

CHARTER TOWNSHIP OF WHITE LAKE

Approved Minutes of the Budget Review and Regular Board of Trustees Meeting

April 20, 2010

Supervisor Kowall called the Board of Trustees budget review meeting to order at 6:00 p.m. He led the Pledge of Allegiance.

Trustee Powell led the invocation. He asked that we pray for a blessing on the meeting, wisdom for the Board members and Federal and State leaders in government, thankful for the members of our military who are defending our country.

Clerk Lilley called the roll:

Present: Mike Kowall, Supervisor
 Terry Lilley, Clerk
 Mike Powell, Trustee
 Todd Birkle, Trustee
 Carol Burkard, Trustee

Absent: Jay Forrest Brendel, Trustee
 Beverly Spoor, Treasurer

Also Present: Amy Bertin, Recording Secretary

PUBLIC COMMENTS

Trustee Powell stated that he spoke to the Road Commission. They've been doing some work on Cooley Lake Road. The dirt portion is scheduled to be paved from Duck Lake Road to Beacon Hill. It is scheduled for 2013 or possibly sooner.

BUDGET REVIEW

1A. FIRST QUARTER REVIEW

Elaine Homeister reported on the first quarter budget. We don't know of any changes to revenues for this year. Everything looks like it is going to be where we budgeted currently. There are still revenues yet to collect, a lot of those being property taxes.

Trustee Powell had a question about the fund equity and the change in amount. Ms. Homeister stated that it was agreed to borrow from the O4M millage money to use to fund the fire department and that money would be repaid by the general fund. Therefore, it really becomes nothing more but another use of general fund equity.

Supervisor Kowall wanted the public to know there are a couple different funding mechanisms for the fire department. There is the general fund contribution, there are different millages. There is the O4M millage which was for the hiring of new fire personnel and the replacement of equipment and that is a very healthy fund and we are able to move money from that fund to help offset any deficiencies that we're currently suffering from the problems that we have with the state. So it is using fire department money from one pot to help fund the fire department in another pot. So we are not robbing any one fund, it is all fire department money. Just so that there is an understanding.

Clerk Lilley put together a suggestion box for employees and department heads to drop in suggestions for budget cuts. He said over thirty employees have responded. They have been very cooperative and concerned. He strongly suggested that the Board take each one of those and look at it with its own merits before making any decisions.

Cindy Larose. 543 Washington, White Lake. She stated that one of her concerns is about whether the Board was reducing the number of fire and police. One her favorite things about the township are the fire and police and the good job they do. She is just concerned about losing people in both of those professions.

There was general discussion among the Board members about potentially introducing a millage to help support the police and fire departments, getting professional help in analyzing and evaluating funding and expenditures to determine how to run things as efficiently as possible with the funds that are available.

Ms. Homeister stated that in the first quarter of the year, you are supposed to be at approximately 25% of your expenditures to your budget. Currently, most areas are in that range. Everything looks good for this budget as it stands right now. The department heads have been very responsible about watching their budgets.

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Birkle to take a short recess until 7 p.m. The MOTION PASSED by a voice vote (5 yes votes).

(At about 7 p.m. the Regular Board Meeting was called to order.)

PUBLIC COMMENTS

There were no public comments at this time.

MINUTES

A. March 16, 2010

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Burkard to amend a previous motion in the Regular Minutes of March 16, 2010 regarding development agreements to read, "It was MOVED by Trustee Powell, SUPPORTED by Trustee Brendel to have Atty. Need prepare amendments to the previous development agreements for: 1. Randy Hebert 2. Tom St. Dennis/Caribou Creek 3. Simon/Quizno's Property. When completed and agreed upon by the owners of the above properties, these agreements will be brought back to the Board for final consideration." The MOTION PASSED by a voice vote (5 yes votes).

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Burkard to amend a previous motion in the Regular Minutes of March 16, 2010 regarding approval of the St. Patrick's Fair application to read, "It was MOVED by Treasurer Spoor, SUPPORTED by Trustee Birkle to accept the application for the St. Patrick's Fair. The permit fee is waived in consideration of using the church facility as a voting precinct." The MOTION PASSED by a voice vote (5 yes votes).

It was MOVED by Trustee Powell, SUPPORTED by Trustee Birkle to approve the Minutes of March 16, 2010 w/corrections. The MOTION PASSED by a voice vote (5 yes votes).

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Powell to amend the Consent Agenda by adding on the VFW Liquor License Transfer. The MOTION PASSED by a voice vote (5 yes votes).

CONSENT AGENDA

- A. LIST OF BILLS**
- B. REVENUE AND EXPENSES**
- C. DEPARTMENT REPORTS**
 - 1. TREASURER**
 - 2. POLICE**
 - 3. FIRE**
 - 4. BUILDING**
 - 5. VFW LIQUOR LICENSE TRANSFER**
- D. CORRECTION TO APPOINTMENTS TO PARKS AND RECREATION**

It was MOVED by Trustee Birkle, SUPPORTED by Trustee Burkard, to approve the Consent Agenda, A, B, C, 1-5, and D. The MOTION PASSED with a voice vote (5 yes votes).

PRESENTATION

- A. AUDIT REPORT BY PLANTE & MORAN**

Mr. Les Pulver, an audit partner with the auditing firm of Plante & Moran, Kris Ray and Stephanie Trotter presented the audit report for White Lake Township. The Township has

received an unqualified opinion, which is the best opinion that you can get on your audit. It means it is without qualification or without exception. It indicates that the financial statements are complete, that they are accurate and that they are prepared in accordance with the accounting rules.

Charts within the report illustrated how the Township derives the majority of its revenue from the state and property taxes; comparing income trends from years 2007 thru 2011; showing when property values decline substantially, there is a two-year time lag between when that happens and the impact on the Township's revenue; once property values go down, it could take 9 to 10 years to come back to current taxable levels because of Proposal A.

State revenue sharing has declined from \$2.5 million in 2001 to \$1.7 million in 2009. There is a structural deficit created when expenditures go up compared to the loss in revenue income. The majority of general fund expenditures of the Township were by general government, operating transfers and community development. Over 80% of costs for the general fund are wages, payroll taxes, hospitalization insurance and different fringe benefits. The Township has already taken steps in 2009 and 2010 budgets to bring expenditures down, increasing the amount available in the general fund balance.

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Burkard to accept the audit report and the audit recommendations as presented. The MOTION PASSED by a voice vote (5 yes votes).

RESOLUTIONS

A. #10-010 - MENTAL HEALTH MONTH

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Birkle to approve Resolution #10-010 - Mental Health Month. The MOTION PASSED by a voice vote (5 yes votes).

B. #10-011 - FAIR HOUSING

It was MOVED by Trustee Burkard, SUPPORTED by Trustee Birkle to approve Resolution #10-011 - Fair Housing. The MOTION PASSED by a voice vote (5 yes votes).

PLANNING

B. TRINITY HEALTH REHAB AND WELLNESS CENTER

A presentation was given by Dave Raymond, Dave Hunter and Anne Belleau-Mills concerning the Trinity Health Rehab and Wellness Center. Trinity Health is planning to build on Elizabeth Lake Road, near Teggerdine Road, a state of the art rehab and new sanctuary living model. It is

approximately 78,000 sq. ft. It is a 92 bed licensed facility. It is set up as four neighborhoods that are long term care facilities. It is a home model. These neighborhoods are set up in a 10 private bedroom facility where you have your own living room, dining room, patio and opportunity to have private spaces for your family and friends.

The rehab facility is more of a model for a short stay, taking over where the hospitals usually leave off. It is more of a healing environment. The rehab part of that has many components, physical therapy, rehabilitation, gym space, and therapy space for training people on how to integrate back into their home environment. There is a kitchen, dining room, bathroom set up. There is also a therapy pool.

It is a two-story model. There will be a walking path that actually connects to the retail shopping center but it still has a residential feel. There is some modulation of the building so it creates more of a home type setting. All the areas around the neighborhoods are walking trails and a park like setting. The hope is to get the documentation done in July or August and get started so there will be a shell up and a roof on by November and, hopefully, up and running by next Christmas.

A. SUPPLEMENTAL INFO FOR M-59 PATHWAY

Jim Dietrick provided supplemental information regarding the M-59 pathway. The Board has been provided with plans outlining the routing, the alignment, some of the details for construction. Tonight, as part of your packet, is the project budget as we know it today. Part of that budget is not complete, dealing predominantly with the acquisition of easements that will be necessary in order to construct the project. The details of the number of easements are shown on the second page on the report. We updated the contractor's payment or the construction estimate that gets us closer to a more realistic number based on current market values and pricing for the construction industry. The engineer's estimates are continuing to drop; the prices coming in from the contractors are dropping.

We are about 95% done with the project plans. We need to do a quality control, quality assurance review on the quantities, put the bid specs along with it in a bid package, go to the Department of Transportation, acquire a permit from MDOT, and if the easements are matching up with it then we can go out to bid this season. This project we have targeted will take about 45 days to construct and get it into service for you.

Trustee Burkard asked the question whether she would be able to get onto this pathway from Porter Road.

Jim Dietrick stated there is a gap at Porter Road. Because of the location of the buildings and proximate parking you would have to seriously damage the parcel in order to get enough

easement which could mean even buying up the parcel in its entirety. Knowing that limitation existed, we left a gap in the system.

Clerk Lilley stated that, to him, this is a highway that goes nowhere. There is no direct connection route between one place and another. 10 feet wide is ridiculous. Driving down M-59, there is not one sidewalk, not one walkway or pedestrian area that is clean, kept up, maintained. To me, this is a waste of money. And the requirements that are set forth to require 10 foot wide sidewalks are ridiculous and he is not going to support this project.

FYI - SIGNAGE SUB COMMITTEE

Mr. O'Neil stated on Thursday the Planning Commission spoke about some draft amendments that they are working on relating to temporary signage. It was decided that it made good sense to try to form a sub committee of three planning commissioners and three Board members in order to further this process along. If anyone is interested in serving on that sub committee or if the Township Board has to take any action to formally form their portion of the sub committee, I would just respectfully request that you consider doing so tonight in order to allow us to set up some meetings.

C. PROPOSED FIRST AMENDMENT TO CONSENT JUDGMENT

Trustee Powell suggested some changes to the consent judgment. The first on page 2, item 4, change it from retention basin to catch basin trapped sumps. Also, page 4, item 6B, the owner has a bulldozer and front end loader tractor besides the three boats. They can remain on the site to be used on site, to be parked behind the building on the gravel portion of the lot, between the paved parking and the AG designation. 7A2 put in wording "vehicles required to have engines running between the hours of nine p.m. and six p.m. must be parked on the east side of the site."

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Burkard to approve the consent judgment with the changes as requested and the monies held in trust to be returned to Mr. Hebert. The MOTION PASSED by a voice vote (5 yes votes).

NEW BUSINESS

J. PROPOSED LANGUAGE FOR LIBRARY MILLAGE

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Burkard to support the Proposed Language for the Library Millage. The MOTION PASSED by a voice vote (5 yes votes).

OLD BUSINESS

A. SECOND READING, AMENDMENT TO ORDINANCE 22 - WATER SUPPLY SYSTEM

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Powell to Table the Amendment to Ordinance 22 - Water Supply System. The MOTION PASSED by a voice vote (5 yes votes).

NEW BUSINESS

A. MAFF/MEDIATOR'S RECOMMENDED SETTLEMENT

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Burkard to approve the Firefighter's contract with the budget amendments, that contributions from the general fund will be \$47,850, and \$35,630 will be taken from the operating O4M Reserve. The MOTION PASSED by a voice vote (5 yes votes).

B. DUBLIN SENIOR CENTER APPROVAL OF APPOINTMENTS AND NEW MISSION STATEMENT

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Birkle to approve the April 5, 2010 Memo from Ms. Gordinear to approve the appointment of the Senior Advisory Council Members, the officers for Chairman and Secretary and the New Mission Statement as proposed. The MOTION PASSED by a voice vote (5 yes votes).

FYI - DUBLIN COMMUNITY SENIOR CENTER/FEDERAL TRANSPORTATION AUTHORITY/SMART

Ms. Kathy Gordinear reported that SMART contacted us and we were told that White Lake needs to start a new drug and alcohol compliance for our shuttle drivers. We were told that SMART gets audited every two years and they've been out of compliance. Now they are being made to enforce this on us. I have done some research. It looks like it would be in our best interest as a township to have a third party administrator. Either Sharon or I could go through training and run this program ourselves. MDOT has a consortium that we could be pooled in with which would mean we might get three drivers a year pulled for either alcohol, drug or alcohol and drug so it would be a lot cheaper. It could be \$75 per test. I'm still investigating and reading. This is just an FYI.

C. FIRST READING, AMENDMENT TO ORDINANCE 122, FIRE PREVENTION AND PROTECTION

Supervisor Kowall stated that Item C will be removed from the agenda tonight.

D. REQUEST TO COLLECT REFUSE AT CONDOMINIUM SITES

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Birkle to Table the Request to Collect Refuse at Condominiums and make this part of this years request for proposals for garbage collection. The MOTION PASSED by a voice vote (5 yes votes).

E. APPROVAL OF PROFESSIONAL FEES FOR APPRAISER

It was MOVED by Trustee Birkle, SUPPORTED by Trustee Powell to approve the Professional Fees for the Appraiser in preparation for tax tribunal cases for Lowes, Walts Poin and Kroger. The MOTION PASSED by a voice vote (5 yes votes).

**F. APPROVAL OF CHANGE ORDER #1 FOR M-59 MIDEAST/SANITARY,
CONTRACT 8**

It was MOVED by Trustee Powell, SUPPORTED by Trustee Birkle to approve the Change Order #1 for M-59 Mideast/Sanitary, Contract 8, \$31,452 to the contract as presented. The MOTION PASSED by a voice vote (5 yes votes).

G. BUDGET AMENDMENTS

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Birkle to approve the attached Budget Amendments which will have no effect on the present budget or fund equity. The MOTION PASSED by a voice vote (5 yes votes).

**I. PARKS AND REC RECOMMENDATION, MOVIE IN THE PARK FINAL
CONTRACT COSTS**

It was MOVED by Trustee Birkle, SUPPORTED by Trustee Burkard, to approve the Parks and Recreation Recommendation, Movie in the Park Final Contract Costs. The MOTION PASSED by a voice vote (5 yes votes).

K. WATER CONNECTION AGREEMENTS

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Birkle to approve the Water Connection Agreement with V&M Corporation. The MOTION PASSED by a voice vote (5 yes votes).

It was MOVED by Clerk Lilley, SUPPORTED by Trustee Burkard to approve the Water Connection Agreement for Four Seasons Land Development. The MOTION PASSED by a voice vote (5 yes votes).

FYI

B. PAINTING OF COMMUNITY HALL

It was **MOVED** by Trustee Burkard to Table the Painting of the Community Hall until we see if one of the local businesses would be willing to donate the paint. **NO SUPPORT.** The **MOTION** did not pass.

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Powell to inform the contractor that the project is postponed due to insufficient funds in the budget. The **MOTION PASSED** by a voice vote (3 yes, 2 no votes).

C. CORRESPONDENCE FROM OAKLAND COUNTY

Clerk Lilley stated that a request from Oakland County was received advising us that there is a program that the county has that if we sell bonds, that will allow the bond purchaser to be reimbursed for some of the interest expenses on the bonds. I talked to the gentleman at the county and asked if we don't have any projects, we don't have any money to pay for projects and we don't have any loans, what good this would do us. If we don't have projects right now that qualify for this program, it won't do us any good. I just wanted to make the Board members aware of the fact that the county did notify us, there is a program available to those that want to borrow monies and there is some reimbursement on the interest payments.

D. EMAILING OF ELECTION INFORMATION

Clerk Lilley asked Ashley Amburgy to make a recommendation for the Board's consideration on emailing election information. She gave you a copy of what some of the other communities charge for emailing to prospective candidates election information. She seemed to think we could provide the needed information via emails really at no cost to us and no strenuous work on staff. I believe her recommendation is that we not charge for any of those emailing costs right now. If you have other recommendations or feel that we should charge then those communities that have those fees are set on the comparisons.

E. HEALTH CARE RENEWAL/EXECUTIVE SUMMARY (REVIEW FOR FUTURE MEETING)

Clerk Lilley stated that if we did nothing for 2010 then our increased costs for health insurance will be \$123,000. The 2010 Health Plan executive summary will give you some options that the Board needs to consider in the future. We are going to try to set up a meeting with the Board to go through each one of those scenarios so the Board can be better informed of what those options may be.

F. WHITE LAKE TOWNSHIP WATER SYSTEM EVALUATION

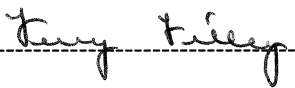
Supervisor Kowall stated that the evaluation came from the DEQ and we scored satisfactory so we are in good shape.

ADJOURNMENT

**It was MOVED by Trustee Birkle, SUPPORTED by Trustee Burkard to adjourn the meeting.
The MOTION PASSED by a voice vote (5 yes votes).**

The meeting was adjourned at 9:50 p.m.

I, Terry Lilley, the duly elected and qualified Clerk of the Charter Township of White Lake,
County of Oakland, State of Michigan, herby certify that the foregoing is a true copy of the April
20, 2010 budget review and regular board meeting minutes.

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Terry Lilley, Clerk
White Lake Township
Oakland County, Michigan