

# **CHARTER TOWNSHIP OF WHITE LAKE**

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

**June 19, 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: Greg Need, Attorney  
Sean O'Neil, Planning Director  
Amy Bertin, Recording Secretary

### **PUBLIC COMMENTS:**

Thomas Johnson, 9136 Buckingham, White Lake, Michigan. There is a situation going on at the property of 2010 Kingston. He made a complaint and was told that what the owner was doing was legal and his daughter was told it was not legal. The Township needs to be clear on what the Zoning Ordinances say. A fence post has been installed within one foot of the blacktop. Should this be handled by the township or the county? Also, at 2270 Kingston the grass hasn't been cut, the house has been vacant and is a health hazard and a detriment to the property value of surrounding houses.

Sean O'Neil, Planning Director, introduced Tom Bonnavier, a new intern working for the Planning Department. He started in early May and will continue for a couple more weeks. He is an urban planning student at Western Michigan and we are lucky to have him this year. We are happy he is with us and appreciate his help.

Gary Hanger, 9301 Cedar Island Road, White Lake, Michigan. The Solicitation Ordinance is confusing, seeming to allow things that aren't allowed through the Zoning Ordinance and doesn't spell out if one ordinance is subservient to the other. The ordinance doesn't seem to distinguish commercial from residential property. Where a no soliciting sign is to be posted and the letter size requirement is also a problem. Transient merchants ought to be required to provide a copy of a Michigan Sales Tax license when they apply for the permit. If they are handling food items, approval from the Oakland County Health Division should be required. The township should also adopt a boom car ordinance. He was awakened at three a.m. by a car going down the road with music blasting so loud that it penetrated his house. Music at this level constitutes a violation of disturbing the peace. He is proposing to adopt an audible at a

prescribed distance standard.

Trustee Birkle wanted a date when the cost comparison study will be available between our internal dispatch and contracting with Oakland County and was told it could be made available to the Board in a Special Meeting within the next week. He questioned whether the pending promotion in the Fire Department will be funded through the O4M or general millage.

There was a discussion among the board members about what should and should not come out of the O4M. It will be more fully discussed at a Special Meeting what expenditures are allowed to be made with O4M funds.

Trustee Powell questioned whether the Township has a noise ordinance and whether it covered a boom car and was told it needed to be further investigated. He also asked whether the Solicitation Ordinance allowed people to set up make shift sales in parking lots even if they don't have permission to do that from the property owner and was told that the Zoning Ordinance deals with that type of situation.

Laura Vogel, 6220 Whispering Meadows. She attended the White Lake Carnival. There was a good use of cooperative resources with the Police Department in that they borrowed a mobile command unit as well as the Oakland County Sheriff had some mounted police present. It wasn't as well attended as some thought it might have been but future years should be better.

Thomas Johnson, 9136 Buckingham. He appreciates and would like to compliment the fast action that this Township took in banning synthetic drugs.

Trustee Lewsley stated the best regulation of synthetic drugs is through the state. The state legislature has now passed a state statute. It is being addressed at all levels.

Ms. Vogel questioned whether the Township was going to revoke their ordinance because under the State of Michigan's Office of Regulatory Reform, one of the things that they've been doing is trying to go through and weed out regulations that are redundant, duplicative or unnecessary.

Supervisor Baroni stated that they would review what the State has proposed and what was passed by the Township a week ago and go from there.

#### **CONSENT AGENDA**

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

**6. OVERTIME REPORT**

**D. ST. PATRICK CHURCH FAIR**

**E. BUDGET AMENDMENT**

It was MOVED by Treasurer Brendel, SUPPORTED by Clerk Lilley to approve the Consent Agenda, waiving the fair permit fee for St. Patrick's Church . The MOTION PASSED by a voice vote (7 yes votes).

**MINUTES**

**A. MAY 15, 2012**

**B. JUNE 7, 2012**

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Burkard to approve the Minutes of May 15, 2012 and June 7, 2012 w/correction. The MOTION PASSED by a voice vote (7 yes votes).

**RESOLUTIONS**

**A. RESOLUTION #12-006, WEST NILE VIRUS**

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Lewsley to approve Resolution #12-006, West Nile Virus. The MOTION PASSED by a voice vote (7 yes votes).

**B. RESOLUTION #12-007, SUPPORT COMMERCE TOWNSHIP PROJECT PLAN**

It was MOVED by Trustee Powell, SUPPORTED by Treasurer Brendel to approve Resolution #12-007, Support Commerce Township Project Plan. The MOTION PASSED by a voice vote (7 yes votes).

**OLD BUSINESS**

**A. APPROVAL OF JOB DESCRIPTION (EXECUTIVE SECRETARY, FIRE)**

It was MOVED by Trustee Powell, SUPPORTED by Trustee Burkard to approve amending the language in the Job Description for Executive Secretary for the Fire Department. The MOTION PASSED by a voice vote (7 yes votes).

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Burkard to approve the Job Description for Executive Secretary for The Fire Department, with the amendment of eliminating the language "Experience with Oakland County's FRMS/Sunpro or similar Fire Records software." The MOTION PASSED by a voice vote (7 yes votes).

**B. SECOND READING, SOLICITATION ORDINANCE**

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Lewsley to approve the Solicitation Ordinance with the amendments of adding language requiring a sales tax permit and the sign language size being changed to one (1) inch. The MOTION PASSED by a voice vote (7 yes votes).

**C. SECOND READING, AMENDMENT TO ORDINANCE NO. 129 (FEE ORDINANCE)**

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

**NEW BUSINESS**

**A. FIRST READING, PROPOSED AMENDMENT TO ORDINANCE NO. 57 (OUTSIDE STORAGE)**

It was MOVED by Trustee Lewsley, SUPPORTED by Trustee Burkard to approve moving to Second Reading, Amendment to Ordinance No. 57, Outside Storage. The MOTION PASSED by a voice vote (6 yes votes, 1 no vote-Powell).

**B. PROFESSIONAL FEES FOR APPRAISAL**

It was MOVED by Trustee Burkard, SUPPORTED by Trustee Lewsley to approve Professional Fees for Appraisal of 9078 Highland Road and 310 Town Center Properties. The MOTION PASSED by a voice vote (6 yes votes, 1 no vote-Powell).

**C. DUBLIN SENIOR ADVISORY COUNCIL**

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Burkard to approve three (3) different corrections to the policies and procedures at the Senior Center. The MOTION PASSED by a voice vote (7 yes votes).

**D. WEXFORD MANOR REQUEST FOR EXTENSION**

It was MOVED by Trustee Birkle, SUPPORTED by Trustee Burkard to approve the Wexford Manor Request for Extension with the amendment that the amount of the bond be annually reviewed by the Planning Director on the anniversary of the approval to assure adequacy. The MOTION PASSED with a voice vote (7 yes votes).

Trustee Burkard gave kudos to builder, Barry Stulberg, from the Board. He is one of the best builders this Township has ever had.

**E. REQUEST TO PURCHASE A SOURCE CAPTURE VEHICLE EXHAUST EVACUATION SYSTEM  
(FIRE DEPT.)**

It was **MOVED** by Treasurer Brendel, **SUPPORTED** by Trustee Powell to approve the request for Purchase of a Source Capture Vehicle Exhaust Evacuation System (Fire Dept.). The **MOTION PASSED** with a voice vote (7 yes votes).

**F. WHITE LAKE PRESBYTERIAN CHURCH ORDINANCE NO. 88, RENEWAL OF PERMIT**

Clerk Lilley stated that the permit is almost three months overdue. It is time to get back to the compliance items that the Township needs to complete its file, to be very specific about what is going on and how long it is going to take. Ordinance 88 has a very specific review process and criteria and a plan needs to be submitted to the Board.

Trustee Burkard would like to add this topic as another item to the Special Meeting. She would like to know whether all the millings which were brought in were part of the plans.

Trustee Lewsley noted that there were no recommendations that the permit application go forward by the Building Department. There is an implication that it hasn't been fully reviewed and approved.

Supervisor Baroni questioned Mr. Powers whether within a week he could submit a plan to the Township laying out a time line of when things would be done.

Mr. Jim Powers has already met with most of the Board members. They are ready to build a baseball field. There is going to be a fall planting as well. The church is not an eye sore. As far as the millings, theirs is off the highway whereas many other places you can see piles of them. Some of the millings will be used for the parking area and the remaining for the future ball field. They are slowly chipping away at the two piles of dirt. The scope has never changed. There isn't much construction going on. If somebody wants the dirt, this could be done within 30 days. He doesn't know where the dirt is going to go and how quickly.

Larry Currin, 210 East Beechdale, Commerce Township. The sale of the dirt is what is driving the whole thing. They want to get rid of the piles, seed and mulch it. We've provided a time line before but a lot of it is subject to getting rid of the dirt.

Trustee Powell stated that there needs to be a good faith effort to provide a schedule of operation and intent. But at the same token, the administration should have said this project is not ready to be approved because of this section or this item of the Ordinance.

Ms. Vogel is continually frustrated at the board meetings by the lack of preparation of people for the matters that are being discussed. If there are plans that haven't changed in 10 months, asking him to send new plans for a new meeting to put it back on the agenda is a waste of time.

The Board needs to be more prepared. They are wasting their time and the tax payer's time.

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Lewsley to Table White Lake Presbyterian Church Ordinance No. 88 Renewal of Permit. The **MOTION PASSED** by a voice vote (7 yes votes).

FYI

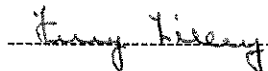
**A. INFORMATION ON STORZ HYDRANT CONVERTER**

**ADJOURNMENT**

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

The meeting was adjourned at 9:40 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 19, 2012 regular board meeting minutes.

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Terry Lilley, Clerk  
White Lake Township  
Oakland County, Michigan