

**CHARTER TOWNSHIP OF WHITE LAKE**  
**Approved Minutes of the Board Meeting**

**June 21, 2016**

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

Clerk Lilley called the roll:

Present:           Gregory Baroni, Supervisor  
                  Terry Lilley, Clerk  
                  Mike Roman, Treasurer  
                  Rik Kowall, Trustee  
                  Mike Powell, Trustee  
                  Scott Ruggles, Trustee  
                  Andrea Voorheis, Trustee (arrived late)

Also Present:   Lisa Hamameh, Attorney  
                  Jennifer Edens, Recording Secretary

**It was MOVED by Clerk Lilley, SUPPORTED by Treasurer Roman to approve the Agenda as amended, removing items 9D and 9E. The MOTION PASSED by a voice vote (7 yes votes).**

**PUBLIC COMMENTS:**

Linda Ray, 10001 Burgess Court. She is a thirty-nine-year resident on Cedar Island Lake. She recalls the issue of the Sheriff patrolling Cedar Island Lake first coming to her attention after her late husband's funeral. She opposes the Sheriff on the lake and believes that most residents of the lake did as well. She reminds Supervisor Baroni that he advised her that a meeting would take place to renew the service for 2016.

Patty Page, 735 Ranveen Street. Continued reading the statement of Ms. Ray. Questioned why a three-year contract was renewed without the consent of all residents. Reminds that Supervisor Baroni told them the Association would have an opportunity to address this. She stated that it was signed on 5/26/16 with a representative unknown to the association, with payment, and without association approval. Further she asked if the Township could be sued and questioned why the current lake board is not being considered since it is disputed. It was further stated that she feels Supervisor Baroni gave her false information and she wants the opportunity to vote on the issue.

Scott Page, 10017 Burgess Court. He was president for four-years of this association. He indicates that they never had this problem before. He wants the fire and police departments to report dangers on the lake. He doesn't believe it to be dangerous. He indicates that the Sheriff is pulling people over for

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nothing. He is confused as to who the majority is that made this decision. He questions who is making the decision for them and why there was no meeting regarding the same.

Carl Werwinski, 10311 Cedar Point Drive. He asked since when does a private citizen get to dictate for the whole. He questioned if he could hire a sheriff to sit at the end of his street. He believes that county residence would be angry to learn of the county owned boat sitting on their lake. Reminded that this will be remembered at reelection time.

Frank Schipani, 487 Burgess Drive. Member of the Sheriff's Department. He reminded that this lake belongs to Michigan and that the sheriff can patrol wherever they want. He personally has recovered 150 bodies from various bodies of water and 4 from this lake. He reminds that accidents happen. They see a lot of violations, but do not write a lot of tickets. He reminds that they can patrol with or without permission.

Sheldon Greenblatt, 9055 Huron Bluffs Drive. His comments are in regards to rezoning. He indicates that the purpose of zoning is to keep unwanted businesses and activities from being established in inappropriate locations. The local community must be considered and the Board of Trustees must protect the interest of the community and the residence. R1C to R1A, based on use that is not allowed. The zoning is not appropriate and it should be excluded under the application ordinance. He referenced a Michigan Court of Appeals case that specifically prohibits this type of use. He asks that the Board of Trustees considers the local community in this case and provide the community with the same interest recently expressed in a recent Court of Appeals case involving White Lake, Michigan. He does not believe this is in the best interest of the community to approve the zoning application.

Robert Zawideh, 440 Berry Patch Lane. States that this issue is overwhelmingly opposed. He further states that the recommendation was based on an extremely flawed report initially based on false premise that the use was for an adult foster care facility. He states that the intended use is actually not for an adult foster care facility. He referenced the definition of an adult foster care facility as found at 400.70354. He further referenced §2a, 2c, 2d, 2e, 2f, 2g, 2i and 2j, all of which are under false premise that this is an adult foster care facility, which it is not. He indicates the report is based on no supporting facts. He believes this facility would draw unwanted activity to the neighborhood. He reminds of the daycare that sits next to this location. The intent behind this is for the right reasons, but done in the wrong way. He cannot support this and feels that this should not be approved.

Maury Yaklin, 8985 Huron Bluffs Drive. There is large amount of people who could not be here, but want to be heard. A petition was signed by residents of Twin Lakes Village and White Lake Township. The petition was for opposition to the rezoning. 490 residents signed these petitions, 82% signed the petitions opposing the rezoning and the Township should expect even more signatures. Asked the Trustees to please do due diligence here, hear our voices, deny the application for rezoning. We request

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that the White Lake Township Planning Commission and Board of Trustees deny this rezoning application.

Brenda Simpson, 474 Burgess. She is a twenty-one year resident of Cedar Island Lake. Over the years she has watched transient boat launching into the lake. She indicates that currently there seems to be a manageable number of boats and that it is under control. She has observed the Sheriff pulling over boat after boat at the boat launch regarding improper MC numbers. She has no problem with boats being pulled over for safety reasons, but not for harassment. She feels they do not need a Sheriff all the time or every weekend. She said she never had a chance to vote on this topic and that she would like an opportunity before any contract is renewed with the Sheriff's Department. She indicates this was arranged by a handful of people.

Jeff Stark, 7474 Raveen. He is a sixteen year resident of Cedar Island Lake. He had a conversation with the homeowners association and was assured by the president that no member of the association asked for or approved this. He states that they are not in favor of signing a contract with the Sheriff's Department. He believes the solution is to monitor the lake like all other lakes, by putting a DNR station at the launch. He states that signing the contract against the will of the people, when six people fraudulently asserted that they were the association is not acceptable. He truly believes the contract should be revoked immediately and that the sheriff can be there on the state's money, not theirs.

Rick Repicky, 9572 Mandon. Thanked the Board and stated that it is a thankless job. He is a 2<sup>nd</sup> generation Cedar Island Lake homeowner. He has two issues: 1) The *green flyer* indicates that a promise was made; and 2) the *green flyer* claims that because we are a democracy, that all decisions should be left to the people. He disagrees with this and believes that the elected officials should meet with and listen to the people. Elected officials who do not listen to the people will be voted out of office. It is the job of the elected officials to make decisions that are best for the people. He believes it is a mistake to remove the sheriff from the lake and compared it to removing police from M-59. He ended by telling of a boating accident that he witnessed two years ago on the lake. He recognized that the sheriff may not have been able to stop the accident, but perhaps it could have been avoided.

Rick Moran, 10051 Burgess Court. He is a thirty-three year resident. He is a registered representative and was never notified of any meeting or vote on this issues. He questioned how this can be approved by a small group without a meeting or vote.

Jane Moore, 398 Lakeview Drive. Her parents bought property in 1939 on Cedar Island. She cannot understand why people do not want the lake to be safe. She told of an accident she seen and indicated that there has always been a sheriff on the lake.

Mike Markham, 640 Burgess Drive. Wants to discuss how it was approved to get a sheriff on the lake. He indicated that he has never witnessed any major incident on the lake. He voted no in 2014 by an

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email vote regarding the sheriff. He states that this issue was overwhelmingly voted down by the residents and he was shocked to see it happen. He has learned that the people in favor of the sheriff fraudulently created an association to get it approved.

Sharon Schensky, 9393 Steephollow Drive. She opposes the rezoning. She referenced a Michigan Supreme Court case. She stated that the purpose is to limit negative land use and to regulate use as to not attract undesirable activities which could affect the character of neighborhoods. She spoke of the need to protect the citizens from unwanted activity, the need to simply act to protect and think about the daycare next door. She closed with a reference to Coleman A. Young protecting the welfare of Detroit in 1976 and stated that she hopes White Lake will do the same for us.

Ernie Maier, 10095 Burgess Court. He is a forty-seven year resident. His wife was a Trustee so he appreciates the Trustees' task. He is a neighbor to most. He does not approve how this happened. He referenced that he could have contracted a group himself for \$5,000 to do the same thing. He said that a group of individuals made a decision to omit informing anyone else on what they were going to do and apparently that was legal and it happened. He announced he has a 28' boat for sale if anyone is interested. He thinks it would be nice if the supervisor acknowledged what happened and let the people know that he didn't know that this person didn't represent the people.

Laura LaRosa, 10053 Cedar Shores. She referenced statistics that she obtained from Oakland County regarding thirteen lakes that contracted the Sheriff's Department and statistics regarding tickets issued. She indicated that traffic has at least doubled, if not worse. She assured that the homeowner association did not want to touch it as there were too many differences in opinions. She herself approves the sheriff on the lake. She doesn't want people to be upset, in fact she made up 150 flyers and wants people to be aware. She indicated the association is not paying for it and asked that people please pitch-in. She declared that the statistics show no tickets issued for three summers in a row. She closed by stating that the boat launch is overcrowded.

Dean Boike, 10280 Cedar Point Drive. He is a twenty-five year resident. He noted that the sheriff has the right to come and go anytime he wants. He sees no need to keep a sheriff on the lake. He believes the problem is with the boat launch. Oxbow Lake Road is too busy and what needs to be addressed is the launch. He stated that the launch is more dangerous than the lake (very dangerous).

Maureen Thomas – President of Cedar Island Homeowners' Association. She stated that in the Fall of 2014 there was a meeting to discuss this issue. At that time some were in favor, some wanted it, but didn't want to pay for it, some didn't have an opinion and some opposed. Therefore the association took a neutral position. She indicated that the sheriff was hired for 20 hours with donated funds. CIHA was not to be involved in collecting for next year's contract. The 2015/2016 a group raised funds and contacted the Township directly. The association remains neutral. She is in favor of the patrol and believes it is the best thing that has happened to the lake. She lives on the main lake and sees all day

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long the unsafe boating. She has witnessed accidents where people have left by ambulance. In the two plus years the sheriff has patrolled the conditions have improved.

Tom Johnson, 913 Buckingham. He attended a meeting at the Lutheran Church where people were told things that were proven to be misleading. He was told that the daycare was in favor, which is not true. He believes that subdivision property value will decrease. Security will be an issue as security cameras tell you what happened out the window. He is concerned about, women living there. Believes it will add stress to the police department. He is in favor of the idea, just not the location. He believes it is a bad location and questions if it is worth it.

John Stepanek, 8669 Scenic Bluff Lane (Twin Lakes Village). He has a copy of the six page report from the Community Planning dated March of this year that recommends the Township approves the rezoning request and opines that perhaps it is because of the criteria they used. He indicates that the aspect of public safety is not addressed in this report. A fact that he does know is that the primary purpose of government is to protect its citizens and White Lake Township Board and Planning Committee are parts of government. He reminded that on January 13, 2015, seventeen months ago, at Burger King 1.5 miles from the proposed rezoning a 76 year old Mr. Hayworth was run over and killed by his own truck by a woman who had just walked away from a rehabilitation center and needed transportation. This woman stole his truck, ran him over and has been convicted of murder and is in prison. He also reminds of the situation in Flint, Michigan where government has failed to protect its citizens. He questions that if the Board approves the rezoning, what are they going to do to protect the citizens of White Lake, including the children of the daycare center that are 75 feet away.

Price Spoor, 4111 Jackson Blvd. He recently found out that Clerk Lilley hooked up to sewer services on a Saturday without a license or insured contractor. He believes he almost got away with it, but for a license contractor driving by. He indicates that Lilley did pay some fees per the FOIA request he made, but not all necessary fees. He questioned what would happen if he did the same thing. He indicates he made calls to the Township offices and asked what would happen to him if he did what Lilley did and took pictures of the project. He states that he was advised he would receive a \$5,000 fine and be prosecuted. He indicates he was advised that he should drop this. He wants to know why it is different for Lilley. He reminded that Lilley was at the forefront of the White Lake sewer issue for years and that his hooking up, on his own, and on a weekend is unacceptable.

Monique Brown, 456 Lakeview. She lives in subdivision #4, beach area. She stated that there is overcrowding at the beach and with parking.

Jeff Thomas, 9610 Woody Court (Twin Lakes Village). Wanted to say that some residents do support the Calvary Lutheran Church in support of and to reach out to victims of human trafficking. He believes it will make White Lake a better community to help those in need and encourages support of rezoning.

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Joseph Jerekos, Sunnybeach Blvd. He is a retiree of the Michigan Department of Corrections and worked for five years in the Farmington Hills zoning enforcement. He believes that human trafficking housing will bring criminal prostitution and drug activity. He is not convinced the program will be staffed appropriately with properly trained individuals. In his personal experience it can be expected that there will be relapses of residents and criminal behavior. He believes this puts the neighborhoods and local businesses at risk. He believes the proposed use should be denied. He doesn't feel this is a compatible property use adjacent to a daycare and subdivision. He states that the daycare will lose business because of it as it is a disincentive and that it is not for the good of the community.

Chuck Patrello, 10430 Cedar Point Drive. He is a thirty-year resident. He questions if the Oakland County Sheriff is on other lakes and would like to know the comparison of citations and accidents from lake to lake. He knows that the sheriff has a right to patrol Cedar Island, but wants to know if they are spending equal time on other lakes. He further questions who Sherry (indiscernible) is and how was she able to negotiate an agreement on his behalf and are there other agreements being made that he not aware of.

Doug Hanks, 10115 Joann Kay. He is the democratic supervisor nominee in the November election. He stated that it is wonderful to see everyone. He stated that the Castlewood Subdivision residents, in his capacity as a nominee, asked him several questions regarding the sewer project. Most of which he as able to get answers from the Water Department, but one in particular he was referred to the Board. He asked that whichever Board member feels most qualified to please answer. He stated that there are 103 residents in the subdivision and 11 people have agreed to hook-up to the system, that is 1 in 10 and yet the Township moves forward at \$1 million. He questions why White Lake insist on putting sewers in. The Board declined to answer and advised Mr. Hankiss to contact Supervisor Baroni to schedule a meeting.

Susan Diehl, 9170 Twin Lake Drive. She asked that the Board go through the 12 factors. They cannot ignore the "use" in b, c, d, e, f, g, and j, seven of the criteria's. It specifically addresses adult foster care and indicates that it is not supposed to be considered. She asked what if McKenna made a mistake. She stated that 50 of the criteria has not been met. She urged the Board to examine the recommendation. She states that 3 out of 5 recommendations were based on the assumed end use. She believes there is a reasonable recommendation based on the information they had. The application never purported the use to be for adult foster care.

Scott Spatanna, 9170 Twin Lake Drive. He stated that at the planning commission meeting earlier this month, the Township attorney gave some advice that to evaluate the rezoning request; we need to step away from the zoning board and evaluate the criteria. He further referenced 713a regarding economic growth, 713d regarding compatible review of surrounding properties, 713f regarding traffic and the fact that no study was performed, 713g regarding a demand for services and urgent need without documentation. He stated that White Lake Township had only 1 prostitution arrest. He further indicates that 713i, j, and m have already been addressed. He asked the Board to pay attention to the

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conflict in the zoning board and deny the application. He wished them luck in making a choice and thanked them for their service.

Herb Jenson, 3835 Ormond Road. He questioned whether or not 9C was removed from the Agenda. Confirmed by Supervisor Baroni that it was removed. He asked if it will be rescheduled. He stated he lives next to 3823 Ormond and that it is the worse property on the lake. He has spoken to Brent and wants the house taken care of. He indicates that the property is scheduled for demolition. Wants to know why it was taken off the agenda. Supervisor Baroni advised him to feel free to contact the office.

#### **CONSENT AGENDA**

**It was MOVED by Clerk Lilley, SUPPORTED by Treasurer Roman to approve the Agenda without item 6E. The MOTION PASSED by a voice vote (7 yes votes).**

#### **D. DEPARTMENT REPORTS**

##### **2. FIRE**

Trustee Powell directed at the Fire Marshall that there seems to be a very large number of fire increases and questioned if the particularly dry weather could be or was the cause. Fire Marshall responded that the last two fires are still under investigation, but one they believe is weather related.

**It was MOVED by Treasurer Roman, SUPPORTED by Trustee Kowall to approve the Consent Agenda. The MOTION PASSED by a voice vote (7 yes votes).**

#### **E. FLEET VEHICLE PURCHASE (POLICE)**

Trustee Powell asked this item to be moved out of the consent agenda and shown as a separate agenda item. The way it was written up looked like they were adding 8 vehicles, but in reading it further it is 4 vehicles. His question was that at \$90,000 for four vehicles, what is the reason the equipment in the older vehicles can't be transferred to the new vehicles to save some money.

Lt. Keller replied that they would be Taurus to SUV and that the equipment would not be compatible, but they would transfer what they could.

Trustee Powell indicated that he is in favor of the SUVs as they are great vehicles.

**It was MOVED by Treasurer Roman, SUPPORTED by Trustee Kowall to approve the request to purchase 4 vehicles not to exceed \$90,000 and with changeover cost not to exceed \$100,000. The MOTION Passed by a voice vote (7 yes votes).**

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Clerk Lilley stated that he is really appalled at Mr. Spoor's allegations and comments concerning him. While he is not really prepared to discuss it tonight, he is more than happy to discuss it with any of you. Obviously the sewer project has been going on for a number of years. He has been very instrumental in starting that program and two months ago he had a failure at his house and had to hook-up. Again he is happy to entertain this discussion another time. He further referenced shots taken at Supervisor Baroni and stated that he has a lot of integrity, he makes tough decisions, and had he known of the controversy he would have had a different vote. He stated that the Board has had to make many decisions over the year and it would be really nice to have a show of support they had here tonight. He compliments Supervisor Baroni and thanked him for his service.

Treasurer Roman questioned whether the support regarding Castlewood sewer main SAD was based on area or number of parcels.

Supervisor Baroni stated regarding the rezoning issue that he has received many emails and letters regarding the support or opposition of the rezoning. He referenced the size difference in the "stacks" of letters/emails. He stated that Citizen Maury Yaklin's figures match the signatures that he has and thanked him.

**It was MOVED by Treasurer Roman, SUPPORTED by Trustee Voorheis to approve the Minutes from May 16, 2017. The MOTION PASSED by a voice vote (7 yes votes).**

**It was MOVED by Trustee Ruggles, SUPPORTED by Trustee Kowall to approve the Minutes from June 17, 2016. The MOTION PASSED by a voice vote (7 yes votes).**

## RESOLUTIONS

### **A. RESOLUTION #16-017, COLEDALE BAY AQUATIC WEED CONTROL AND LAKE IMPROVEMENT**

Trustee Powell noted that 52% of the residents have petitioned that the Township Board adopt this resolution.

**It was MOVED by Trustee Powell, SUPPORTED by Trustee Kowall to Adopt Resolution #16-017, Coledale Bay Aquatic Weed Control and Lake Improvement. The MOTION PASSED by a voice vote (7 yes votes).**

### **B. RESOLUTION #16-018 INTENTION TO ESTABLISH A SAD TO BE KNOWN AS EMERGENCY SEWER HOOK-UP 2016-01**



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Clerk Lilley questioned that there are only a couple of people involved at this point, they have signed agreements with them, and asked if it is necessary to move forward at this time.

Attorney Hamameh reminded that the Township decided that in March / September SAD's would be created. One was not done in March. She concluded that it would be best to create an SAD for the signed agreements.

Trustee Powell asked if the same cost is involved in creating a SAD. He understands the ability to establish a public program, but question if they have to be established. He further questioned what the cost would be if there is no bonding and they are covered in the emergency management fund.

Attorney Hamameh indicated she doesn't recall the agreement, she believed it was procedural for March and September. To answer she stated an agreement is an agreement. The agreements signed reference that a SAD will be created in the future.

Trustee Powell questioned the number of SADs coming up and suggested the Board hold off on this as there is no advantage to doing it now.

Treasurer Roman indicated that the districts were already created. He doesn't want the parcels to share bonding costs. The only issue he has is whether to create the district now or wait until they have other parcels to hook-up.

**It was MOVED by Treasurer Roman, SUPPORTED by Trustee Kowall to approve Resolution #16-018 Intention to Establish a SAD to be known as Emergency Sewer Hook-Up 2016-01. The MOTION PASSED by a voice vote (7 yes votes).**

**C. RESOLUTION #16-019, CASTLEWOOD SEWER MAIN SAD, NORDIC DR. SEWER MAIN SAD, NORDIC DRIVE WATER MAN SAD BOND RESOLUTION**

**It was MOVED by Clerk Lilley, SUPPORTED by Trustee Ruggles to approve Resolution #16-019, Castlewood Sewer Main SAD, Nordic Drive. Sewer Main SAD, Nordic Drive Water Main SAD Bond Resolution with amendment to include the signature of the Supervisor and Clerk. The MOTION PASSED by a voice vote (7 yes votes).**

**NEW BUSINESS**

**A. REZONING FROM (R1C) SINGLE FAMILY RESIDENTIAL TO (R1A) SINGLE FAMILY RESIDENTIAL**

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Sean O'Neil spoke regarding 9001 M-59, 4.92 acres. He reminded on 6/2/16 there was a public hearing held with a 5/3 split vote. He referenced the packet provided to the Board and offered to answer any questions from the Board. He reminded that "use" is a separate process.

Pastor Jonathon Heierman, Calvary Lutheran Church. Their first step was applying for the rezoning. They are here tonight to offer additional opportunities for them to rezone the property. They have offered educational forums regarding the same. He is asking the Board for support to move forward. He would like additional meetings to discuss possibilities. He recognizes this is a zoning issue. He doesn't believe it is detrimental to the neighborhood.

Clerk Lilley complimented the Planning Commission, the church and the residents. He indicated that he personally has benefited from all of the presentations. He has attended several meetings to learn of this process regarding the rezoning to completion. He believes that we are not just talking about rezoning, that doing due diligence now to not waste a lot of time and money and for residents who call white lake township their home. Believes what we are talking about are two changes to the zoning ordinance. The adult foster care and cemetery. In his opinion this is not a typical request. His experience leads him to believe that a developer will not want to waste their time and money. He used the analogy that you don't cross M-59 and only look one way, to save a disaster you look both ways. He said he has read every correspondence he has received and is aware of the pros and cons. He stated that an adult foster care home can consist of 6 or less adults. To increase this number will require additional requirements and classifications will be needed. General standard #3 indicates that the adult care facility must be 1500 feet from another facility (daycare). Approving the rezoning and not meeting the standard will not nullify the zoning. In closing he indicated he is not opposed to helping those in need, he has lived here his whole life, he has witnessed a family member with a drug problem and knows it is a disease. He watched his family member's health go down-hill because of the disease. He understands the compassion it takes and believes these people need our help. However he doesn't feel this is the right location and his vote is to deny the rezoning.

Trustee Powell stated that his heart is soft for the victims and people in this program, but this is a rezoning issue not a use issue. He is a civil engineer and believes it is important to clarify the difference between rezoning and a proposed use. Once a site is rezoned the owner can change their minds as to what they would like the site to be used for, irrespective of what they represented during the rezoning process, and request any use that zoning classification allows. He referenced and agreed with a previous comment from a citizen that it doesn't matter what the intended use is when requesting a rezoning. He stated that in his opinion, the M-59 corridor is the area in the Township where the highest density of commercial should be concentrated. He believes the requested residential zoning on this parcel is inappropriate, therefore he will be voting no.

Trustee Kowall stated that at the planning commission meetings all of the pros and cons were heard and he decided then to vote no based on the criteria and that he disagreed with the planner. One of which

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was he disagreed with section 1717b, that the adjacent property values could be affected and also that it could be an additional strain on the infrastructure of the township. He doesn't believe that this zoning change is to the highest and best use of this particular property and therefore he stands by his initial view and votes no.

Trustee Ruggles stated that he will be voting no on this issue purely on the fact that he doesn't agree with the rezoning request to R1C to R1A.

Treasurer Roman stated that he looked at the lot itself and stayed away from the end use. Based on the traffic, based on its location on M-59 and he looked at the compatibility issue and he feels the highest and best use of this location in this Township is as a commercial zoning and not a residential zoning.

**It was MOVED by Trustee Powell, SUPPORTED by Trustee Kowall to Deny Rezoning from (R1C) Single Family Residential to (R1A) Single Family Residential. The MOTION PASSED by a roll call vote (Ruggles-yes/Powell-yes/Lilley-yes/Baroni-yes/Kowall-yes/Roman-yes/Voorheis-yes).**

#### **C. MI-MABAS (MUTUAL AID) MEMBERS AGREEMENT (FIRE)**

**It was MOVED by Treasurer Roman, SUPPORTED by Trustee Kowall to approve MI-MABAS (Mutual Aid) Members Agreement (Fire). The MOTION PASSED by a voice vote (7 yes votes).**

#### **D. MUTUAL AID AGREEMENT (POLICE)**

**It was MOVED by Clerk Lille, SUPPORTED by Treasurer Roman to approve the Mutual Aid Agreement (Police). The MOTION PASSED by a voice vote (7 yes votes).**

#### **F. APPROVAL OF ELECTRICAL, MECHANICAL AND PLUMBING INSPECTORS**

Clerk Lilley comment that the building department be stricken and supervisor and building official be added to the agreement.

**It was MOVED by Clerk Lilley, SUPPORTED by Treasurer Roman to approve the language from building department to supervisor and building official. The MOTION PASSED by a voice vote (7 yes votes).**

#### **G. APPROVAL OF PART-TIME BUILDING INSPECTORS**

Clerk Lilley commented that the building department be stricken and supervisor and building official be added to the agreement

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Kowall to strike department and add supervisor and building official. The **MOTION PASSED** by a voice vote (7 yes votes).

**I. FIRST READING, CEMETERY ORDINANCE AMENDMENT**

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Kowall to approve the First Reading and Move onto the Second Reading. The **MOTION PASSED** by voice vote (7 yes votes).

**J. FIRST READING, TRAFFIC CODE ORDINANCE AMENDMENT**

It was **Moved** by Treasurer Roman, **SUPPORTED** by Clerk Lilley to approve the First Reading and Move onto the Second Reading. The **MOTION PASSED** by voice vote (7 yes votes).

**K. REQUEST TO BID FIRE DEPARTMENT MOBILE OFFICE**

Fire Chief Andrew Gurka requested to bid for a mobile office. He declared that the fire department has outgrown its facility and that they need additional space. They have investigated possible retail locations and remodeling existing space at the prison, which are very expensive as is a new mobile office. He has looked into refurbishing a used mobile office and it is far less expensive. They would need to run power and air conditioning to the unit. The space would house the Fire Chief and Marshall along with lockers for the firefighters that are there 24 hours a day. He is requesting permission to go out to bids for a used mobile office that can be refurbished.

Trustee Ruggles questioned when the recruiter grant is up. Chief Gurka indicated he has about two years left on his tenure. He stated that they plan to ask for an extension and if that fails he would like to bring to this Board possibly a contract for this particular employee in an attempt to keep him on even on a yearly contract.

Trustee Ruggles asked if there was any space at three or two. Chief Gurka indicated there is no space to be utilized at 1, 2 or 3.

Trustee Kowall noted that after reviewing the building he learned that it is crowded. He believes this is a good alternative to address this need. He commented on the Spartan amenities the fireman are dealing with due to lack of space and having to work out of Tupperware containers.

Trustee Powell stated this is a perfect example of what we need to do to upgrade all of the Township facilities. He apologized to the Fire Chief for having to deal with this.

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Treasurer Roman is on the fence. He supports him with the safety issues, but this is a space issue. He noted that everyone is cramped. Concerned with the costs to renovate, but is fine with going out to bid.

**It was MOVED by Trustee Kowall, SUPPORTED by Trustee Voorheis to approve the request to bid on fire department mobile office. The MOTION PASSED, by a voice vote (7 yes votes).**

#### **TRUSTEE COMMENTS**

Trustee Powell attend the Lakewood village Subdivision Association meeting a few weeks ago. They have concerns regarding residents who enjoy feeding duck, geese, and even peacocks in their yards. The E.coli count 300 times over what a body should be exposed to. There are concerned neighbors. White Lake Township does not have an ordinance to assist and the Department of Quality cannot assist with an ordinance. They would like administration or Township Planner to look into controlled feeding of wild animals.

Sean O'Neil indicated that the ordinance officers have spoken with other surrounding areas and they indicate that most do not have ordinances. The difficulty is enforcement. He questioned who polices it. He understands their frustrations because he too would be frustrated to not be able to enjoy the lake he pays to live on, but suggest that perhaps the associations police it themselves. The lakes that have a problem can address it and those that don't do not have to ordinance. Would suggest that they involve enforcement officers in the discussions.

Trustee Powell stated that the Lakewood Village Subdivision Association requires 80% vote to change a by-law and they cannot get that. It would be very difficult and they have no ability to enforce. Asked that it continued to be looked at.

Bill Sweeney, 1779 Ellenwood. He is the Association Vice President of Lakewood Village indicates that there is a lot more involved.

Trustee Powell mentioned a Geese round-up program.

Supervisor Baroni confirms reports of E.coli.

Trustee Powell discussed the ITC Pathway Project. He has been working with Springfield Township and Commerce Township. He is a little disappointed with the action of Springfield Township. Commerce is putting together a section between Walled Lake and Wixom. He would like to meet with the Planning Department and supervisors to discuss White Lake Township getting involved in their own. He also thanked the supervisor for the Hazmat day. He personally delivered nearly 30 gallons to this event and was pleased to get it off his property.

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He would also like Supervisor Baroni to bring back a summary regarding the sheriff issue on Cedar Island Lake. He believes it is a 50/50 split as to the residents.

Commented on the sanitary fee ordinance. Questioned if it should be looked at closer as to whether or not White Lake should align their fees to those of Commerce Township. Perhaps attach the fees to the size of the meter rather than an older method. He believes the fee ordinance should be modified as well.

Trustee Ruggles has no comment.

Clerk Lilley would like an opportunity to respond to the earlier allegations made against him.

Supervisor Baroni gave thanks for the opportunity to be Supervisor of White Lake, a township he dearly loves.

Treasurer Roman thanked the residence for their input, passion for the issues today.

Trustee Kowall thanked everyone. He stated that everyone needs to get involved. He stated that if you ever think the government doesn't listen or they don't care; tonight proves that is not the case. He indicated the Board is here, because they work for the people and you. It is our duty to represent the people the; best we can.

Trustee Voorheis stated that the Police Open House on June 12<sup>th</sup> was great. It was a fun afternoon with the dunk tank. She was disappointed that one of the local judges couldn't be there, but understands everyone has scheduling difficulties. Regardless it was a fun day. She reminds that the White Lake fireworks are July 2 and it is an amazing display. Public is not invited to her home, but she reminded there are some great spots to see the fireworks.

#### **EXECUTIVE SESSION**

**It was MOVED by Treasurer Roman, Supported by Trustee Kowall to approve adjourning into Executive Closed Session to Discuss Trial and Settlement Strategy in Connection with Litigation in the Case of White Lake Township v Munro & Franklin Inc., Oakland County Circuit Court, Case #2016-152176-CZ in Accordance with MCL 15.268(e). The MOTION PASSED by a roll call vote (Ruggles-yes/Voorheis-yes/Powell-yes/Kowall-yes/ Roman-yes/Lilley-yes/Baroni-yes).**

**It was MOVED by Treasurer Roman, SUPPORTED by Trustee Kowall to approve adjourning into Executive Closed Session for Attorney/Client Privilege in Accordance with MCL 15. 2689(h). The MOTION PASSED by a roll call vote (Ruggles-yes/Voorheis-yes/Powell-abstained/Kowall-yes/ Roman-yes/Lilley-yes/Baroni-yes).**

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Adjournment of meeting into Executive Session at 9:34 p.m.

It was **MOVED** by Treasurer Roman, **SUPPORTED** by Trustee Kowall to return to general session. The **MOTION PASSED** by a voice vote (7 yes votes).

It was **MOVED** by Treasurer Roman, **SUPPORTED** by Trustee Kowall to authorize the Supervisor to sign the ITC Easement Agreement as discussed. The **MOTION PASSED** by a voice vote (7 yes votes).

It was **MOVED** by Treasurer Roman, **SUPPORTED** by Trustee Kowall to authorize the Supervisor to sign the indemnification agreement. The **MOTION PASSED** by a voice vote (7 yes votes).

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Treasurer Roman to adjourn. The **MOTION PASSED** by a voice vote (7 yes votes).

The meeting was adjourned into Executive Session at 10:45 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 June 21, 2016 regular board meeting minutes.



Terry Lilley, Clerk  
White Lake Township  
Oakland County, Michigan