



STATE OF MICHIGAN

GRETCHEN WHITMER  
GOVERNOR

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

ORLENE HAWKS  
DIRECTOR

**STATE BOUNDARY COMMISSION**  
**Ottawa Building, Upper Level Conference Room 3**  
**611 West Ottawa Street**  
**Lansing, Michigan 48933**

**APPROVED 02/15/2023**

**MINUTES**  
April 27, 2022  
10:00 a.m.

**MEMBERS ATTENDING**

Ms. Robin Beltramini, Chairperson  
Mr. Richard Datema  
Ms. Linda Preston  
Mr. Gale Dugan, Allegan County

**MEMBERS ABSENT**

Ms. Elizabeth Peterson, Allegan County

**DEPARTMENT PERSONNEL ATTENDING**

Mr. Keith Lambert, Director, Administration, BCC  
Mr. Nick Clever, Land Surveyor Licensed Specialist, Office of Land Survey & Remonumentation, BCC  
Mr. Jon Paradine, Chief, Building and Permits Division, BCC  
Ms. Hillary Millen, Departmental Analyst, Administrative Services Division, BCC  
Ms. Tracie Pack, Departmental Analyst, Administrative Services Division, BCC  
Mr. Patrick Fitzgerald, Assistant Attorney General, Office of the Attorney General  
Ms. Emily Zillgitt, Assistant Attorney General, Office of the Attorney General

**1. CALL TO ORDER AND DETERMINATION OF QUORUM**

Chairperson Beltramini called the meeting to order at 10:05 a.m. A quorum was present at that time.

**2. APPROVAL OF AGENDA**

A **MOTION** was made by Commissioner Datema and **SECONDED** by Commissioner Preston to approve the agenda. **MOTION CARRIED UNANIMOUSLY.**

**3. APPROVAL OF MINUTES**

A. December 16, 2021

A **MOTION** was made by Commissioner Datema and **SECONDED** by Chairperson Beltramini to approve the minutes of the December 16, 2021 meeting. **MOTION CARRIED UNANIMOUSLY.**

**4. PETITION - RECOMMENDATION REVIEW**

A. Petition No. 20-AP-01 Township of Hopkins to City of Wayland

The Commission reviewed Petition No. 20-AP-01 for annexation of land area in the Township of Hopkins to City of Wayland in accordance with MCL 123.1009.

Following discussion, a **MOTION** was made by Commissioner Datema and **SECONDED** by Commissioner Preston to recommend denial of Petition No. 20-AP-01 by the Director of the Department of Licensing and Regulatory Affairs as AAG Fitzgerald has confirmed a 425 agreement is in place which insulates the area from annexation. Pursuant to Executive Reorganization Order 1996-2, this denial is contingent on the concurrence of the Director of the Department of Licensing and Regulatory Affairs. (Aye: Commissioners Beltramini, Datema, Preston, and Dugan; Nay: None) **MOTION CARRIED UNANIMOUSLY.**

County Commission Members appointed for Allegan County were dismissed along with any public attending for Petition No. 20-AP-01 that chose to leave.

**5. PETITION – LEGAL SUFFICIENCY REVIEW**

A. Petition No. 21-AP-01 Township of Lapeer to City of Lapeer

The Commission reviewed Petition No. 21-AP-01 for annexation of land area in the Township of Lapeer to City of Lapeer in accordance with MCL 123.1009.

Following discussion, a **MOTION** was made by Commissioner Datema and **SECONDED** by Chairperson Beltramini to deny Petition No. 21-AP-01 for annexation of land area in the Township of Lapeer to City of Lapeer to be found legally sufficient as a 425 agreement is in place which insulates the area from annexation. Additionally, there is a PA 7 agreement that may also be in place. **MOTION CARRIED UNANIMOUSLY.**

**6. UNFINISHED BUSINESS**

None.

**7. NEW BUSINESS**

None.

**8. BUREAU QUARTERLY REPORT**

Director Lambert reported on the following:

The Bureau continues to work with auditors regarding their findings during its 2020 audit, and BCC is addressing any issues with resources the Bureau has.

Mike Barger and Janelle Campbell left the Bureau in March 2022. The Bureau is in the process of back-filling Mr. Barger's position first. Then, the Bureau will work to back-fill Ms. Campbell's position. A portion of the State Boundary Commission functions will stay with the Office of Land Survey & Remonumentation and the remaining functions will move to the Administrative Service Division.

**9. PUBLIC COMMENT**

Mr. Michael Gildner, Simen, Figura & Parker, P.L.C., commented he agrees with the State Boundary Commission's decision that there is a 425 agreement in place.

Mr. Mark Leichliter, Rickard, Denney, Garno, Leichliter & Childers, commented he disagrees that there is a 425 agreement in place but that the State Boundary Commission has the authority to make its decision.

Mr. Brian Silvernail, petitioner for Petition No. 20-AP-01, commented that the 425 agreement is a sham and the decision is now being delayed indefinitely.

Mr. Calvin Schanz, property owner for Petition No. 20-AP-01, questioned the benefit of a 425 agreement and stated some of the property in the petition has been sold to the Gun Lake Native American Tribe.

**10. NEXT MEETING DATE – AUGUST 24, 2022**

The Board is scheduled to meet next at 1:00p.m. at 611 West Ottawa Street, Lansing, MI 48933 in Upper Level Conference Room 3 on August 24, 2022.

**11. ADJOURNMENT**

A **MOTION** was made by Commissioner Datema and **SECONDED** by Commissioner Preston to adjourn the meeting at 10:37 a.m. **MOTION CARRIED UNANIMOUSLY.**