

CHARTER TOWNSHIP OF MERIDIAN
TOWNSHIP BOARD WORK SESSION MINUTES - **APPROVED** -
5151 Marsh Road, Okemos, MI 48864-1198
349-1200, Town Hall Room
TUESDAY, MARCH 16, 1999, **6:00 P.M. — 7:00 P.M.**

PRESENT: Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger, Trustees McCullough, McGillicuddy, Squiers, Such
ABSENT: None
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development Mark Kieselbach, Director of Engineering & Public Works Roger Buell, Police Chief Gary Gibbons, EMS/Fire Chief Fred Cowper, Personnel Director/Assistant Manager Paul Brake, Parks Coordinator Wendy Longpre, Attorney Brian Goodenough

1. CALL WORK SESSION TO ORDER
Supervisor Little called the Work Session to order at 6:10 p.m.
2. QUESTIONS FOR ATTORNEY
[Trustee Squiers entered 6:10 p.m.]

Removal of Cable Communications Commissioner:

Clerk Helmbrecht asked Attorney Goodenough how to declare a seat vacant on the Cable Communications Commission for extended non-attendance. Attorney Goodenough stated the typical means for removing a Commissioner is under misfeasance or malfeasance in office. Attorney Goodenough stated excessive absences would qualify for misfeasance in office. Attorney Goodenough stated he would provide the Board the exact procedure for removal of a Commissioner from office. Trustee Squiers asked if this procedure would be the same for elected officials in reference to the Park Commission. Attorney Goodenough stated the procedure would be the same.

Objection to Bass Street Public Road Improvement District

Trustee McGillicuddy asked if the benefit to Robbyn Davenport has been reviewed following her claim to receive no benefit. Manager Richards stated Ms. Davenport's husband signed the petition for the paving and the Township Engineer determined there to be a benefit, which is why this residence is included in the assessment

Rezoning #98170 (North American Equities) Referendum Petition:

Trustee Squiers asked if there is a finding that there are fraudulent signatures, does this make the whole process null and void or just those particular signatures. Attorney Goodenough discussed the current procedure to handle the situation. Attorney Goodenough stated the petitions are subject to an investigation conducted by the Meridian Township Police Department (M.T.P.D.), which has not forwarded any findings or report to the Ingham County Prosecutor's Office. Attorney Goodenough stated should the M.T.P.D. find a violation has been committed, a report will be forwarded to the Ingham County Prosecutor's Office for the Prosecutor to make a determination of whether all, part or none of the petition is fraudulent. Attorney Goodenough stated before knowing the facts of the investigation he can not advise on how this situation will conclude.

Park Commission Closed Session Meetings.

Supervisor Little stated he has noticed the Park Commission always has a closed session at the end of their meetings for land acquisition, which makes him concerned the Park Commission may be conducting most of their business in these closed sessions. Attorney Goodenough stated the Park Commission is considered a public body and subject to the Open Meetings Act. Attorney Goodenough stated the Park Commission is permitted to go into closed session to discuss the purchase or lease of real property up until the time an offer is tendered, after which the remainder of the discussion is to take place in open session. Attorney Goodenough stated the Park Commission does not have to refer to a specific parcel to go into closed session, as this permits local municipal governments to discuss potential purchases without making it known to the public at large. Attorney Goodenough stated to the extent that the discussions stray from the purchase or lease of a piece of real property, then the Park

Commission would need to rethink the reasons for going into closed session. Supervisor Little stated the last Park Commission minutes included a closed session “to discuss land acquisition opportunities,” which suggests the Commission may not have had a specific item to discuss. Attorney Goodenough stated the Park Commission does not need to discuss a specific parcel, but may look at several parcels under consideration. Attorney Goodenough stated if the Park Commission is generically talking about buying some number of acres of land with no specific site(s) in mind, then this would be an inappropriate discussion in closed session. Supervisor Little asked if the minutes should reflect the starting and ending times for the closed session. Attorney Goodenough stated the minutes should reflect those times.

Township Littering Ordinance:

Trustee Squiers asked in reference to BI-2 if the Township has a littering ordinance. Director Kieselbach stated the Code of Ordinances would only address littering through the nuisance ordinance, in which the Code Enforcement would handle the complaint. Director Kieselbach stated if there is no witness to determine who is littering the ordinance will be enforced against the homeowner.

3. DISCUSSION ON 7:00 AGENDA ITEM TOPICS

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

- * Consent Agenda
- * Minutes
- * Communications BI-1, BI-7, BI-10, BI-17, SR-1,
- * Rezoning #98210 (TMN)
- * Manager’s Bills
- * Gaming License
- * Plat #95012 (Banyon Park)
- * Funds for Capitol Area Foundation
- * Lake Lansing Watershed Agreement
- * Tequemenon Road
- * Release of Easement
- * Baker Street Paving
- * Bass Street Paving
- * Liquor License Transfer
- * Street Classifications
- * Engineering fees
- * Code Amendments
- * Communication BD-3
- * B.W.L. Franchise Expansion

4. OTHER BUSINESS

A. Q&A Session with Library Consultant

Andres Dahlgren, Library Planning Associates, Madison WI, presented his draft needs assessment report. He stated his primary purpose at this meeting is to answer Board Member’s questions. He stated the final report would be complete March 30th. He stated Library Planning Associates was retained through David Milling and Associates to perform this needs assessment.

Board Members discussed the report and asked questions of Mr. Dahlgren who answered the questions or promised a later response.

The Board asked Mr. Dahlgren to include his recommendation to the Board in the final report.

5. PUBLIC REMARKS (None)

6. ADJOURNMENT

Supervisor Little adjourned the Work Session at 7:15 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, MARCH 16, 1999, **7:30 P.M.**

PRESENT: Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger, Trustees McCullough,
McGillicuddy, Squiers, Such
ABSENT: None
STAFF: Township Manager Gerald Richards, Director of Community Planning & Development
Mark Kieselbach, Director of Engineering & Public Works Roger Buell, Police Chief
Gary Gibbons, EMS/Fire Chief Fred Cowper, Personnel Director/Assistant Manager Paul
Brake, Parks Coordinator Wendy Longpre

1. CALL MEETING TO ORDER

Supervisor Little called the meeting to order at 7:30 p.m.

2. APPROVAL OF AGENDA — OR CHANGES

TRUSTEE SUCH MOVED TO APPROVE THE AGENDA WITH THE FOLLOWING
AMENDMENTS: DELETE ITEMS #6.B. (Presentation of Library Needs Assessment Draft Report),
#15.B.(2) (Plat #95012 Banyon Park), AND #16.C.; ADD ITEM #9.A. (Modification to Terms of
Agreement Granting Building Permit at 174 Newman Road); CORRECT AGENDA ITEM #16.I.
(Baker Street Paving, Special Assessment District to Resolution #3); AND CONSENT AGENDA TO
INCLUDE ITEMS #3 (Minutes), #4 (Communications), #16.A. (Manager's Bills), #16.B. (Gaming
License), #16.E. (5-Year Lake Lansing Watershed Management Plan), #16.F. (Tahquemenon Road
Completion), #16.H. (Release of Easement), #16.I. (Baker Street District #31), #16.J. (Bass Street
District #30), #17.A.(5).c. (Engineering Fees), #17.A.(5).d (Code Amendment Chapters 111 & 111A).
SECONDED BY TRUSTEE MCCULLOUGH.

VOICE VOTE: Motion carried unanimously.

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

- A. February 6, 1999, Special Meeting
- B. February 16, 1999, Work Session
- C. February 16, 1999, Regular Meeting

4. COMMUNICATIONS (See Consent Agenda)

- A. Application for Public Service (***)
 - OTH-7 James E. Brazier, 4185 Cornell Road, Okemos; RE: Pension Trustee
 - OTH-8 Jeb Burns, 2628 Whistler, East Lansing; RE: Pension Trustee
- B. Board Deliberation (BD)
 - BD-1 Robbyn Davenport, 1617 Bass Street, Haslett; RE: Bass Street Public Road Improvement
Special Assessment District #30
 - BD-2 Lansing State Journal Article, "Electricity Deregulation Plan Takes Next Step"
 - BD-3 Andrew Henry, 174 Newman Road, Okemos; RE: Return of \$7500 Assurance
 - BD-4 Gladys G. Meyers, 5415 Lampen Drive, East Lansing; RE: Township Library
- C. Board Information (BI)
 - BI-1 Kimberly S. Peters, 5643 Monterey, Haslett; RE: Code Complaint E 980791 Hearing
request
 - BI-2 Win Stebbins, 3875 Roxbury, Okemos; RE: Delivery of Community News Towne Courier
 - BI-3 Charles Louis Willems, 1387 Hickory Island, Haslett; RE: Public Right-of-way
 - BI-4 F. T. "Doc" Wallace, 6240 W. Reynolds Road, Haslett; RE: Lake Lansing Geese
 - BI-5 Eleanor V. Luecke, President, L.I.N.C.; RE: Zoning Amendment #99040 (Planning
Commission)

CHARTER TOWNSHIP OF MERIDIAN, REGULAR MEETING, MARCH 16, 1999 *APPROVED*

- BI-6 Ronald W. Clark, Vice President, Whitehills Development Corp; RE: Whitehills Woods No. 5 Street Light District
- BI-7 Lansing Regional Chamber of Commerce; RE: Sign Ordinance
- BI-8 Lansing Regional Chamber of Commerce, Eventline
- BI-9 Lansing Regional Chamber of Commerce, Execufax, March 8, 1999; edition
- BI-10 Patricia Driscoll-White, Chairman, C.A.D.L.; RE: Notice of C.A.D.L. Board's Approval of Participating Municipality Status to Meridian Charter Township
- BI-11 Michigan Municipal League, Legislative Bulletin, March 2, 1999 edition
- BI-12 Michigan Municipal League Educational Programs March, April, & May 1999
- BI-13 Michigan Township Association, Legislative Fax, February 19, 1999, edition
- BI-14 Michigan Township Association, Legislative Fax, March 5, 1999, edition
- BI-15 Okemos Public Schools Board of Education March 15, 1999, Meeting Packet.
- BI-16 State of Michigan, Department of Consumer & Industry Services, Liquor Control Commission; RE: Rite Aid of Michigan
- BI-17 State of Michigan, Department of Treasury, State Tax Commission; RE: State Tax Commission February 23, 1999 Review of Agricultural & Industrial Real Classifications of the 1998 Meridian Township Assessment Roll

D. Freedom of Information (FOI) [On file in Clerk's Office]

FOI-1999-09 Rosemarie Aquilina, Aquilina & Coolsby, P.L.C.; RE: Governor's Club Referendum

E. On File in Clerk's Office (OF)

- OF-1 Ingham County Board of Commissioners February 23, 1999 Regular Meeting Packet
- OF-2 K.E.B.S. Inc; RE: Setting of Wild Flower No. 2
- OF-3 Robert Kuehne, President, Capital Area Rail Council; RE: Amtrak Station/Site Renovation Project
- OF-4 Ingham County Board of Commissioners March 9, 1999 Regular Meeting Packet

F. Staff Response (SR)

SR-1 From Parks Coordinator Longpre to D.N.R. Requesting Release from Ferguson Park Acquisition Grant

5. QUESTIONS OF ATTORNEY (None)

6. PUBLIC REMARKS

Supervisor Little opened Public Remarks.

Mr. Daniel Burk, 1180 Haslett Road, Haslett, spoke in support of Code Amendment Chapter 111 & 111A.

Ms. Margaret Plagge, 2248 Kent Street, Okemos, commended the Board for their attention and attitude toward improving library services and space. She stated the reasons she believes the May 1997 Library Millage proposal was turned down.

Mr. Rudy Hirt, President, TMN Builders, spoke in support of rezoning #98210 (TMN) and Planned Unit Development (P.U.D.) #98-88014 (TMN).

Mr. Jack Davis, Attorney, Newman Equities, spoke in support of Rezoning #98220 (Newman Equities).

Ms. Bridget Potchen, 1731 Country View Drive, Okemos, spoke in support of larger library facilities.

Supervisor Little closed Public Remarks.

7. CONSENT AGENDA

TREASURER KLUNZINGER MOVED TO ADOPT THE CONSENT AGENDA TO INCLUDE ITEMS #3 (Minutes), #4 (Communications), #16.A. (Manager's Bills), #16.B. (Gaming License), #16.E. (5-Year Lake Lansing Watershed Management Plan), #16.F. (Tahquemenon Road Completion), #16.H. (Release of Easement), #16.I. (Baker Street District #31), #16.J. (Bass Street District #30), #17.A.(5).c. (Engineering Fees), #17.A.(5).d (Code Amendment Chapters 111 & 111A). SECONDED BY TRUSTEE SUCH.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Supervisor
Little, Clerk Helmbrecht, Treasurer Klunzinger
NAYS: None
Motion carried 7-0.

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

A. CORRECTION, APPROVAL & RATIFICATION OF MINUTES (Agenda Item #3):

TREASURER KLUNZINGER MOVED TO APPROVE AND RATIFY THE MINUTES OF: FEBRUARY 6, 1999, SPECIAL MEETING, FEBRUARY 16, 1999, WORK SESSION & REGULAR MEETING SECONDED BY TRUSTEE SUCH.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Supervisor
Little, Clerk Helmbrecht, Treasurer Klunzinger
NAYS: None
Motion carried 7-0.

B. COMMUNICATIONS (Agenda Item #4):

TREASURER KLUNZINGER 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 OR FURTHER DISPOSITION. SECONDED BY TRUSTEE SUCH.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Supervisor
Little, Clerk Helmbrecht, Treasurer Klunzinger
NAYS: None
Motion carried 7-0.

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

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

General Fund/Special Revenue	\$263,951.02
Public Works	\$ 23,882.10
<u>Public Safety Bldg Debt NBD</u>	<u>\$175,043.75</u>
Total	<u>\$462,876.87</u>

SECONDED BY TRUSTEE SUCH.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Supervisor
Little, Clerk Helmbrecht, Treasurer Klunzinger
NAYS: None
Motion carried 7-0.

[Bill list for 3/16/99 in Official Minute Book]

D. EDEN PROJECT GAMING LICENSE (Agenda Item #16.B.):

TREASURER KLUNZINGER MOVED APPROVAL OF THE REQUEST FROM THE FRIENDS OF EDEN OF INGHAM MEDICAL CARE FACILITY OF MERIDIAN TOWNSHIP, INGHAM COUNTY, ASKING THAT THEY BE RECOGNIZED AS A NON-PROFIT ORGANIZATION OPERATING IN THE COMMUNITY FOR PURPOSES OF OBTAINING A GAMING LICENSE OR REGISTRATION BE CONSIDERED FOR APPROVAL AND FURTHER THAT THE TOWNSHIP CLERK BE AUTHORIZED TO EXECUTE THE RESOLUTION FROM THE STATE OF MICHIGAN. SECONDED BY TRUSTEE SUCH.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger
NAYS: None
Motion carried 7-0.

E. 5-YEAR LAKE LANSING WATERSHED MANAGEMENT PLAN (Agenda Item #16.E.):

TREASURER KLUNZINGER MOVED THAT THE AGREEMENT BETWEEN MERIDIAN TOWNSHIP AND THE COUNTY OF INGHAM REGARDING PARTIAL FUNDING OF THE LAKE LANSING WATERSHED MANAGEMENT PLAN BE HEREBY APPROVED; AND FURTHER THAT THE TOWNSHIP SUPERVISOR AND CLERK BE AUTHORIZED TO SIGN ON BEHALF OF THE TOWNSHIP. SECONDED BY TRUSTEE SUCH.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger
NAYS: None
Motion carried 7-0.

F. TAHQUEMENON ROAD COMPLETION (Agenda Item #16.F.):

TREASURER KLUNZINGER MOVED TO AUTHORIZE THE INGHAM COUNTY ROAD COMMISSION TO COMPLETE TAHQUEMENON ROAD BETWEEN THE RIVER DOWN SUBDIVISION AND SARAN DRIVE. SECONDED BY TRUSTEE SUCH.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger
NAYS: None
Motion carried 7-0.

G. RELEASE OF EASEMENT (Agenda Item #16.H.):

TREASURER KLUNZINGER MOVED TO ADOPT THE FOLLOWING RESOLUTION:

RESOLUTION FOR EASEMENT VACATION

BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN, INGHAM COUNTY, MICHIGAN, AS FOLLOWS:

WHEREAS, on or about March 6, 1989, the Charter Township of Meridian was granted an easement for water main purposes situated in the Meridian Towne Centre Development, which easement was recorded in Liber 1743 at page 1125;

WHEREAS, the easement described a section of water main that is now abandoned and will not

be utilized for water main construction and maintenance; and

WHEREAS, the completed commercial development is totally served by water main recorded in other easement grant; and

WHEREAS, the Township Board determines that the abandoned section of said easement is no longer needed for public purposes and that it is in the best interests of the public health, safety, and general welfare of the citizenry of the Township of Meridian to release the easement.

Now, Therefore, Be It Resolved by the Township Supervisor and Clerk to sign a Release of Easement reconveying to Meridian Towne Centre Limited Partnership such interest as is held by the Township in the property described on the attached Exhibit A.

EXHIBIT (A)

RELEASED EASEMENT DESCRIPTION:

A strip of land 20 feet wide, the centerline of which is described as commencing at the North 1/4 corner of Section 22, thence S00°07'05"W 300 feet along the North-South 1/4 line, thence N89°58'11"W 300 feet, thence N85° 57'29"W 402.81 feet, thence S27°10'50"W 70 feet thence N89°51'30"E 708.92 feet, to the Point of Beginning, thence S53°03'48"E 219.2 feet, to the Point of Ending.

SECONDED BY TRUSTEE SUCH.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger
NAYS: None
Motion carried 7-0.

H. BAKER STREET PUBLIC ROAD IMPROVEMENT DISTRICT #31 (Agenda Item #16.I.):

TREASURER KLUNZINGER MOVED TO ADOPT THE FOLLOWING RESOLUTION:

**BAKER STREET PUBLIC ROAD IMPROVEMENTS
SPECIAL ASSESSMENT DISTRICT #31**

RESOLUTION NO.3

WHEREAS, The Township Board, pursuant to the provisions of Act 188, Public Acts of Michigan, 1954, as amended, did on February 2, 1999, adopt a resolution tentatively approving the construction of certain public road improvements on Baker Street, from High Street to Marsh Road, consisting of grading and paving, and the establishment of a special assessment district for the purpose of paying the cost thereof, which special assessment district is more specifically hereinafter described; and

WHEREAS, the Township Board did meet on March 2, 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, estimates of cost of said project are on file with the Township Clerk and have been on file since February 2, 1999 and

WHEREAS, no comments and objections were heard by the Township Board at the public hearing on

March 2, 1999;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Township Board hereby approves the construction of the following described improvement: Grade, gravel and pave Baker Street, between High Street and Marsh Road; and to defray the cost thereof by special assessment against the properties specially benefitted thereby.
2. The Township Board hereby approves the estimate of cost in the sum of \$11,000 as presented by the Ingham County Road Commission.
3. The Township Board finally determines that the special assessment district shall be described as follows:

(SEE ATTACHED PROPERTY DESCRIPTIONS)

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 March 16, 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.

BAKER STREET PUBLIC ROAD IMPROVEMENTS DISTRICT NO. 31
PROPERTY DESCRIPTIONS

3302-03-180-002	1796 Baker St. Lot 4, Logel Subd.
3302-03-180-003	1788 Baker St. Lot 3, Logel Subd.
3302-03-180-004	1780 Baker St. Lot 2, Logel Subd.
3302-03-180-005	1772 Baker St. Lot 1, Logel Subd.
3302-03-180-008	6309 Marsh Road M 3-11-10 Beg at pt 789 ft N of cen of Sec - W 183 ft - N 60 ft - E 183 ft - S 60 ft to Beg on NW 1/4 of Sec 3, T4N, R1W.
3302-03-181-002	1791 Baker St. Lot 7, Logel Subd.
3302-03-181-003	1783 Baker St. Lot 8, Logel Subd.
3302-03-181-004	1779 Baker St. Lot 9, Logel Subd.
3302-03-181-005	1771 Baker St. Lot 10, Logel Subd.
3302-03-181-011	1763 Baker St. M 3-11-8 Beg. at pt 669 ft N of cen of Sec - W 183 ft - N 60 ft - E 183 ft - S 60 ft to pt of beg on NW 1/4 of Sec 3, T4N, R1W.

SECONDED BY TRUSTEE SUCH.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger
NAYS: None
Motion carried 7-0.

I. BASS STREET PUBLIC ROAD IMPROVEMENT DISTRICT #30 (Agenda Item #16.J.):

TREASURER KLUNZINGER MOVED TO ADOPT THE FOLLOWING RESOLUTION:

**BASS STREET PUBLIC ROAD IMPROVEMENTS
SPECIAL ASSESSMENT DISTRICT NO. 30**

RESOLUTION NO. 5

WHEREAS, pursuant to due notice to all record owners or parties in interest in, this Board did meet on March 2, 1999, at 7:00 p.m. at the Meridian Municipal Building, in the Township of Meridian for the purpose of reviewing the special assessment roll and hearing any objections thereto for the Bass Street Public Road Improvements Special Assessment District No. 30, and

WHEREAS, at the time and place designated for said meeting, the meeting was duly called to order and the Supervisor announced the opening of the hearing for objections to the special assessment roll prepared by the Township Supervisor and on file with the Township Clerk, said roll assessing the cost of the Bass Street Public Road Improvements Special Assessment District #30 against benefiting properties; and

WHEREAS, the Township Board desires to confirm the special assessment roll;

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

1. The Township Board does hereby determine that said special assessments are in proportion to the benefits to be derived from said project.
2. The Township Board does hereby designate the special assessment project as "Bass Street Public Road Improvements Special Assessment District #30".
3. Said special assessment roll shall be designated as "Bass Street Public Road Improvements Special Assessment District #30 Special Assessment Roll" and the district against which it is assessed shall be designated "Bass Street Public Road Improvements Special Assessment District #30". The Bass Street Public Road Improvements Special Assessment District #30 Special Assessment Roll in the final amount of \$1,754.10 as prepared and reported to the Township Board by the Supervisor, a copy of which is attached hereto, is hereby adopted and confirmed and the Township Clerk is hereby directed to endorse thereon this date of confirmation.
4. That the special assessment roll shall be paid in one payment to be due on July 1, 1999. Said special assessments may be paid in full on or before July 1, 1999, without interest; thereafter, said payment of the special assessment roll shall bear interest at the rate of 5.0% per annum, commencing on July 1, 1999. If the payment is not paid when due than the same shall be deemed to be delinquent and there shall be collected thereon in addition to the interest above provided, a penalty at the rate of 1% for each month or fraction thereof that the same remains unpaid before being reported for reassessment upon the Township roll.
5. Any of the unpaid balance due on the special assessment roll may be paid in full at any time, together with interest due to said payment date.

6. The assessments made in said special assessment roll are hereby ordered and directed to be collected. The Township Clerk shall deliver said special assessment roll to the Township Treasurer with the proper warrant attached, commanding the Treasurer to collect the assessments therein in accordance with the direction of the Township Board with respect thereto, and the Treasurer is authorized and directed to collect the amounts assessed as they become due pursuant to the terms of this resolution and the provisions of the applicable statutes of the State of Michigan.

SECONDED BY TRUSTEE SUCH.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger
NAYS: None
Motion carried 7-0.

J. ENGINEERING FEES (Agenda Item #17.A.(5).c.):

TREASURER KLUNZINGER MOVED TO SET A PUBLIC HEARING FOR 30 MARCH 1999 FOR THE ESTABLISHMENT OF REVISED ENGINEERING PLAN REVIEW AND INSPECTION FEES. SECONDED BY TRUSTEE SUCH.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger
NAYS: None
Motion carried 7-0.

K. CODE AMENDMENT CHAPTERS 111 & 111A (Agenda Item #17.A.(5).d):
* Chapter 111

TREASURER KLUNZINGER MOVED TO ADOPT THE FOLLOWING RESOLUTION:

RESOLUTION

WHEREAS, the Township Board has previously adopted Chapter 111 Sewage System of the Code or Ordinances; and

WHEREAS, it has been proposed the Code be amended with regard to certain sewer connections and with regard to the discharge of storm water into the public sanitary sewer system; and

WHEREAS, the Infrastructure Committee of the Township Board at its meeting on March 10, 1999, reviewed the proposed amendment and recommended approval of the amendment; and

WHEREAS, it is deemed in the best interest of the citizenry of the Charter Township of Meridian to amend the Code to provide for a waiver of the separate and independent building sewer for every building if certain requisite criteria are met and to provide for clarification of the Code.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN, that the Township Board INTRODUCES FOR PUBLICATION AND SUBSEQUENT ADOPTION Ordinance No. ____, entitled "Ordinance Amending the Code of the Charter Township of Meridian, Michigan, by amending Sections, 4.5 and 5.2 Chapter 111 Sewage System thereof" as described therein.

The Charter Township of Meridian ordains that Sections, 4.5 and 5.2 of the Code of Ordinances are amended and reads as follows:

Section 4.5 Individual Sewers: A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and no

private sewer is available or can be constructed to the rear building through an adjoining court, yard or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer. The Township Manager may waive the requirement of a separate and independent building sewer for every building if all of the following criteria are met:

- 1) The building for which the waiver is requested is on the same lot as the building from which the sewer will be extended and both buildings are owned by the same person(s) or entities; and
- 2) The Director of Community Planning & Development determines that the lot on which the buildings are located may not be split under current state, local, or federal laws or Township rules or ordinances; and
- 3) The Director of Public Works & Engineering ascertains there will be a reduced risk of infiltration into the sanitary sewer system and there is no public health, safety, or welfare reason to require separate and independent sewer for every building.

If at any time after a waiver is granted the lot is split or the buildings are owned by different persons or entities, the waiver will be automatically revoked and separate and independent service from the sanitary sewer main must be provided to each building.

Section 5.2 Storm Waters: No persons or entities shall discharge, cause or allow to be discharged any storm, surface or cooling water directly or indirectly into any sanitary sewer.

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

SECONDED BY TRUSTEE SUCH.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger
NAYS: None
Motion carried 7-0.

* Chapter 111A

TREASURER KLUNZINGER MOVED TO ADOPT THE FOLLOWING RESOLUTION:

RESOLUTION

WHEREAS, the Township Board has previously adopted Chapter 111A Water System of the Code or Ordinances; and

WHEREAS, it has been proposed the Code be amended with regard to certain water connections to the public water system; and

WHEREAS, the Infrastructure Committee of the Township Board at its meeting on March 10, 1999, reviewed the proposed amendment and recommended approval of the amendment; and

WHEREAS, it is deemed in the best interest of the citizenry of the Charter Township of Meridian to amend the Code to provide for the waiver of the requirement for separate and independent building service for every building if certain criteria are met.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN, that the Township Board INTRODUCES FOR PUBLICATION

AND SUBSEQUENT ADOPTION Ordinance No. _____, entitled "Ordinance Amending the Code of the Charter Township of Meridian, Michigan, by amending Section 3.7 Chapter 111A Water System thereof" as described therein.

The Charter Township of Meridian ordains that Section 3.7 of the Code of Ordinances are amended and reads as follows:

3.7 Separate Services: A separate and independent building service shall be provided for every building; except where one building stands at the rear of another on an interior lot and no water main is available or can be constructed to the rear building through an adjoining court, yard, or driveway, the building service from the front building may be extended to the rear building; provided that each building be separately metered are required. The Township Manager may waive the requirement of a separate and independent building service for every building if all of the following criteria are met:

- 1) The building for which the waiver is requested is on the same lot as the building from which water service will be extended and both buildings are owned by the same person(s) or entities; and
- 2) The Director of Community Planning & Development determines that the lot on which the buildings are located may not be split under current state, local or federal laws and Township rules or ordinances; and
- 3) The Director of Public Works & Engineering ascertains there will be a reduced risk of infiltration into the sanitary sewer system and there is no public health, safety or welfare reason to require separate and independent service for every building.

If at any time after a waiver is granted the lot is split or the buildings are owned by different persons or entities, the waiver will be automatically revoked and separate and independent water service must be provided to each building.

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

SECONDED BY TRUSTEE SUCH.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger
NAYS: None
Motion carried 7-0.

8. BOARD MEMBER COMMENTS

Trustee McGillicuddy reported the Physical Operations Committee would be meeting with the Community Center Committee March 25th at 10:00 a.m. to discuss the feasibility of combining the Community Center and Library Facilities.

Trustee McGillicuddy stated that an amount of \$100 per square-foot of building space is being used, this does not take into consideration the cost of property, furniture, architect fees, and other miscellaneous fees which may bring the building costs to much more than \$100 per square-foot.

Supervisor Little asked Trustee McGillicuddy when she anticipates bringing ballot language before the Board for a library millage proposal. Trustee McGillicuddy stated this item would come before the Board within the next couple meetings. She stated the proposal would likely go on a November 3rd ballot to coincide with a C.A.T.A. Special Election.

Treasurer Klunzinger stated neither he nor other members of the Community Center Committee would be able to attend the March 25th meeting of the Physical Operations and Community Center Committees. He stated he would like to reschedule the meeting following the presentation of the Library Consultant's final report. He stated it might be good to have a public forum or hearing following the final report in an evening format.

9. SUPERVISOR'S REPORT

- A. Modification to Terms of Agreement Granting Building Permit at 174 Newman Road
Supervisor Little recommended a partial refund and a sixty (60) day extension to remove the foundation of the second house.

TRUSTEE MCCULLOUGH MOVED TO AMEND THE JULY 13, 1998 AGREEMENT GRANTING BUILDING PERMIT BETWEEN ANDREW AND SHERRI HENRY AND THE CHARTER TOWNSHIP OF MERIDIAN AS FOLLOWS:

Paragraphs 1, 3, 5 and 6 shall be amended by replacing "March 16, 1999" with "May 16, 1999"; and

Paragraph 4 shall be amended by replacing "\$7,500" with "\$2,500."

FURTHER MOVE THAT THE CHARTER TOWNSHIP OF MERIDIAN RETURN \$5,000 OF THE \$7,500 CURRENTLY HELD IN ESCROW UNDER PARAGRAPH 4 DIRECTLY TO MR & MRS. HENRY AND THAT THE REMAINDER OF THE AGREEMENT REMAIN IN FULL FORCE AND EFFECT. SECONDED BY CLERK HELMBRECHT.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Supervisor Little, Clerk Helmbrecht, Treasurer Klunzinger
NAYS: None
Motion carried 7-0.

10. CLERK'S REPORT

Clerk Helmbrecht reported the referendum petition is the subject of an investigation and can not be validated or invalidated until the investigation is complete.

Clerk Helmbrecht reported a milestone in the Qualified Voter File (Q.V.F.) in initiating the process of reconciling the Q.V.F. with the Fund Balance voter list.

Clerk Helmbrecht reported she represented the Township at Okemos Postmaster Carolyn Charles' retirement party at the end of February.

Clerk Helmbrecht reported she cut the ribbon for the very successful opening of Marshals.

11. TREASURER'S REPORT

Treasurer Klunzinger reported he returned from the Annual Conference of American Public Transit Association in Washington DC. He reported one of the main topics at the Conference was "livable communities." He stated his assessment that Meridian Township is far ahead of most other communities in developing a "livable community. He stated one of the components of a "livable community" is a viable transit system. He recounted the history of discussions of a Van Atta connector between the two freeways. He stated the Planning Commission's Community Attitude Survey indicated the second greatest community concern is traffic congestion. He stated the question to address is what to do about traffic congestion. He stated as a Subquestion in the survey indicates some dissatisfaction with the level of public transportation. He stated C.A.T.A. is an excellent bus system, but several sub-routes are necessarily infrequent as economically unjustifiable. He stated he would like to explore in the Financial Planning Committee a supplemental millage to increase bus service in the Township. He stated 1/10 mil would produce 3,000 extra operating hours annually in the Township. He stated increased hours and frequency exponentially increases ridership. He stated this is a realistic

option to reduce traffic congestion. He stated his goal to have something ready for the November C.A.T.A. millage renewal. He stated any millage funds would be collected by the Township and reimbursed to C.A.T.A. on a monthly billable basis.

12. TOWNSHIP BOARD

13. SPECIAL HEARINGS/APPEALS

A. Planned Unit Development #98-88014 (TMN), modification to Coyote Creek Condominiums, Okemos

Director Kieselbach introduced Planned Unit Development #98-88014 (TMN)

Supervisor Little asked how the property was being assessed.

Director Kieselbach stated once the parcel was sold that it was given a separate tax identification number and treated individually.

Supervisor Little opened the public hearing.

Mr. Murray Hannah, 2298 Coyote Creek Drive, Okemos, spoke in opposition to the modification request. He asked the Board to use their influence to encourage the developer to preserve the row of pine trees and green space on the parcel.

Supervisor Little closed the public hearing.

Trustee Such asked Director Kieselbach to point out the row of pine trees.

Director Kieselbach pointed out the trees. He stated the developer must yet go through site plan review and preservation of landscape features could be handled during that process.

Supervisor Little stated it is the practice of the Board not to act on an item at the same meeting a public hearing is held. He asked the Board if they desired to act on this item tonight.

The consensus of the Board was to keep with practice and withhold action until the next meeting.

14. UNFINISHED BUSINESS (None)

15. DEPARTMENT OF COMMUNITY PLANNING & DEVELOPMENT

A. Unfinished Business

(1) Rezoning #98220 (Newman Equities)

Director Kieselbach introduced the request to rezone approximately 40 acres east and west of Central Park Drive, north of Grand River Avenue, and west of Powell Road from RD (Multiple Family-Low Density) and RA (Single Family-Medium Density) to CS (Community Service)

TRUSTEE MCCULLOUGH MOVED TO ADOPT THE FOLLOWING RESOLUTION:

RESOLUTION

WHEREAS, Newman Equities Partnership initiated a rezoning of approximately 40 acres located east and west of Central Park Drive, north of Grand River Avenue and west of Powell Road from RA (Single Family-Medium Density) and RD (Multiple Family-Low Density) to CS (Community Service); and

WHEREAS, the Planning Commission held a public hearing on December 14, 1998, and recommended approval of the rezoning from RA (Single Family-Medium Density) and RD (Multiple Family-Low Density) to CS (Community Service) on January 25, 1999; and

WHEREAS, the Township Board has reviewed the material forwarded by staff under cover memorandum dated February 25, 1999; and

WHEREAS, the subject site has frontage along both sides of a 4-lane collector road (Central Park Drive), which is intended to serve the Commercial Core of the Township; and

WHEREAS, the subject site is bordered by commercial zoning to the west, north and south and PO (Professional Office) zoning to the south and north; and

WHEREAS, the subject site is located within the Urban Service Boundary and can be served by public water and sewer.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN, the Township Board hereby **INTRODUCES FOR PUBLICATION AND SUBSEQUENT ADOPTION** Ordinance No. _____, entitled "Ordinance Amending the Zoning District Map of Meridian Township Pursuant to Rezoning Petition #98220 from RA (Single Family-Medium Density) and RD (Multiple Family-Low Density) to CS (Community Service).

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

ORDINANCE NO. _____

**ORDINANCE AMENDING THE ZONING DISTRICT MAP
OF MERIDIAN TOWNSHIP
PURSUANT TO REZONING #98220**

The Charter Township of Meridian ordains:

Section 1. Amending the Zoning District Map #98220.

A. 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 RD (Multiple Family-Low Density) District symbol and indication as shown on the Zoning District Map, for the properties legally described as:

1. A parcel of land in the Northeast 1/4 of Section 22, T4N, R1W, Meridian Township, Ingham County, Michigan, described as commencing at the North 1/4 corner of said Section, thence South along the North-South 1/4 line of said Section a distance of 1271.42 feet to the North line of Newman Road; thence N89°52'46"E along said North line 701.94 feet to the East Line of Central Park Drive; thence S00°00'18"W along said East line 49.84 feet to the North line of the South 1/2 of said Section and the point of beginning of this description; thence N89°52'30"E along said North line 611.94 feet to the West line of the Southeast 1/4 of said Northeast 1/4; thence S00°00'34"W along said West line 438.49 feet; thence S89°56'54"W parallel with the East-West 1/4 line of said Section a distance of 163.70 feet; thence South parallel with said North-South 1/4 line 336.90 feet; thence S89°49'52"W 210.45 feet to the East line of Central Park Drive; thence along said East line the following three courses, 173.82 feet along a curve to the left, said curve having a radius of 395.00 feet, a delta angle

of 25°12'46" and a long chord of 172.42 feet bearing N38°15'48"W, 315.22 feet along a curve to the right, said curve having a radius of 355.00 feet, a delta angle of 50°52'32" and a chord of 304.97 feet bearing N25°25'58"W and N00°00'18"E 364.02 feet to the point of beginning; said parcel containing 8.07 acres more or less, said parcel subject to all easements and restrictions if any.

2. A parcel of land in the Northeast 1/4 of Section 22, T4N, R1W, Meridian Township, Ingham County, Michigan, described as commencing at the North 1/4 corner of said Section; thence South along the North-South 1/4 line of said Section a distance of 1371.42 feet to the South line of Newman Road; thence N89°52'46"E along said South line 611.93 feet to the West line of Central Park Drive; thence S00°00'18"W along said East line 313.66 feet; thence Southeasterly 74.01 feet along a curve to the left, said curve having a delta angle of 09°32'29" a radius of 445.00 feet and a long chord of 74.02 feet bearing S04°45'54"E to the point of beginning of this description; thence continuing along said East line the following two courses, Southeasterly 321.03 feet along a curve to the left, said curve having a radius of 455.00 feet, a delta angle of 41°20'01" and a chord of 314.11 feet bearing S30°12'14"E, Southeasterly 89.60 feet along a curve to the right, said curve having a radius of 305.00 feet, a delta angle of 16°49'56" and a chord of 89.26 feet bearing S42°27'16"E, thence S89°49'52"W 286.39 feet; thence North parallel with said North-South 1/4 line 338.12 feet; thence N89°56'54"E parallel with the East-West 1/4 line of said Section a distance of 68.11 feet to the point of beginning, said parcel containing 1.18 acres more or less, said parcel subject to all easement and restrictions if any.

to that of the CS (Community Service) District, and a corresponding use district is established in the above-described properties.

B. The Zoning District Map of Meridian Township, as adopted in Section 82.1-3 of the Code of the Charter Township of Meridian, Michigan, a previously amended, is hereby amended by changing the RA (Single Family-Medium Density) symbol and indication as shown on the Zoning District Map, for the property legally described as:

A parcel of land in the Northeast 1/4 of Section 22, T4N, R1W, Meridian Township, Ingham County, Michigan, described as commencing at the North 1/4 corner of said Section; thence South along the North-South 1/4 line of said Section a distance of 1271.42 feet to the North line of Newman Road; thence N89°52'46"E along said North line 701.94 feet to the East line of Central Park Drive; thence S00°00'18"W along said East line 49.84 feet to the North line of the South 1/2 of said Section; thence N89°52'30"E along said North line 611.94 feet to the West line of the Southeast 1/4 of the Northeast 1/4 of said Section and the point of beginning of this description; thence N89°52'30"E continuing along said North line 1011.88 feet; thence S00°01'08"W parallel with the East line of said Section a distance of 1324.29 feet to the East-West 1/4 line of said Section; thence S89°56'54"W along said East-West 1/4 line 1011.66 feet to said west line; thence N00°00'34"E along said West line 1323.00 feet to the point of beginning; said parcel containing 30.74 acres more or less, said parcel subject to all easements and restrictions if any.

to that of the CS (Community Service) District, and a corresponding use district is established in the above-described property.

C. The rezoning of the subject properties is conditioned on a 100-foot landscaped buffer being provided along the eastern and northern CS (Community Service) zoning boundaries with a sufficient number of staggered and/or interlocking rows of landscaping to buffer the adjacent residential properties from the subject site. Landscaping shall consist primarily of evergreen trees, but shall also include deciduous and ornamental trees and shrubs. No

structures or parking areas shall be provided within the buffer. All proposed landscaping shall be subject to the approval of the Director of Community Planning and Development.

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 right 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.

Trustee McGillicuddy stated she does not support the rezoning and does not believe this rezoning is consistent with the Comprehensive Development Plan. She stated this rezoning is not consistent with the step-down zoning to buffering residential zoning districts. She stated the Community Attitude Survey shows that residents object to increases in commercial zoning. She stated she does not believe it is good practice to put commercial zoning near intersections as it makes more congestion at already busy intersections.

Treasurer Klunzinger stated he is not opposed to the specific proposal, but it should be considered in a more general context. He stated he believes the previous plan to be more sensible to put commercial zoning around Central Park Drive with a buffer to residential zoning. He stated the actions of the previous Board led to "patchwork zoning" in the area, which was outside the planning process. He stated if the rezoning is approved it is unrealistic to believe people will purchase lots in the residential district to the north with commercial and multiple all around it. He stated this rezoning seems to be moving toward the original zoning plan for Central Park Drive. He stated it is unrealistic to think that the north property will be developed as RA (Single Family-Low Density). He stated the Board should initiate a review of the surrounding zonings.

Clerk Helmbrecht stated she has had a difficult time with this request. She stated the Township Board's decisions in the past, be what they may, the rezoning is justifiable in maintaining the Township's integrity. She stated she is fundamentally opposed to putting commercial against residential zoning and it becomes a question of personal integrity verses Township integrity.

Treasurer Klunzinger stated following consideration of this request, he would move to have the Planning Commission look at the zoning of the entire area as a more responsible way to handle this area.

ROLL CALL VOTE: YEAS: Trustees McCullough, Squiers, Such, Supervisor Little,
Treasurer Klunzinger
NAYS: Trustee McGillicuddy, Clerk Helmbrecht
Motion carried 5-2

TREASURER KLUNZINGER MOVED THAT THE BOARD REQUEST THE PLANNING COMMISSION EXAMINE THE WISDOM OF CURRENT ZONING FOR THE LENGTH OF POWELL ROAD AND TO MAKE RECOMMENDATIONS FOR THE ENTIRE CORIDOR BETWEEN CENTRAL PARK AND POWELL ROAD. SECONDED

BY TRUSTEE SQUIERS.

Trustee McCullough stated the Eyde Company has come before the Planning & Development Committee with a recommendation and a proposal to make changes to the consent agreement on the property north of this subject property currently zoned RA (Single Family-Low Density). He stated the preliminary suggestion is to move the CS (Community Services) zoning district somewhat east. He stated if the Eyde Company wishes to enter into negotiations, they should forward a proposal to the Clerk's office.

TREASURER KLUNZINGER AMENDED THE MOTION TO REQUEST THAT THE BOARD'S PLANNING & DEVELOPMENT COMMITTEE LOOK AT THE ZONING OF THE SPECIFIED AREA TO AVOID DUPLICATION. ACCEPTED BY TRUSTEE SQUIERS.

VOICE VOTE: Motion carried 6-1 (McGillicuddy).

B. New Business

(1) Rezoning #98210 (TMN)

Director Kieselbach introduced the request to rezone the northwest corner of Okemos Road and Coyote Creek Drive, Okemos from RR (Rural Residential) and RD (Multiple Family-Low Density) to PO (Professional Office)

TRUSTEE MCCULLOUGH MOVED TO ADOPT THE FOLLOWING RESOLUTION:

RESOLUTION

WHEREAS, TMN Builders, Inc. initiated a rezoning of an approximate 3.96 acre parcel located at the northwest corner of Okemos Road and Coyote Creek Drive, from RR (Rural Residential) and RD (Multiple Family-Low Density) to PO (Professional Office); and

WHEREAS, the Planning Commission held a public hearing on January 11, 1999, and recommended approval of the rezoning from RR (Rural Residential) and RD (Multiple Family-Low Density) to PO (Professional Office) on February 8, 1999; and

WHEREAS, the Planning and Development Committee of the Township Board reviewed the proposed rezoning and recommended approval at its meeting on March 3, 1999; and

WHEREAS, the Township Board has reviewed the staff and Planning Commission material forwarded under cover memorandum dated March 12, 1999; and

WHEREAS, the site exceeds the minimum lot requirements for a parcel in the PO (Professional Office) zoning district; and

WHEREAS, the proposed rezoning is consistent with the existing PO (Professional Office) zoning to the south of the subject site; and

WHEREAS, the PO (Professional Office) zoning will provide a buffer between Okemos Road and the residential properties in Coyote Creek condominiums; and

WHEREAS, sanitary sewer and water are available to serve the site and the subject site is located within the Urban Service Boundary; and

WHEREAS, non-residential uses (fire station, church, daycare center, and offices) are located or proposed to the north, east, and south of the subject site.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE

CHARTER TOWNSHIP OF MERIDIAN, the Township Board hereby **INTRODUCES FOR PUBLICATION AND SUBSEQUENT ADOPTION** Ordinance No. _____, entitled "Ordinance Amending the Zoning District Map of Meridian Township Pursuant to Rezoning Petition #98210 from RR (Rural Residential) and RD (Multiple Family-Low Density) to PO (Professional 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 introduced at least once prior to the next regular meeting of the Township Board.

ORDINANCE NO. _____

**ORDINANCE AMENDING THE ZONING DISTRICT MAP
OF MERIDIAN TOWNSHIP
PURSUANT TO REZONING #98210**

The Charter Township of Meridian ordains:

Section 1. Amending of Zoning District Map #98210.

A. 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) and RD (Multiple Family-Low Density) District symbols and indications as shown on the Zoning District Map, for the property legally described as:

"That part of the Southwest 1/4 of Section 33, T4N, R1W, Meridian Township, Ingham County, Michigan, beginning at a point on the East line of said Southwest 1/4 N00°00'00"E 1683.01 feet of the South 1/4 corner of Section 33; thence along the centerline of Coyote Creek Drive S89°44'37"W 373.00 feet to its intersection with the centerline of Sonoma Vista Drive, thence along the centerline of Sonoma Vista Drive N00°00'00"E 462.02 feet; thence N89°44'37"E 373.00 feet to said East line of the Southwest 1/4, also being the centerline of Okemos Road; thence S00°00'00"W 462.02 feet to the point of beginning, containing 3.956 acres of land, more or less."

to that of the PO (Professional Office) 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 right 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 or a notice of intent to file a petition for a referendum.

SECONDED BY TRUSTEE SUCH.

VOICE VOTE: Motion carried unanimously.

16. MANAGER'S REPORT, INVOICES & BILLS

- A. Bills (See Consent Agenda)
- B. Gaming License for Eden Project (See Consent Agenda)
- D. D.N.R. Grant Applications (2)

* Ferguson Park Renovation Grant

Manager Richards introduced the two (2) grant applications for Ferguson Park Renovation and Snell-Towar Renovation.

CLERK HELMBRECHT MOVED TO ADOPT THE FOLLOWING RESOLUTION:
RESOLUTION

WHEREAS, each April, the Michigan Department of Natural Resources solicits grant requests from local units of government to assist in the development or acquisition of recreation properties; and

WHEREAS, it is possible to have up to 75% of the total project cost funded through these grant programs; and

WHEREAS, both the Meridian Township Board and the Park Commission are interested in the continued improvement of Meridian Township's park and recreation system; and

WHEREAS, Meridian Township has prepared a grant for submission to the Michigan Department of Natural Resources for the renovation of Ferguson Park to combat erosion and provide accessibility for visitors of all abilities; and

WHEREAS, the grant request is outlined and justified in the 1999-2004 Community Park and Recreation Plan which was adopted by the Meridian Township Board and Park Commission and is on file with the Michigan Department of Natural Resources; and

WHEREAS, this grant request was open to public review on March 9, 1999 and was found to be acceptable; and

WHEREAS, the Meridian Township Park Commission supports submission of the Ferguson Park renovation grant.

NOW, THEREFORE BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF MERIDIAN, INGHAM COUNTY, MICHIGAN, as follows:

That the Park Coordinator be authorized and directed to file the Ferguson Park Renovation grant application with the Michigan Department of Natural Resources, in the amount of \$200,000 as outlined in a memorandum to the Board dated March 12, 1999.

SECONDED BY TREASURER KLUNZINGER.

Clerk Helmbrecht stated Ferguson Park is the most visible and most used in the Township. She stated the park has problems with erosion along the riverbanks, and the playground equipment is amongst the oldest in the Township. She stated this is a great opportunity to renovate Ferguson Park and replace the canoe launch.

Trustee McCullough asked where the Township's twenty-five percent (25%) matching funds come from.

Manager Richards stated he would need to verify, but understands the funds would come out of the General Fund, as this is a Pre-millage park.

Supervisor Little asked if this is money already in the 1999 Budget.

Manager Richards stated this is more than likely a year 2000 project.

Treasurer Klunzinger stated this motion is to authorize only application for the grant, and acceptance of the funds would still require Board action. He stated submitting the application puts the Township in line for funds with no commitment to accept them.

Trustee Squiers stated the Township Board should know where the funds are coming from as a policy-making body. He stated there is some obligation to accept the grant if approved.

Trustee McCullough asked Manager Richards to check the 1999 budget to determine if funds are already allocated.

TRUSTEE SQUIERS MOVED TO POSTPONE UNTIL THE TOWNSHIP BOARD'S MARCH 30TH REGULAR MEETING. SECONDED BY TRUSTEE MCCULLOUGH.

VOICE VOTE: Motion failed 3-4 (McCullough, Squiers, Little)

ADOPTION OF RESOLUTION:

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

NAYS: Trustees Squiers, McCullough, Supervisor Little
Motion carried 4-3.

* Snell-Towar Renovation Grant

Manager Richards introduced the Snell-Towar Renovation Grant.

TRUSTEE MCCULLOUGH MOVED TO REFER THE GRANT APPLICATION FOR THE SNELL-TOWAR RECREATION CENTER TO THE RECREATION COMMITTEE TO EXPLORE FUNDING OPTIONS. SECONDED BY CLERK HELMBRECHT.

Trustee McCullough stated the it is appropriate for the Recreation Committee to explore funding options as the proposed project would require about \$580,000 in matching Township funds, and as an indoor facility the Park Commission would not be providing any funds.

Treasurer Klunzinger stated the Financial Planning & Budgeting Committee should look at the project as well.

TRUSTEE MCCULLOUGH AMENDED THE MOTION TO REFER THE GRANT APPLICATION TO BOTH THE RECREATION AND FINANCIAL PLANNING & BUDGETING COMMITTEES. ACCEPTED BY CLERK HELMBRECHT.

VOICE VOTE: Motion carried unanimously.

- E. Agreement with Ingham County, five-year Lake Lansing Watershed Management Plan (See Consent Agenda)
- F. Tahquemenon Road Completion (See Consent Agenda)
- G. Approval of COPS Grant, Civilian Property Clerk
Manager Richards introduced the COPS Grant for a Civilian Property Clerk.

TRUSTEE SUCH MOVED THAT THE TOWNSHIP MANAGER AND THE CHIEF OF POLICE BE AUTHORIZED TO SIGN THE COPS MORE 98 AWARD DOCUMENTS FOR THE PURPOSE OF ACCEPTING THE GRANT FUNDS AND PROCEEDING WITH THE EMPLOYMENT OF ONE (1) NEW CIVILIAN POSITION WITHIN THE POLICE DEPARTMENT; AND THEREBY ENABLING THE REDEPLOYMENT OF A SWORN

OFFICER TO REGULAR POLICE DUTIES. SECONDED BY TRUSTEE MCGILLICUDDY.

Supervisor Little stated this is a situation as discussed previously, whereas the Township pushes grant applications through and feels obligated to accept them once they do get approved. He stated the first year cost is \$7,059, the second year cost is approximately \$30,000. He stated just in the Police Department four (4) grant applications have gone out that increase staffing by one (1) Officer per grant. He stated that is a ten-percent (10%) staffing increase, which is too great an increase for any department.

Trustee Such stated employing a civilian property clerk is less expensive and requires less training than does a sworn officer.

ROLL CALL VOTE: YEAS: Trustees McCullough, McGillicuddy, Squiers, Such, Clerk
Helmbrecht, Treasurer Klunzinger
NAYS: Supervisor Little
Motion carried 6-1.

- H. Release of Easement, Meridian Town Center (See Consent Agenda)
- I. Baker Street Paving, Special Assessment District Resolution #3 (See Consent Agenda)
- J. Bass Street Paving, Special Assessment District Resolution #5 (See Consent Agenda)

17. BOARD MEMBER, BOARD COMMITTEE AND LIAISON REPORTS

- A. Standing Committee Reports
 - (1) Physical Operations & Activities
 - a. Liquor License Transfer, ARC Ice Sports

TRUSTEE MCGILLICUDDY MOVED THAT THE PHYSICAL OPERATIONS AND ACTIVITIES COMMITTEE RECOMMEND TO THE TOWNSHIP BOARD THE TRANSFER REQUEST FROM ARC ICE SPORTS EAST LANSING, INC (A DELAWARE CORPORATION) OF THE CLASS C LICENSE BUSINESS WITH DANCE-ENTERTAINMENT PERMIT, LOCATED IN ESCROW FROM ANTHONY D. GLOWACKI BE APPROVED AT 2810 HANNA BOULEVARD, EAST LANSING, MI 48823, MERIDIAN TOWNSHIP, INGHAM COUNTY AND THE TOWNSHIP CLERK BE AUTHORIZED TO EXECUTE THE AUTHORIZING RESOLUTION. SECONDED BY TRUSTEE MCCULLOUGH.

Trustee McGillicuddy stated she was assured by representative of ARC that they could prevent problems from drunks harming others on the ice rink. She stated she would not support the motion, as a liquor license is incompatible with a family entertainment facility.

Trustee Squiers stated the liquor license is not for the ice rink, but for the restaurant. He stated Disney World has many liquor outlets at this family entertainment facility.

Supervisor Little asked if alcohol will be served to spectators at events at the ice rink.

The Manager for the ice rink stated the restaurant is similar to the one at the M.A.C. He stated alcoholic beverages are prohibited from the ice facility.

VOICE VOTE: Motion carried 6-1 (McGillicuddy).

* (See Item #8)

- (2) Financial Planning and Budgeting (None)
- (3) Personnel (None)

(4) Planning and Development

Trustee McCullough reported the next meeting is scheduled for Thursday, March 25th at 9:00 a.m.

Clerk Helmbrecht reported the meeting scheduled for March 18th has been canceled.

(5) Infrastructure

a. Board of Water & Light Electric Franchise Expansion

TRUSTEE MCCULLOUGH MOVED TO REFER THE REQUEST FROM THE BOARD OF WATER AND LIGHT TO EXPAND THEIR FRANCHISE TO THE INFRASTRUCTURE COMMITTEE TO CONSIDER THE BOARD'S SUGGESTION TO CONSIDER EXPANTION OF THEIR SERVICE TO THE ENTIRE TOWNSHIP, ADDITIONALLY MOVED THAT THE INFRASTRUCTURE COMMITTEE CONIDER FRANCHISE AGREEMENTS WITH OTHER SUPPLIERS. SECONDED BY TRUSTEE SQUIERS.

Trustee McCullough stated this is an opportunity to bring competition into the Township should the law change.

VOICE VOTE: Motion carried 6-1 (Little).

b. Review of Street Classifications

Trustee Such reported the Infrastructure Committee reviewed the list of proposed street reclassifications. He stated many residents opposed these reclassifications. He stated the committee recommended not pursuing the matter further. He stated he believes the Board should consider an annual meeting to discuss roads in a public forum with an invitation to the Ingham County Road Commission to participate.

c. Engineering Fees (See Consent Agenda)

d. Code Amendment Chapters 111 & 111A (See Consent Agenda)

* Trustee Such reported the next meeting is scheduled for March 24th with a change in the time to 4:30 p.m. He urged Board Members to attend to consider electric franchise expansion proposals.

(6) Public Safety

Clerk Helmbrecht reported the next meeting would be scheduled at the next Board meeting.

(7) Recreation

Trustee McCullough reported the committee would be looking at the Snell-Towar grant application, Recreation Coordinator or Director, and the 5-Year Park and Recreation Plan. He stated this would provide an opportunity to involve area schools in the Park and Recreation Plan. He recounted actions of the Park Commission at its February 9th Meeting regarding funding of school projects.

[Trustee Squiers left the room at 8:45 p.m.]

B. Special Committees

C. Liaison Representative Reports

Treasurer Klunzinger reported the Human Resources Commission would be sponsoring a golf fundraiser as outlined in memorandum to the Board from Mary Nelson, Chair of the Human Resources Commission. He reported the Human Resources Commission has been discussing its mission and may rename itself to Community Resources Commission to avoid misunderstandings.

He reported the Human Resources Commission is accepting nominations for Outstanding Senior Citizen Volunteer through Monday, April 26th, with the Annual Senior Celebration at the M.A.C. Wednesday, May 12th. He reported the Human Resources Commission distributed 250 food baskets to needy senior residents through January and February 1999.

18. OTHER REPORTS (None)

19. NEW BUSINESS (None)

20. PUBLIC REMARKS

Supervisor Little opened Public Remarks.

Joan Guy, 1083 Woodside Drive, Haslett, stated her disappointment in the Board's refusal to support the band shell project. She stated questions were raised about the project, but the project was not directed to any committee or department for further research. She stated she believed the band shell was treated very different from the Library or Community Center projects in being considered and dismissed within one (1) meeting. She stated she hoped that in the future these proposals would be considered more carefully. She stated many of the same questions of that project would be asked of other projects to include the Community Center. She stated some very basic questions have not been asked of the Community Center yet, to include property cost, operating costs, building maintenance, meeting operating deficits, and the holding of equity in the structure. She stated it seems appropriate that if the Community Center is to be covered by private funds, the \$4.5 million in the P.I.P. should be removed.

Charles Louis Willems, 1387 Hickory Island, Haslett, stated appreciation that the cross-arms on Carlton street are still working. He cautioned the Board about the detailed accounting involved with grants, and that he is unimpressed with the Township's accounting software. He stated in reference to his communication (BI-3) that he has expressed himself. He stated he understands that Township is formalizing a proposal to deal with the ally, and he approves of this proposal. He stated Officer Rambo was on 6:00 p.m. news to remind residents to stay at least twenty feet (20') behind a school bus.

James Brazier, 4185 Cornell Road, Okemos, spoke about the I-96 Okemos Road Exit. He stated M.D.O.T. informs him that the addition of exits on I-96 in this area needs a higher priority considering the nearby development. He stated the Township needs to consider this matter a high priority and emphasize the need for additional exits to reduce traffic congestion on Okemos Road. He stated the Tri-County Planning Commission has a great deal to do with the priority of such projects and asked the Board and its representative to advocate a higher priority for additional exits.

Supervisor Little closed Public Remarks.

21. FINAL BOARD MEMBER COMMENTS

Treasurer Klunzinger stated he received a letter from L. Robert McElmurry to the Township Board in regard to late penalties on Winter Taxes. Supervisor Little asked Treasurer Klunzinger to provide the Board a copy in the next packet.

Clerk Helmbrecht stated the Meridian Expo was very successful. She stated she spent much of the day there, and there was a constant stream of people. She stated she rediscovered some Meridian businesses she had thought gone.

Treasurer Klunzinger stated he is glad Trustee Such is working on setting up an annual review of road classifications in whatever respect. He stated his intent in introducing the request for reclassification of roads was to address them after years of not being discussed. He stated his hope that this review of road classifications would occur annually.

22. ADJOURNMENT

Supervisor Little adjourned the meeting at 9:00 p.m.

BRUCE A. LITTLE
TOWNSHIP SUPERVISOR

MARY M. G. HELMBRECHT
TOWNSHIP CLERK

Paul J. Cassidy, Secretary