

CHARTER TOWNSHIP OF MERIDIAN
TOWNSHIP BOARD REGULAR MEETING - **APPROVED** -
5151 Marsh Road, Okemos, MI 48864-1198
853-4000, Town Hall Room
TUESDAY, JUNE 1, 2010 **6:00 P.M.**

PRESENT: Supervisor McGillicuddy, Treasurer Brixie, Trustees Dreyfus, LeGoff, Ochberg,
Veenstra (6:05 P.M.)
ABSENT: Clerk Helmbrecht
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development
Mark Kieselbach, Police Chief Dave Hall, EMS/Fire Chief Fred Cowper, Assistant
Manager/ Human Resources Director Paul Brake, Director of Parks & Recreation LuAnn
Maisner, Parks and Recreation Specialist Mike Devlin

1. CALL MEETING TO ORDER

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

2. PLEDGE OF ALLEGIANCE/INTRODUCTIONS

Supervisor McGillicuddy led the Pledge of Allegiance.

3. ROLL CALL

The secretary called the roll of the Board.

4. PUBLIC REMARKS

Supervisor McGillicuddy opened Public Remarks.

Jim Spanos, PO Box 1426, Okemos, spoke in support of the resolution for bonds to finance the
Downtown Development Authority (DDA) Streetlight Project in downtown Okemos.

Renee Korrey, 4663 Okemos Road, Okemos, spoke in support of the resolution for bonds to finance
the DDA Streetlight Project in downtown Okemos.

Doug Weaver, 1801 Mirabeau, Okemos, spoke in support of the resolution for bonds to finance the
DDA Streetlight Project in downtown Okemos.

Brian Dale, 4733 Okemos Road, spoke in support of the resolution for bonds to finance the DDA
Streetlight Project in downtown Okemos.

Marsha Madle, Chair, Meridian Economic Development Corporation (MEDC) , spoke to MEDC's
endorsement of the resolution for DDA bonds to finance the Streetlight Project in downtown
Okemos.

Randie Black, 6411 E. Reynolds Road, Haslett, introduced herself as a candidate for 55th District
Court Judge.

Michael Leon, 4890 Chipping Camden Lane, Okemos, thanked Board members who decided it was
important to keep promises made by previous Boards. He suggested the Board decide where assisted
living/care facilities would be more appropriate, possibly in office and commercial.

Will Tyler White, 2138-1/2 Hamilton, Okemos, gave a brief presentation in support of the resolution
for bonds to finance the DDA Streetlight Project in downtown Okemos.

Supervisor McGillicuddy closed Public Remarks.

5. REPORTS/BOARD COMMENT/NEW WORRIES

A. Michigan Recreation and Parks Association (MRPA) Presentation to Mike Devlin, Parks &
Recreation Specialist
Brett Kaschinske, Region 2 Director, MRPA, 2465 Woodlake Circle, Suite 180, Okemos, presented
the Recreation Leadership Award to Mike Devlin.

Supervisor McGillicuddy suggested that, in an effort to shorten the Township's continued lengthy meetings, Board members limit their comments to three (3) minutes. She reported her attendance at last week's Capital Area Transportation Authority's (CATA) Steering Committee meeting, where a vote was taken on the end-of-line trolley light rail. Supervisor McGillicuddy stated she will bring a brief "road show" to the Board at the next Board meeting.

Treasurer Brixie hosted the 16th Annual Memorial Day Celebration at Glendale Cemetery. She also announced her attendance at the Meridian Senior Celebration two weeks ago, the Lansing Chamber of Commerce's Intergovernmental Meeting and assisted with the garlic mustard pull at the Harris Nature Center.

Trustee Dreyfus noted the staff memorandum contained in the Board packet relative to an amendment to the Gaslight Village Project, a 425 Agreement with the City of East Lansing. He expressed appreciation for the letter sent to the East Lansing City Council noting Meridian Township's recommendation against changing the condition or site plan for the project.

Trustee Veenstra stated he believed a compelling case has been made for changed conditions to the Gaslight Village Project as only two units have sold. He suggested packets be made available to Board members on Thursday. Trustee Veenstra requested Agenda Item #10C, the November Ballot Discussion, be discussed prior to Agenda Items #10A and #10B, the resolution for DDA Bond to finance Streetlight Project in downtown Okemos, and the construction budget for the LED Streetlight Project in downtown Okemos, respectively.

Trustee Ochberg announced she received another notice of violation of the Township's grass cutting ordinance. She stated she would like to discuss creating a process to allow residents to legally make the transition from a green manicured lawn to a natural "woodland".

Without objection, Supervisor McGillicuddy appointed Trustee LeGoff to serve as Clerk Pro Tem.

6. APPROVAL OF AGENDA

Trustee Ochberg moved to approve the agenda amended as follows:

- **Move Agenda Item #11E to Agenda Item #11A and reletter the remaining discussion items accordingly**
- **Move Agenda Item #7F to Agenda Item #11F**
- **Move Agenda Item #7G to Agenda Item #10D**
- **Move Agenda item #11B to Agenda Item #11E**
- **Move Agenda Item #7B to Agenda Item #10C**

Seconded by Trustee Dreyfus.

VOICE VOTE: Motion carried 6-0.

7. CONSENT AGENDA

Supervisor McGillicuddy reviewed the consent agenda.

Trustee Ochberg moved to adopt the Consent Agenda. Seconded by Treasurer Brixie.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Veenstra, Supervisor McGillicuddy, Treasurer Brixie
 NAYS: None
 Motion carried 6-0.

The adopted Consent Agenda items are as follows:

A. Communications

(1). Board Information (BI)

- BI-1 John P. Gardner, Governmental Affairs Manager, Comcast, Michigan Region, 1401 E. Miller Road, Lansing; RE: Enhancement of Comcast's network to deliver digital services to current expanded basis subscribers
- BI-2 Masood Maghsoodi and Afsaneh Esmaeilbeigi, 4489 Wausau, Okemos; RE: Submission of petition to request the Township amend its ordinance to allow chickens to be housed on non-agricultural land
- BI-3 Hassan Alizadeh, 120 Maplewood Drive, East Lansing; RE: Request for the Township to amend its ordinance to allow chickens to be housed on non-agricultural land
- BI-4 Farrokh Rahnemmon, 5172 Madison Avenue, Apt. C5, Okemos; RE: Request for the Township to amend its ordinance to allow chickens to be housed on non-agricultural land
- BI-5 Mahbuba Fidida, 1985 Tomahawk Road, Okemos; RE: Request for the Township to amend its ordinance to allow chickens to be housed on non-agricultural land

(2). Regional Linkage (RL)

- RL-1 Mike Bryanton, Ingham County Clerk, 313 W. Kalamazoo, Lansing; RE: Notification that Ingham County will no longer provide recordings of its Board of Commissioners' meetings for public access television broadcast

(3). Staff Communications (SC)

- SC-1 Memorandum from Cindy Cummings, Police Records Supervisor; RE: Current list of licensed vendors and non-licensed persons or nonprofit organizations engaged in soliciting or canvassing dated May 14, 2010

(4). On File in the Clerk's Office (OF)

Material handed out at the May 18, 2010 Board Meeting

- Emily Rich, 4513 Ethel Street, Okemos; RE: Petition of support of the Board upholding the Planning Commission's denial of Special Use Permit #09101 (Design Services Co.)
- Mike Potchenn and Gretchen Birbeck, 4671 Dunmorrow Drive, Okemos; RE: Opposition to Special Use Permits #09101 and #10-88231
- Paul and Paula Zang, 4920 Chipping Camden Lane, Okemos; RE: Opposition to Special Use Permits #09101 and #10-88231
- Theda L. Rudd, 4435 Oake Pointe Court, Okemos; RE: Support for the Board to uphold the Planning Commission's denial of Special Use Permit #09101 (Design Services Co.)
- Timothy and Polly Lilleboe, 4765 Wellington Drive, Okemos; RE: Opposition to Special Use Permits #09101 and #10-88231
- Walter Linske, 1239 Ethel, Okemos; RE: Opposition to Special Use Permit #09101
- Paul and Judy Kindel, 2915 Margate Lane, East Lansing; RE: Opposition to Special Use Permit #09101

Trustee Ochberg 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 Brixie.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Veenstra, Supervisor McGillicuddy, Treasurer Brixie
 NAYS: None
 Motion carried 6-0.

C. Bills

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

Common Cash	\$ 207,099.76
Public Works	\$ 22,683.46
Total Checks	\$ 229,783.22
Credit Card Transactions	\$ 8,792.73
Total Purchases	<u>\$ 238,575.95</u>

ACH Payments \$ 518,825.65

Seconded by Treasurer Brixie.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Veenstra, Supervisor McGillicuddy, Treasurer Brixie
 NAYS: None
 Motion carried 6-0.

[Bill list in Official Minute Book]

D. Budget Amendments, Capital Items

Trustee Ochberg moved that the 2010 Township Budget be amended by increasing the budgets in the following accounts as follows with all funds to come from the respective fund balances:

- 1) \$20,791 to account 661-000.000-981.000 from Motor Pool for purchase of a Police patrol car to replace one that was totaled in an accident
- 2) \$895 to account 661-000.000-826.000 from Motor Pool for purchase of software to update our vehicle diagnostic computer
- 3) \$5,700 to account 101-170.268-974.000 from General Fund for replacement of the roof on the Town Hall Room; total replacement cost is \$17,200
- 4&5) \$22,000 to account 208-750.759-974.000 from Park Millage for replacement of the roof and replacement of the floor in several rooms at the Harris Nature Center

Seconded by Treasurer Brixie.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Veenstra, Supervisor McGillicuddy, Treasurer Brixie
 NAYS: None
 Motion carried 6-0.

E. Assessing Stipulations

Trustee Ochberg moved that the Township Assessor be authorized to sign a stipulation with Howard and Suzanne Majors on the following property:

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
2009	0360743	6310 Island Lake, East Lansing, MI 48823
2010		
<u>Assessment</u>		
2009	<u>AV/TV</u>	\$380,000/353,391
2010		\$338,700/338,700
<u>Proposed Assessment</u>		
2009	<u>AV/TV</u>	\$328,800/328,800
2010		\$292,200/292,200

Seconded by Treasurer Brixie.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Veenstra, Supervisor
 McGillicuddy, Treasurer Brixie
 NAYS: None
 Motion carried 6-0.

Trustee Ochberg moved that the Township Assessor be authorized to sign a stipulation with David Wearsch on the following property:

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
2009 2010	0360529	6219 Porter, East Lansing, MI 48823
<u>Assessment</u>		2009 <u>AV/TV</u> \$60,000/60,000 2010 \$61,700/59,820
<u>Proposed Assessment</u>		2009 <u>AV/TV</u> \$52,500/52,500 2010 \$52,500/52,500

Seconded by Treasurer Brixie.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Veenstra, Supervisor
 McGillicuddy, Treasurer Brixie
 NAYS: None
 Motion carried 6-0.

Trustee Ochberg moved that the Township Assessor be authorized to sign a stipulation with La Belle Management on the following property:

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
2009	0365384	2085 Grand River, Okemos
<u>Assessment</u>		2009 <u>AV/TV</u> \$730,300/730,300
<u>Proposed Assessment</u>		2009 <u>AV/TV</u> \$620,000/620,000

Seconded by Treasurer Brixie.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Veenstra, Supervisor
 McGillicuddy, Treasurer Brixie
 NAYS: None
 Motion carried 6-0.

Trustee Ochberg moved that the Township Assessor be authorized to sign a stipulation with La Belle Management on the following property:

<u>YEAR</u>	<u>DOCKET NO.</u>	<u>ADDRESS OF PROPERTY</u>
2010	0365384	2085 Grand River, Okemos

<u>Assessment</u>	2010	<u>AV/TV</u>	\$716,000/716,000
<u>Proposed Assessment</u>	2010	<u>AV/TV</u>	\$550,000/550,000

Seconded by Treasurer Brixie.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Veenstra, Supervisor
 McGillicuddy, Treasurer Brixie
 NAYS: None
 Motion carried 6-0.

- H. Outdoor Gathering Permit, 4th of July Celebration
Trustee Ochberg moved approval of the Outdoor Assembly License and the Permit for Fireworks Display by Night Magic, Inc., for the Independence Fireworks Celebration on Sunday, July 4, 2101`0, as described in the staff memorandum dated May 28, 2010. Seconded by Treasurer Brixie.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Veenstra, Supervisor
 McGillicuddy, Treasurer Brixie
 NAYS: None
 Motion carried 6-0.

- I. Outdoor Gathering Permit, Celebrate Downtown Okemos Art Walk (June 19, 2010)
Trustee Ochberg moved approval of the Outdoor Assembly License for Meridian Township Downtown Development Authority’s “Celebrate Downtown Okemos – Art Walk” on June 19, 2010, as detailed in the staff memorandum dated May 28, 2010. Seconded by Treasurer Brixie.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Veenstra, Supervisor
 McGillicuddy, Treasurer Brixie
 NAYS: None
 Motion carried 6-0.

- J. School Tax Collection Agreements
Trustee Ochberg moved that the Township Board approve the “2010 Summer School Tax Collection Requests and Agreements” for East Lansing, Okemos, Williamston and Ingham Intermediate School Districts. Seconded by Treasurer Brixie.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Veenstra, Supervisor
 McGillicuddy, Treasurer Brixie
 NAYS: None
 Motion carried 6-0.

- K. Reappointment to the East Lansing Meridian Water & Sewer Authority
Trustee Ochberg moved that the Township Board approve the reappointment of Thomas Peet to the East Lansing Meridian Water & Sewer Authority for the term expiring June 30, 2013. Seconded by Treasurer Brixie.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Veenstra, Supervisor
 McGillicuddy, Treasurer Brixie
 NAYS: None
 Motion carried 6-0.

- L. Authorization to Dispose of Township Vehicles
Trustee Ochberg moved to approve the sale of the following surplus Township vehicles at public auction, internet auction, or by sealed bid:

<u>Year</u>	<u>Make & Model</u>	<u>VIN Number</u>
1992	John Deere 310D backhoe	Ser # 783520
2000	Chevrolet S-10 4x4	1GCDT14W7YK216232

Seconded by Treasurer Brixie.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Veenstra, Supervisor McGillicuddy, Treasurer Brixie
 NAYS: None
 Motion carried 6-0.

8. QUESTIONS FOR THE ATTORNEY (None)

9. HEARINGS (None)

10. ACTION ITEMS/ENDS

Supervisor McGillicuddy opened and closed public comment.

B. Construction Budget for LED Streetlight Project in Downtown Okemos

Trustee Ochberg moved approval to authorize the construction budget to complete the LED Streetlight Project in downtown Okemos, as requested by the Meridian Township Downtown Development Authority of Okemos, in the total amount of \$280,550 as described in staff memorandum dated May 28, 2010. Seconded by Supervisor McGillicuddy.

Board members and staff discussed the following:

- Support from business owners and residents of this area of the Township
- Concern with increasing costs of the streetlights
- Concern bonds will be executed in the name of the Township
- Small amount of obligated money in comparison to the Township’s \$17 million general fund
- Purpose of setting up the DDA was to facilitate streetscape and reverse blight in the area
- These improvements were mentioned as a focus when the DDA was created
- Low interest rates because municipal bonds are generally several points below typical bonds at the current time
- Several stores in the downtown area are open in the evening
- Project with short-term costs and long-term benefits
- Streetlights conducive to pedestrian safety in the evening
- Language recommended by the bond counsel
- Grant is only 18% of the total project and not a large inducement
- Concerned with the DDA’s ability to borrow money
- Projected total cost is over \$336,000
- Streetlights are a luxury the Township cannot afford in light of projected decrease in staff in the coming years
- Concern placement of streetlights and the roundabout will not achieve the desired results

ROLL CALL VOTE: YEAS: Trustees Dreyfus, Ochberg, Supervisor McGillicuddy, Treasurer Brixie
 NAYS: Trustees LeGoff, Veenstra
 Motion carried 4-2.

A. Resolution for Bonds to Finance the DDA Streetlight Project in Downtown Okemos

Treasurer Brixie moved [and read into the record] NOW, THEREFORE, BE IT RESOLVED THAT:

1. **The DDA hereby requests the Township to issue the Bonds in an amount not to exceed \$225,000, and the DDA hereby agrees to pay to the Township from the tax increment revenues and other revenues of the DDA the amounts necessary to pay principal of and interest on the Bonds as they come due. In the event the funds of the DDA are insufficient to pay the principal of and interest on any Bonds as they come due, and the Township pays such sums from its own funds, the DDA agrees to reimburse the**

- Township in whole for such payments from funds of the DDA as such funds are received. The DDA further agrees to reimburse the Township in whole for any costs of the Project not financed from the proceeds of the Bonds, including, if necessary, the costs of issuance of the Bonds, and other costs incurred by the Township associated with the design and acquisition of the Project. Title to the Project shall remain with the Township.
2. The DDA hereby acknowledges that the Township will issue its Bonds in reliance upon the agreement and promise of the DDA to pay to the Township from tax increment revenues and other revenues of the DDA the amounts necessary to enable the Township to pay the principal of and interest on the Bonds. The DDA hereby certifies to the Township that the estimate of DDA Revenues shown in Exhibit A is the DDA's best good faith estimate of DDA Revenues.
 3. The DDA hereby covenants to take all action within its control, to the extent permitted by law, necessary to maintain the exclusion of the interest on the Bonds from gross income for federal income tax purposes under the Internal Revenue Code of 1986, as amended (the "Internal Revenue Code"), including, but not limited to, actions relating to the rebate of arbitrage earnings and the expenditure and investment of proceeds of the Bonds and money deemed to be proceeds of the Bonds.
 4. Any DDA member is hereby authorized and directed to execute and deliver such documents, instruments and certificates, as may be necessary or convenient in order to help the Township issue, market, sell, and deliver the Bonds, including, without limitation, documents, instruments and certificates necessary or desirable to satisfy the requirements of the Internal Revenue Code relating to arbitrage, rebate and qualification of interest expense for deduction by financial institutions.
 5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are hereby rescinded.

Seconded by Supervisor McGillicuddy.

Treasurer Brixie moved [and read into the record] NOW, THEREFORE, BE IT RESOLVED THAT:

1. Downtown Development Bonds. Bonds of the Township designated as the 2010 DOWNTOWN DEVELOPMENT BONDS (GENERAL OBLIGATION LIMITED TAX) shall be issued in the aggregate principal amount of not to exceed Two Hundred Twenty-Five Thousand Dollars (\$225,000) (the "Bonds"), as finally determined by the DDA Executive Director at the time of sale of the Bonds, for the purpose of paying the costs of the Project including payment of legal, engineering, financial and other expenses incident thereto.
2. Bond Details. The Bonds shall mature as serial bonds or term bonds on the dates and in the amounts as shall be determined by the DDA Executive Director at the time of sale of the Bonds, but in any event the final maturity of the Bonds shall occur within 16 years of the date of delivery. The Bonds shall bear interest at a rate or rates to be determined by the DDA Executive Director at the time of sale of the Bonds, but in any event not exceeding 6.00% per annum, payable on such interest payment dates as shall be determined at the time of sale of the Bonds. The Bonds shall be subject to mandatory or optional redemption prior to maturity as determined by the DDA Executive Director at the time of sale of the Bonds.

The principal of the Bonds shall be payable at the office of the Township Treasurer or such other person or financial institution designated by the DDA Executive Director to act as registrar and transfer agent for the Bonds (the "Transfer Agent"), which may be the financial institution which purchases the Bonds, or such other bank or trust company acceptable to the purchaser of the Bonds. The Bonds shall be registered as to principal and interest and shall be in the denomination of \$5,000 or integral multiples of \$5,000, dated as of the date of delivery thereof, and numbered as determined by the Transfer Agent. At the option of the purchaser of the Bonds, the Bonds may be issued in book-entry-only form through The Depository Trust Company in New York, New York ("DTC"). At the option of the purchaser of the Bonds, the Bonds may be issued as one (1) single fully-registered nonconvertible bond.

The principal of and interest on the Bonds shall be payable, by check drawn on the Transfer Agent mailed to the registered owner at the registered address, as shown on the registration books of the Township maintained by the Transfer Agent. Interest shall be payable to the registered owner of record as of the fifteenth day of the month prior to each interest payment or such other date as determined by the Transfer Agent.

The principal of the Bonds shall be payable at the designated office of the Transfer Agent upon presentation and surrender of the appropriate bond. Notwithstanding the foregoing, if the Bonds are held in book-entry form by DTC, payment shall be made in the manner prescribed by DTC.

If the Transfer Agent is a bank or financial institution, then the DDA Executive Director is authorized to execute an agreement with the Transfer Agent on behalf of the Township. The Township may designate a new Transfer Agent by notice mailed to the registered owner of each of the Bonds at such time outstanding not less than sixty (60) days prior to an interest payment date. If the purchaser of the Bonds chooses the option of issuing the bonds through DTC, then the DDA Executive Director is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Bonds in book-entry-only form.

The Bonds shall be executed in the name of the Township with the manual or facsimile signatures of the Supervisor and the Township Clerk, and the corporate seal of the Township shall be manually impressed or a facsimile thereof shall be printed on the Bonds. No Bond authorized under this resolution shall be valid until authenticated by an authorized representative of the Transfer Agent unless the purchaser thereof does not require the Bonds to be authenticated. If the Bonds are not authenticated, then at least one signature on the Bonds shall be a manual signature. The Bonds shall be delivered in accordance with instructions from either the DDA Executive Director or the Treasurer of the Township upon payment of the purchase price for the Bonds in accordance with the purchase contract for the Bonds.

3. **Pledges for Payment of Bonds.** The Township intends to pay the principal and interest of the Bonds from tax increment revenues and other revenues of the DDA pursuant to the DDA Plan (the "DDA Revenues"). The Township Board hereby approves the estimates submitted to the Township by the DDA of the anticipated tax increment revenues and other revenue available under Section 11 of the DDA Act to be available for payment of principal and interest on Bonds. In the event of the insufficiency of these revenues, the limited tax full faith and credit and resources of the Township are hereby pledged for the prompt payment of principal of and interest on the Bonds

- pursuant to Section 16(1) of the DDA Act. The Bonds shall be payable as a first budget obligation from the general funds of the Township and, if necessary, the Township shall levy taxes upon all taxable property in the Township subject to applicable constitutional, statutory and charter tax rate limitations. As additional security for the Bonds, the Township hereby pledges for payment of principal and interest on the Bonds all payments made to the Township by the DDA from the DDA Revenues.
4. **Debt Retirement Fund.** The Township Treasurer is authorized and directed to open a separate depository or trust account with a bank or trust company to be designated as the 2010 DOWNTOWN DEVELOPMENT BONDS DEBT RETIREMENT FUND (the "Debt Retirement Fund"). The moneys to be deposited into the Debt Retirement Fund will be specifically earmarked and used solely for the purpose of paying principal of and interest on the Bonds. DDA revenues transferred to the Township for payment of the Bonds, money transferred from the general fund of the Township, if any, and all proceeds from taxes levied, if any, for the payment of principal of and interest on the Bonds shall be deposited into the Debt Retirement Fund. The moneys deposited in the Debt Retirement Fund shall be used solely for the purposes of paying the principal of and interest on the Bonds.
 5. **Bond Form.** The Bonds shall be substantially in the following form with such changes as may be necessary to conform the Bonds to the final terms of sale, including changes necessary to issue the bond in the form of a single fully-registered nonconvertible bond, if required by the terms of sale:

Seconded by Supervisor McGillicuddy.

Board members discussed the following:

- Cost of approximately \$3,000 to the DDA for bond counsel preparation of the resolutions, tax documents and bond documents
- Concern with discrepancy of interest rate "not to exceed 6% per annum" contained in the document and peak rate for the last quarter of 4.25%
- Proposed amendment would not allow any flexibility

Trustee Veenstra offered the following amendment:

- Amend the Bond Details section by deleting "not exceeding 6.00% per annum" and inserting "not exceeding 5.00% per annum." Seconded by Trustee LeGoff.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, Veenstra
 NAYS: Trustees LeGoff, Ochberg, Supervisor McGillicuddy, Treasurer Brixie
 Motion failed 2-4.

Continued Board members discussion:

- Concern with paying over \$13,000 for each streetlight
- Concern with streetlight placement and possible move after a decision is made about construction of a roundabout
- Board must quit "doing business as usual" in light of projections which show a 25% reduction in staff through 2012
- Reminder that Meridian Township is borrowing the money, not the DDA
- Streetlight expenditure is a luxury the Township cannot afford

ROLL CALL VOTE: YEAS: Trustees Dreyfus, Ochberg, Supervisor McGillicuddy, Treasurer Brixie
 NAYS: Trustees LeGoff, Veenstra
 Motion carried 4-2.

C. Minutes – May 18, 2010 Regular Meeting

Treasurer Brixie moved to approve and ratify the minutes of the May 18, 2010 Regular Meeting amended as follows:

- **Amend page 8, Agenda Item #10D, to read: It was the consensus of the Board not to place a Headlee millage proposal on the August ballot. There was also consensus to place this item on future Board agendas for discussion.**

Seconded by Trustee Ochberg.

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Veenstra, Supervisor McGillicuddy, Treasurer Brixie
 NAYS: None
 Motion carried 6-0.

D. Amendment to Fireworks Ordinance, **Final Adoption**

Treasurer Brixie moved that the Township Board finally adopt the resolution amending the Code of the Charter Township of Meridian, Michigan, Chapter 26, Article 1, by amending Section 26-1, entitled Fireworks. Seconded by Trustee Ochberg.

Board members and staff discussed the following:

- Class C fireworks legal in the State of Michigan
- Class B fireworks illegal in the State of Michigan
- Ordinance refers to Class B fireworks
- Ordinance amendment written by the Township attorney
- Ordinance currently does not make violation of this section a misdemeanor
- Punishment for possession of Class B fireworks is punishable by a fine and/or up to 93 days in jail
- Belief it is a common practice for Michigan residents to travel to Ohio to purchase Class B fireworks and bring back to the Township
- Concern with the expense involved in providing a court ordered attorney if this ordinance is passed
- Township has never had to provide a court ordered attorney for DUI, etc.
- Concern the proposed language is creating a new “crime”
- Legislature is currently working on legislation to make illegal fireworks legal

ROLL CALL VOTE: YEAS: Trustees Dreyfus, LeGoff, Ochberg, Supervisor McGillicuddy, Treasurer Brixie
 NAYS: Trustee Veenstra
 Motion carried 5-1.

11. DISCUSSION ITEMS/ENDS

Supervisor McGillicuddy opened and closed public comment.

- A. Special Use Permit (SUP) #10-08011 (Shaw’s on Newton), a request to construct 18 buildings with a total combined size greater than 25,000 square feet
 Director Kieselbach summarized the special use permit request as outlined in staff memorandum dated May 27, 2010.

Board members discussed the following:

- Reminder this agenda item is about approving an extension since this SUP expired in March, 2010
- Brownfield “cleanup” cost of approximately \$1 million
- Belief there is an outrageous “giveaway” of an additional \$6 million
- Meridian Township will need to provide public safety services to the project while receiving almost no revenue from the project
- Request for staff to provide Board members who were not on the Board when this project was approved with a memo containing a brief summary of the Brownfield tax increment financing

It was the consensus of the Board to place this item on for action at the June 15, 2010 Board meeting.

B. Zoning Standards in Residential Districts

Director Kieselbach summarized the zoning standards in residential districts as outlined in staff memorandum dated May 27, 2010.

Board members discussed the following:

- Township Board initiation of a zoning amendment would be sent to the Planning Commission for a public hearing and recommendation
- Planning Commission should look at whether public institutions should be placed in all residential zoning categories
- Projects which “draw” a number of people should be placed in the higher density areas where the Township’s infrastructure is already in place, not in lower density
- Public education institutions should remain in all residential categories
- Chickens in residential districts would be an issue
- Concern with changing zoning standards in residential based on a previous Board decision
- Rural residential has greater space between residential units so fewer people are impacted in placement of an institutional use
- Institutions for human care require a special use permit
- Institutional use may be appropriate in commercial and PO districts
- Concern with allowing poultry and rabbits in designations other than single family residential
- Board member belief poultry and rabbits are less intrusive than dogs

Trustee Veenstra moved to refer the question of expanding the zoning categories in which poultry and rabbits may be legally kept in Meridian Township to the Planning Commission. Seconded by Treasurer Brixie.

VOICE VOTE: Motion carried 6-0.

Continued Board discussion:

- Farming and high traffic do not mix
- Human care facilities in rural residential promotes sprawl
- Human care facilities are appropriate in more dense areas
- Human care facilities in rural residential change traffic patterns
- Public schools financed through bonds and millage do not have to adhere to the Township’s zoning ordinance
- Most of the remaining rural residential land does not have available public water and sewer
- Control placement of assisted care facilities in rural residential through the special use permit process

Trustee Veenstra moved to refer to the Planning Commission the question of expanding institutional uses into commercial and professional office zoning. Seconded by Treasurer Brixie.

VOICE VOTE: Motion carried 6-0.

Continued Board and staff discussion:

- Hospitals already allowed in other zoning districts
- In the case of the golf course case several years ago, the living quarters for the groundskeeper was added by amending the special use permit under the golf course section
- How rural zoning fits into the Right to Farm Act as there have been modifications in the state act over the last few years
- Remove music and dancing instruction schools or studios as prohibited uses as they seem to contradict the state zoning enabling act
- Music and dance lessons are currently being handled through the draft home occupation ordinance as a listed use by right
- Request for the Planning Commission to review airports or gravel pits in residential zoning districts as there is no longer sufficient land upon which to be built

- Procedure for transforming lawns to a native Michigan environment is a separate ordinance entitled "Vegetation" and is not a zoning ordinance
- Request for the Planning Commission to expand the residential categories in which greenhouses may be allowed

C. November Ballot Discussion

Township Manager Richards presented "high level" financial projections for the General Fund Budget as requested at the last Board meeting.

Board members and staff discussed the following:

- Projections assume no additional property tax revenues into the General Fund
- Budgeted positions are the "best guess" regarding impact to the General Fund
- Deadline for placing millage question on the November ballot is the second meeting in August
- Need to provide residents the opportunity to keep services at current levels
- Increase of approximately 10% per year in health care costs included in general fund budget financial projections
- Suggestion to place the Headlee override millage proposal on the November ballot and provide a snapshot of budget projections as educational materials to the public through the summer edition of the *Meridian Monitor*
- The 2010 recommended budget noted pension costs were outpacing health care costs
- Calculation of the cost per employee each year includes the increase in health care and pension costs
- Option to reduce fringe benefits as a cost savings measure rather than placing a millage question on the ballot
- Revisit cost saving measures presented to the Board in the 2010 budget
- Possible savings by reducing the number of vehicles in the Motor Pool
- Suggestion of only a partial Land Preservation Millage renewal and a Headlee override which totals slightly less than a full Land Preservation Millage renewal
- Impact on essential services if hard cuts come from public safety
- Township has eight (8) bargaining units with various union contracts
- State laws regarding labor contracts must be taken into account
- Special millages earmarked for specific purposes must be taken into account
- Some expenditures will rise (utilities, etc.)
- 75% of general fund revenues are expended on salaries, fringe benefits, etc.
- Consideration of various arrangements with regional partners
- Potential consolidation of some general functions (e.g., secretarial, public safety)
- Privatization of services (e.g., EMS services)
- Neighborhood group discussions to elicit citizen engagement
- Possible on-line survey to obtain residents' input on service cuts
- Select community members to participate in a focus group
- Presentation by Department Directors
- Institution of a hiring freeze
- Development of an alternate budget if there is no Headlee override
- Possibility of a four day ten hour work week

D. Zoning Amendment #10020 (Township Board), a request to amend various sections of Chapter 86 Zoning, Article VII Signs and Advertising Structures to update standards for signs above the roofline, community sponsored street light banners, A-frame signs in commercial districts, and the size of development entry signs in residential districts

Director Kieselbach summarized the proposed zoning amendment as outlined in staff memorandum dated May 27, 2010.

Board members discussed the following:

- Zoning Board of Appeals has allowed variances to permit corporate logos but controlled them through the size of the sign
- Pitched roofs and parapets are a Meridian Township symbol and should be accommodated
- Future Planning Commission public hearing to place a limit on parapet wall height

- Development entry signs should allow for the address of the development
- Suggestion to increase the width for A-frame signs to three (3) feet
- Limitation of A-frame sign location to no further than five (5) feet from a building is unnecessary regulation
- Unnecessary regulation to state A-frame sign storage must be indoors after business hours
- Unnecessary regulation to state A-frame signs shall not be attached to a building
- Change “shall” to “may” in Section 86-687(13)(f) relative to illumination of A-frame signs for safety purposes
- Size of Township-sponsored signage (25 square feet) should be at least the same size as development entry signs (32 square feet)
- Unnecessary regulation for public facilities or park signage to be placed at least ten feet back of the street right-of-way line
- The recommendations from the Planning Commission were safety related regulations
- Some of the previous Board member comments were for language which has not been advertised for change
- Staff memorandum contained recommended Planning Commission changes in capital letters as previous requested by a Board member
- Concern A-frame signs would make the area look cluttered
- Belief A-frame signs would not increase business

It was the consensus of the Board to place this item on for action at the June 15, 2010 Board meeting.

F. Ratify Fire Department Promotions

Treasurer Brixie moved to ratify the promotion of William Janson to Battalion Chief, Greg Kueppers to Captain and Kenneth Phinney to the rank of Lieutenant.

The motion died for lack of a second.

Board members and staff discussed the following:

- Highly unusual to take promotions off the agenda
- Concern that not moving on these promotions is lack of adherence to Policy Governance
- Promotions on the consent agenda have previously been acted upon
- Promotions have been recommended by the Department head and the Township Manager
- Board approval required for any hire or promotion of a sworn officer
- Promotions are currently being filled by existing employees through “acting” pay
- Cost of promotional activity is relatively small compared to actual total cost of an employee
- Promotions continue existing staffing levels relative to fire response at the stations
- Responsibilities of various positions a subject of negotiations and bargaining contracts
- Delay of promotions will have an impact on responsibilities and follow-through
- Impact on the operation of the organization if promotions do not move forward
- Forecasting which firefighting administrative levels would need to be cut if a Headlee override does not pass
- Ramifications of staffing only two fire stations and its effect on staffing levels
- Inability to continue “business as usual”
- Request to see figures on how much each promotion would cost
- Suggestion of a six month delay until after the November election
- Suggestion to delay action until staff provides requested information at the next meeting

It was the consensus of the Board to place this item on for discussion at the June 15, 2010 Board meeting.

E. Mixed Use Planned Unit Development (MUPUD) Ordinance Amendments

Board members discussed the following:

- Concern this topic continues to be delayed while it is a high Board priority
- Suggestion to place this item on the next agenda as the first discussion topic

It was the consensus of the Board to place this item on for discussion at the June 15, 2010 Board meeting.

12. PUBLIC REMARKS

Supervisor McGillicuddy opened and closed Public Remarks.

13. FINAL BOARD MEMBER COMMENT

Trustee Veenstra expressed concern that the Township Hall is too cold. He believed the public should be told that possession of Class B Fireworks is a misdemeanor punishable by fine and/or up to 93 days in jail.

14. ADJOURNMENT

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

SUSAN MCGILlicUDDY
TOWNSHIP SUPERVISOR

TRUSTEE ELIZABETH LEGOFF
TOWNSHIP CLERK PRO TEM

Sandra K. Otto, Secretary