

**CHARTER TOWNSHIP OF WHITE LAKE**

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

**January 15, 2019**

Supervisor Kowall called the meeting to order at 7:00 p.m. Cub Scout Pack 42 presented the color guard and led the Pledge of Allegiance.

Clerk Lilley called the roll:

Present:       Rik Kowall, Supervisor  
                  Terry Lilley, Clerk  
                  Mike Roman, Treasurer  
                  Michael Powell, Trustee  
                  Andrea C. Voorheis, Trustee  
                  Liz Fessler Smith, Trustee  
                  Scott Ruggles, Trustee

Also Present:   Lisa Hamameh, Attorney  
                  Aaron Potter, DPS Director  
                  Jennifer Edens, Recording Secretary

Clerk Lilley acknowledged that all of the Board member have in front of them a new list of bills dated January 15, 2019. He further stated that Treasurer Roman requested that the Treasurer Report be removed from the meeting as the bank statements are not in.

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

**PUBLIC COMMENT**

None

**CONSENT AGENDA**

- A. LIST OF BILLS**
- B. REVENUE AND EXPENSE**
- C. CHECK DISBURSEMENT**
- D. DEPARTMENT REPORTS**
  - 1. POLICE**
  - 2. FIRE**
  - 3. COMMUNITY DEVELOPMENT**

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

## **MINUTES**

### **A. APPROVAL OF MINUTES-REGULAR BOARD MEETING, DECEMBER 18, 2018**

**It was MOVED by Supervisor Kowall, SUPPORTED by Trustee Powell to approve the Minutes dated December 18, 2018, as amended. The MOTION PASSED by voice vote (7 yes votes).**

## **PRESENTATION**

### **A. LIFESAVING AWARDS – HOUSE FIRE**

Chief Gurka acknowledged and honored a team of firefighters and citizens who were instrumental in saving a life in a house fire. He welcomed the members of shift three to the front. On December 10, 2018, White Lake Township Fire Department was dispatched to a report of a smoke alarm going off in a residence and an odor of smoke outside. Sgt. Kirk Thompson and Firefighter Andrew Morelli responded and entered the dwelling. They quickly learned that there was a fire upstairs in one of the bedrooms. Firefighter Morelli located and single handedly removed a female victim from the upstairs to a safe location where she was treated onsite for her injuries by Sgt. Thompson, Firefighter Bearden and Sgt. Fisher. Without their efforts she would have perished.

Chief Gurka introduced and commended Sergeant Kirk Thompson, Firefighter Andrew Morelli, POC Firefighter Jacob Beardon, Captain Ted Lilley and Sergeant Rick Fisher.

Chief Gurka stated that this group doesn't get a lot of accolades, but deserves to. They are very efficient and very effective.

All five members were presented with the Meritorious Unit Citation along with Ribbons to wear on their dress uniforms.

Firefighter Morelli was presented with the Distinguished Service Cross for his efforts.

Chief Gurka recognized Sandra and Peter Morelli with the Citizen Lifesaving Award for their early detection and reporting of a house fire.

In conclusion, the Fire Marshall determined that the fire originated in the area of a cardboard box on the second floor by a carelessly discarded cigarette. The fire was determined to be accidental.

He reminded of smoking safety: 1) smoke outside; 2) keep your cigarettes, lighters, and matches out of the reach of children; 3) use deep, sturdy ashtrays; and 4) don't smoke if you're on medical oxygen. Fire Marshall Holland thanked his team and crew.

## **PUBLIC HEARING**

### **A. PUBLIC HEARING FOR GLSLC, LLC ACQUISITION OF INDEPENDENCE VILLAGE**

Clerk Lilley received a phone call from Paul Wyzgoski who has since the early 90's handled most of the bond issues for the Township. To be clear, he is not here representing the Township, his firm is handling the issue of the bonds. He brings a great amount of credibility and respect.

Paul Wyzgoski, a member of Dickinson Wright. He has had the privilege and pleasure of serving as bond counsel to the Township for at least 30 years. However, he is not in that capacity today, nor is Dickinson Wright.

Eric McLaughlin thanked the Board for having him. He is a member of Dickinson Wright and he represents Great Lakes Senior Living Communities (GLSLC). GLSLC is pursuing acquisition of several facilities in Michigan and Ohio. White Lake's facility provides independent living services to residents in 185 units. GLSLC will acquire these as a 501c3 non-profit. They plan to finance the acquisition through tax-exempt private activity bonds, which will be issued by the Arizona Industrial Authority. This Authority has multi-state issuing jurisdiction under the laws of Arizona.

The plan is to issue up to \$400 million in bonds through that Authority and elocute \$65 million of those proceeds to the acquisition of the facility in White Lake. There will be no new construction, just a transfer of ownership and no intended change of care for the residents. In order for the bonds to be issued and the financing completed, certain requirements must be met including this public hearing. First, the bonds must be approved by the Arizona Industrial Authority, which happened on 12/19/18. The issue of bonds must also be approved by this Board as the legislative body of the host jurisdiction. This body can approve the issuance of the bonds after public hearing following reasonable public notice, which was published on 12/27/18 in the Spinal Column. This requirement has been met.

The approval of the issuance of these bonds would allow this acquisition to proceed on a tax-exempt basis. It does not pledge full faith and credit to the Township, security to the Township, nor does not hit the debt limit, it is merely an approval to allow GLSLC to tap into this federal subsidy. He furthered that the approval doesn't constitute a finding of the Township that GLSLC or the Industrial Development Authority is in compliance or non-compliance of any laws.

After the purchase, the current management company will remain on after the acquisition.

Clerk Lilley asked him to address the letter he provided to the Township regarding taxes.

Erick McLaughlin stated that Provident Resource Group is a non-profit corporation and is the single member controlling GLSLC. They are a non-profit 501c3 organization and have provided a letter stating that the borrower will not seek an exemption of property taxes under the Property Tax Act.

He advised that Andrew Kilroy from the management company is present.

**It was MOVED by Clerk Lilley, SUPPORTED by Trustee Roman to open the Public Hearing for GLSLC, LLC Acquisition of Independence Village. The MOTION PASSED by voice vote (7 yes votes).**

Peter Piccinato, 8771 Townsend Drive. Asked who this company is? He could not find any information on the internet. He looked nationally and could find nothing.

Denise Stefanik, 11102 Windhurst. Asked if there will be some sort of rent brakes for lower income individuals. She referenced that Milford American House has to have 1/3 of the rooms set aside for lower income.

**It was MOVED by Trustee Powell, SUPPORTED by Trustee Fessler Smith to close Public Comment for GLSLC, LLC Acquisition of Independence Village. The MOTION PASSED by voice vote (7 yes votes).**

Andrew Kilbride partner at the holding company. They are the whole owner of Cedar Village Management, which is the manager for Independence Village. They have been the manager since 2000. The current owner of the property is Well Tower Incorporated, which is a publicly traded real estate investment trust. This transaction transfers ownership from Well Tower to GLSLC, which is owned by Provident Resource Group.

To answer the first question, he suggests you take a look at Provident Resource Group. They are a nationally recognized 501c3 who owns other senior living communities. They worked with Well Tower to try and screen potential buyers to make sure that they remained the manager as to not disrupt their employees and to make sure they kept their employees. They will remain in place for the life of these bonds which is 35 years.

With regards to the second question regarding low income, there is a requirement that residents meet income levels and that there are units available to lower income residents. Today, they meet that requirement and there wouldn't be any change.

## RESOLUTIONS

### A. RESOLUTION #19-001, TO APPROVE ISSUANCE OF BONDS TO FINANCE GLSLC, LLC ACQUISTIION OF INDEPENDENCE VILLAGE

It was MOVED by Clerk Lilly, SUPPORTED by Trustee Powell, to approve the Resolution 2019-001 solely for the purpose of section 147F of the Internal Revenue Code of 1986 the issuance by the Arizona Industrial Development Authority of not to exceed \$400 million senior living tax-free revenue bond for Great Lakes Senior Living Communities, LLC., of which not more than \$65 million of the proceeds of the bonds are expected to be allocated to the Independence Village of White Lake Project and including the recommended change from the township attorney. The MOTION PASSED by voice vote (7 yes votes).

**B. RESOLUTION #19-002, ADJOURNING PUBLIC HEARING FOR SETTLER'S POINTE SPECIAL ASSESSMENT DISTRICT**

Sean O'Neil indicated that Settlers Pointe will be coming in on Thursday with the Resolution, authorizing one of their board members to sign the Agreement that was proposed on 12/18/18. On that date, the Board adopted the resolution establishing a SAD. Today's date was set for the public hearing as they intended on having bids back to discuss. They do not have the bids and he is asking to have this matter adjourned. He would like it adjourned until the bids are received and reviewed.

Attorney Hamameh indicated that they must select a date at this time that it cannot be open ended.

Mr. O'Neil confirmed that he would like it adjourned to the March 12, 2019 board meeting.

**It was MOVED by Supervisor Kowall, SUPPORTED by Trustee Ruggles for Resolution #19-002, Adjourning Public Hearing for Settler's Pointe Special Assessment District until March 12, 2019. The MOTION PASSED by voice vote (7 yes votes).**

**OLD BUSINESS**

**A. REQUEST TO GO OUT TO BID FOR FIRE DEPARTMENT RESCUE AIRBOAT**

Chief Gurka recalled that he gave a presentation last year on the need for a year-round rescue craft to get on water/thin ice. They concluded that the best alternative would be an airboat. They visited with the coast guard and shared additional information with the Board. He indicated the cost is approximately \$85,000.00. He advised that they did not get a \$6,800 grant which they applied for, but he would like to resubmit for it. He understands that the Board included the rescue boat in his budget, but he is aware he would come to the Board and ask to go out to bids. He hopes that the intent is to go through with this project. He would like to discuss it if the Board is apprehensive. It is his intent that if he goes out for bids and selects a bidder that the Board would want to go forward and support construction and delivery.

Clerk Lilley read into the record his opposition to purchase an airboat. See attachment.

For these reasons he requests this issue be tabled for future discussion and input. He believes his 18.5 years as an on-call firefighter and his township experience should carry some weight to ask this Board to better serve its residents by studying this matter further.

Treasurer Roman respectfully believes that the logistics that come with the operation of an airboat will present a lot of challenges for the Township and firefighters. This coupled with the limited use the boat would be needed would be a bad investment for White Lake.

Logistically, when a call comes in for a winter rescue the department would have to retrieve the boat since none of the stations have room to store it; that takes time. Then you have to hook the trailer up to

a utility vehicle not already in use. Followed by locating an unlocked boat launch for launching of the boat off and back on the trailer. This will require manpower and, in his opinion, provide unnecessary risk of injury to our firefighters. He believes all of this would take too much time.

Additionally, you would have training and maintenance for this type of equipment and our firefighters have been trained in ice rescue without the use of an airboat. He has spoken to several on-call and fulltime firefighters and everyone he spoke to thought an airboat was unnecessary for the same reasons.

He reminded that we have always served the residence without an airboat. He might feel differently if the Township was located on a major body of water, but it is not. Respectfully he does not support it.

Trustee Voorheis has spoken with residence and they question what kind of history they have to justify the need.

Chief Gurka indicated that there were five incidences last year. His position as Chief is that he took a hard look at the Township's vulnerability, including Station III. He doesn't have anything to meet the risk out on the islands. He is thinking of the safety of his personnel and the victims, having nothing to deliver service those individuals. He recognizes that it is a rare occurrence, but not having anything puts him in the position to bring this to the Board. He knows that \$85,000 is a lot of money, but it would be a solution to handle a crisis year-round.

Clerk Lilley indicated he has a lot of respect for the Chief, but he thinks that we have been making excuses for five years to all the residence on the other side of the Township. He reminded of his opposition and the fact that they need to prioritize. He would be in favor of support from other area municipalities. He is not opposing the Chief coming back later.

Trustee Powell stated that if we needed a ladder truck it would be a great piece of equipment to have as well, but how often would we use it. He agrees with Clerk Lilley regarding Station III, but he hesitates to micromanage the Fire Department. He has spoken with other departments and other than Oakland County, nobody has one. He was impressed with the Chief's answers to their questions. As for training, Chief indicated that the boat comes with training in its purchase. He reminds of a time when the police department bought new weapons, then needed training for the new weapons. He is not in a position to say no, but would appreciate departments concurring with you. He is in favor of tabling it.

Chief Gurka addressed that bringing in 3 additional staff members at \$100,000 each for four years, which is the millage time duration, and he doesn't have that in his budget. He would love to get Station III staffed every day, but unfortunately, he's not able to do so for the duration of the millage time and have a balanced budget.

He looks at this as two separate issues. First are the Station III staffing issues and second is the issue of trying to perform water/ice rescues. He has been working on the staffing issue, but recognizes that he has no good way to service the public in need should they be on an island.

Trustee Powell asked if the Chief could get some kind of commitment from our neighbors (i.e. Commerce, Waterford, Highland, etc....).

Chief Gurka state that nobody has really stepped forward to agree to chip in funds for this. Commerce Township made a gentlemen's agreement to to share in use of mutual aid with a boat that they recently purchased and the airboat. They have a boat and small raft that they could exchange use of. Chief Gurka wants to be a leader in the area because nobody in the area has an airboat. He referenced a recent drowning in White Lake.

Supervisor Kowall thanked Chief Gurka for his information.

Bob Lessa, 350 Farnsworth. He believes there is already an answer to the question of rescue. He believes a helicopter, which we have access to is the answer. He further believes that perhaps the homeowner on the island should be asked to put in a helipad. He noted that the Pontiac/Oakland Airport is only 1,000 feet away from Pontiac Lake and all you have to do is dial 911 to get someone out of the water

Anthony Noble, 3423 Quarry Creek. He is in the public safety field and he doesn't see a need for the airboat. He believes the money could be spent elsewhere. He thinks that sharing the cost with neighboring communities would be an excellent idea.

Trustee Ruggles He has a hard time disagreeing with Chief Gurka, but he also agrees with Clerk Lilley regarding Station III. He is not sure that these are mutually exclusive. He believes that Station III is a bigger issue that will require more money. He is not comfortable saying yes at this time. He concurs with Trustee Powell to postpone it at this time.

Trustee Fessler Smith thanked Chief Gurka for his time and effort. White Lake prides itself on being the four-season playground and we need to be sure that we are four-season safety as well. She believes the best solution is to table this rather than give a hard no.

Supervisor Kowall stated that there have been conversations going back and forth and questions and concerns regarding the airboat. He recognizes that we have a lot of shoreline in our community, but that we may need to reach out to neighboring communities and have a serious sit-down talk to see if we can get some commitment. He doesn't think it is a bad idea.

**It was MOVED by Supervisor Kowall, SUPPORTED by Clerk Lilley to postpone the request to go out to bid for Fire Department rescue airboat. The MOTION PASSED by voice vote (7 yes votes).**

**B. SECOND READING, AMENDMENT TO CHAPTER 36, ARTICLE II OF THE CODE OF ORDINANCES – TRAFFIC CODE**

**It was MOVED by Clerk Lilley, SUPPORTED by Trustee Voorheis, to approve an amendment to Chapter 36 Article II of the Code of Ordinances – Traffic Code for the purpose of enforcement and imposition**

**of penalties to the operation, parking and speed of mother vehicles within Ivy Glen Park Subdivision. The MOTION PASSED by voice vote (7 yes votes).**

**C. SECOND READING, AMENDMENT TO CHAPTER 24, SEC 24-5 (PARAGRAPH a 15) CODE OF ORDINANCES – MESSAGE**

Attorney Hamameh requested a change in Section 24-5, where it says referred to in the message ordinance is deleted and amended as follows, it should be: is deleted and amended to read as follows.

She suggested that the motion be to approve the Resolution as amended.

**It was MOVED by Clerk Lilley, SUPPORTED by Trustee Powell, to approve the Message Ordinance Chapter 24 Sec 24-5, (Paragraph a 15) of the Township of White Lake Ordinances referred to as the Message Ordinance to read as follows: One passport size photograph must be provided by applicant for the permit. The MOTION PASSED by voice vote (7 yes votes).**

**D. SECOND READING, POPE REZONING**

Sean O'Neil, Planning Director. He reminded that this was before Board on December 18, 2018, after it was before the Planning Commission on December 7, 2018. It is a request to rezone property described as 12-21-276-020 (7755 Highland Road) from suburban farm (SB) to local business (LB). Mr. Pope wishes to combine this parcel with the adjacent parcel (Auto Zone). (Map referenced on screen)

The parcel is 1.27 acres in size, similar to the Auto Zone property. It is supported by the Master Plan and the Planning Commission recommended on December 7<sup>th</sup> that the Township Board take action to rezone this property from SB to LB.

**It was MOVED by Clerk Lilley, SUPPORTED by Trustee Ruggles, to approve Pope Rezoning for file #18-026, Parcel #12-21-276-020 also known as 7755 Highland Road from suburban farm to local business. The MOTION PASSED by voice vote (7 yes votes).**

Mr. Lilley suggested that the elevation of this site be raised to assist the drain in front of Auto Zone.

**E. MEDC GRANT AGREEMENT FOR CONTAMINATION CLEAN UP**

Attorney Hamameh sent an attorney client privilege to the Board members regarding the MEDC grant as well as comments regarding the agreement between the developer and the Township. The last meeting discussed insurance requirements. She understands that Supervisor Kowall and Clerk Lilley have had conversations with the insurance provider and sought clarification. She notes that Craig Mansour has provided specific insurance language that should be incorporated in the agreement between the Township and the owner of the property. He further indicated that the Township should consult regarding the agreement with the MEDC.

Attorney Hamameh reiterated that she wrote her attorney client privilege communication and the Board has communicated with Craig Mansour and she is just relaying what she understood to be the agreement.

Supervisor Kowall stated that he, Treasurer Roman, and Clerk Lilley have looked at this regarding what the Township exposure is. He opined that so much of the MEDC grant has repetitive language in almost every grant they put out there and these are guidelines for state operating funds. He indicated that as long as we operate within those guidelines and meet the necessary requirements, there shouldn't be any issues. Upon execution he would like to have the authority.

Clerk Lilley was originally very concerned with the agreement of the Township and any problems that may have been raised, but as Mr. Mansour indicated this isn't a project that will go on for a long time. He assumes that this project has already spent the \$250,000. He doesn't believe this project is going to last that long for the need for insurance. He is more comfortable at this point to approve it.

**It was MOVED by Clerk Lilley, SUPPORTED by Trustee Voorheis, to approve MEDC Grant Agreement in the amount of \$250,000 between White Lake Township and MEDC to benefit Four Corners Project at Corner of Union Lake and Cooley Lake Road and authorize the Supervisor to sign it. The MOTION PASSED by voice vote (7 yes votes).**

Supervisor Kowall indicated that at this time the Township Board has taken the point to pursue its fiduciary relationship with MEDC on behalf of Four Corners and potential reimbursement of qualified items that were necessary and he understands that they will be provided with all necessary documents.

Randy Martinuzzi indicated that they will take responsibility, full waivers and full sworn statements. He furthered regarding the insurance that when all the work was done under the permits, they were required to provide insurance and the Township as well as J&A were listed as additional insured on all those policies. He believes if there was an insurance requirement, it had been met. They have exceeded the \$250,000.00 and will submit for the entire amount when everything is done.

Supervisor Kowall asked that he provide documentation of insurance coverage at the time.

Mr. Martinuzzi stated that the agreement was drafted by Township counsel and other than them taking on additional responsibilities it mirrors that agreement. He questioned if counsel was aware of any substantive changes to which she replied she was not. Mr. Martinuzzi believes that they have already signed the agreement in show of good faith. Supervisor Kowall indicated that he does not have a copy of that.

Mr. Martinuzzi requested a copy of the agreement without the draft stamp be provided and they will re-sign it.

Supervisor Kowall referenced concerns by Board members and confirmed with Mr. Martinuzzi that if there are issues the Board can hold a PA210 and has authority to revoke. Mr. Martinuzzi confirmed that he understands the PA210 ramifications.

Clerk Lilley questioned the breakdown of the costs of the \$250,000. He asked Mr. Martinuzzi if he agreed with the costs distribution that the State has offered.

Mr. Martinuzzi indicated that they asked for over \$1 million. They have had some big issues they were faced with (i.e. couldn't perk, vapor barriers, and soil remediation). He believes is there \$14,000 left. He indicated the footings for the apartments are coming out of the ground and this time next year we will be using the apartments.

Clerk Lilley clarified that Mr. Martinuzzi agrees with the cost of \$129,000 for special chemical resisting gases, \$100,000 for night barrier and Township Administrative cost of \$20,000.

Mr. Martinuzzi agreed and stated that they have already been passed through to the Township.

Supervisor Kowall declared that these fees are not in relationship to this grant. That is strictly a fee. When a grant goes through the Township, it is handled almost like a SAD. He believes that because this is not going to be an ongoing project, The Board may consider reducing it.

Mr. Martinuzzi trusts that the Board will do what is right. If it is \$20,000 that they deserve to be reimbursed, then that's what it is. If it doesn't run near that and you can get part of that as recovery of what we spent, he would appreciate it.

Aaron Potter commented that they are completing the pressure test on the watermain on the North side of the building, which should be done by the end of the week and then the final signing will be made. The only outstanding item he is aware of in relationship to this is the Bentonite barriers are not completed.

Supervisor Kowall indicated they would need evidence of the final night barriers and the northern watermain being completed. This is subject to Township approval to make sure everything is done in accordance with the site plan. We will do a re-cap and go through the process.

Mr. Potter just wanted to clarify because the conversation has been that items have been completed.

Mr. Martinuzzi confirmed that they are not asking them to do anything they aren't already doing. He has a job meeting tomorrow and will confirm Mr. Potter's review.

Treasurer Roman has one issue with the agreement between the Township and Four Corners and wants it on record hearing from Mr. Martinuzzi that he understands that if for any reason the MEDC wants that grant money back once it has been given to you, that you will reimburse the Township on demand and with no questions.

Mr. Martinuzzi confirmed that he understands.

Trustee Powell stated that by signing, the Board is certifying that all the work has been done and appropriately performed. He thinks the Township is getting a first-rate development and that an environmental issue has been addressed and taken care of. To which Supervisor Kowall agreed.

**It was MOVED by Clerk Lilley, SUPPORTED by Trustee Voorheis, to approve the Agreement regarding payment of funds between White Lake Township and owners of Four Corner Development Project and authorize Township Supervisor to sign. The MOTION PASSED by voice vote (7 yes votes).**

## **NEW BUSINESS**

### **A. POLICE FLEET & BODY CAMERA PURCHASE PROPOSAL**

Police Chief Daniel Keller introduced Chaplin Chris Todd to the Board. He stated that he couldn't ask for a better Chaplin and that he appreciates him.

Supervisor Kowall thanked him for his service.

Chief Keller deferred to Sgt. Matthew Ivory for the presentation.

Sgt. Ivory indicated they have narrowed down to two companies to get bids from, Axon and WatchGuard. They recommend proceeding with Axon for the technical assurance plan outline. They will get a five-year program which will include outfitting nine police vehicles with front and rear cameras and outfitting 24 body cams. At year 2.5, Axon will provide all new equipment and again at year 5. In actuality, they would be purchasing 27 police systems and 72 body cameras for the price of 9 police systems and 24 body cameras. He noted that with the amount of storage, they will not have to worry about server issues. He indicated that if they can't present in court then that is manpower wasted. Twenty-five major cities are using cameras and of that, twenty of them are using Axon.

Supervisor Kowall stated it is interesting that the equipment will be upgraded at the 2.5 mark and again at 5-year mark. He believes it puts the Township in a position to have the best equipment they have. He is comfortable going in this direction. He notes it is a lot of money, but it protects our officers against suit and he referenced behavioral statistics that show when cameras are present people behave better.

Sgt. Ivory detailed that what they have now with their in-car systems only shows what happens in front of their cars and unfortunately over half of what they do doesn't happen in front of their cars. He believes the knowledge of knowing the cameras are there will lessen complaints/allegations against officers.

Supervisor Kowall asked how this would be paid for. To which, Sgt. Ivory indicated it would be paid for with drug forfeiture money.

**It was MOVED by Clerk Lilley, SUPPORTED by Trustee Powell, to approve five-year contract with Axon not exceed \$165,000.00 for fleet quote of \$93,055.50 and body cameras in amount of \$71,479.50 including enrollment of Taser Insurance Program and authorize the Supervisor to sign. The MOTION PASSED by voice vote (7 yes votes).**

#### **B. TENTATIVE AGREEMENT – MICHIGAN ASSOCIATION OF POLICE**

**It was MOVED by Supervisor Kowall, SUPPORTED by Treasurer Roman, to ratify the tentative agreement with the Michigan Association of Police and White Lake Township. The MOTION PASSED by voice vote (7 yes votes).**

#### **C. VERIZON CELL TOWER (PRELIMINARY SITE PLAN APPROVAL)**

Sean O'Neil stated this is the Verizon cell tower request located at 1240 Bogie Lake Road, parcel number 12-29-476-004. This property is approximately 12 acres in size. The Planning Commission held a public hearing on January 3, 2019 to consider this request. On December 6, 2018 the applicant requested it be tabled for one month to get additional information. On January 3, 2019 the public hearing was held and surprisingly only one person showed up to speak.

The Planning Commission recommended to approve the special land use and recommended preliminary site plan approval and final site plan approval to be dealt with all at once. At this point, the proposal is before you for the Board's preliminary approval which would effectively approve the project.

A change from the first time the Board saw the project to now is that they had to relocate tower. It is a 400ft wide parcel and the tower is 199ft tall they moved it to meet requirements, added trees to surround the mechanics and building on the ground.

Supervisor Kowall indicated that cellphone towers are necessary as landlines are becoming obsolete.

Robert Labell, Verizon Wireless Attorney. As of December 2017, the cellphone became more prevalent than a landline and 93% of 911 calls come from a cellphone.

Mr. Potter noted that if the cellphone tower is 200ft it would require FAA approval which they received prior to moving it. They will have to amend that and also that it will not have lights on the top of the tower. There will be preventative maintenance on the ground.

**It was MOVED by Trustee Powell, SUPPORTED by Treasurer Roman, to approve the preliminary site plan for the Verizon Cell Tower located on the property 12-29-476-004 otherwise known as 1240 Bogie Lake Road as recommended for approval by the Planning Commission subject to the staff verifying that it is close to the property line between the two homes to the north and subject to our consultant and staffs review comment. The MOTION PASSED by voice vote (7 yes votes).**

#### **D. FIREWORKS PERMIT – WHITE LAKE CITIZENS LEAGUE**

Clerk Lilley noted that this is White Lake Citizens League's request for permit for fireworks on February 2, 2019. The additionally they request rain dates of February 9 and 16, 2019.

Treasurer Roman questioned if there was a back-up location if the ice is too thin.

Fire Marshall Holland indicated that the permit is location specific. His position is that the ice is never safe, but he doesn't make the call for them. He noted that it also requires a DEQ permit.

**It was MOVED by Clerk Lilley, SUPPORTED by Trustee Voorhies, to approve fireworks permit with rain dates of February 9, 2019 or February 16, 2019. The MOTION PASSED by voice vote (7 yes votes).**

#### **E. RENTAL PROPERTY ORDINANCE AND FEE SCHEDULE DSICUSSION**

Fire Marshall Holland introduced a draft rental property ordinance for discussion.

#### **TRUSTEE COMMENTS**

Trustee Voorhies

She thanked her sister Leslie and her nieces and nephews for their help with Meals-on-Wheels in December. She congratulated Larry Sheldon of the White Lake Police Department who will retire on January 22, 2019 after 30 years of service.

Trustee Ruggles

The Planning Commission held a meeting on January 3<sup>rd</sup> to discuss the cellphone tower. The meeting on the 17<sup>th</sup> has been cancelled. He also noted that Indian Springs will be closed on the 23<sup>rd</sup> and 30<sup>th</sup> for thinning of the deer heard (he is not in favor of it). He too congratulated Larry on his retirement.

Treasurer Roman

He thanked his staff for processing 466 passport applications which resulted in \$16,000 in revenue. It took a lot of work. He also noted that dog tags are due and are available at the counter. He reminded that June 1 is the deadline and last year the penalty was \$30.00. Any dog over 4months old requires a dog tag. Additionally, he noted that the Winter property tax bills went out December 1<sup>st</sup> and are payable through February 14. He reminded that February 28 is the last day you can pay taxes at the Township and that on March 1<sup>st</sup> they are considered delinquent and must be paid at Oakland County.

Trustee Fessler Smith

The next Library Board meeting is January 23, 2019 at 6:45 p.m. She will be joining in on a walk through and looks forward to sharing the progress. She wanted to remind that it is National Human Trafficking Month. She participated in a soap labeling project for metro Detroit hotels for potential victims that may be trafficked here for the auto show. She also attended the Healthy and Productive Michigan seminar to stay up-to-date on what will happen now with the legalization of marijuana. She noted that

currently 100 municipalities have opted out, including White Lake. She is looking forward to a successful and productive year here with her colleges and wishes a healthy and happy new year.

Clerk Lilley

Reminded Trustee Fessler Smith asked about the Governance Academy of MTA. She has asked to take several courses and he in turn asked her to share the costs of the same with the Board. He supports employees attending and if there is not enough money in the budget, they'll have to do an amendment. Trustee Fessler Smith interjected that she is applying for a scholarship.

Trustee Powell

The Township collected over the budgeted amount of funds in property taxes, almost 10% over. He furthered that nearly ever department in the Township came in under budget on expenses. The staff did an excellent job and he believes this says a lot about this Township and the departments. He hopes that in the next year they can deal with the sanitary sewer ordinance and the drain ordinance to protect the environment and the Township. He closed by thanking the Supervisor for a great meeting.

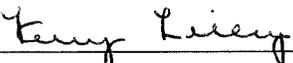
Supervisor Kowall

He noted that the first week of January is law enforcement week. He thanked our law enforcement for doing a great job and reminded that White Lake came in as the 16<sup>th</sup> safest city in the State of Michigan. Great job Chief. The newsletter went out with the winter tax bill. They have gotten a lot of great feedback. They are going to do it twice a year to keep people up-to-date. He also indicated that the new sign has been received well and events will be displayed on the sign. He thanked everyone for their attendance. Good night and God bless.

**It was MOVED by Trustee Fessler Smith, SUPPORTED by Trustee Voorheis, to adjourn the meeting. The MOTION PASSED by voice vote (7 yes votes).**

The meeting was adjourned at 10:27 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 December 18, 2018 regular board meeting minutes.

  
\_\_\_\_\_  
Terry Lilley, Clerk  
White Lake Township  
Oakland County, Michigan