



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF CONSTRUCTION CODES
IRVIN J. POKE
DIRECTOR

STEVE ARWOOD
DIRECTOR

STATE BOUNDARY COMMISSION

Meeting Location:
2501 Woodlake Circle - Conference Room 3/First Floor
Okemos, Michigan 48864

MINUTES
August 13, 2013

DOCKET# 13-I-1
CLINTON/SHIAWASSEE COUNTY

MEMBERS PRESENT

Mr. Dennis Schornack, Chairman
Mr. David Doyle, State Commissioner
Mr. James Stewart, State Commissioner
Ms. Heather Hanover, Local Commissioner

MEMBERS ABSENT

Mr. Claude Vail, Local Commissioner

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS PERSONNEL
ATTENDING

Mr. Kevin O'Brien, P.S., Office of Land Survey and Remonumentation
Mrs. Angela Sanderson, Secretary, Office of Land Survey and Remonumentation
Mr. Patrick Fitzgerald, Assistant Attorney General

OTHERS IN ATTENDANCE

Mr. Bill Lasher, Village of Ovid President
Mr. Greg Palen, Ovid Township Supervisor
Mr. Michael Herendeen, Middlebury Township Supervisor
Ms. Susan Tomasek-Swan, Middlebury Township Clerk

Providing for Michigan's Safety in the Built Environment

LARA is an equal opportunity employer
Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.
P.O. BOX 30254 • LANSING, MICHIGAN 48909
www.michigan.gov/bcc • Telephone (517) 241-9302 • Fax (517) 241-9570

1. CALL TO ORDER AND DETERMINATION OF QUORUM

Chairman Schornack called the meeting to order at approximately 1:36 p.m. and read the Opening Statement. A quorum was determined present at that time.

2. APPROVAL OF AGENDA

A **MOTION** was made by Commissioner Doyle and supported by Commissioner Hanover to approve the Agenda for the meeting. **MOTION CARRIED UNANIMOUSLY.**

3. APPROVAL OF DRAFT MINUTES

A **MOTION** was made by Commissioner Stewart and supported by Commissioner Hanover to approve Draft Minutes from the May 9, 2012 meeting for Clinton/Shiawassee County for Docket 11-I-1. **MOTION CARRIED UNANIMOUSLY.**

4. DETERMINATION OF LEGAL SUFFICIENCY

a. Commission and Staff:

Mr. Kevin O'Brien, Office of Land Survey & Remonumentation, read from his Legal Sufficiency Memo and described the maps for this docket.

Commissioner Stewart discussed the inconsistencies in items #2 and #4 from Legal Sufficiency Memo regarding substantial accuracy.

A **MOTION** was made by Commissioner Stewart and Seconded by Commissioner Doyle to Amend the Legal Sufficiency Memo to reflect adding a period after "accurate" and deleting the remainder of the first sentence from #2. Moved by Stewart and Supported by Doyle to Amend the Legal Sufficiency. **MOTION CARRIED UNANIMOUSLY.**

Discussion Ensued.

b. Involved Parties:

Mr. Bill Lasher, Village of Ovid President, said that the Village wishes to become a city basically because of economics. The Village conducted their own elections until the State law changed, and they can collect taxes easily. They can contract for the assessing as the Township does. They feel that the 1 mil that is charged under State law is in excess for those operations, and they feel it would be more economical to become a City.

Mr. Greg Palen, Ovid Township Supervisor, said that the current Township Board's position on this petition is that while they are still reviewing the economic repercussions claimed by the supporters of changing the Village to a City, they feel that ultimately this is a decision that the residents should make. He stated that beyond answering questions, they don't have a specific agenda.

Mr. O'Brien explained the entire approval process for the Incorporation of a City to Involved Parties and Local Commissioners.

c. Commission Discussion

A **MOTION** was made by Commissioner Doyle and Seconded by Commissioner Hanover that the petition for Docket 13-I-1 be determined as Legally Sufficient for the purpose of consideration of the proposed Incorporation to a City and to receive comment at the Public Hearing. **MOTION CARRIED UNANIMOUSLY.**

Mr. Palen commented that the only additional property the Village wants to include in the proposed City are the areas currently owned by the Village that have sewerage holding lagoons and the Village's water tower. He also stated that there are no homes on this property.

Discussion Ensued.

Mr. Michael Herendeen, Middlebury Township Supervisor, explained that two houses that straddle the County line between Clinton and Shiawassee Counties are already in the boundary of the Village and the Petition does includes them and the lagoon.

Mr. O'Brien pointed out key areas of the proposed Petition on an aerial map of the Village.

Mr. Lasher explained that the cemetery that straddles the current Village's and the proposed City's boundary line is a non-profit agency owned by the Village of Ovid, Ovid Township and Middlebury Township. He explained that the cemetery is indirectly municipally owned.

The Commissioners and Mr. O'Brien discussed inviting the property owners that have common ownership on both sides of the proposed City boundary line between to the Public Hearing for this docket by way of first class letter, explaining that the Commission is looking at bringing their property into the proposed City and inviting their comments.

A **MOTION** was made by Commissioner Stewart and Seconded by Commissioner Doyle that OLSR Staff be asked to look at all parcels that have common ownership and are currently not inside the Village limits (adjacent property owners) and give notice to them via first class mail that it is being considered. **MOTION CARRIED UNANIMOUSLY.**

The Commissioners unanimously approved October 2, 2013 for the Public Hearing to be held @ 4pm at the Village of Ovid Hall.

5. ADJOURNMENT

A **MOTION** was made by Commissioner Doyle and Seconded by Commissioner Hanover to adjourn this session on Docket# 13-I-1. **MOTION CARRIED UNANIMOUSLY.**

Chairman Schornack adjourned the meeting on Docket# 13-I-1 at 2:13 p.m.

APPROVED:

Dennis Schornack, Chairman
State Boundary Commission

Date

DRAFT