

CHARTER TOWNSHIP OF WHITE LAKE

Approved Minutes of the Regular Board of Trustees Meeting

May 19, 2015

Supervisor Baroni called the meeting to order at 7:00 p.m.

Supervisor Baroni led the Pledge of Allegiance.

Clerk Lilley called the roll:

Present: Greg Baroni, Supervisor
Terry Lilley, Clerk
Mike Roman, Treasurer
Carol Burkard, Trustee
Rik Kowall, Trustee
Scott Ruggles, Trustee
Andrea Voorheis, Trustee – arrived at 7:15 p.m.

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

Clerk Lilley stated that revisions to the Solicitation Ordinance are extensive and need to be reviewed by the Board members so they will be ready to discuss it at the next meeting. He suggested they discuss having a meeting twice a month as the Agenda can be long. A decision needs to be made regarding setting a date to discuss the Pontiac Lake sewer issue. There is some correspondence from Roy Caswell indicating his concerns. There are quite a few items surrounding that issue the Board needs to get involved with. There is a timeline regarding the garbage RFP schedule which needs to be reviewed. Under Item 8E, page 2 needs to be added and there is a revised Exhibit B. Add Item 10I, FYI, Solicitation Ordinance; Item J, waive the permit fee for the St. Pat's Fair; List of Bills dated 5-19-15. .

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Kowall to approve the following Amendments to the Agenda: Add Item 5A, New List of Bills dated 5-19-15; Item 8E, add Page 2 and Revised Copy of Exhibit B; Item 10I, FYI, Solicitation Ordinance; Item J, Waiving of Permit Fee for St. Pat's Fair. The MOTION PASSED by a voice vote (7 yes votes).

PUBLIC COMMENTS

Randolph Harter, 800 Farnsworth, White Lake. He is here to withdraw his initial support of the special assessment for Lake View Drive. The information wasn't shared with all the people that are affected. The initial petition he signed is not what is being proposed today. He is currently opposed to the SAD.

Matt Luther, 745 Lake View Drive. He wasn't advised or notified of anything going on. He

would like some more information before anything is decided upon.

Gary Lauer, 794 Evergreen Court. He also just found out about the SAD a couple of days ago. He has no idea what is happening and would like more information.

Martin Cuirlik, 4050 Orr Road, White Lake, Michigan. He is here tonight to reiterate what was stated at last month's meeting. Scott Ruggles' business is not in compliance. He followed up on Mr. O'Neil's statement that he contacted the State of Michigan and found out he did not. The Dept. of Agriculture stated the city is out of compliance in trying to protect Mr. Ruggles with the Right to Farm Act. He has yet to receive correspondence from the White Lake Twp. lawyers. He would like to know what is happening with Mr. Ruggles' facility. He was advised to make an appointment with the supervisor to discuss the issue.

Supervisor Baroni stated that Mr. Cuirlik's assertions are false and inflammatory. The audience should note a flyer was distributed throughout the Township. It has caused distress and injury to the feelings of Board members and employees. Tonight he is requesting the author of this flyer retract their statements immediately.

Peter Piccinato, 8771 Townsend Drive. The Pontiac Lake sewer issue needs to be resolved. He learned the off lot from Szott's is going to be turned into high end apartments. Has the property been sold, how much was made and what is going to be done with the money?

Peggy Miller, 3066 Muirfield Circle, White Lake. She had a question regarding the issue of composting and mulching. Her understanding is there is a contract with Allied Waste in which the composting would be taken to a local facility to keep costs down. Has composting been going on, where is it being taken and will it affect the upcoming contract?

Achille Souvatzidis 5265 Dillon Drive, White Lake. He commented on the flyer previously mentioned. Mulch is from a farm, you shouldn't need a special permit. If somebody should chose to purchase colored mulch, better to get it from somewhere it was properly made. We don't need more government interference. If somebody wants to sell something and there is a buyer, fine. It is a free market. We don't need special permits to have that.

CONSENT AGENDA

- A. LIST OF BILLS**
- B. REVENUE AND EXPENSES**
- C. DEPARTMENT REPORTS**
 - 1. TREASURER**
 - 2. POLICE**
 - 3. FIRE**

4. **WATER**
5. **COMMUNITY DEVELOPMENT**
6. **OVERTIME REPORT**

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

PRESENTATION

A. PRESENTATION OF CIVILIAN AWARDS (FIRE DEPT.)

Chief Gurka presented Civilian Awards to Alex Raddatz, Wendy Hufnagle and Stephanie Biddock in recognition of their lifesaving efforts. At the Lakeland Fitness facility, an elderly gentleman was jogging on the track and he collapsed. His heart went into defibrillation. These three individuals rushed to his aid. They applied the AED device and saved the gentleman's life.

MINUTES

- A. **APRIL 21, 2015**
- B. **MAY 4, 2015**

It was **MOVED** by Trustee Ruggles, **SUPPORTED** by Trustee Burkard to approve the Minutes dated April 21, 2015. The **MOTION PASSED** by a voice vote (7 yes votes).

It was **MOVED** by Treasurer Roman, **SUPPORTED** by Trustee Burkard to approve the Minutes dated May 4, 2015. The **MOTION PASSED** by a voice vote (7 yes votes.).

RESOLUTIONS

A. RESOLUTION #15-006, WEST NILE VIRUS REIMBURSEMENT

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Kowall to approve Resolution #15-006, West Nile Virus Reimbursement in the amount of \$5515.60. The **MOTION PASSED** by a voice vote (7 yes votes).

If any resident has an area of standing water they are concerned about, please call the Township to arrange for treatment of the area.

B. RESOLUTION #15-013, SUNSET/TAYLOR ROAD MAINTENANCE RENEWAL

It was **MOVED** by Treasurer Roman, **SUPPORTED** by Trustee Ruggles to approve Resolution #15-013, Sunset/Taylor Road Maintenance Renewal. The **MOTION PASSED** by a voice vote (7

yes votes).

C. RESOLUTION #15-014, SEWER MAIN SAD FOR LAKE VIEW DR,

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Treasurer Roman to Table Resolution #15-014, Sewer Main SAD for Lake View Dr. The **MOTION PASSED** by a voice vote (7 yes votes).

D. RESOLUTION #15-015, SEWER MAIN SAD FOR BABLON DR.

It was **MOVED** by Supervisor Baroni, **SUPPORTED** by Treasurer Roman to Table Resolution #15-015, Sewer Main SAD for Bablon Dr. The **MOTION PASSED** by a voice vote (7 yes votes).

**E. RESOLUTION #15-016, APPROVE FOIA PROCEDURES AND AMENDMENT
TO POLICY AND PROCEDURES**

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Burkard to approve Resolution #15-016, FOIA Procedures and Amendment to Policy and Procedures, adding Page 2 and Revised Exhibit B, authorize the Township Supervisor to complete the application, appoint as the FOIA coordinators the Executive Administrator to the Supervisor, Police Chief and Fire Chief. The **MOTION PASSED** by a voice vote (7 yes votes).

OLD BUSINESS

A. APPEAL OF SOLICITATION DENIAL PER ORDINANCE

The application for a Solicitation Permit by Tim Dinverno and Jonathan Parton was originally denied by Clerk Lilley based on the background checks revealing a record of previous criminal activity. The applicants appealed the denial. They are before the Board tonight to receive a decision on the appeal.

It was felt by some Board members that more time needs to pass before approving the application. Others were willing to grant the individuals an opportunity to conduct their business with admonitions to strictly follow the rules and regulations in the Ordinance.

The applicants gave assurances they were more than willing to abide by the restrictions as outlined in the Ordinance. They represent an A plus rated business and would never want to harm its reputation. They simply desire to offer a service to the members of the community.

It was **MOVED** by Trustee Ruggles, **SUPPORTED** by Trustee Voorheis to approve the Appeal for Solicitation Permit Application. The **MOTION PASSED** by a roll call vote (Kowall-yes/Voorheis-yes/Ruggles-yes/Burkard-no/Roman-yes/Lilley-no/Baroni-no).

B. TECHNICAL SUPPORT FOR COMPUTER SYSTEM

It was **MOVED** by Treasurer Roman, **SUPPORTED** by Clerk Lilley to approve Technical Support for Computer System, Hardware and Software as listed in 9B, amount not to exceed \$221,000. The **MOTION PASSED** by a voice vote (7 yes votes).

C. BACK-UP GENERATOR FOR DUBLIN CENTER

Trustee Burkard suggested this item be tabled as specifications should be outlined by the Township and given to the bidders so there is a more equal comparison. Also, local White Lake businesses should be given an opportunity to bid on the project.

It was **MOVED** by Trustee Burkard, **SUPPORTED** by Trustee Ruggles to Table the Back-up Generator for Dublin Center. The **MOTION PASSED** by a voice vote (7 yes votes).

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Treasurer Roman to hear Item 10D immediately after Item 10A. The **MOTION PASSED** by a voice vote (7 yes votes).

NEW BUSINESS

A. PURCHASE OF MOBIL DATA COMPUTER REPLACEMENTS (POLICE DEPT.)

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Burkard to approve the Purchase of Nine (9) Mobil Data Computer Replacements, the amount not to exceed \$23,118, the money to be taken from the Forfeiture Fund. The **MOTION PASSED** by a voice vote (7 yes votes).

D. REQUEST TO CHANGE VISION CARE PROVIDER

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Voorheis to approve the Request to Change Vision Care Provider to Eye Med effective June 1, 2015. The **MOTION PASSED** by a voice vote (7 yes votes).

B. APPROVAL OF THE RFP FOR TOWNSHIP WIDE TRASH REMOVAL

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Kowall to approve the RFP for Township Wide Trash Removal with the following provisions:

- Authorize the Supervisor & Clerk to fill in the blanks of the contract.
- Include the time schedule for the bidding process.
- Approve the proposed evaluation committee.

- Include the cost for one Hazardous Waste weekend. A cost line item be included in the request for proposal to fill in.
- Add a 30 or 40 yard container for spring and fall clean-up at Vetter & Hidden Pines Park.
- For pick-up of 3 large items or less the customer may call and it will also be radioed in to dispatch by the driver.
- The quarterly billings to be submitted with a summary of complaints and status.

The MOTION PASSED with a voice vote (7 yes votes).

C. MOVIE IN THE PARK CONTRACT (PARKS & REC)

It was MOVED by Trustee Ruggles, SUPPORTED by Treasurer Roman to approve the Movie in the Park Contract. The MOTION PASSED by a voice vote (7 yes votes).

E. FIRST READING, FEE ORDINANCE AMENDMENTS

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Ruggles to move to Second Reading, Fee Ordinance Amendments. The MOTION PASSED by a voice vote (7 yes votes).

F. BUDGET AMENDMENTS

It was MOVED by Clerk Lilley, SUPPORTED by Treasurer Roman to approve the Budget Amendments. The MOTION PASSED by a voice vote (7 yes votes).

G. FIREWORKS PERMIT, WHITE LAKE CITIZENS LEAGUE

Trustee Voorheis mentioned that there will be a breakfast held at the White Lake Inn on Monday, May 25th from 8:30 to 11:30 as a fundraiser for the fireworks. The cost is \$6 for adults, \$3 for children.

It was MOVED by Trustee Burkard, SUPPORTED by Trustee Kowall to approve the Fireworks Permit for the White Lake Citizens League. The MOTION PASSED by a voice vote (7 yes votes).

H. FIREWORKS PERMIT, CEDAR ISLAND HOMEOWNERS ASSOC.

It was MOVED by Trustee Burkard, SUPPORTED by Treasurer Roman to approve the Fireworks Permit for Cedar Island Homeowners Assoc. The MOTION PASSED by a voice vote (7 yes votes).

I. FYI, SOLICITATION ORDINANCE

J. WAIVE PERMIT FEE FOR ST. PATRICK'S SUMMER'S END FAIR

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Burkard to approve waiving the permit fee for the St. Patrick's Summers End Fair. The **MOTION PASSED** by a voice vote (7 yes votes).

Clerk Lilley requested again that the Board consider meeting twice a month as there is a lot of business that needs to be discussed and action taken with many commercial and residential construction plans coming forward. The second meeting could be used as an educational opportunity for the township attorney and consultants. Also, it is important to set a meeting date for the Pontiac Lake sewer issue.

EXECUTIVE SESSION

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

It was **MOVED** by Trustee Kowall, **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: (Kowall-yes/Ruggles-yes/Voorheis-yes/Burkard-yes/Lilley-yes/Roman-yes/Baroni-yes).

It was **MOVED** by Treasurer Roman, **SUPPORTED** by Trustee Kowall to return to Open Session. The **MOTION PASSED** by a roll call vote: (Kowall-yes/Ruggles-yes/Voorheis-yes/Burkard-yes/Lilley-yes/Roman-yes/Baroni-yes).

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

Meeting was adjourned at 9:54 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 May 19, 2015 regular board meeting minutes.



Terry Lilley, Clerk
White Lake Township
Oakland County, Michigan