

# CHARTER TOWNSHIP OF WHITE LAKE

## Unapproved Minutes of the Regular Board of Trustees Meeting

September 18, 2018

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

Treasurer Roman called the roll:

Present: Rik Kowall, Supervisor  
Terry Lilley, Clerk - Absent  
Mike Roman, Treasurer  
Mike Powell, Trustee  
Scott Ruggles, Trustee  
Liz Smith, Trustee  
Andrea Voorheis, Trustee

Also Present: Lisa Hamameh, Attorney  
Sean O'Neil, Planning Director  
Aaron Potter, Water Director  
Amy Bertin, Recording Secretary

Treasurer Roman amended the Agenda as follows: Add Item 8B, Special Meeting Minutes of 9-12-18; 10C, Hillview Well House Rehab; 11G, Fire Code Amendments. Remove Item 13B, Recess into closed session to consult with its attorney regarding trial or settlement strategy in connection with White Lake Township v John Volkert and Marie Volkert, Oakland County Circuit Court Case No. 2018-164285-CZ in accordance with MCL 15.268 (e).

**It was MOVED by Trustee Ruggles, SUPPORTED by Trustee Voorheis to approve the Agenda as amended. The MOTION PASSED by a voice vote (6 yes votes).**

### PUBLIC COMMENTS

Oakland County Commissioner Eileen Kowall. She addressed an issue brought up at the last Board meeting regarding the shortage of voter ballots during the primary election. Immediately following the election a four-person bipartisan committee was formed to look into what happened. Several hearings have been held and a report will be issued this coming Monday, Sept. 24<sup>th</sup>. One thing they do know is it wasn't for lack of funding. We are trying to ensure we protect the integrity of the people's vote and it doesn't happen again.

Also, she's been involved in anti-human trafficking for a number of years. She is currently on the task force for human trafficking at the county level. On Monday, at 2 p.m. on the campus of Common Ground there will be a press conference announcing great strides in 24 hour access for victims via texting and live chat online. Common Ground has been busy training people so there will be an actual place to refer the victims to and somebody who will be able to take their calls rather than a national hotline. This is a big step forward along with the county website which has

a web portal for resources for the victims.

Lastly, on Thursday we will be adopting the triennial budget. There are many meetings and we do our due diligence in looking over the details of the budget. We have a 4.04 county millage, which is the lowest in the state. It may go a bit lower as time progresses. You know where to find me if you have any questions.

Barb Allison, 6455 Cooley Lake Rd. She is here on behalf of the Historical Society. We held our 33<sup>rd</sup> Annual Fisk Farm Festival on Sept. 8 & 9. We wanted to thank many people tonight for their help and support. We appreciate the presence and participation of the Police and Fire Departments. The Friends of the White Lake Library have held a book sale there for many years. Also, thanks to many local nonprofits and sponsors. Many local businesses were very generous and supplied door prizes. Thanks to all the volunteers and guests.

We have two events coming up in October. The North Oakland Co. Storytellers will be holding scary stories in the barn on the 13<sup>th</sup>. Fisk Farm Halloween is a family event on October 20<sup>th</sup> with trunk or treat, an outdoor movie, a scare crow contest with prizes, refreshments and games.

#### **CONSENT AGENDA**

- A. LIST OF BILLS**
- B. REVENUE AND EXPENSES**
- C. CHECK DISBURSEMENT**
- D. DEPARTMENT REPORTS**
  - 1. POLICE**
  - 2. FIRE**
  - 3. COMMUNITY DEVELOPMENT**
  - 4. TREASURER'S REPORT**

**It was MOVED by Treasurer Roman, SUPPORTED by Trustee Smith to approve the Consent Agenda as presented. The MOTION PASSED by a voice vote (6 yes votes).**

#### **PRESENTATION**

##### **A. YOUTH POLICE ACADEMY**

Chief Keller, White Lake Police Dept. He gave a brief presentation regarding the Youth Police Academy. This program is meant to expose students to the law enforcement profession, therefore, influencing or reinforcing future career choices. It also aims at influencing future possibly life altering decisions related to reckless behaviors. It can also bring about a better understanding of their communities resulting in an improved relationship between law enforcement and the citizens that it serves. The cadets have a fun, exciting and educational experience. It is a week long program in the summer for 7<sup>th</sup> and 8<sup>th</sup> grade students who are

interested in law enforcement. It is a free program due to donations and grant monies. It is designed to expose cadets to the qualifications, education, training and the personal dedication required of law enforcement officers. The core values we teach are leadership, integrity, team work and physical fitness. We start with calisthenics in the morning. Throughout the week we have guest speakers, team buildings exercises, teach defensive tactics, proper driving techniques, proper traffic stops, issuing citations and making arrests. The last day we do crime scene investigation. Finally, we have a graduation ceremony.

Megan Izzo. She is 14 yrs. old and is a freshman at Lakeland HS. She's done the Police Academy three years in a row and plans to continue. It is a safe place to be herself and make new friends while learning new things every day. She is constantly meeting new people. We leave the Academy as better, more mature teenagers. We learn how to respect police officers, understanding they are here not to hurt us but to keep the community safe. She is very grateful to attend and be a part of the Youth Police Academy.

## **MINUTES**

### **A. APPROVAL OF MINUTES - REGULAR BOARD MEETING, AUGUST 21, 2018**

Trustee Powell noted a correction on Page 3, Item B. Include the response by Treasurer Roman of 'Yes' to the question by Mr. Kavocic. Page 5, within Clerk Lilley's statement, change the name 'Mike' to 'Sen. Kowall'.

**It was MOVED by Trustee Powell, SUPPORTED by Trustee Ruggles to approve the Minutes dated August 21, 2018 as amended. The MOTION PASSED by a voice vote (6 yes votes).**

### **B. APPROVAL OF MINUTES - SPECIAL BOARD MEETING, SEPTEMBER 12, 2018**

**It was MOVED by Treasurer Roman, SUPPORTED by Trustee Voorheis to approve the Minutes dated September 12, 2018 as presented. The MOTION PASSED by a voice vote (6 yes votes).**

## **RESOLUTIONS**

### **A. RESOLUTION #18-026, ADOPT OAKLAND COUNTY HAZARD MITIGATION PLAN**

Atty. Hamameh. In the title of the Resolution, the name needs to be corrected to read, Charter Township of White Lake. Also, in Paragraph 1 the word 'or' needs to be crossed off so it is clear the full plan is being adopted.

**It was MOVED by Treasurer Roman, SUPPORTED by Trustee Smith to approve Resolution #18-026, Adopt Oakland County Hazard Mitigation Plan as amended by Atty. Hamameh's comments. The MOTION PASSED by a voice vote (6 yes votes).**

**OLD BUSINESS**

**A. REQUEST TO CONTINUE FIRE DEPARTMENT RECRUITMENT AND TRAINING COORDINATOR POSITION**

Chief Gurka. He is requesting the recruitment and training position be extended through the end of the year. The grant funding for this position has been ongoing for over four and a half years and is going to run out at the end of this month. Our recruiter and training coordinator, Harvey Holland, is highly qualified, degreed, and a true professional.

Regarding his efforts in recruiting, right now we have 35 paid-on-call firefighters on our roster. 22 of those were recruited by Mr. Holland for us, with six in process right now. Since he was retained he's brought 42 individuals to us to be part of the fire department. He was extremely successful and met all the requirements of the grant with the amount of personnel that he's brought on.

We submitted another grant to keep him for another four years. We would like to retain this position under the fire department budget. This Board did grant a three month extension beyond when the grant money ran out in late spring, early summer. This request is asking to take those three months that were granted but not used and consider piggybacking them on to the rest of the year and let us continue this position. The position was in the budget for 2018.

Some people believe if we don't retain this recruitment and training coordinator that we can take those dollars and hire another career firefighter and somehow take that one individual and create a whole staffing program and plan for Station 3. The real truth of the matter is, to fully staff Station 3 we'd need to hire six or seven personnel and we just don't have that in the budget. What we've been working on is training the paid-on-call firefighters to get them where they can work part-time shifts and help us staff the fire stations.

The training piece of this position is very important. Fire departments can't operate unless they continuously train. The public won't be safe unless we keep on top of all our mandatory training. He has saved us money by arranging for us to participate in pilot studies. Losing this position would result in spending significant dollars in overtime costs. We've saved approximately \$75,000 in training costs over the last three years. If you take this as a whole package and all the reasons we're asking for this extension through the end of the year, you will allow us to do that.

**It was MOVED by Trustee Smith, SUPPORTED by Trustee Voorheis to approve extending the terms of the contract through the end of the year 2018 for the Fire Dept. Recruitment and Training Coordinator Position. The MOTION PASSED by a voice vote (6 yes votes.)**

**B. SECOND READING, MOJAVE CANTINA REZONING REQUEST (LB TO GB), FILE #18-013**

It was **MOVED** by Supervisor Kowall, **SUPPORTED** by Trustee Ruggles to approve the Mojave Cantina Rezoning Request (LB to GB), File #18-013. The **MOTION PASSED** by a voice vote (6 yes votes).

**C. HILLVIEW WELL HOUSE REHAB**

It was **MOVED** by Treasurer Roman, **SUPPORTED** by Trustee Powell to approve an amendment to the engineering services agreement for Hillview Well House Rehabilitation dated 8-15-17 in the amount of \$7,700; to authorize DPS to prepare and accept bids for the construction of the project. The **MOTION PASSED** by a voice vote (6 yes votes).

**NEW BUSINESS**

**A. FIRST READING, FEE ORDINANCE AMENDMENTS, ORDINANCE 129**

Trustee Powell noted some corrections before moving to second reading. Page 3, Item D. He suggested the definitions be changed regarding direct and indirect connection charges as can be found in the Water Ordinance to capital charge and lateral benefit charge. Page 6, Construction Code Ordinance, Section 16, Item C. check the dollar amount. Page 12, Sanitary Sewer Section, the capital connection fee for districts within the Township are different and that is inappropriate. Page 24, the Supervisor name be changed to Rik Kowall.

It was **MOVED** by Treasurer Roman, **SUPPORTED** by Trustee Voorheis to move to Second Reading, Fee Ordinance Amendments, Ordinance 129. The **MOTION PASSED** by a voice vote (6 yes votes).

**B. 2019-2024 CAPITAL IMPROVEMENTS PLAN (CIP)**

It was **MOVED** by Trustee Ruggles, **SUPPORTED** by Treasurer Roman to approve 2019-2024 Capital Improvement Plan (CIP), Resolution #18-028. The **MOTION PASSED** by a voice vote (6 yes votes).

**C. FIRST READING, PRESERVE AT HIDDEN LAKE REZONING.**

It was **MOVED** by Trustee Powell, **SUPPORTED** by Trustee Ruggles to approve moving to Second Reading, the Preserve at Hidden Lake Rezoning from R1B and RM1 to PD as recommended by the Planning Commission. The **MOTION PASSED** by a voice vote (6 yes votes).

**D. PRESERVE AT HIDDEN LAKE PRELIMINARY SITE PLAN**

Trustee Ruggles questioned what kind of involvement has taken place with the Road Commission as far as the entrances.

Mr. O'Neil responded a traffic study was done in April in which the Road Commission stated they were not objecting in concept to the proposed layout submitted.

Treasurer Roman questioned how much space is between the northern most townhouse and Hutchins and was informed it is approximately 30-40 ft. In response to questioning about sidewalks, there is a sidewalk on the south side of Hutchins but not on the north side.

Trustee Powell questioned the width of the sidewalk/pathway and was informed currently there is proposed a six ft. sidewalk. He questioned whether the units were for rent or sale and was told it hadn't been decided yet. He was concerned the accel/decel lanes weren't on the plan. The developer explained there was going to be a continuous left hand turn lane all the way between the two entrances. There will be accel/decel lanes in both their entrances off of Union Lake Road. The storm water from the streets, lawns and roofs is to be outletted into the lake which is not allowed without forebays or vortex chambers. He is hoping the engineer makes sure those are installed.

He would like to see in the master deed and bylaws a 25 ft. buffer line that is measurable around the lake to prevent residents from fertilizing beyond that point. The DPS director said we would need some PRDs and he would expect this developer would assist in any costs to modify our system if they don't put them in on their own. The base line analysis for the normal water elevation of that lake was done in November. We want to make sure the homes with basements and walkouts are protected. There is a home on the south side of the northerly entrance where the driveway comes in and the headlights will face right into the traffic on Union Lake Road blinding anybody going north. He would like staff to look at something to block those headlights from going right into the road.

If their sign doesn't go to the ground the lights can shine underneath the monument sign and into cars. Has our ordinance been modified to preempt that? Banning of motorized boats on the water should be in the master deed and bylaws. The ordinance requires the extension of utilities through to adjacent properties. They've done a good job with the water main but he would have them look at sanitary sewer. The homes to the south are used to seeing nothing but woods and dark sky. We need to see whether those lights can be softened along that south property line.

**It was MOVED by Trustee Ruggles, SUPPORTED by Trustee Voorheis to approve the Preserve at Hidden Lake Preliminary Site Plan, File #18-018 including the discussion comments made during tonight's meeting as well as the recommendations by the Township Consultant's and Planning Commission. The MOTION PASSED by a voice vote (6 yes votes).**

#### **E. LAKEPOINTE PRELIMINARY SITE PLAN EXTENSION**

**It was MOVED by Treasurer Roman, SUPPORTED by Trustee Ruggles to approve the Lakepointe Preliminary Site Plan Extension for one year, File #17-006. The MOTION PASSED by a voice**

**vote (6 yes votes).**

**F. PROCLAMATION FOR CONSTITUTION WEEK**

Supervisor Kowall read into the record the Proclamation designating September 17-23 as Constitution Week in White Lake Township.

Trustee Powell suggested amending the Proclamation by adding the words 'In Perpetuity'.

**It was MOVED by Supervisor Kowall, SUPPORTED by Treasurer Roman to approve the Proclamation designating September 17-23 as Constitution Week in White Lake Township as amended. The MOTION PASSED by a voice vote (6 yes votes).**

**G. FIRST READING, FIRE CODE AMENDMENTS**

Atty. Hamameh suggested a few clerical errors be cleaned up before publishing for Second Reading. The word Section and/or Chapter should be used consistently throughout. Also, Page 2, Section 307, change wording to 'the title will be changed to read'.

**It was MOVED by Treasurer Roman, SUPPORTED by Trustee Smith to move to Second Reading, Fire Code Amendments. The MOTION PASSED by a voice vote (6 yes votes).**

**TRUSTEE COMMENTS**

Trustee Voorheis. She thanked Chief Keller, Supervisor Kowall, and Det. Snow for having the woman's self-defense class. It was very educational. Thanks to Liz, Rik and Mike for supporting the Historical Society at Fisk Farm. Sept. 30<sup>th</sup> from 1 to 5 p.m. is the Open House for the Fire Dept. Happy 83<sup>rd</sup> Birthday to her mom.

Trustee Smith. Thank you to everyone for helping out at the Fisk Farm Festival. It was very successful. Thanks to Chief Keller for the Donut Dash which was also a great success. The next Library Board Meeting is Wed., Sept. 26th at 6:45 p.m. The library building is moving along. The White Lake Twp. Tree Lighting Event will be Dec. 7<sup>th</sup> from 6 to 8 p.m. at Fisk Farm. We have some new exciting activities planned this year. We are looking for help. If anyone is interested in being on the committee or helping out that night, please email her.

Trustee Ruggles inquired as to whether the water main for the library was completed and was informed it was. He suggested taking care of some dead pine trees at Hidden Pines Park. He questioned whether the Porta-John should be left at the park year round.

Trustee Powell. Thank you to the Planning Commission. They work hard and did an excellent job on the recommendations on the site plans before the Board. Thank you to Jim Runestad and Sen. Kowall who came through with a proclamation from the State of Michigan recognizing his

mother-in-law who turned 100 years old on Sept. 2nd. She was thrilled.

Treasurer Roman. Summer tax season ended September 14<sup>th</sup>. We took in over a million dollars on September 14, 2018. He thanked his staff for all the work they did. Regarding the Elizabeth Lake Road repairs where the library put the utilities in, there are some big holes left there.

Supervisor Kowall. It's been a busy few weeks in the Township. There have been a variety of things going on. The construction process on Four Corners is moving forward. Quake on the Lake is coming back to White Lake Township. There are no specific dates yet. It's a great community event.

#### **EXECUTIVE SESSION**

**A. APPROVAL TO RECESS INTO CLOSED SESSION TO CONSULT WITH ITS ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH COMMERCE TOWNSHIP v. WHITE LAKE TOWNSHIP v. HURON VALLEY SCHOOL DISTRICT, OAKLAND COUNTY CIRCUIT COURT CASE NO. 2016-155404-CK, IN ACCORDANCE WITH MCL 15.268 (e).**


**It was MOVED by Supervisor Kowall, SUPPORTED by Trustee Powell to approve adjourning into Executive Closed Session to consult with its attorney regarding trial or settlement strategy in connection with Commerce Township v. White Lake Township v. Huron Valley School District, Oakland County Circuit Court Case No. 2016-155404-CK, in accordance with MCL 15.268 (e). The MOTION PASSED by a roll call vote (Smith-yes/Ruggles-yes/Kowall-yes/Roman-yes/Powell-yes/Voorheis-yes).**

**It was MOVED by Supervisor Kowall, SUPPORTED by Treasurer Roman to approve returning to open session. The MOTION PASSED by a roll call vote (Smith-yes/Ruggles-yes/Kowall-yes/Roman-yes/Powell-yes/Voorheis-yes).**

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

The meeting was adjourned at 9:51 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 September 18, 2018 regular board meeting minutes.

  
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Terry Lilley, Clerk  
White Lake Township