

# **CHARTER TOWNSHIP OF WHITE LAKE**

## **Approved Minutes of the Regular Board of Trustees Meeting**

**September 15, 2015**

Supervisor Baroni suggested due to the extremely large crowd in attendance at the meeting this evening, they would conduct the presentations before the meeting was officially called to order.

### **PRESENTATIONS**

#### **A. SWEARING IN OF TRUSTEE MIKE POWELL**

Clerk Lilley swore into office Mike Powell as new Trustee for the Township of White Lake.

#### **B. SWEARING IN OF POLICE OFFICER MICHAEL KNAPP**

Chief Kline introduced Officer Michael Knapp who was sworn in as a member of the White Lake Police Dept. by Clerk Lilley. He graduated from Ferris State University with a Bachelor of Science degree in Criminal Justice as well as their Police Academy in 2015. While at Ferris State he was lead instructor of the Mixed Martial Arts Club and also helped run a youth outreach program through a local church which deals with abused and neglected children. He successfully completed our lengthy vetting process which consisted of a written test, interview, background investigation, medical and psychological exam.

(Whereupon a brief recess was taken from 7:10 to 7:15 p.m.)

#### **C. DEDICATION OF PICTURE OF CAROL BURKARD**

A picture of Carol Burkard was hung among others who have served the township for twenty plus years. The picture commemorates and honors her for 26 years of service to White Lake Township. She served at the White Lake Township Library for many years, followed by the positions of White Lake Township clerk and trustee. She was known as the 'People's Voice' during her tenure and will be very much missed by all who had the pleasure to serve with her.

Clerk Lilley addressed the residents who were present tonight due to an anonymous robo call which went out concerning the rubbish contract. A flyer was prepared and distributed to the residents outlining the bidding process, who the bidders were, the amounts of the bids, who the committee members were and a timeline of the meetings held. He briefly recapped the contents of the flyer to help clarify the issues at hand. Integrity, honesty, dedication, leadership and responsibility takes precedence over intimidation, bullying and robo calls loaded with false information. As a committee member, he will not be bought for any price. The committee acted within the established guidelines as approved by the Township Board. Each bidder was instructed at a pre meeting of the four main issues the Township was interested in.

The bids were sealed. The committee, after many hours of discussion, passed on their recommendation to the Board. The new contract amounts are listed in the flyer. He stressed the fact there will be a savings to the residents of approximately \$30 in the first year of the new contract with additional services.

Supervisor Baroni called the meeting to order at 7:24 p.m.

Supervisor Baroni led the Pledge of Allegiance.

Clerk Lilley called the roll:

Present: Greg Baroni, Supervisor  
Terry Lilley, Clerk  
Mike Roman, Treasurer  
Rik Kowall, Trustee  
Mike Powell, Trustee  
Scott Ruggles, Trustee  
Andrea Voorheis, Trustee - Late Arrival

Also Present: Lisa Hamameh, Attorney  
Sean O'Neil, Planning Director  
Jeanine Smith, Assessor  
Amy Bertin, Recording Secretary

#### **PUBLIC COMMENTS**

Jeff Groff, 1340 Union Lake Road. Why was a letter sent out stating his taxes were going to be raised \$30 a year for the next three years? Has something been going on behind closed doors that the residents aren't aware of? He would like a guarantee that their rates aren't going up.

Linda Atkins, 1970 Kingston. She thanked the Board for the hard work they did in negotiating the contract. She is delighted there will be a savings of \$30 a year. Republic does a wonderful job.

Keith McKenzie, 721 Akehurst Lane. He received a letter from the Township listing the new contract rates which matches what Clerk Lilley mentioned tonight.

Chris Simpson, 10043 Cedar Shores. The letter he got from the Township was misleading as opposed to the information he heard tonight. His only question is, did the incumbent on this contract have an opportunity to change their bid because they are incumbent from the other bidders and that is why there was a robo call? .

Resident. She questioned whether the robo call being referred to is the one what was

supposedly telling everyone to go to the Township to vote "No"?

John Stepanek, 8669 Scenic Bluff Lane. The 2016 Republic price of \$12.60 per month times 12 is not \$160.37. It was explained that the Township charges a 5% administration fee which brings it up to the \$160.

Resident. Why is there an administration fee when we are already paying taxes for you to do the right job in the first place? Why do we have to pay another 5% fee? Their salaries are already paid by the taxpayers. He is retired and his house is up for sale since he can't afford it any longer.

Norma Kirk, 2941 Cedarwood Court. She thanked the Board for all they do and for the clarification on this issue. She questioned whether a hazardous waste day was included in the new contract.

Matt Carr, 1490 Langfield. The Planning Commission recently passed the Capital Improvement Plan. A general maintenance fund was not included in that plan. We are growing in White Lake. There is a lot to be excited about. He has a problem with the appearance of White Lake when compared to other townships, villages or cities. Their sidewalks and public areas seem to be better maintained. It makes it more difficult to ask the developers for higher quality items when the community looks terrible.

Bob Driscoll, Elizabeth Lake Road. His concern is a phrase in the letter sent out by the Township, "Redeterminations of the cost will be made from time to time without further notice to the record owners of the properties." That tells me the contract can be renegotiated and the residents won't be put on notice. Who will review it and have cost containment on those items?

Tom Mahon, 10121 Mill Street. His mother-in-law gets a check back in the mail for her recycling. Was that ever brought up during the negotiation of this contract? Can we get a larger can for recyclables?

Pete Piccinato, 8771 Townsend Drive. He thanked the Township and the Police Dept. for organizing the 5K run this past Saturday before the Fisk Farm Festival. All the proceeds went to the DARE program. It was a wonderful event and he hopes they continue it. He also thanked the Board for considering him for the position of Township Trustee. He attended the Planning Comm. Meeting regarding the CIP Plan. He felt it was a useless meeting for him to attend. It was a rubber stamp of the plan. He had a lot of questions about the dollar amounts in that plan. Regarding the hazardous waste day, how will it get announced? How do we prevent other communities from coming in?

Lynn Passini, 8338 Elizabeth Lake Rd. She is in support of the program. She recalls before there was one hauler for the entire township. It was awful. The letter sent out was a bit misleading because what was charged in previous years wasn't included and she assumed the prices were going up.

Tom Taylor, Round Lake Blvd. He agrees Republic does a great job. The prices are going down but are they going to be guaranteed? Will there be less services than in the past?

Mitchell Raab, 208 Hurondale Dr. There is no consistency in the service, going east to west or west to east. Sometimes they pick up yard waste, sometimes the recycle and most of the time they pick up on Hurondale but don't do the rest of the subdivision. Why wasn't the flyer included with the letter sent out by the Township? It provided a lot of statistics which could have been reviewed prior to the meeting. If the new contract price is reduced, can they pass the savings from the previous contract back along to the consumers?

Kent Polenz, 8415 Vanden Drive. He agrees that there is inconsistency of Republic doing pickups. One time it is garbage, next it is yard waste, next recycle. It is never the same.

Jimmy Long, 610 Young Rd. He is glad to hear that the price of picking up rubbish is not going up. That is all he came here for.

James Piercy, 8785 Arlington. His concern is regarding two lots next to him with a large pole barn going up. There is no house on the lot. He has pictures. It is in a residential neighborhood.

Ken Johnston, 2126 Haley. Who were the other bidders for the garbage contract? Was an administration fee listed on their bill? Does White Lake receive any type of spiff checks back from commingled loads?

Tim Runion, 2819 Grass Valley Drive. He would like to find out the Township codes because people don't take care of their property and stuff. He drives through the neighborhoods and there is no standards in White Lake on how the houses can look.

Ron Hinman, 1120 Maple Heights. His concern is regarding the care for our roads. Our road isn't wide enough for two vehicles to pass. Are we paying the Township that pays the County to make sure the roads are wide enough?

Keith McKenzie, 721 Akehurst. He is the North Broadmore Association's president. We are having a very tough time regarding dealing with Oakland County to upkeep our roads. There a lot of issues with sink holes by catch basins which is causing major damage. We need help getting Oakland County to respond.

Mr. Piccinato. He has been in conversation with Jim Runestad, who was a county commission and is now a state representative, regarding the roads in his neighborhood. He was sent information regarding establishing a SAD.

Dave Oleski, 1750 Ormond Rd. Right on M-59 and Ormond Road there is debris all over the road. It gets cleaned up and it's right back again. It gives a poor impression of White Lake as you enter or leave our township.

Eve Izzo, 1232 Pinecrest Dr. She is curious what is going on at the overpass on Cedar Island Road.

Supervisor Baroni stated that last fall a road grader went down to grade the road. There are two culvert pipes that go under the roadway. The grader went on top of it and collapsed the pipes. They shut the road down. We contacted the County. They said MDEQ had to be involved because of the waterway. MDEQ wanted to install a cement bridge at the cost of approximately a \$1 million. Nobody had the money but somebody had to fix the problem. It will be fixed with a new culvert pipe which should be completed next month.

Geri Herrington, 2240 Wiggen Lane. What about doing something with the Township sign? It needs a new cover or to be cleaned. It looks very sad.

## **PRESENTATION**

### **C. PRESENTATION FROM CHMP FOR FIRE AND DUBLIN CENTER**

Greg Mason, CHMP representative. He offered an overview of the reports given to the White Lake Township Board regarding CHMP's study and analysis of Dublin Senior Center and Fire Stations 1, 2 and 3. The format for the contents within the reviews were first to complete an analysis for space needs based on current activities, modern day standards, other communities of similar size, and working with the director and chief to assess needs. The other component was to look at each individual building in terms of doing an assessment which consisted of looking at the physical condition of the building and also code compliance. We put all that together and have given a recommendation of where the buildings stand regarding the codes, physical deficiencies and space needs.

The Dublin Center. We looked at the current square footage of the existing building. We worked in great detail with the director in terms of programs and activity needs. We determined there is a deficiency in space to have adequate facilities for a senior center. The parking was also deficient in terms of the number of spaces, particularly handicapped spaces. There were many physical and code deficiencies. The amounts for correcting those are listed in the report. We looked at the location and felt it would better serve the community if it were

more centrally located.

Regarding the fire stations, all three are seriously deficient in space. None of the stations meet the current day standards of male/female facilities. The mechanical systems are old and building envelopes don't meet current energy standards. There are a whole series of code and physical deficiencies outlined for each station. The stations are ideally situated considering the runs made. Many details were provided in the reports along with the dollar amounts needed for correction of the deficiencies, expansion and/or relocation.

Clerk Lilley amended the Agenda as follows: Add Item 6A, New List of Bills dated 9-15-15; Item 10I, Sewer/Grinder Pump Blanket Contract; Item 12B, Executive Session to consider purchase of property. .

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Kowall to approve the following Amendments to the Agenda: Add Item 6A, New List of Bills dated 9-15-15; Item 10I, Sewer/Grinder Pump Blanket Contract; Item 12B, Executive Session to consider purchase of property. The **MOTION PASSED** by a voice vote (7 yes votes).

#### **CONSENT AGENDA**

- A. LIST OF BILLS**
- B. REVENUE AND EXPENSES**
- C. DEPARTMENT REPORTS**
  - 1. POLICE**
  - 2. FIRE**
  - 3. COMMUNITY DEVELOPMENT**
- D. ATTORNEY FEES**

It was **MOVED** by Trustee Ruggles, **SUPPORTED** by Trustee Powell to approve the Consent Agenda as amended. The **MOTION PASSED** by a voice vote (7 yes votes).

#### **MINUTES**

##### **A. AUGUST 18, 2015**

It was **MOVED** by Trustee Voorheis, **SUPPORTED** by Trustee Kowall to approve the Minutes dated August 18, 2015. The **MOTION PASSED** by a voice vote (7 yes votes).

##### **B. AUGUST 25, 2015**

Trustee Powell thanked the Board for their confidence in him. He looks forward to the opportunity to prove his worthiness and will work hard for the residents.

It was **MOVED** by Trustee Ruggles, **SUPPORTED** by Treasurer Roman to approve the Minutes dated August 25, 2015. The **MOTION PASSED** by a voice vote (7 yes votes).

#### **PUBLIC HEARING**

##### **A. RUBBISH REMOVAL SAD 2016-2020**

##### **1. RESOLUTION #15-029, 2016-2020 RESIDENTIAL REFUSE COLLECTION PROJECT**

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Kowall to Open Public Hearing on Resolution #15-029, 2016-2020 Residential Refuse Collection Project. The **MOTION PASSED** by a voice vote (7 yes votes).

Peter Piccinato stated he didn't receive a call. What was the content? He was informed that a civic watchdog group put out a call to all the residents regarding the rubbish removal SAD.

Clerk Lilley advised that if any resident has an objection to the SAD, now is the time to voice it.

There were no further comments by the public at this time.

It was **MOVED** by Trustee Kowall, **SUPPORTED** by Trustee Powell to Close Public Hearing on Resolution #15-029, 2016-2020 Residential Refuse Collection Project. The **MOTION PASSED** by a voice vote (7 yes votes).

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Ruggles to approve Resolution #15-029, 2016-2020 Residential Refuse Collection Project with the amendment of removing Item #4, in the amounts of 2016, \$160.37; 2017, \$165.21; 2018, \$170.17; 2019, \$175.27; 2020, \$180.48. The **MOTION PASSED** by a voice vote (7 yes votes).

##### **B. RESOLUTION #15-032, TRUTH IN TAXATION**

##### **2. PUBLIC HEARING, BUDGET**

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Kowall to Open Public Hearing for Resolution #15-032, Truth in Taxation. The **MOTION PASSED** by a voice vote (7 yes votes).

Clerk Lilley stated that purpose of this item is to allow the Township through this Resolution #15-032, Truth in Taxation, to legally collect the millages that have already been approved.

The comments made by the residents are recorded under the Public Comment section of these Minutes as they were general in nature and did not pertain to this item.

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Kowall to Close Public Hearing for Resolution #15-032, Truth in Taxation. The **MOTION PASSED** by a voice vote (7 yes votes).

It was **MOVED** by Treasurer Roman, **SUPPORTED** by Trustee Kowall to approve Resolution #15-032, Truth in Taxation. The **MOTION PASSED** by a voice vote (7 yes votes).

**OLD BUSINESS**

**A. SECOND READING, ORDINANCE NO. 129, FEE ORDINANCE**

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Voorheis to approve Ordinance No. 129, Fee Ordinance. The **MOTION PASSED** by a voice vote (7 yes votes).

**B. SECOND READING, ORDINANCE NO. 122., FIRE CODE**

It was **MOVED** by Clerk Lilley, **SUPPORTED** Treasurer Roman to approve Ordinance No. 122, Fire Code. The **MOTION PASSED** by a voice vote (7 yes votes).

**NEW BUSINESS**

**A. MOVIE IN THE PARK FINAL CONTRACT COST**

Supervisor Baroni stated the movie will be held on Saturday, October 24, 2015 at the Fisk Farm. It will be an old style drive-in venue. You park in the lot and tune your radio station for the audio. There will also be a Trunk or Treat for the children and after the movie will be a Victorian Haunting put on by the Historical Society.

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Voorheis to approve the Movie in the Park Final Contract Cost in the amount of \$1,450, with the stipulation that before the next movie is scheduled attendance and cost be looked at. The **MOTION PASSED** by a voice vote (7 yes votes).

**B. HIDDEN PINES LOT**

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Treasurer Roman to approve reimbursing Oakland County in the amount of \$11,951.15 for Hidden Pines Lot #40. The **MOTION PASSED** by a voice vote (7 yes votes).

**C. PURCHASE OF FITNESS EQUIPMENT FOR FIRE DEPT.**

It was **MOVED** by Treasurer Roman, **SUPPORTED** by Trustee Kowall to approve the Purchase of Fitness Equipment for the Fire Dept. in the amount of \$9868.57, also approving the sale of cast iron free weights in the amount of \$200. The **MOTION PASSED** by a voice vote (7 yes votes).

**D. BOCAVINA PUMPING STATION UPGRADE**



It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Kowall to approve the Bocavina Pumping Station Upgrade in the amount of \$7975.00. The **MOTION PASSED** with a voice vote (7 yes votes).

**E. HORSESHOE PIT REMOVAL/VOLLEYBALL COURT REMOVAL/REPLACEMENT**

It was **MOVED** by Trustee Kowall, **SUPPORTED** by Trustee Voorheis to approve the Horseshoe Pit Removal/Volley Ball Court Removal/Replacement in the amount of \$4,175.00. The **MOTION PASSED** by a voice vote (7 yes votes).

**F. WIRELESS INTERNET PROPOSAL**

Thomas Hameline, Field Engineer with Tri-County Wireless. There has been some interest from residents in the township for their internet service. We are proposing to place equipment on top of the water tower to begin testing to see if it is feasible to do business in the township. We can offer the township either a percentage of the service provided or blanket the entire downtown area with free wi-fi. We'd like to bring this service to White Lake.

It was **MOVED** by Trustee Ruggles, **SUPPORTED** by Trustee Kowall to approve Tri-County Wireless to conduct a preliminary investigation on a temporary basis of 14 days subject to the Township Supervisor and Attorney negotiating the necessary contract for the access. The **MOTION PASSED** by a voice vote (7 yes votes).

**G. WORTHINGTON CROSSING (PDA) FILE NO. 15-008**

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Kowall to approve the recusal of Trustee Powell from discussion of Item 10G, Worthington Crossing (PDA) File No. 15-008. The **MOTION PASSED** by a voice vote (6 yes votes).

It was **MOVED** by Treasurer Roman, **SUPPORTED** by Clerk Lilley to approve the Redwood Planned Development Agreement dated 8-14-15 subject to the following:

1. All items contained in the Foster Swift letter dated Aug. 29, 2015 are agreed upon by both attorneys using the direction given by the Board on Items 8, 10, 11, 18 and 22 of the Foster Swift letter.
2. That the Township Board agrees to a pre-construction meeting as soon as possible. However, no work shall begin on the property before closing on the sale of the property.
3. That the Board authorizes the Township Supervisor to sign the Planned Development Agreement once both attorneys have agreed on a finalized version. The **MOTION PASSED** by a voice vote (6 yes votes).

**H. CAPITAL IMPROVEMENT PLAN 2016-2021**

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Voorheis to approve the Capital Improvement Plan as a guide for the years 2016-2021. The **MOTION PASSED** by a voice vote (7 yes votes).

**I. SEWER/GRINDER PUMP BLANKET**

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Powell to approve the contract with C&E for the Sewer/Grinder Pump Blanket installation. The **MOTION PASSED** by a voice vote (7 yes votes).

FYI

**A. OCTOBER 6, 2015 SPECIAL BOARD MEETING**

Supervisor Baroni stated there will be a Special Meeting on October 6, 2015 which will be an Executive Session to discuss contract issues. There will also be a Special Board Meeting on September 29, 2015 at 7:00 p.m. at White Lake Oaks to discuss the Pontiac Lake Sewer issues.

**EXECUTIVE SESSION**

**A. APPROVAL TO RECESS INTO CLOSED SESSION TO CONSIDER ATTORNEY/CLIENT PRIVILEGED COMMUNICATION IN ACCORDANCE WITH MCL 15. 268 (h)**

It was **MOVED** by Trustee Kowall, **SUPPORTED** by Trustee Powell to adjourn into Executive Session to Consider Attorney/Client Privileged Communication in accordance with MCL 15.268 (h). The **MOTION PASSED** by a roll call vote (Voorheis-yes/Kowall-yes/Roman-yes/Baroni-yes/Lilley-yes/Ruggles-yes/Powell-yes).

**B. APPROVAL TO RECESS INTO CLOSED SESSION TO CONSIDER THE PURCHASE OF PROPERTY IN ACCORDANCE WITH MCL 15.268 (d)**

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Treasurer Roman to adjourn into Executive Session to consider the purchase of property in accordance with MCL 15.268 (d). The **MOTION PASSED** by a roll call vote (Voorheis-yes/Kowall-yes/Roman-yes/Lilley-yes/Ruggles-yes/Powell-yes/Baroni-yes).

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Ruggles to return to general session. The **MOTION PASSED** by a roll call vote (Voorheis-yes/Kowall-yes/Roman-yes/Lilley-yes/Ruggles-yes/Powell-yes/Baroni-yes).

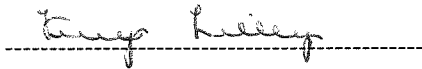
**Item 12 B**

**It was MOVED by Clerk Lilley, SUPPORTED by Treasurer Roman to direct the Township Supervisor to proceed as directed in executive session. The MOTION PASSED by a roll call vote (Voorheis-yes/Kowall-yes/Roman-yes/Lilley-yes/Ruggles-yes/Powell-yes/Baroni-yes).**

**It was MOVED by Treasurer Roman, SUPPORTED by Trustee Powell to adjourn the meeting. The MOTION PASSED by a roll call vote (Voorheis-yes/Kowall-yes/Roman-yes/Lilley-yes/Ruggles-yes/Powell-yes/Baroni-yes).**

The meeting was adjourned 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 September 15, 2015 regular board meeting minutes.

A handwritten signature in cursive script, appearing to read "Terry Lilley", is written over a horizontal dashed line.

Terry Lilley, Clerk  
White Lake Township  
Oakland County, Michigan