

**CHARTER TOWNSHIP OF ORION BOARD OF TRUSTEES  
MINUTES, REGULAR MEETING, MONDAY, AUGUST 5, 2019**

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**1. CALL TO ORDER.** The Charter Township of Orion Board of Trustees held a regular meeting on Monday, August 5, 2019 at the Orion Township Hall, 2525 Joslyn Road, Lake Orion, Michigan. Supervisor Barnett called the meeting to order at 6:05 p.m.

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

**BOARD MEMBERS ABSENT:** None

**OTHERS PRESENT:**

Joanne Tepper Evola	Marcia Watson	Thomas Sanna	Mary Mansfield
Barbara Vanraaphorst	Beverly Rolfsen	Doug Ledger	Matt Gibb
Mark Redd	Bill Yott	Peter Gray	Cheryl Gray
Geraldine Harding	Lois Porter	Neal Porter	Mary Jo Vannatter
Gary Ishmael	Judith Finneren	Deborah Wylin	George Hanley
Diane Taipalus	Teri Whitehead	Gary Roberts	Dave Tucker
Sharon Kelly	Mark Tarquini	Michael McCabe	Lee Trayner
Lil Hutchison	Harold Flood	Judy Ryan	John Lacy
John Buchanan	Mat Dunaskiss	Joseph Munem	Ross Ensign

**2. INVOCATION AND PLEDGE.** Trustee Birney gave the Invocation, followed by the Pledge of Allegiance.

**3. WORKSHOP 6:00 p.m.:** Township Hall Planning Bond Proposal. A presentation was given regarding the Township Hall Planning Bond Proposal.

**4. PUBLIC HEARINGS.**

**A. Mill Lake Gardens Private Road Maintenance SAD #4 – Public Hearing on Special Assessment Roll.**

**B. Bunny Run Annex #5 (portion of) Private Road Maintenance SAD #1 – Public Hearing on Special Assessment Roll.**

**5. CITIZEN OF THE MONTH.** Supervisor Barnett recognized Deputy Christopher Tapacio as the Citizen of the Month for his role in saving the life of an Orion Township resident.

**6. APPROVAL OF BILLS.** Moved by Treasurer Steele, seconded by Trustee Flood to authorize payment of bills in the amount of \$2,313,787.50 and payrolls in the amount of \$221,397.39, for a total disbursement of funds in the amount of \$2,535,184.89, as presented.

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

**7. BRIEF PUBLIC COMMENT.** Public comment was heard.

**CHARTER TOWNSHIP OF ORION BOARD OF TRUSTEES  
MINUTES, REGULAR MEETING, MONDAY, AUGUST 5, 2019**

---

**8. APPROVAL OF AGENDA.** Supervisor Barnett requested the addition of Item 10.I. Charitable Gaming License to Pending Business, and Item 9.U. Accept Employee Resignation to the Consent Agenda. Clerk Shults added Accept Recycling Grant under Pending, Item 10.F. Moved by Trustee Flood, seconded by Trustee Birney to approve the Agenda, as amended.  
MOTION CARRIED

**9. CONSENT AGENDA**

**A. Minutes, Regular Meeting: Monday, July 15, 2019.** Approve, as presented.

**B. Minutes, Special Meeting, New Township Hall Construction Project: Monday, July 15, 2019.** Approve, as presented.

**C. Minutes, Public Hearing, SSH & SSH #1 Private Road Maintenance SAD #3: Monday, July 15, 2019.** Approve, as presented.

**D. Minutes, Public Hearing, Square Lake Water Quality Control SAD #3B: Monday, July 15, 2019.** Approve, as presented.

**E. LO Palooza – Facility Use, Alcohol, and Concessions Applications.** Approve all necessary permits for the Daisy Project, and waive any associated fees for the annual LO Palooza fundraising event.

**F. Request for Street Closure – Indianpipe Court.** Adopt the resolution allowing the temporary closure of Indianpipe Court from 8:00 a.m. – 8:00 p.m. on August 10, 2019, subject to compliance with all Township requirements, and direct the Clerk to forward a copy of the resolution to the Road Commission.

**G. Temporary Sign Fee Waiver Request – Orion Art Center.** Waive the sign fee and allow for the placement of the 13 signs, conditioned upon property owner approval and compliance with all other provisions of the sign ordinance.

**H. Appointments – Orion Senior Advisory Council.** Appoint Deborah Wilson and Karen Ensign to the Orion Senior Advisory Council.

**I. Safety Path Advisory Committee Resignation.** Accept the resignation with regret and direct the Clerk to send a letter of appreciation; and authorize seeking a replacement by advertising and posting the vacancy.

**J. Accept Donation of Permanent Easement – Magdaleno/Rubo.** Receive and file the Donation of a permanent easement located at 2188 W. Silverbell Rd., Lake Orion, MI 48359 and authorize payment of just compensation in the amount of \$1,461.70.

**K. Award Bid – Outdoor Exercise Station.** Award the bid for outdoor exercise equipment to Penchura, LLC, at a cost not to exceed \$20,000.00.

**CHARTER TOWNSHIP OF ORION BOARD OF TRUSTEES  
MINUTES, REGULAR MEETING, MONDAY, AUGUST 5, 2019**

---

**L. Award Bid – Infield Resurfacing Seven Baseball/Softball Fields.** Award the bid for field resurfacing to DuraEdge/Homefield, at a cost not to exceed \$247,740.00.

**M. Award Bids – Government Relations Services.** Award Government Representation and Consulting Services bid to the Midwest Strategy Group of Michigan, and authorize the Township Supervisor, with the Township Attorney to draft a consultant contract, and have the Accounting Controller make the necessary budget adjustments.

**N. Peddler/Solicitor Application – Expert Home Inspections.** Approve Mark Drohan’s application and issue a peddler’s license under Ordinance 95.

**O. Treasurer Report – 2<sup>nd</sup> Quarter.** Receive and file the Treasurer Report for the 2<sup>nd</sup> Quarter.

**P. Request for Proposals – Green Infrastructure/Alternative Energy.** Approve the request to advertise for sealed bids for green infrastructure/alternative energy.

**Q. Request for Fireworks Display Permit.** Grant approval, contingent upon the display being conducted in full compliance with NRPA 1123 – 2006 Edition, The Code for Fireworks and complying with any requests by Fire Chief Duke and Lt. Toth.

**R. Clinton River Watershed Council Agreement for Services.** Approve the agreement with the Clinton River Watershed Council for support services with the Township’s NPDES permit requirements, and to authorize the Township Supervisor to sign the agreement on behalf of the Township, and authorize the payment of the fees outlined in the contract.

**S. Approve Consultant Contracts.** Approve the Consultant Contracts with Orchard, Hiltz & McCliment, Inc., OHM, and with Strategic Communications Solutions, Inc.

**T. Interlocal Agreement – Orion Township & Village Services.** Approve the Interlocal Agreement – Orion Township & Village Services.

**U. Accept Employee Resignation.** Accept the resignation of Allison Tierney, Human Resources Generalist, with regret, and authorize posting/advertising the vacant position.

Moved by Trustee Flood, seconded by Trustee Birney to approve the Consent Agenda, as amended.

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

**10. PENDING BUSINESS**

**A. Mill Lake Gardens Private Road Maintenance SAD #4 – Action after Hearing.** Moved by Clerk Shults, seconded by Trustee Flood to adopt the Charter Township of Orion Resolution confirming the assessment roll for the Mill Lake Gardens Private Road Maintenance SAD #4, as presented.

**CHARTER TOWNSHIP OF ORION BOARD OF TRUSTEES  
MINUTES, REGULAR MEETING, MONDAY, AUGUST 5, 2019**

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

**B. Bunny Run Annex #5 (portion of) – Action after Hearing.** Moved by Clerk Shults, seconded by Trustee Flood to adopt the Charter Township of Orion Resolution confirming the Assessment Roll for the Bunny Run Annex #5 (portion of) Private Road Maintenance SAD #1, as presented.

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

**C. First Reading – Designated Waste Hauler Ordinance.** Moved by Trustee Flood, seconded by Trustee Birney to approve the First Reading of the Amendments to Ordinance 73, the Solid Waste Recyclable Materials and Designated Waste Hauler Collection Regulation, and request the Township Attorney to prepare for publication and Second Reading, with any or all modifications or changes made by the Board of Trustees and further direct the Township Clerk to publish the Ordinance or summary, as required by law and set the second reading for September 16, 2019.

**MOTION AMENDED**

Moved by Trustee Flood, seconded by Trustee Birney to approve the First Reading of the Amendments to Ordinance 73, the Solid Waste Recyclable Materials and Designated Waste Hauler Collection Regulation, and request the Township Attorney to prepare for publication and Second Reading, with any or all modifications or changes made by the Board of Trustees and further direct the Township Clerk to publish the Ordinance or summary, as required by law and set the second reading for September 16, 2019, to include mobile homes, striking out the old Solid Waste Committee and renaming it Orion Township Environmental Resource Commission, as amended.

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

**D. Award Bid – Orion Township Recycling, Yard Waste and Solid Waste Collections, Transportation and Disposal Services.** Moved by Trustee Flood, seconded by Trustee Birney to award the Recycling, Yard Waste, and Solid Waste Collection, Transportation, and Disposal Services bid to Green for Life Environmental (GFL) and authorize contract negotiations with GFL for a term of five years, with Orion Township’s option to renew the contract for one additional five-year term.

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

**E. Award Bid – Recycling Incentive Program.** Moved by Treasurer Steele, seconded by Trustee Birney to award the Recycling Incentive Program bid to RecycleBank and authorize contract negotiations with RecycleBank for a term of five years, with Orion Township’s option to renew the contract for one additional five-year term.

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

**CHARTER TOWNSHIP OF ORION BOARD OF TRUSTEES  
MINUTES, REGULAR MEETING, MONDAY, AUGUST 5, 2019**

---

**F. Accept Recycling Partnership Grant Agreement.** Moved by Trustee Flood, seconded by Trustee Birney to approve the Recycling Infrastructure Grant Agreement between the Michigan Department of Environment Great Lakes, and Energy and the Charter Township of Orion, and authorize the Township Supervisor and Clerk to execute two originals of the agreement.

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

Moved by Trustee Birney, seconded by Trustee Dalrymple to approve the Recycling Partnership Grant Agreement between the Charter Township of Orion and the Recycling Partnership, Inc., and authorize the Township Supervisor and Clerk to execute same.

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

**G. First Reading – Amendments to Ord. 154 Medical Marihuana Facilities Ordinance.**

Moved by Trustee Flood, seconded by Trustee Birney to approve the first reading of Amendments to the Licensed Marihuana Facilities Ordinance 154, and direct the Township Clerk to publish said Ordinance in accordance with state law and hereby set the second reading of said Ordinance Amendment for September 16, 2019.

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

**H. Gaming License.** Moved by Clerk Shults, seconded by Trustee Flood to recuse Supervisor Barnett from voting on the Gaming License and appoint Attorney Dan Kelly to lead the discussion.

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

Moved by Trustee Flood, seconded by Trustee Birney to approve the Resolution for Charitable Gaming License as submitted by Advance Orion on August 5, 2019.

AYES: Shults, Steele, Birney, Dalrymple, Flood, Steimel                      ABSENT: None                      NAYS: None  
RECUSED: Barnett

MOTION AMENDED

Moved by Trustee Flood, seconded by Trustee Birney to approve the Resolution for Charitable Gaming License, a raffle license application by Advance Orion with the proceeds going to the Miracle League Field.

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

**11. REPORTS**

**A. Police/Fire Reports.** Moved by Trustee Birney, seconded by Trustee Steimel to receive and file the Police and Fire Reports, as presented.

MOTION CARRIED

**CHARTER TOWNSHIP OF ORION BOARD OF TRUSTEES  
MINUTES, REGULAR MEETING, MONDAY, AUGUST 5, 2019**

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**B. Notice of Public Hearing – Tentative Apportionment for the Oakland-Macomb Interceptor Drain.** Moved by Clerk Shults, seconded by Trustee Flood to receive and file the notice of Public Hearing on the Tentative Apportionment for the Oakland-Macomb Interceptor Drain, as presented.

MOTION CARRIED

**12. PUBLIC COMMENT.** Public Comment was heard.

**13. BOARD MEMBER COMMENTS.** Board member comments were heard.

**14. ADJOURNMENT.** Moved by Trustee Flood, seconded by Trustee Birney to adjourn.

MOTION CARRIED           The meeting was adjourned at 10:07 p.m.

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Penny S. Shults, Clerk

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Chris Barnett, Supervisor  
Charter Township of Orion

Transcription: K. Comeau