

**MINUTES OF THE REGULAR MEETING OF THE GEORGETOWN CHARTER TOWNSHIP BOARD HELD AUGUST 22, 2016.**

The meeting was called to order by chairman D. Dale Mohr at 7:30 p.m.

Prayer for guidance by Chad Tuttle

Pledge of Allegiance to the Flag

Roll Call

Members present: D. Dale Mohr, Richard VanderKlok, John Schwalm, Jim Wierenga, Ron Villerius, Carol Scholma, Chad Tuttle

Also present: Daniel Carlton, Township Superintendent

Absent: None

**#160822-01 - Agenda as presented for August 22, 2016**

Moved by Richard VanderKlok, seconded by Carol Scholma, to approve the agenda as presented for August 22, 2016.

Moved by D. Dale Mohr, seconded by Chad Tuttle, to add an item to the agenda for a presentation on 200 Baldwin St.

MOTION CARRIED UNANIMOUSLY.

MOTION AS AMENDED CARRIED UNANIMOUSLY.

**#160822-02 – Presentation of Environmental K-9 Services – [Maplewood Lake Report](#)**

Rod Weersing, assistant manager, also gave an update on the restaurants with liquor licenses. The Environmental K-9 Report was referred to the Utilities Committee.

**#160822-03 – Presentation on 200 Baldwin St. by Wynn Design Inc. and Medium Cool Architecture**

**#160822-04 - Communications, letters and reports: Received for information, to be filed:**

- a. Finance Committee meeting minutes of [August 11, 2016](#)
- b. 2017-2018 Draft Ottawa County Road Commission [Strategic Plan](#)
- c. Ottawa County Road Commission [letter regarding](#) Baldwin and Sally Dr. intersection
- d. Building permit [data](#) for Ottawa County
- e. JHA [News](#) for July 2016
- f. OCRC August 2016 [Newsletter](#)
- g. [Balance Sheet](#) and [GL Report](#)
- h. [June 2016](#) Sheriff's Department Report
- i. [TA 2015082](#) Tap Grant Award
- j. [TA 2016017](#) Tap Grant Award
- k. Planning Commission Meeting Minutes of [August 10, 2016](#)
- l. JHA [August 2016](#) Member News
- m. [Balance Sheet](#) and [GL Report](#)

**#160822-05 – Public Comments for items on the agenda**

There were public comments.

**#160822-06 - Consent agenda**

Moved by Richard VanderKlok, seconded by Jim Wierenga, to grant approval of the following.

- a. Approval of minutes of the previous board meeting on [July 11, 2016](#).
- b. Approval of the regular monthly bills for [July 25, 2016](#), bills for [August 5, 2016](#) and [utility bills](#), and the bills for [August 22, 2016](#).
- c. Approval of the Final Plat of Summerset South No. 1 ([plat map](#), [letter of credit](#), [application](#), [grading plan](#))
- d. Approval of the Final Plat of Walnut Grove No. 2 ([letter of credit](#), [plat map](#), [letter of credit requests](#), [application](#), [block grading plan](#))
- e. Approval of the Final Plat of Lowing Woods No. 9 ([plat map](#), [letter of credit](#), [restrictions](#), [application](#), [letter of credit explanation](#))
- f. Approval of the Final Plat of Crimson and Clover ([plat map](#), [minimum openings](#), [application](#), [letter of credit estimates](#), [letter of credit](#))

MOTION CARRIED UNANIMOUSLY.

**#160822-07 – Parking Lot Plans for Veteran’s Plaza**

Moved by Chad Tuttle, seconded by Jim Wierenga, to approve the [parking lot plans](#) for the Veteran’s Plaza, as recommended by the Finance Committee.

There was discussion about postponing action on the parking lot until the Board makes a determination about the use of the entire parcel so that resources are not wasted.

Moved by Richard VanderKlok, seconded by Chad Tuttle, to postpone the item indefinitely.

MOTION CARRIED UNANIMOUSLY.

**#160822-08 – Resolution Prohibiting the Installation of Distributed Antenna System or Small Cell Wireless Structures or Equipment in the Township’s Public Rights of Way**

**TOWNSHIP BOARD  
GEORGETOWN CHARTER TOWNSHIP**

Moved by Richard VanderKlok, seconded by Carol Scholma, to adopt the following resolution:

**RESOLUTION NO. 160822-07**

**A RESOLUTION PROHIBITING THE INSTALLATION OF DISTRIBUTED ANTENNA SYSTEM OR SMALL CELL WIRELESS STRUCTURES OR EQUIPMENT IN THE TOWNSHIP'S PUBLIC RIGHTS OF WAY**

WHEREAS, Article VII, Section 29 of the Michigan Constitution reserves to the Township the right to the reasonable control of its highways, streets, alleys and public places; and,

WHEREAS, providers of small cell wireless and distributed antennae systems have approached the Township seeking permission to install poles, structures and associated equipment and structures in the Township's public rights of way for the operation of their networks and provision of wireless services; and,

WHEREAS, the Township must balance the desire by such providers to use of the public rights of way with the need to maintain and manage the rights of way in a safe and orderly manner, consistent with all legal requirements; and,

WHEREAS, the Township and other communities in the region are studying the impact of such installations in public rights of way; and, WHEREAS, the Township Board has determined that until the benefits to the public are deemed to outweigh the zoning, safety and other concerns posed by the installation of poles and structures in the rights of way that such installations should not be permitted.

NOW, THEREFORE, IT IS RESOLVED THAT:

1. The Georgetown Charter Township Board hereby adopts as a general policy that no person or entity is permitted to install small cell wireless or distributed antennae system facilities (comprised of poles, supporting structures and associated structures and equipment) in a Township public right-of-way or other public place.
2. The Township Superintendent and Zoning Administrator are authorized and directed to take all actions reasonably necessary to ensure that no small cell wireless or distributed antennae system facilities are installed or operated in the Township's public rights of way or other public place absent approval in a form, and subject to such terms and conditions, as is deemed acceptable to the Township Board.
3. Nothing in this Resolution shall be interpreted to require the Township to issue such approvals and the Township reserves to itself discretion to grant, deny or modify a request for such installations as it deems in the best interest of the Township, its citizens and businesses based on its {11485-004-00060728.1} 2 paramount duty to oversee the reasonable use of public property.
4. Nothing herein shall be interpreted in any manner to impact or limit the Township's issuance of permits as otherwise provided for in accordance with the Metropolitan Extension Telecommunications Rights-Of-Way Oversight Act, Act No. 48 of the Public Acts of 2002, as amended.
5. All resolutions and parts of resolutions in conflict herewith are, to the extent of such conflict, repealed.

AYES: D. Dale Mohr, Richard VanderKlok, Chad Tuttle, John Schwalm, Jim Wierenga, Ron Villerius, Carol Scholma

NAYS: None

ABSENT: None

MOTION CARRIED UNANIMOUSLY and RESOLUTION NO. 160822-08 DECLARED ADOPTED

Georgetown Charter Township, a Michigan municipal corporation

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Richard VanderKlok, Clerk

### **CERTIFICATION**

I, Richard VanderKlok, the Clerk of Georgetown Charter Township, certify the foregoing is a true and complete copy of a resolution adopted by the Township Board at a regular meeting held on August 22, 2016, in compliance with the Open Meetings Act, Act No. 267 of the Public Acts of Michigan, 1976, as amended, the minutes of the meeting were kept and will be or have been made available as required by said Act.

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Richard VanderKlok, Clerk

#### **#160822-09 – TAP Funding Authorization**

Moved by Jim Wierenga, seconded by Richard VanderKlok, to approve the [TAP Funding Authorization](#).

MOTION CARRIED UNANIMOUSLY.

#### **#160822-10 – Public Comment**

There were public comments.

#### **#160822-11 – Closed Session for Property Acquisition**

Moved by Richard VanderKlok, seconded by Carol Scholma, to go to closed session for property negotiations, as recommended by the Finance Committee.

Yeas: D. Dale Mohr, Richard VanderKlok, Chad Tuttle, John Schwalm, Jim Wierenga, Ron Villerius, Carol Scholma

Nays: None

MOTION CARRIED UNANIMOUSLY.

#### **#160822-12 – Open Session**

Moved by Richard VanderKlok, seconded by John Schwalm, to go to open session.

MOTION CARRIED UNANIMOUSLY.

#### **#160822-13 – Purchase Property**

Moved by Chad Tuttle, seconded by Richard VanderKlok, to purchase the property as shown on the [attachment](#) for \$243,425.00, and to authorize the Superintendent to sign all of the necessary documents.

MOTION CARRIED UNANIMOUSLY.

**#160822-14 – Discussion and General information**

There was Board discussion, especially about beautification and 200 Baldwin. The Superintendent asked the Board to return comments on [Complete Streets](#).

**#160822-15 – 200 Baldwin St.**

Moved by Jim Wierenga, seconded by Ron Villerius, to add to the next Board agenda, September 12, 2016, discussion of 200 Baldwin.

Yeas: Chad Tuttle, Ron Villerius, Jim Wierenga

Nays: John Schwalm, Richard VanderKlok, D. Dale Mohr, Carol

MOTION DEFEATED.

The item was referred to the Finance Committee.

**#160822-16 - Meeting Adjourned**

Moved by Carol Scholma, seconded by Chad Tuttle, to adjourn the meeting at 9:44 p.m.

MOTION CARRIED UNANIMOUSLY.

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D. Dale Mohr, Supervisor

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Richard VanderKlok, Clerk