

CHARTER TOWNSHIP OF WHITE LAKE
Approved Minutes of the Regular Board of Trustees Meeting
October 15, 2019

Supervisor Kowall called the meeting to order at 7:00 p.m. He then led the Pledge of Allegiance. Clerk Lilley called the roll:

Present: Rik Kowall, Supervisor
 Terry Lilley, Clerk
 Mike Roman, Treasurer
 Andrea C. Voorheis, Trustee
 Michael Powell, Trustee
 Liz Smith, Trustee

Absent: Scott Ruggles, Trustee

Also Present: Lisa Hamameh, Attorney
 Aaron Potter, DPS Director
 Jennifer Edens, Recording Secretary

A moment of silence was observed in honor of the late Larry Ostrowski (a/k/a Library Larry).

AGENDA

Clerk Lilley amended the Agenda as follows:

Under Consent Agenda

- 1) Budget Amendment
- 2) New List of Bills dated October 15, 2019
- 3) Treasurer's Report

Under New Business

- 1) Item 10J – Service Contract for Sanitary Sewers

Additional FYI: Emergency Litigation

Clerk Lilley further requested that items involving Mr. Aaron Potter be grouped together to allow for a timely departure of Mr. Potter from the meeting.

It was MOVED by Clerk Lilley, SUPPORTED by Treasurer Roman to approve the Agenda, as amended. The MOTION PASSED by voice vote (6 yes votes).

PUBLIC COMMENT

Eileen Kowall, Oakland County Commissioner. She commended the Township for their reaction and particularly Aaron Potter for the lead issue. It was handled very well. The Township was very proactive and worked well with the Health Department and the State.

CONSENT AGENDA

It was MOVED by Clerk Lilley, SUPPORTED by Treasurer Roman to approve the Consent Agenda with the additional items. The MOTION PASSED by voice vote (6 yes votes).

MINUTES

A. APPROVAL OF MINUTES REGULAR BOARD MEETING, SEPTEMBER 17, 2019

Trustee Powell's questioned his previous request to inquire of I.T. Right as to whether or not the use of new computers could be used for staff and older computers converted for elections. To which Supervisor Kowall noted that the inquiry had been made, but he is unclear as to what the exact answer is.

It was MOVED by Trustee Voorheis, SUPPORTED by Trustee Powell to approve the Minutes of the Regular Board Meeting, September 17, 2019. The MOTION PASSED by voice vote (6 yes votes).

B. APPROVAL OF MINUTES – SPECIAL BOARD MEETING, SEPTEMBER 24, 2019

It was MOVED by Trustee Powell, SUPPORTED by Trustee Voorheis to approve the Special Board Minutes of September 24, 2019. The MOTION PASSED by voice vote (6 yes votes).

PRESENTATIONS

A. PROMOTION OF ROSS WAGENMAKER FROM OFFICER TO SERGEANT

Chief Keller presented and noted that this promotion will fundamentally change the department for the better. He identified the family members in attendance tonight and provided a brief background of the education and service of Officer Wagenmaker. Clerk Lilley administered the Oath and his wife pinned him with the Sergeants badge.

B. PROMOTION OF MATTHEW IVORY FROM SERGEANT TO LIEUTENANT

Chief Keller presented. He thanked Chief Ronald Stephens of the Civil Servant Board for his role in this promotion. He identified the family members in attendance tonight and noted that Officer Ivory's father retired from the Waterford Police Department as a Lieutenant. He furthered with a brief background of the education, service and accolades of Office Ivory. Clerk Lilley administered the oath and his mother pinned him with the Lieutenants badge.

Chief Keller thanked all the members of Police Department and their families that attended tonight.

C. SUPERINTENDENT PAUL SALAH RE: HURON VALLEY SCHOOL BONDS – NOV 2019 ELECTION

Superintendent Salah presented. He thanked the Board for the partnership with the Township and introduced Denise Pistana, Huron Valley Schools Board Vice President. He furthered that on November 5, the Huron Valley community will decide on two ballot initiatives. The first is a zero-tax rate increase bond that will generate \$182 million. The second is a 10-year building and site sinking fund renewal that will generate approximately \$2.1 to \$2.4 million annually. He emphasized that if approved, both proposals will result in a zero-tax rate increase for taxpayers.

He highlighted the Bond and BSSF Renewal Goals/Benefits:

- Enhance safety and security throughout the district
- Enhance programs to support hands-on, project-based learning and our pillars of academics, arts and athletics
- Increase infrastructure and operational efficiencies with the goal of reducing energy use and utility costs
- Replace or upgrade current technology
- Support our schools while being fiscally responsible and maintaining a zero-tax rate increase for taxpayers.

He closed by encouraging anyone with questions to visit www.hvs.org or contact him directly via telephone or email.

RESOLUTION

A. RESOLUTION #19-040; TO ESTABLISH THE DATES FOR THE 2020 BOARD OF TRUSTEES MEETINGS

Clerk Lilley noted that he does not believe there are any conflicts with the proposed dates.

Trustee Powell indicated this Board is being asked to make some very tough decisions in the next year. He suggested that an item be added to the agenda on a regular monthly basis, to set up a date to hold a work/study session. He believes then the Board can decide to earmark a subject for that session or they can decide to cancel it for that month.

Supervisor Kowall indicated that he is a proponent of workshops, but thinks that setting up such dates tonight would be difficult. He would propose that the Board approve the dates before them tonight, and pick out six workshop dates for next year.

Both Clerk Lilley and Trustee Smith are in favor of workshops as they both agree there are a lot of topics that will need to be discussed in the near future.

Trustee Voorheis also agrees, but requests that such meetings be set up for 7pm and she also likes the idea of a set day each month.

Treasurer Roman suggested that rather than set up workshop dates add it to the agenda under new business.

It was MOVED by Treasurer Roman, SUPPORTED by Trustee Voorheis to approve the dates on Resolution #19-040. The MOTION PASSED by voice vote (6 yes votes).

Supervisor Kowall identified two new members of the Park and Recreation Committee, Kathleen Aseltyne and April Pochmara.

NEW BUSINESS

A. REQUEST TO APPROVE POLICE DEPARTMENT CROSSING GUARD WAGE INCREASE

Chief Keller noted that he wholeheartedly supports the Huron Valley School Bond Proposals.

He is here tonight requesting approval of a three-year Police Department Crossing Guard Wage Increase from \$12.50 per hour. He is seeking approval of a \$.50 increase per year for three-years.

Trustee Voorheis inquired as to how many hours a day crossing guards work and also confirmed that this is for every crossing guard in White Lake. To which, Chief replied approximately 1.5 hours per day.

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Smith to approve the recommendation of the Police Chief for a crossing guard wage increase up to \$14.00 per hour with a \$.50 annual increase over the next three-years. The MOTION PASSED by voice vote (6 yes votes).

B. UPDATE ON LEAD ACTION LEVEL INCIDENT

Supervisor Kowall thanked Mr. Potter for his efforts and time regarding his presentation at Lakeland High School.

Aaron Potter, DPS. He summarized his October 7, 2019 letter to the Board of Trustees. He advised that during the latest round of lead and copper monitoring for corrosion control, DPS found three samples over the action level from lead in the Distribution System #2. A public advisory was issued to all customers.

He noted that they test on a routine basis per the monitory schedule with EGLE and that they specifically test locations where they think lead will be in interior plumbing (i.e. homes built before 1988). DPS held a townhall meeting on October 10th at Lakeland High School to discuss this issue with the residents and to assure the residents that the water is safe to drink. DPS wanted to answer questions from residents directly due to the fear of the residents' post Flint. He identified notable difference between White Lake's situation and that of Flint:

- 1) White Lake does not have any lead service lines that we know of in our distribution systems.
- 2) White lake does not have lead goose necks in the water main or service line connections.
- 3) White Lake does have corrosion control.

He furthered that they are working with Oakland County Health Department to do more sampling in three locations that had results over the action level. They anticipate that the worst-case scenario required will be a minor adjustment to the dosage of orthophosphate depending the repeat samples. They will be distributing public education to all customers about lead used in the past in home plumbing materials and how residents can ensure that they are using best practices in their homes related to lead and copper exposure, including flushing taps regularly and cleaning aerators regularly. He encouraged residents to test their water.

Trustee Powell clarified that there is no lead in the White lake Township Public Water System. He furthered that people on well may have the same issue due to their own water system and plumbing. He reminded that residents should allow the water to flush for at least 20 seconds. He also noted that people should not be drinking or cooking out of the hot water side of their sink and that drinking/cooking water should always be taken form the cold-water side as it tends to have less lead. He thanked Mr. Potter for his effort and time.

Trustee Smith thanked Mr. Potter for his time and effort and for the informational meeting and emphasized the flushing practice of 30 seconds to 2 minutes.

Clerk Lilley thanked Mr. Potter for his leadership in this matter.

Supervisor Kowall thanked Ken, from Merge Live for helping get the information out regarding this issue. Ken's group will help produce a few videos to get information out there. Ken noted that they can break down the technical into an easy to understand format for residents.

C. HILLVIEW WELLHOUSE REHABILITATION; RECOMMENDATION TO AWARD BID AND APPROVAL OF DLZ PROPOSAL

Aaron Potter, DPS. He summarized his letter dated October 7, 2019 to the Board of Trustees. They have received bids for construction of the Hillview Wellhouse Rehabilitation Project. The plans include demo of the existing building, proper disposal of hazardous construction materials outlined in a prior survey, construction of a new structure and appurtenances consistent with other recent Township buildings

including Village Acres Treatment Plant. He noted that plans for this project are available for viewing in the DPS office.

Funding for the project will be 50% Operating and 50% Water Capital. No bonds or loans will be required for this project. He furthered that they cannot meet peak daily demand in the summer without this wellhouse.

DPS is requesting the approval to move forward with the project not to exceed a total project cost of \$814,800, and to approve the DLZ proposal for construction engineering or contract administration services and award the project to Reliance Building Company, which is the lowest bid for the project.

Trustee Powell asked Mr. Leuffgen how the metal roofing would be protected from the corrosive materials stored in the building and wants to make sure that it is ventilated properly.

Clerk Lilley identified that this is another needed project that needs to move along, another piece of the puzzle. He hopes that the Board considers the option that can start this project as soon as possible.

Treasurer Roman questioned whether the \$814,000 includes security measures. To which Mike Leuffgen responded it includes cameras, but not fencing. He further asked if the \$814,000 was included in the rate study.

It was MOVED by Treasurer Roman, SUPPORTED by Trustee Powell to approve and not to exceed \$815,000.00 for the Hillview Wellhouse rehab project, using Reliance to do the work and allowing the Supervisor to sign all necessary documents. The MOTION PASSED by voice vote (6 yes votes).

J. SERVICE CONTRACT FOR SANITARY SEWERS

Aaron Potter indicated that under routine maintenance conducted by Oakland County a few problems were discovered, similar to those found on Union Lake Road and Elizabeth Lake Road. Mainly hydrogen sulfite damage to a few manholes, downstream to pressure districts, and hydrogen sulfite damage to the mains. Oakland County started getting quotes from their contractors but were unable to get quotes to complete the project this year. As part of Oakland County's budget, under routine maintenance, there are funds to complete the work on Oxhill and they are working on a budget for next year for the work on Shotwell.

DPS is requesting that the Township Board award a nonexclusive contract for sewer rehabilitation to Granite Inliner/LuiqiForce for a period of three-years. This will allow the Township to access many services on an as needed basis and will also allow Oakland County Water Resource Commission to utilize this contract to complete the current project. He noted that no funds are being requested at this time. The funding for the project is coming from Operations and Maintenance Budget through Oakland County Water Resource Commission.

He is asking the Board to accept the offer from LuiqiForce, currently known as Granite, for an as needed services agreement for a period of three-years. He further asks that the Township attorney be authorized to review the contract in hopes to get this process started as soon as possible.

Susan Deel from TLBA, asked for location clarification – north or south of Oxbow on Shotwell. To which Mr. Potter explained it would be north of Elizabeth Lake Road to around the canal crossing.

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Powell to accept an offer for as needed services to Granite for a three-year service agreement, for the Township attorney to review the proposal, and authorize the Supervisor to sign a nonexclusive contract. The MOTION PASSED by voice vote (6 yes votes).

**D. SENIOR ADVISORY COUNCIL REQUEST TO WAIVE ANNUAL MASSAGE LICENSING FEE
2019-2020**

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Voorheis to waive the massage fee for the therapist at Dublin Center. The MOTION PASSED by voice vote (6 yes votes).

E. REQEUST TO APPROVE DEMOLITION BID FOR 10785 & 10795 ELIZABETH LAKE ROAD

These are the buildings that are on the property formerly known as the Brendel Campground.

Clerk Lilley noted that the demo cannot be completed until after the Township closes on the property. The Township went out to four bids that range from \$9,000 to \$22,000. It is his recommendation to award the bid to Hoffman Disposal. The Parks and Recreation will pay for the property address 10785 and the 10795 will be a General Fund contribution. It was noted that there is asbestos on the garage located on the 10795 property that will need to be removed prior to demolition.

It was MOVED by Clerk Lilley, SUPPORTED by Treasurer Roman to grant the request to Hoffman Disposal for both properties, 10785 to be paid by Parks and Recreation and 10795 paid by General Fund, subject to closing. The MOTION PASSED by voice vote (6 yes votes).

F. REQEUST TO APPROVE LAKELAND HIGH SCHOOL FIREWORKS PERMIT APPLICATION

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Smith to approve the fireworks application as identified by Fire Marshall Holland. The MOTION PASSED by voice vote (6 yes votes).

G. PROPOSED AMENDMENT TO ADMINISTRATIVE RULES AND REUGLATIONS; PA 202

Supervisor Kowall noted that certain benefits that were available in the past will no longer be available regarding retirement benefits to newer employees. He further noted that current employee benefits will not change. These long-term benefits, particularly to elected officials will no longer exist.

Clerk Lilley mentioned that these benefits will not be available to new people, therefore the Township may want to look at increase in wages to get qualified applicants.

Treasurer Roman reminded that most of the groups within the Township took away retirement health care in 2010. This now closes up all of the groups, so basically any new employees elected would not be able to get retirement health care.

It was MOVED by Treasurer Roman, SUPPORTED by Trustee Powell to close the open member division public safety group for OPEB liability, employees promoted from police and fire will retain previous benefits. This closing does not apply to present eligible members who are grandfathered. The MOTION PASSED by voice vote (6 yes votes).

H. FIRST READING; AMENDMENT TO CHAPTER 26, ARTICLE VIII, SECTION 26-239-YOUTH TOBACCO

Attorney Hamameh noted this is an amendment to Chapter 26, Article VIII, Section 26-239, "Youth Tobacco and Vaping Products," To regulate the use, possession and sale of tobacco products, vapor products and alternative nicotine products to minors. This amendment will make it consistent with state law and in effect prohibit the above to minors.

It was MOVED by Trustee Lilley, SUPPORTED by Treasurer Roman to move Chapter 26, Article VIII, Section 26-239, Youth Tobacco and Vaping Products to second reading. The MOTION PASSED by voice vote (6 yes votes).

I. FIRST READING; AMENDMENT TO CHAPTER 26, ARTICLE IX – POSSESSION OF MARIJUANA

Attorney Hamameh stated that this is a first reading of an ordinance amendment to Chapter 26, Article VIII, "Offenses Involving Minors," Article IX, "Offenses Involving Controlled Substances," and Article X, "Offenses Involving Narcotic Paraphernalia," in order to prohibit the sale, use and possession of marijuana by persons under the age of 21, and to remain consistent with the state's new recreational marijuana laws.

It was MOVED by Supervisor Kowall, SUPPORTED by Treasurer Roman to move to second reading the Amendment to Chapter 26, Article VIII, Possession of Marijuana. The MOTION PASSED by voice vote (6 yes votes).

FYI

A. ON-CALL FIREFIGHTERS WANTED – INFORMATIONAL MEETING OCTOBER 28, 2019

White Lake Township will be having an informational meeting for all those interested in becoming an On-Call Firefighter. The event will be held on Monday, October 28th at 7:00 p.m. at the Township Hall. If you would like more information, please call 248-698-3335.

B. EMERGENCY LITIGATION

Supervisor Kowall wanted the Board to be aware of a Memo he sent out regarding an emergency litigation that will be discussed at a later time.

TRUSTEE COMMENTS

Trustee Voorheis – Regarding upcoming events: October 19th from 6-9:30pm, the White Lake Historical Society along with the Parks and Recreation Committee is having a movie in the park and Trick or Treating. Saturday, October 26th, the North Oakland Story Tellers will hold Fright Night at Fisk Farm. She attended the September 29th Fire Department Open House and found the kitchen fire demonstration to be overwhelming to see. She welcomed Kathy Aselyne to the Parks and Recreation Committee. Lastly, she noted that White Lake is now W.O.T.A. for residents 18-80 plus.

Trustee Powell - He noted that a meeting of the Community Development Committee was held on October 3rd, and it was a very good meeting. They met Howard Kohn, President of Chesapeake Group in Baltimore, Maryland. He noted that he seems extremely qualified and he will be a great deal of assistance. He indicated that the first step is to coordinate a relationship between the public and private sectors of the property and then put together a public-private joint venture. Ultimately this company will assist in pulling together possible developers that might be used to develop the property. He stated that they are on their way to study the area and it is exciting adventure. Lastly, he noted that other communities hold appreciation dinners to recognized residents who volunteer and devote time to the Township and he thinks it might be interesting to establish something.

Treasurer Roman - Thanked everyone for attending and to those who watched live stream. He congratulated the officers promoted tonight.

Trustee Smith – She is saddened by loss of Larry Ostrowski Library Director, he was a colleague and a dear friend. She and Clerk Lilley attended the funeral – beautiful service and nice testament to him. His family has requested those wishing to honor Larry may make donations to the Fire Department or Friends of the Library. The next Library Board Meeting is October 23, 2019 at 6:45pm. The Friends of the Library are hosting a book sale in the new library on Friday, October 18th and Saturday, October 19th. The art competition is still going on at the library with a winner to be announced on October 25th from 7pm – 8pm. She thanked the Water Department and staff for doing their best to serve the community with a positive attitude. She attended the information meeting and education is key. She emphasized proper flushing

when using your water if you have any concerns and get your water tested. She thanked the Fire Department for a successful Open House. She is looking forward to the workshops as she has been asking for them for a few years. She noted that it is breast cancer awareness month. She has recently lost a friend and encourages everyone to take care of themselves. She reminded that it doesn't only affect women; men and animals can be affected. Lastly, she announced a save the date for the Township Tree Lighting to be held on December 6th, 6pm to 8pm at Fisk Farm.

Clerk Lilley – Congratulated the police officers promoted tonight. He thanked the Board for their cooperation for a lot of issues that come before them and he agrees regarding the informal discussions/workshops.

Supervisor Kowall - Indicated that it has been an interesting last couple weeks. He commented hearing stories on the radio/television "Lead in White Lake". He indicated that the news sets the hook, but doesn't have all the facts in the right manor. The Oakland County Health Department was able to get air time and tried to spell it out. As our knowledge evolves, we can always look back, hindsight is 20/20. He furthered that the Township has a modern water system and we are fortunate that we don't have the issues that some of the other communities have. He thinks it will be interesting to see how much of this comes to the surface. He believes we are fortunate and we watch over our system diligently. He reminded that we live in a well head protection area. Anyone who drinks water in White Lake Township, drinks water from the ground that comes from below our feet. Learn about it. The Water Department is there to answer questions and provide information. He advised one-quart of oil can contaminate 80-90,000 gal of water. Be mindful. Lastly, he noted that we are fortunate to live in this community where we have police officers and firefighters dedicating their lives. Thank you for being here and tuning in. God bless and good night.

ADJOURNMENT

It was **MOVED** by Supervisor Kowall, **SUPPORTED** by Trustee Smith to adjourn. The **MOTION PASSED** by voice vote (6 yes votes).

The meeting was adjourned at 8:55 p.m.

I, Terry Lilley, the duly elected and qualified Clerk of the Charter Township of White Lake, County of Oakland, State of Michigan, hereby certify that the foregoing is a true copy of the October 15, 2019 regular board meeting minutes.



Terry Lilley, Clerk
White Lake Township
Oakland County, Michigan