

**CHARTER TOWNSHIP OF ORION BOARD OF TRUSTEES
MINUTES, REGULAR MEETING, MONDAY, MAY 21, 2018**

1. CALL TO ORDER. The Charter Township of Orion Board of Trustees held a regular meeting on Monday, May 21, 2018 at the Orion Township Hall, 2525 Joslyn Road, Lake Orion, Michigan. Supervisor Barnett called the meeting to order at 7:00 p.m.

BOARD MEMBERS PRESENT: Chris Barnett, Penny Shults, Donni Steele, Brian Birney, Mike Flood, and John Steimel

BOARD MEMBERS ABSENT: None

OTHERS PRESENT:

Lil Hutchison	Dan Dewey	George Hanley	Paul Huhn
Albert Lee Smith	Christina Belanger	Michele Arquette-Palermo	Martina Nunnery
Daniel Hoffner	Don Hickmott	Judy Haffner	Aaron Whatley
Kim Murley	Luke Ferguson	Shamik Tripatui	Mario Izzi

2. INVOCATION AND PLEDGE

Pastor Todd Deavers from Lake Orion Church of Christ gave the Invocation, followed by the Pledge of Allegiance.

3. PRESENTATION: Parks & Recreation Update: Aaron Whatley, Parks and Recreation Director, gave an update on Orion Township's Parks and Recreation Department.

Announcements: Supervisor Barnett announced that the Free Disposal Day is on Saturday, June 9, 2018 from 7 a.m. – 1 p.m. at Waste Management. Upcoming events include Concerts in the Park, Dragon Dash and Concerts on the Porch in Orion Township.

4. APPROVAL OF BILLS. Moved by Treasurer Steele, seconded by Trustee Steimel to authorize payment of bills in the amount of \$537,495.42 and payrolls in the amount of \$126,543.01, for a total disbursement of funds in the amount of \$664,038.43, as presented.

AYES: Flood, Steimel, Barnett, Shults, Steele, Birney ABSENT: None NAYS: None
MOTION CARRIED

5. BRIEF PUBLIC COMMENT. Public comment was heard.

6. APPROVAL OF AGENDA. Supervisor Barnett requested an amendment to Item 7.H. – Committee Appointments, including a Safety Path Appointment. Supervisor Barnett requested adding the following items to the Consent Agenda: Ordinance 154 – Stacking Application; the Robert Robison Scholarship Resolution; Accepting an Employee Resignation, and E. Clarkston Rd. Safety Path Easements item. Treasurer Steele requested the addition of 8.F. – 2018 Land Sale: First Right of Refusal under Pending. Clerk Shults requested moving Ord. 154 - Facilities Stacking item from Consent to Pending – Item 8.G.

Moved by Trustee Flood, seconded by Trustee Birney to approve the agenda, as amended.
MOTION CARRIED

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7. CONSENT AGENDA

A. Minutes, Regular Meeting, Monday, Monday, May 7, 2018. Approve, as presented.

B. Indianwood Golf Club Request for Private Fireworks Display Permit. Grant approval, contingent upon the display being conducted in full compliance with NRPA 1123 – 2006 Edition, The Code for Fireworks Display.

C. Peddlers/Solicitors License Application: Aptive Pest Control Services. Approve the Peddlers/Solicitors License Applications for Aptive Pest Control Services and issue peddler's licenses for all applicants under Ord. 95.

D. Job Description: Clerk-Public Services/Building. Approve the job description as presented, and authorize internal posting of the Clerk – Public Services/Building position, Level 3 pay range that will be split 50/50 between Public Services and the Building departments.

E. Treasurer's Report. Receive and file the 1st quarter 2018 Treasurer's report.

F. Waive Administrative Review Fees: Polly Ann Trail. Wave the \$500.00 planning and zoning administrative fees for upon PATMC submitting an application/sketch of water fountain installation on the southeast corner parking lot of Clarkston Road and Polly Ann Trail (entrance of lot located on Rhodes Road).

G. Special Permit: Application under Ord. 76: Good Shepherd Lutheran Church. Approve the request for a Special One-Day Permit for Good Shepherd Lutheran Church under Ord. 76, Alcoholic Beverages Regulation for their event to be held on June 2, 2018, pending State approval, and waive the \$300.00 application fee.

H. Committee Appointments. Appoint Thomas Watson as a joint appointee of the Township and the Village to complete the current term expiring June 30, 2018, and for a new two-year term expiring June 30, 2020 on the Cable Commission. Appoint Rebecca Osborne to the Safety Path Advisory Committee, with a term ending on December 31, 2018.

I. Michigan Municipal Risk Management Authority First Quarter Report. Receive and file the 1st Quarter 2018 MMRMA report.

J. Credit Card Policy Amendments. Amend the policy to state that the Supervisor, in conjunction with the Treasurer, is responsible for issuing, accounting for, monitoring, retrieving and generally overseeing compliance with the Township's credit card policy, provided, such duties may be delegated to other personnel or officials, in accord with the Township's spending and procurement policies, and with approval of the Board of Trustees.

K. Request for Credit Cards. Authorize the issuance of a credit card to Aaron Whatley, Parks & Recreation Director, and to allow both the Fire Chief and Assistant Fire Chief, to each have their own card, all to be used in accordance with our existing Credit Card Policy.

L. Oakland County IT Services Agreement. Authorize the Attorney to provide one-hundred twenty (120) days written notice of the Township's intent to terminate IT services for Online

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Payments (Exhibit I), Over-the-Counter Payments (Exhibit II), and Pay Local Taxes (Exhibit III) currently being offered through the Agreement for I.T. Services between Oakland County and Orion Township, and to authorize the Township Attorney, and on behalf of the Township, to forward the written notice of termination of these services with an effective date of October 1, 2018, and to further authorize the Township Supervisor, with the assistance of the Township Attorney to execute, if necessary, any new agreement required by same.

M. Tommy’s Lake Water Quality Control SAD #5 – Schedule Public Hearing on Cost Estimate. Schedule a Public Hearing for the cost estimate of Tommy’s Lake Water Quality Control SAD #2 for Monday, June 18, 2018 at 7:00 p.m.

N. Safety Path Repairs. Approval to contract with Superior Excavating to make the necessary drainage and washout repairs at a cost of \$14,675.00 with funds coming from Safety Path Repairs 402-958-934.003.

O. Robert Robison Scholarship Resolution. Pass the Resolution of Support of Joe Frey for the application to Michigan Township’s Association Robert R. Robinson Scholarship.

P. Accept an Employee Resignation, with regret, and post the vacancy. Accept the resignation of Christina Baugh, Custodian/Groundskeeper, with regret, and authorize posting of the vacant position.

Q. East Clarkston Safety Path Easement. Board approval to direct OHM to proceed with easement acquisition along the East Clarkston Rd. Pathway project, at a cost of \$22,500.00, with funds coming from the Safety Path Capital Outlay account and direct the Accounting Controller to make the necessary budget adjustments, as a condition of grant applications.

8. PENDING BUSINESS

A. 2017 Audit Presentation. Moved by Trustee Flood, seconded by Trustee Birney to accept the 2017 Audit Report from Plante & Moran and send it to the State Treasurer.

AYES: Shults, Steele, Birney, Flood, Steimel, Barnett ABSENT: None NAYS: None
MOTION CARRIED

B. Extend Agreement for Audit Services. Moved by Clerk Shults, seconded by Treasurer Steele to approve the extension of the current Audit Services Contract with Plante & Moran for a five-year term.

AYES: Steele, Birney, Flood, Steimel, Barnett, Shults ABSENT: None NAYS: None
MOTION CARRIED

C. Establish Procedure for Trustee Appointment. Moved by Supervisor Barnett, seconded by Treasurer Steele to set a special meeting of the Board of Trustees on Friday, June 15, 2018 at 5:00 p.m., Township Board room, as well as meeting just prior to the regular meeting on Monday, June 18, 2018 at 5:30 p.m.

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D. PC-2018-17, Stadium Ridge Conditional Rezone Request and Agreement. Moved by Clerk Shults, seconded by Trustee Flood to declare that the Orion Township Board of Trustees held and approved the first reading on May 21, 2018, for PC-2018-17, Stadium Ridge Conditional Rezone Request, requesting to conditionally rezone 40.68 acres of unaddressed parcel (09-14-400-010) from Residential Multiple-1 (RM-1) to Single Family Residential-3 (R-3) and 2.93 acres of unaddressed parcel (09-14-400-010) from Residential Multiple-1 (RM-1) to General Business (GB) with conditions, and direct the Clerk to advertise for the second reading and possible conditional approval on June 18, 2018, and direct the Township Attorney to work with the applicant's attorney to draft the Conditional Rezone Agreement.

AYES: Flood, Steimel, Barnett, Shults, Steele, Birney ABSENT: None NAYS: None
MOTION CARRIED

E. First Reading: PC-2018-16 3537 Gregory Rezoning Request. Moved by Clerk Shults, seconded by Trustee Flood to declare that the Orion Township Board of Trustees held and denied on May 21, 2018, for PC-2018-16, 3537 Gregory Road Rezone Request, requesting to rezone 3537 Gregory Rd. (09-31-200-008) from Suburban Farms (SF) to Single Family Residential-3 (R-3) for the reasons listed in the recommendation of denial from the Planning Commission on May 16, 2018.

AYES: Barnett, Shults, Steele, Birney, Flood, Steimel ABSENT: None NAYS: None
MOTION CARRIED

F. 2018 Land Sale: First Right of Refusal. Moved by Treasurer Steele, seconded by Trustee Birney to purchase the following properties from Oakland Counties Treasurer's department: 810 Pine Ave. (09-10-376-002) for \$8,530.81, purchase 2848 Cedar Key Dr. (09-17-451-006) for \$10,377.68; 2576 Peters (09-29-277-012) for \$5,769.55 for not more than the authorized total purchase amount of \$24,678.04 and allow the Accounting Coordinator to make the necessary budget adjustments.

MOTION AMENDED

Moved by Treasurer Steele, seconded by Trustee Birney to purchase the following properties from Oakland Counties Treasurer's department: 810 Pine Ave. (09-10-376-002) for \$8,530.81, purchase 2848 Cedar Key Dr. (09-17-451-006) for \$10,377.68; 2576 Peters (09-29-277-012) for \$5,769.55 for not more than the authorized total purchase amount of \$24,678.04, plus any outstanding water delinquencies, and allow the Accounting Coordinator to make the necessary budget adjustments with the funds coming out of General Activities.

AYES: Steele, Birney, Barnett ABSENT: None NAYS: Shults, Flood, Steimel
MOTION FAILED

2018 Land Sale: 810 Pine Ave. for \$8,530.81. Moved by Treasurer Steele, seconded by Trustee Birney to purchase 810 Pine Ave. (09-10-376-002) for \$8,530.81, plus any outstanding water delinquencies, with the funds coming from General Activities, and allow the Accounting Coordinator to make the necessary budget adjustments.

AYES: Steele, Birney, Barnett ABSENT: None NAYS: Flood, Steimel, Shults
MOTION FAILED

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G. Ord. 154 - Facilities Stacking. Moved by Trustee Flood, seconded by Trustee Birney to approve the Charter Township of Orion Resolution regarding the revised application form for Stacking Facilities

AYES: Birney, Flood, Steimel, Barnett ABSENT: None NAYS: Steele, Shults
MOTION CARRIED

9. REPORTS

A. Police/Fire Reports. Moved by Trustee Birney, seconded by Trustee Flood to receive and file the Police & Fire reports, as presented.

MOTION CARRIED

B. NO HAZ April 28, 2018 Collection Event Report. Moved by Trustee Flood, seconded by Trustee Birney to receive and file the NO HAZ April 28, 2018 Collection report.

MOTION CARRIED

10. PUBLIC COMMENT. Public Comment was heard.

11. BOARD MEMBER COMMENTS. Board member comments were heard.

12. CLOSED EXECUTIVE SESSION: Discuss Attorney Opinion

Moved by Trustee Flood, seconded by Trustee Birney to go to Closed Executive Session to discuss Attorney Opinion.

AYES: Shults, Steele, Birney, Flood, Steimel, Barnett ABSENT: None NAYS: None
MOTION CARRIED

The Board was in Closed Executive Session from 9:28 p.m. to 9:40 p.m.

Supervisor Barnett reconvened the regular meeting at 9:40 p.m.

13. ADJOURNMENT. Moved by Trustee Flood, seconded by Trustee Birney to adjourn.

MOTION CARRIED The meeting was adjourned at 9:41 p.m.

Penny S. Shults, Clerk

Chris Barnett, Supervisor
Charter Township of Orion

Transcription: K. Comeau