDER

Supervisor McGillicuddy called the meeting to order at 6:00 P.M.

2. PLEDGE OF ALLEGIANCE

Supervisor McGillicuddy led the Pledge of Allegiance.

3. ROLL CALL

Supervisor McGillicuddy called the roll of the Board.

4. PUBLIC REMARKS

Supervisor McGillicuddy opened Public Remarks.

Vance Poquette, President, Cedar Bend Heights Neighborhood Association, 2226 Kent Street, Okemos, noted a wide range of views among the association's members regarding the Downtown Development Authority (DDA). He stated the residents of Cedar Bend Heights would like to see the DDA succeed and enhance property values for both the businesses and residents contained within its boundaries. Mr. Poquette expressed a desire to see the DDA continue its focus on the economic growth of the downtown Okemos area, indicating that an expansion away from that area would jeopardize the focus of downtown.

Allen Russell, DTN Investment Co., 1690 Mack Avenue, Haslett, requested Rezoning #07060 be removed from tonight's agenda as there is not a full complement of the Board.

Bruce Little, 5015 Meridian Road, Okemos, spoke in opposition to the local street maintenance millage.

Supervisor McGillicuddy closed Public Remarks.

5. REPORTS/BOARD COMMENT/NEW WORRIES

Supervisor McGillicuddy announced the Township's Parks and Recreation Department received the Silver Award for Promoting Active Communities from the Governor's Council on Physical Fitness, Health and Sports.

Clerk Helmbrecht reported that Land Preservation Advisory Board members collected acorns to replant on the Davis Farm acquisition on Van Atta Road. She added that 2,400 absentee ballots were mailed on October 9th for those residents who requested one be sent to them for the November 6th election. She noted the Clerk's office continues to mail out requested ballots on a daily basis.

6. APPROVAL OF AGENDA — OR CHANGES

Procedure regarding Rezoning #07060: (See Agenda Item #8 (Questions for the Attorney))

Q. Since the motion last week was to postpone it to this meeting, I'm wondering if we need to bring it up and then decide how to dispose of it?

A. Robert's Rules state that if the Board sets it to a definite time, the next meeting, and you don't take action on it, it just becomes unfinished business for the next meeting.

Q. What if it's not our next meeting, but it's two meetings from tonight?

A. It just remains unfinished. It will continue to come up under action.

Q. So we can just leave it on the agenda and just table it at this time?

A. You could table it today. You can approve it, or not approve it, table it, or you can not take action on it and it becomes unfinished business for action at the next meeting.

Q. Okay, we will just leave it on then and just not act on it?

A. Which then just means unfinished business.

Trustee Brixie moved to approve the agenda amended as follows:

- **Remove Agenda Items #10 D – Appeal of Summit Bank Lighting**
- **Add Closed Session as Agenda Item #13 and renumber the remaining agenda item**

Seconded by Treasurer Hunting.

VOICE VOTE: Motion carried 6-0.

7. CONSENT AGENDA

Supervisor McGillicuddy reviewed the consent agenda.

Trustee Brixie moved to adopt the Consent Agenda amended as follows:

- **Move Agenda Item #7H to Agenda Item #10K**
- **Add Agenda Item #10 L: Zoning Board of Appeals Case No. 07-109-26-3 (Meridian Christian Church)**

Seconded by Treasurer Hunting.

ROLL CALL VOTE: YEAS: Trustees Brixie, Veenstra, Woiwode, Supervisor McGillicuddy, Clerk Helmbrecht, Treasurer Hunting

NAYS: None

Motion carried 6-0.

The adopted Consent Agenda items are as follow:

A. Communications

(1). Board Information (BI)

BI-1 Cynthia Summers, 2607 Rockwood Drive, East Lansing; RE: Traffic from East Lansing spilling into Meridian Township

BI-2 Stephen D. Fuller, 1045 W. Woodside Drive, Haslett; RE: Township Sign Ordinance

BI-3 Diane Diamond, 6228 Columbia Street, Haslett; RE: Road improvements on Marsh Road

BI-4 Cheryl Sparks, 6240 Towar, East Lansing; RE: Animal waste on pathway along Lake Lansing Road

BI-5 Ann Alchin, 2227 Hamilton Road, Okemos; RE: Delinquent taxpayer holding public office

(2). Regional Linkage (RL)

RL-1 Risa Wilkerson, Vice President of Active Communities, Governor's Council on Physical Fitness, Health and Sports, PO Box 27187, Lansing; RE: Meridian Township Silver Award for Promoting Active Communities

(3). Staff Communication/Referral (SC)

- SC-1 Letter from Director Kieselbach to Wolverine Pipeline Company; RE: Wetland Use Permit #06-12 (Wolverine), Phase II
- SC-2 Letter from Director Kieselbach; RE: Zoning Board of Appeals Case No. 07-109-26-3 (Meridian Christian Church)
- SC-3 Michigan Townships Association Legislative E-Report, October 5, 2007 Edition
- SC-4 Michigan Townships Association Legislative E-Report, October 12, 2007 Edition

Trustee Brixie 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 Treasurer Hunting.

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

B. Minutes

Trustee Brixie moved to approve and ratify the minutes of the October 2, 2007 Regular Meeting as submitted. Seconded by Treasurer Hunting.

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

C. Bills

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

Common Cash	\$ 233,279.09
Public Works	\$ 413,979.00
Total Checks	\$ 647,258.09
Credit Card Transactions	\$ 13,592.09
Total Purchases	<u>\$ 660,850.18</u>
ACH Payments	<u>\$ 309,974.67</u>

Seconded by Treasurer Hunting.

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

[Bill list in Official Minute Book]

D. 3rd Quarter Budget Amendments

Trustee Brixie moved that the Township Board approve the 2007 amended budget as reflected on Page 2 of the memorandum to the Township Board from the Finance Director, dated October 12, 2007. Seconded by Treasurer Hunting.

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

E. Assessing Stipulations

Trustee Brixie moved that the Township Assessor be authorized to sign a stipulation with Cedar Creek Apartments on the following property:

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
2003	0300121	4394 Okemos Road, Okemos
<u>Assessment</u>	2003 <u>AV/TV</u>	\$5,077,800/4,224,507
<u>Proposed Assessment</u>	2003 <u>AV/TV</u>	\$4,096,000/4,096,000

Seconded by Treasurer Hunting.

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

Trustee Brixie moved that the Township Assessor be authorized to sign a stipulation with Cedar Creek Apartments on the following property:

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
2004	0300121	4394 Okemos Road, Okemos
<u>Assessment</u>	2004 <u>AV/TV</u>	\$5,302,800/4,321,670
<u>Proposed Assessment</u>	2004 <u>AV/TV</u>	\$4,096,000/4,096,000

Seconded by Treasurer Hunting.

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

Trustee Brixie moved that the Township Assessor be authorized to sign a stipulation with Cedar Creek Apartments on the following property:

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
2005	0300121	4394 Okemos Road, Okemos
<u>Assessment</u>	2005 <u>AV/TV</u>	\$4,958,900/4,421,068
<u>Proposed Assessment</u>	2005 <u>AV/TV</u>	\$4,096,000/4,096,000

Seconded by Treasurer Hunting.

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

Trustee Brixie moved that the Township Assessor be authorized to sign a stipulation with Cedar Creek Apartments on the following property:

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
2006	0300121	4394 Okemos Road, Okemos
<u>Assessment</u>	2006 <u>AV/TV</u>	\$5,126,000/4,566,963
<u>Proposed Assessment</u>	2006 <u>AV/TV</u>	\$4,224,000/4,224,000

Seconded by Treasurer Hunting.

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

Trustee Brixie moved that the Township Assessor be authorized to sign a stipulation with Cedar Creek Apartments on the following property:

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
2007	0300121	4394 Okemos Road, Okemos
<u>Assessment</u>	2007 <u>AV/TV</u>	\$5,098,300/4,735,940
<u>Proposed Assessment</u>	2007 <u>AV/TV</u>	\$4,224,000/4,224,000

Seconded by Treasurer Hunting.

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

Trustee Brixie moved that the Township Assessor be authorized to sign a stipulation with Hamilton Trace LLC (Washington Heights Apartments) on the following property:

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
2006	0324005	1846 Washington Heights, Okemos
<u>Assessment</u>	2006 <u>AV/TV</u>	\$2,788,600/2,043,741
<u>Proposed Assessment</u>	2006 <u>AV/TV</u>	\$2,555,000/2,043,741

Seconded by Treasurer Hunting.

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

Trustee Brixie moved that the Township Assessor be authorized to sign a stipulation with Hamilton Trace LLC (Washington Heights Apartments) on the following property:

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
2007	0324005	1846 Washington Heights, Okemos
<u>Assessment</u>	2007 <u>AV/TV</u>	\$2,788,600/2,119,359
<u>Proposed Assessment</u>	2007 <u>AV/TV</u>	\$2,555,000/2,119,359

Seconded by Treasurer Hunting.

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

F. Accept Homeland Security Grant Funds

Trustee Brixie moved to authorize the Township Manager to accept Mobile Data computer equipment purchased by Ingham County using funds from the State Homeland Security Grant valued at \$67,050. Seconded by Treasurer Hunting.

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

G. Ember Oaks II and III Streetlighting Special Assessment District, **Resolution #2**

Trustee Brixie moved to approve Ember Oaks II & III Streetlighting Special Assessment District Resolution #2, which confirms the plans and estimate of costs for the Ember Oaks II & III Streetlighting Special Assessment District; directs the Supervisor to make a special assessment according to the roll submitted to the public hearing and confirms the assessment amount of \$1275.00 for the first year, and \$1125.00 annually thereafter, and directs that amount to be assessed against the lands on that roll; orders the special assessment roll filed with the Township Assessor for spreading annually on the tax roll; authorizes Consumers Energy to proceed with the installation of the nine streetlights, with cut-off fixtures; and authorizes the Township Supervisor and Clerk to sign the Authorization for Change in Streetlighting Contract.

Seconded by Treasurer Hunting.

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

8. QUESTIONS FOR THE ATTORNEY (See Agenda Item # 6, #10B, #10C, #10E, #10G)
9. HEARINGS (None)
10. ACTION ITEMS/ENDS
Supervisor McGillicuddy opened public comment.

Marilyn Aronoff, 2248 Kent Street, Okemos, voiced support for the Board's consideration of the economic revitalization of the downtown area. She noted members of the Cedar Bend Heights Neighborhood Association are stakeholders in the "four corners" area and urged the Board to leave the boundaries of the DDA as they currently exist.

Thomas Valli, Chair, Eastgate Neighborhood Association, 2767 Eastway Drive, Okemos, expressed appreciation for DTN's thoughtful offers in its proposal regarding limitations imposed on the C-1 zoning but voiced concern with the percentage of commercial zoning in Rezoning #07060.

Vance Kincaid, 4530 Nakoma Drive, Okemos, spoke in support of Rezoning #06010.

John Anderson, 215 W. Newman Road, Okemos, alleged the 2008 Budget is not balanced.

Supervisor McGillicuddy closed public comment.

A. Fee Schedule and 2008 Budget

Trustee Woiwode moved that the Meridian Township Summary of Fees – 2008, attached to the memorandum from the Finance Director dated October 12, 2007, be approved as presented. Seconded by Trustee Brixie.

Board members discussed the following:

- Increase in copying charges
- Increase in non-resident per hour cost for rental of the Harris Nature Center, Service Center and park pavilions equal to or less than what is charged by neighboring communities
- Increase in recycling center costs for yard waste
- Suggestion for composting at the recycling center
- Study conducted in previous years showed the composting center was the source of some of the nutrients going into the Lake Lansing watershed

ROLL CALL VOTE: YEAS: Trustees Brixie, Woiwode, Supervisor McGillicuddy, Clerk
Helmbrecht, Treasurer Hunting
NAYS: Trustee Veenstra
Motion carried 5-1.

[Fee schedule in Official Minute Book]

Trustee Brixie moved that the Township Board approve the 2008 Recommended Budget Resolution as presented with the memorandum to the Township Board dated October 12, 2007. Seconded by Trustee Woiwode.

Board members and staff discussed the following:

- Inaccurate public comment regarding belief that the 2008 budget is not balanced
- Township match for the Okemos Road Enhancement Grant

Seconded by Trustee Woiwode.

ROLL CALL VOTE: YEAS: Trustees Brixie, Woiwode, Supervisor McGillicuddy, Clerk
Helmbrecht, Treasurer Hunting
NAYS: Trustee Veenstra
Motion carried 5-1.

B. Downtown Development Authority (DDA) Boundaries Amendment, Set Public Hearing Date (November 20, 2007)

Trustee Woiwode moved that the resolution of intent to set a November 20, 2007 public hearing date for the purposes of amending the boundaries of the Downtown Development Authority be approved. Seconded by Supervisor McGillicuddy.

Procedure for defining the boundaries from options presented: (See Agenda Item #8 (Questions for the Attorney))

Q. Is it okay if she just tags on Option 2?

A. What I would recommend is if she is going to use Option 2, just to take Option 1 out; everybody's clear. I don't think we want to refer to it as Option 1 or Option 2. The motion approves the resolution. The resolution refers to an Exhibit A and an Exhibit B. At this point,

if you are talking about making the motion to the blue copy, and we all know that, you should just make the motion with that understanding. We don't really need two options; Paul and I talked about that. Once you make it clear which one you are going forward with, we don't need to refer to them as Option 1 and Option 2; it doesn't matter after today.

If you want everyone to know you're talking about the blue copy; that's the motion. The other one doesn't exist then.

The maker offered the following friendly amendment:

- **Insert "as described in Option #2" after the word "Authority"**

The amendment was accepted by the seconder.

Board members discussed the following:

- Need for complete discussion of a controversial issue
- Need to ascertain the attitude of owners of properties proposed to be included within the boundaries
- Property owners within the proposed expansion will be notified regarding the public hearing which includes a legal description and map
- Expansion detracts from the initial intent of the DDA as the "four corners" of downtown Okemos
- Proposed expansion does not meet the purpose of the enabling legislation which was to help halt deteriorating property values
- Grand River corridor continues to be redeveloped
- Costs to the Township as a whole do not justify the benefits to the DDA area

ROLL CALL VOTE: YEAS: Trustees Woiwode, Supervisor McGillicuddy, Treasurer Hunting
NAYS: Trustees Brixie, Veenstra, Clerk Helmbrecht
Motion failed 3-3.

- C. Lake Lansing Watershed Management Special Assessment District
Trustee Brixie moved to approve Lake Lansing Watershed Management Special Assessment District (2008-2017) Resolution #3, approving the proposed improvements to Lake Lansing, and directing staff to proceed with the improvements; defray the cost by special assessment, and directing staff to prepare the assessment roll for hearing and final approval; and to approve Resolution #4 setting a Public Hearing for November 20, 2007. Seconded by Trustee Woiwode.

Trustee Veenstra offered the following friendly amendment:

- **Delete the years 2008-2017 and insert the years 2008-2009**

The maker declined the friendly amendment.

Board members discussed the following:

- Need for inclusion of Tier 3
- Obvious improvement in the weed control
- Watershed Management Plan for Lake Lansing conducted by Progressive AE several years ago
- Identification of "orphan drains"
- Resolution #4 sets the public hearing regarding the roll and amounts
- Township goal to establish unique criteria for a Lake Lansing Overlay District

Intent of the public hearing: (See Agenda Item #8 (Questions for the Attorney))

- Q. Is the public hearing to deal with the entire issue or is the public hearing only dealing with Resolution #4?
- A. I believe the hearing is to deal with the assessment roll, unless this has been set up as something that is out of the ordinary. You have already had the hearing dealing with the project; now you'll have a hearing dealing with the assessments.

- Q. So that hearing, then, would be the one in which the public would have the opportunity to discuss whether or not two tiers are okay or whether there should be a third tier. Will that happen at this public hearing?
- A. More likely the amounts that would be assessed.

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

- E. Zoning Amendment #06010 (Planning Commission), amendment to Section 86-2 Definitions, Section 86-432 PO (Professional and Office) and Section 86-376 to allow religious institutions Director Kieselbach summarized the proposed zoning amendment as out lined in staff memorandum dated October 12, 2007.

Trustee Woiwode moved [and read into the record] 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, Michigan, Chapter 86, Article I by amending Section 86-2, Article IV Division 2 by adding Section 86-376(d)(1)e and Section 86-376(d)(2)g, and Article IV Division 4 by adding Section 86-432(b)(6) and Section 86-432(c)(4).”

BE IT FURTHER RESOLVED that the Clerk of the Charter Township of Meridian is directed to publish or post the Ordinance in the form in which it is introduced at least once prior to the next regular meeting of the Township Board.

Seconded by Trustee Brixie.

Board members discussed the following:

- Public comments supported current religious institutions in the PO designation be allowed to continue their current functions

Origin of religious institution definition: (See Agenda Item #8 (Questions for the Attorney))

- Q. Was the religious institution definition customized for us or is it something that you “pulled” from another document?
- A. This came from a court decision. I think there were a couple of tweaks made to it, but the general definition came from a court decision that was accepted by the court. So, we recommended that the department use that.

Q. A Michigan court or federal court?

A. I’m sorry, I don’t have it with me today.

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

- F. Rezoning #07060 (DTN Investment Co.), request to rezone 3.13 acres from PO (Professional and Office) and RC (Multiple Family-Medium Density) to C-1 (Commercial) located on the southeast corner of Mt. Hope and Hagadorn Roads
Not discussed.

- G. Rezoning #07080 (Planning Commission), request to rezone two parcels from C-1 (Commercial) to PO (Professional and Office) located on the west side of Marsh Road, south of Pike Street
Trustee Brixie moved [and read into the record] NOW THEREFORE, BE IT RESOLVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN hereby

FINALLY ADOPTS Ordinance No. 2007-10, entitled “Ordinance Amending the Zoning District Map of Meridian Township Pursuant to Rezoning Petition #07080” C-1 (Commercial) to PO (Professional and Office).

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.

Seconded by Trustee Woiwode.

Agenda status of Rezoning #07060: (See Agenda Item #8 (Questions for the Attorney))

Q. Is #10F still on our agenda?

A. If the Board doesn't take action on it, it goes to the next meeting or any meeting following as old business. I think there was some discussion at the beginning about it not being on the agenda, and then there was a request from the applicant to not act on it this evening. So, I would believe that would move it to the next meeting, and you can act on it at that time.

Board members discussed the following:

- Procedurally correct for the Board to have old business on an agenda
- Board has followed the procedure of old business remaining on an agenda before

ROLL CALL VOTE: YEAS: Trustees Brixie, Veenstra, Woiwode, Supervisor McGillicuddy,
Clerk Helmbrecht, Treasurer Hunting

NAYS: None

Motion carried 6-0.

- H. Rezoning #07100 (Planning Commission), request to rezone five parcels from C-1 (Commercial) to RN (Multiple Family-Mixed Residential) on Lake Lansing Road, Edson Street, and Potter Street
Trustee Woiwode moved [and read into the record] NOW THEREFORE, BE IT RESOLVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN hereby FINALLY ADOPTS Ordinance No. 2007-11, entitled “Ordinance Amending the Zoning District Map of Meridian Township Pursuant to Rezoning Petition #07100” C-1 (Commercial) to RN (Multiple Family-Mixed Residential).

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.

Seconded by Trustee Brixie.

ROLL CALL VOTE: YEAS: Trustees Brixie, Veenstra, Woiwode, Supervisor McGillicuddy,
Clerk Helmbrecht, Treasurer Hunting

NAYS: None

Motion carried 6-0.

- I. Zoning Amendment #07120 (Planning Commission), request to amend multiple sections of the zoning ordinance to comply with P.A. 110 of 2006, the Michigan Zoning Enabling Act
Trustee Brixie moved [and read into the record] NOW THEREFORE BE IT RESOLVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN hereby FINALLY ADOPTS Ordinance No. 2007-12, entitled “Ordinance Amending the Code of the Charter Township of Meridian, Michigan, Chapter 86, Article I, by amending Section 86-4, Section 86-5, and Section 86-7; Article II, Division 2, by amending Section 86-2; Article II, Division 2, by adding Section 86-65; Article II, Division 3, by amending Section 86-92, Section 86-93, Section 86-94; Article II, Division 4, by amending Section 86-125; Article II, Division 4,

by adding Section 86-127; Article II, Division 5, by amending Section 86-155; Article II, Division 6, by amending Section 86-187; Article II, Division 6, by amending Section 86-188; Article II, Division 6, by amending Section 86-189; Article II, Division 7, by amending Section 86-220; Article II, Division 7, by amending Section 86-221; Article IV, Division 4, by amending Section 86-439; Article IV, Division 4, by amending Section 86-440; Article V, Division 1, by amending Section 86-471; Article V, Division 6, by amending Section 86-622; Article VI, by amending Section 86-658.”

BE IT FURTHER RESOLVED 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.

Seconded by Clerk Helmbrecht.

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

Trustee Woiwode moved [and read into the record] **NOW, THEREFORE, BE IT RESOLVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN, hereby FINALLY ADOPTS Ordinance No. 2007-13 entitled “Ordinance Amending the Code of the Charter Township of Meridian, Michigan, Chapter 2, Article VI, Division 5, Section 2-289 by amending Section 2-289(g).”**

BE IT FURTHER RESOLVED 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.

Seconded by Trustee Brixie.

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

- J. Final Plat #00012 (Ember Oaks Co.) Ember Oaks Phase III, a request for final plat approval of a nine lot single family subdivision located north of Jolly Road, east of the Hiawatha Park/Sierra Vista subdivisions and west of the Ponderosa subdivision

Clerk Helmbrecht moved [and read into the record] NOW, THEREFORE, BE IT RESOLVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN hereby approves the Final Plat of Ember Oaks Phase III, with the following conditions:

1. All previous conditions placed on Plat #00012 shall remain in effect.
2. The natural vegetation strip shall be clearly identified with permanent markers. The size, number, and location of the markers, and the language on the markers, shall be subject to the approval of the Director of Community Planning and Development.

Seconded by Trustee Brixie.

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

- K. Cameron Oaks Streetlighting Special Assessment District, Resolution #2
Clerk Helmbrecht moved to approve Cameron Oaks Streetlighting Special Assessment District Resolution #2, which confirms the plans and estimate of costs for the Cameron Oaks Streetlighting Special Assessment District; directs the Supervisor to make a special assessment according to the roll submitted to the public hearing and confirms the assessment amount of \$1400.00 for the first year, and \$1250.00 annually thereafter, and directs that amount to be assessed against the lands on that roll; orders the special assessment roll filed with the Township Assessor for spreading annually on the tax roll; authorizes Consumers Energy to proceed with the installation of the ten streetlights, with cut-off fixtures; and authorizes the Township Supervisor and Clerk to sign the Authorization for Change in Streetlighting Contract.

Seconded by Trustee Brixie.

Board members discussed the following:

- Excessive amount of streetlights

ROLL CALL VOTE: YEAS: Trustees Brixie, Woiwode, Supervisor McGillicuddy, Clerk
Helmbrecht, Treasurer Hunting
NAYS: Trustee Veenstra
Motion carried 5-1.

- L. Zoning Board of Appeals Case No. 07-109-26-3 (Meridian Christian Church)
Trustee Veenstra moved to waive the \$200 fee for the Meridian Christian Church as requested in their letter of September 12, 2007. Seconded by Trustee Woiwode.

Board members and staff discussed the following:

- Applicant paid a \$200 fee to appear before the Zoning Board of Appeals in August
- Applicant chose to apply to the ZBA prior to site plan approval
- Choice by the applicant to request variances for unusual items
- Concern with precedent which would be set by the waiver

ROLL CALL VOTE: YEAS: Trustee Veenstra
NAYS: Trustees Brixie, Woiwode, Supervisor McGillicuddy, Clerk
Helmbrecht, Treasurer Hunting
Motion failed 1-5.

11. DISCUSSION ITEMS/ENDS

The consensus of the Board was to discuss the cost for a seat on the LEAP, Inc. Board.

Board members and staff discussed the following:

- Possible proration for two months of the 2007 budget would likely commit to a seat on the Board for three (3) years
- Three (3) year commitment for a seat at \$35,000 per year
- Request for budget detail for LEAP, Inc.

The consensus of the Board was to place this item on for action at the November 20, 2007 Board meeting.

Supervisor McGillicuddy opened and closed public comment.

A. Land Preservation Conduct Ordinance

Clerk Helmbrecht summarized the proposed conduct ordinance as outlined in staff memorandum dated October 12, 2007.

Board members and staff discussed the following:

- Further research on Section 54-36. Firearms and other weapons.
- Paved pathway on the Rysberg property as part of the "riverwalk" will have signs posted which

allow bicycling

- Some properties contain special features which would be affected by use of bicycles
- Once a land preservation acquisition is procured, Wetland and Coastal is hired to inventory the property and make a recommendation of allowed activities determined by its special natural features
- Land Management Coordinator writes a stewardship implementation program for each parcel based on its features
- Primary purpose of each acquisition is protection of these sensitive lands in perpetuity
- Conduct ordinance gives the community the confidence that the purpose for which these lands were acquired have been met
- Conduct ordinance allows for the control and appropriate management of land preservation property without prohibiting activities that are normal and acceptable

The consensus of the Board was to place this item on for action at the November 8, 2007 Board meeting.

B. Outdoor Advertising (Billboards)

Director Kieselbach summarized the topic of outdoor advertising structures as outlined in staff memorandum dated October 12, 2007.

Bill Jackson, Real Estate Manager, Adams Outdoor Advertising, 924 Centennial Way, Lansing, spoke to the aging of the traditional billboard and the need to look to the future for ways to make outdoor advertising aesthetically pleasing through technology. He gave a Powerpoint presentation highlighting examples of digital display billboards using light emitting diodes (LED). Mr. Jackson indicated these new billboards will have the ability to change the message through computer programming in eight to ten second intervals. He stated a digital product provides advertisers with a significant shorter lead time to effectively change their messages on a regular basis.

Board members and Mr. Jackson discussed the following:

- Most of the existing billboards are along the M-78 and M-43 corridor
- The M-43 corridor contains five locations owned by Adams each of which are in commercial zones
- Existing billboards along M-43 are legal non-conforming
- Possible conversion of "poster units" to a single faced billboard on a monopole structure
- Site at the edge of the Township could be converted into a gateway project using landscape techniques
- Outdoor advertising as an effective medium using digital product to change messages
- Use of Valo Optimized Technology product by Daktronics which is incapable of movement
- Valo product regulated by a photocell which adjusts brightness on the billboard face
- LED use will require a change to the Township's current sign ordinance
- Clarity of a LED face determined by the size (16 mm) of the bulb
- Cleveland traffic study indicated there is no greater eye movement to a digital billboard than a standard billboard or other roadside "distraction"
- LED as an internally lit device which has no "plume"
- Discussion of possible updates to the current sign ordinance
- Preference to view examples of the new technology within the region

The consensus of the Board was to first view regional examples of digital billboards when available to ascertain if there is interest in changing the Township's current sign ordinance.

12. PUBLIC REMARKS

Supervisor McGillicuddy opened Public Remarks.

Will Tyler White, 2142-1/2 Hamilton Road, Okemos, spoke in support of improving the Township's sign ordinance. He noted the DDA Board did not request or endorse the expansion of its boundary down Grand River Avenue. He added the timing of the expansion to the three (3) corners as requested by the DDA Board is critical as these areas are currently being developed.

Supervisor McGillicuddy closed Public Remarks.

13. POSSIBLE CLOSED SESSION

Treasurer Hunting moved that the Township Board go into a closed session to discuss strategy related to ongoing litigation. Seconded by Trustee Brixie.

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

Supervisor McGillicuddy recessed the meeting at 9:00 P.M.

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

Trustee Woiwode moved to return to open session. Seconded by Trustee Brixie.

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

Supervisor McGillicuddy reconvened the meeting at 9:58 P.M.

Trustee Woiwode moved to go forward as discussed in closed session. Seconded by Trustee Brixie.

VOICE VOTE: Motion carried 6-0.

14. ADJOURNMENT

Supervisor McGillicuddy adjourned the meeting at 10:00 P.M.

SUSAN McGILLICUDDY
TOWNSHIP SUPERVISOR

MARY M. G. HELMBRECHT, CMC
TOWNSHIP CLERK

Sandra K. Otto, Secretary