

CHARTER TOWNSHIP OF WHITE LAKE

Approved Minutes of the Regular Board of Trustees Meeting

August 21, 2012

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
Forrest J. Brendel, Treasurer
Todd Birkle, Trustee
Carol Burkard, Trustee
David Lewsley, Trustee
Mike Powell, Trustee

Also Present: Gregory Need, Attorney
Sean O'Neil, Planning Director
Amy Bertin, Recording Secretary

Supervisor Baroni made the following changes to the Agenda: Inserted a Presentation to Rose Osborne before Public Comments, added Items 6B, 9I and 9J; removed Items 8B and 9C.

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

PRESENTATIONS

A. ROSE OSBORNE

Supervisor Baroni presented Rose Osborne with a Lifetime Citizen Volunteer Award for her years of work and volunteer service in White Lake Township. The Township Board, various boards and committees as well as residents commended and congratulated her for her outstanding contributions, commitment and involvement to making White Lake the best place to work, live and play. Mr. Runestad also presented her with a Proclamation from the county expressing appreciation for her great contributions and good deeds which have inspired many in the community.

Trustee Burkard shared a personal memory of how Rose Osborne impacted her life. She had just recently moved to White Lake when her husband walked out, leaving her with five children to raise. A big basket came to the house filled with things for the children and food. She thanked Rose personally because it was that which inspired her to stay in this community knowing that she and her family would be taken care of by wonderful people.

PUBLIC COMMENTS:

Matt Sprader. Last Wednesday he said about a hundred things to the Spinal Column and they printed two. He apologized to Mr. Lilley.

Joe Curry, resident of Holly, Michigan. He commented on the very important issue of proposed gas and oil drilling being entertained in the State of Michigan and now Oakland County and White Lake. Slick water horizontal hydraulic fracturing known as fracking uses a substantial amount of fresh water mixed with toxic chemicals injected into the earth coupled along with a directional drill going up to two miles in the shallow shale beds containing gas and oil. Michigan's geological make up cannot contain the millions of chemicals being injected without eventual and definite migrating to the surface. The only protection from this is going to have to come from the township and county level. We have the option to say no. A multi page letter with more details on the subject was given to the Board members for their consideration on the issue.

Steve McPherson, White Lake Township. Fracking is a process that is exempt from the Clean Air Act, Clean Water Act, Environmental Response Compensation, the Liability Act, and the Michigan Water Withdrawal Act. Why would we allow an industry that doesn't have to abide by these federal laws into our township? If it is allowed, our township had better have a contingency plan for if one of the trucks gets in a wreck with all the chemicals or there is a spill. The ground water contamination doesn't show up until three to five to ten years later.

Milissa Schmantowsky, Brendel Road. She has been working elections for sixteen years. She is amazed at how intricate the process is and is proud to be part of something that is approached with honesty and integrity. No one takes it lightly and they do it because it is part of something so important.

Joyce Anson, Melanie Lane, White Lake Township. She asked for a comparison between the Sheriff's Department and the White Lake Police Department. She obtained some documents but was not satisfied that it was a true comparison. It was done on dispatching only. She is asking the trustees on the Board to please request this comparison report be done.

Trustee Powell stated that a comparison was asked for but has not yet been provided by the administration.

Sue Docking, Weber Court. She runs an IT department and has a concern about the TV Waterford Township is putting in the Township Hall meeting room. It will not be large enough for anyone to see properly, especially from the back of the meeting room. For the cost of one, they could have gotten four. It should have been investigated further before spending the money.

Bob Smith, 8734 Townsend Drive, White Lake Township. We vote the trustees in so they can do a proper study and analysis on issues so you can have an informed vote. We look to you to do your due diligence to guide the Township.

Peter Piccinato, 8771 Townsend Drive, White Lake. He is disappointed in the Board for bringing up the millages again. The people looked at it, voted for the renewals but not the increase. The signs were a bit misleading stating safety but there was a tax involved. It seems like whenever there is a millage that gets defeated you keep bringing it back.

Sandy Fitzpatrick, Bonnie Briar, White Lake. She has a complaint about the administration fee charged to their lake improvement board SAD which is ten percent. The surrounding townships only charge from zero to five percent.

Stan Ludlow, 9310 Waltham on Pontiac Lake. The residents on Pontiac Lake pay for weed harvesting and chemicals to control the weeds. It is not fair that they have to pay a 10 percent fee when the community also benefits.

Norm Newberger, 8760 Arlington, White Lake. He is representing the Pontiac Lake Weed Harvesting Company. At the last lake improvement board it was recommended we bring up to the White Lake Township Board they sign title over for our seven foot weed harvester. The boat is in need of many repairs and hasn't been used in ten years. He requested the issue be put on the agenda.

Trustee Birkle addressed the current procurement policy and possibly changing the language pertaining to invited seal bids to be more consistent with open seal bids. He wondered when he would see something about that and was told it would be available at next month's meeting. Also, the Sewer Fund has a serious problem which needs to be addressed. A bond payment is due in February which probably can't be made. He is looking for direction.

Clerk Lilley will give a presentation at the next board meeting concerning the Sewer Fund. There is not one board member which hasn't been apprised of the situation. There have been numerous meetings with the financial consultant, financial advisor, and township attorney. Instead of rumors, people deserve to know the whole story.

Supervisor Baroni stated that since his appointment eighteen months ago there have been three meetings with our financial folks and attorneys on this question. We are looking at it and working on it.

Trustee Birkle would like to hear what the plan is. Technically, funding has been identified but we have not amended the budget to appropriate that funding. He'd like to hear what the impact is going to be to the residents such as increased sewer rates. It needs to get handled and a plan put in place. History is fine but he would like a resolution.

Mark DeGroff, 9776 Bonnie Briar. He questioned whether that was something they can make sure is on the next agenda. There are a whole lot of people who would like to know where this sewer thing is going.

CONSENT AGENDA

- A. LIST OF BILLS**
- B. REVENUE AND EXPENSES**
- C. DEPARTMENT REPORTS**
 - 1. TREASURER'S REPORT**
 - 2. POLICE DEPARTMENT**
 - 3. FIRE DEPARTMENT**
 - 4. COMMUNITY DEVELOPMENT**
 - 5. OVERTIME REPORT**
 - 6. WATER AND SEWER**
- D. BUDGET AMENDMENTS**

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

MINUTES

- A. JULY 17, 2012**
- B. JULY 10, 2012**

It was MOVED by Trustee Birkle, SUPPORTED by Trustee Powell to amend the July 17, 2012 Minutes by removing the sentence within the Police Dept. Presentation "The actual costs involved on a yearly basis for maintaining a local dispatch center were outlined as compared to outsourcing the service." The MOTION PASSED by a voice vote (6 yes votes, 1 no vote-Burkard).

It was MOVED by Trustee Burkard, SUPPORTED by Trustee Powell to approve the Minutes for July 10, 2012 and July 17, 2012 as amended. The MOTION PASSED by a voice vote (7 yes votes).

OLD BUSINESS

- A. SECOND READING, AMENDMENT TO ORDINANCE NO. 32-A, TRAFFIC CODE ORDINANCE**

It was MOVED by Trustee Birkle, SUPPORTED by Clerk Lilley to approve the Second Reading, Amendment to Ordinance No. 32-A, Traffic Code Ordinance. The MOTION PASSED by a voice vote (7 yes votes).

- C. JOB DESCRIPTION, STAFF PLANNER**

It was MOVED by Treasurer Brendel, SUPPORTED by Clerk Lilley to approve the Job Description, Staff Planner adding knowledge of Power Point under education and

qualifications. The MOTION PASSED by a voice vote (6 yes votes, 1 no vote-Birkle).

NEW BUSINESS

A. INTERLOCAL AGREEMENT/OAKLAND COUNTY BUILDING OFFICIALS ASSOC. DAMAGE ASSESSMENT MUTUAL AID AGREEMENT

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Birkle to approve the Interlocal Agreement/Oakland County Building Officials Assoc. Damage Assessment Mutual Aid Agreement. The MOTION PASSED by a voice vote (7 yes votes).

B. BLOOMER PARK PROJECT IMPLEMENTATION SCHEDULE

It was MOVED by Trustee Lewsley, SUPPORTED by Treasurer Brendel to approve the Bloomer Park Project Implementation Schedule, with the modification of specifications to replace the porous paver blocks with a gravel material, subject to approval by the State. The MOTION PASSED by a voice vote (6 yes votes, 1 no vote-Burkard).

D. GIN MILL PARTY STORE, FILE NO. 11/009

It was MOVED by Trustee Birkle, SUPPORTED by Trustee Lewsley to approve the Gin Mill Party Store, File No. 11/009 subject to the necessary variances being approved by the ZBA. The MOTION PASSED by a voice vote (7 yes votes).

E. WATER SYSTEM EVALUATION

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Burkard to approve the Water System Evaluation. The MOTION PASSED with a voice vote (7 yes votes).

F. 2444 PORTER ROAD RENTAL

It was MOVED by Treasurer Brendel, SUPPORTED by Trustee Powell to approve the 2444 Porter Road Rental agreement. The MOTION PASSED with a voice vote (7 yes votes).

G. 2012 POLICE PATROL VEHICLE PURCHASE

It was MOVED by Trustee Birkle, SUPPORTED by Trustee Powell to split the bid, sending back out to bid the re-equipping of each patrol vehicle. The MOTION FAILED by a roll call vote (Lilley-no/Brendel-no/Baroni-no/Burkard-no/Powell-yes/Birkle-yes/Lewsley-no).

It was MOVED by Treasurer Brendel, SUPPORTED by Trustee Burkard to approve the 2012 Police Patrol Vehicle Purchase with re-equipping each vehicle as presented. The MOTION

PASSED by a voice vote (6 yes votes, 1 no vote-Birkle).

H. FIRST READING, AMENDMENT TO ORDINANCE NO. 129 - FEE ORDINANCE

It was MOVED by Trustee Lewsley, SUPPORTED by Trustee Birkle to Table the First Reading, Amendment to Ordinance No. 129 - Fee Ordinance. The MOTION PASSED by a voice vote (7 yes votes).

I. FIRE MILLAGE

Chief Maltese gave a brief presentation outlining the reasons he would like to add the Fire Millage language to the November ballot.

Mr. Robert Smith, 8734 Townsend Drive, White Lake. He took exception to the fact that the Township was trying to slip something by the citizens by putting the millage on the primary ballot rather than the general. If they didn't want the competition of the other millages they should have waited for the general election. Belts should and could be tightened before more money is asked for.

It was MOVED by Trustee Lewsley, SUPPORTED by Clerk Lilley to put the Fire Millage language back on the ballot for the general election in November with possibly a shorter term. The MOTION FAILED by a roll call vote (Lewsley-yes/Birkle-no/Powell-no/Burkard-no/Brendel-no/Lilley-yes/Baroni-yes).

J. PARK AND REC MILLAGE

Mr. DeGross recently had an opportunity to speak with many of his neighbors in White Lake Township. A few items were very important and on people's minds. They were wondering where were the trails promised them.

It was MOVED by Trustee Burkard, SUPPORTED by Trustee Powell to put the Park & Rec Millage language back on the ballot for the general election in November as a renewal. The MOTION FAILED by a roll call vote (Lilley-no/Brendel-no/Powell-no/Burkard-yes/Birkle-no/Lewsley-no/Baroni-no).

EXECUTIVE SESSION

It was MOVED by Treasurer Brendel, SUPPORTED by Trustee Birkle to adjourn the meeting to Executive Session. The MOTION PASSED by a voice vote (7 yes votes).

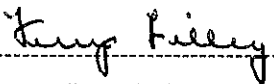
It was **MOVED** by Treasurer Brendel, **SUPPORTED** by Trustee Burkard to return the meeting to Open Session. The **MOTION PASSED** by a voice vote (7 yes votes).

ADJOURNMENT

It was **MOVED** by Treasurer Brendel; **SUPPORTED** by Trustee Birkle to adjourn at 10:40 P.M.
The **MOTION PASSED** by a voice vote (7 yes votes).

The meeting was adjourned at 10:14 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 August 21, 2012 regular board meeting minutes.



*Terry Lilley, Clerk
White Lake Township
Oakland County, Michigan*