

**CHARTER TOWNSHIP OF ORION BOARD OF TRUSTEES
MINUTES, REGULAR MEETING, MONDAY, OCTOBER 21, 2019**

1. CALL TO ORDER. The Charter Township of Orion Board of Trustees held a regular meeting on Monday, October 21, 2019 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, John Steimel, Brian Birney, Julia Dalrymple, Mike Flood

BOARD MEMBERS ABSENT: none

OTHERS PRESENT:

Ken Muys	John Gaber	Aaron Whatley
Jack Ward	Dan Dewey	Tony Bryson
Nancy Standish	Brad Meacham	Lynn Foss
Matt Schwanitz	Rosalie Ward	Jen Zielinski
Scott Jacobsen	Lil Hutchison	Andrew Griesser
Manny Kianicky	Todd Hamia	H. Griesser

2. INVOCATION AND PLEDGE. Pastor Tony Bryson, Lake Orion Baptist Church gave the Invocation. All rose for the Pledge of Allegiance led by Cub Scout Pack 291.

Supervisor Barnett named James Muys as November 2019 Citizen of the Month for his service as Chaplin for the Orion Veterans and being named 2019 National Chaplin of the Year.

Supervisor Barnett recognized Captain Chris LaGerould, EMS Coordinator on his graduation from Eastern Michigan University's School of Fire Staff and Command - Class 21.

3. PRESENTATION - Downtown Development Authority. Lake Orion Downtown Development Authority Executive Director, Molly LaLone gave a presentation regarding the vision and financial updates for the district.

4. APPROVAL OF BILLS. Moved by Treasurer Steele, seconded by Trustee Flood to authorize payment of bills in the amount of \$2,641,640.68 and payrolls in the amount of \$211,625.78, for a total disbursement of funds in the amount of \$2,853,266.46, as presented. AYES: Dalrymple, Flood, Steimel, Barnett, Shults, Steele, Birney ABSENT: None NAYS: None MOTION CARRIED

5. BRIEF PUBLIC COMMENT (3 minutes or less). Public comment was heard.

6. APPROVAL OF AGENDA. Moved by Trustee Birney, seconded by Trustee Flood to approve the agenda, as presented. MOTION CARRIED

7. CONSENT AGENDA.

A. Minutes - Townhall Meeting, Tuesday, October 1, 2019. Approve, as presented.

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B. Minutes - Joint Public Hearing, Wednesday, October 2, 2019. Approve, as presented.

C. Minutes - Budget Work Session, Monday, October 7, 2019. Approve, as presented.

D. Minutes - Regular Meeting, Monday, October 7, 2019. Approve, as presented.

E. Schedule Public Hearing – CDBG. Set the public hearing on the CDBG 2020 allocation for Monday, November 18, 2019 at 7:00 p.m.

F. Schedule Public Hearing - Kay Automotive Graphics IFT Extension. Set the public hearing on the Kay Automotive Graphics IFT Extension for Monday, November 18, 2019 at 7:00 p.m. and direct the Clerk to publish in the October 30, 2019 edition of The Orion Review.

G. Request for Temporary Street Closure - Bald Mountain Rd. Adopt resolution allowing the temporary closure of Bald Mountain Rd from 5:00 p.m. – 7:00 p.m. on October 31, 2019, subject to compliance with all Township requirements, and direct the Clerk to forward a copy of the resolution to the Road Commission.

H. Request for Waiver of Temporary Sign Permit Fee - St. Joseph's Church. Reduce the temporary sign permit application fee to \$25.00, with the understanding that all other provisions of the sign ordinance remain in effect.

I. Notice of Solicitation - Christ the Redeemer Community Outreach Project. Receive and file the notice, with the Clerk to notify the OCSO of the request.

J. Award Bid - Solar Project. Award the bid for the Friendship Park Solar Power Project to New Energy Solutions, LLC, at a cost not to exceed \$29,993.00

K. Approve HVAC Repair - Friendship Park. Contract with Royal Oak Heating & Cooling to replace the Friendship Park HVAC System at a cost not to exceed \$15,929.00.

L. Fire Administration Furniture. Authorize the Fire Department to allocate additional funding from the Fire Department's Fund Balance in the amount up to but not to exceed \$13,773.76 for the purchase of office furniture for the Fire Administration Building addition, authorize the Accounting Controller to make the necessary budget adjustment and authorize the Township Supervisor to sign the contract with Interior Environments on behalf of Orion Township.

Moved by Trustee Flood, seconded by Trustee Birney to approve the Consent Agenda, as presented. AYES: Shults, Steele, Birney, Dalrymple, Flood, Steimel, Barnett ABSENT: None NAYS: None MOTION CARRIED

8. PENDING BUSINESS.

A. Resolution - Authorize 2020 Capital Bonds. Moved by Clerk Shults, seconded by Treasurer Steele to adopt the Resolution authorizing Capital Improvement Bonds as prepared by

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the Township's Bond Counsel, Miller Canfield in an amount not to exceed \$15,000,000 to pay all or part of the costs of acquiring, constructing, furnishing and equipping a new Township Hall facility, together with all related site improvements, appurtenances and attachments, and authorize the Township Supervisor, Clerk and Treasurer to take all steps necessary related to the issuance of the bonds. AYES: Steele, Birney, Dalrymple, Flood, Steimel, Barnett, Shults
ABSENT: None NAYS: None MOTION CARRIED

B. PC-2018-15 Stadium Ridge Residential Condominium Approval. Moved by Clerk Shults, seconded by Trustee Flood to conditionally approve the creation of a 53-unit condominium and the associate condominium documents, for PC-2018-15, Stadium Ridge Residential Condominium located on an unaddressed parcel (09-14-400-026) on the north side of Stadium Drive conditioned on the approval of the Master Deed, By-Laws, and Exhibit B by the Township Engineer and Attorney. AYES: Birney, Dalrymple, Flood, Steimel, Barnett, Shults, Steele ABSENT: None NAYS: None MOTION CARRIED

C. Peninsula Agriculture Ord. 154 Location Waiver. Moved by Trustee Birney, seconded by Trustee Flood to waive the requirement under Art. VI, Sec. 3 of Ordinance No. 154, which states that a facility cannot be within two thousand (2,000) feet of a residence located in a R-1, R-2, R-3, SF, SE, SR, RM, or MHP zoning district, for the Class "C" Grow Facility known as Peninsula Agriculture LLC, and hereby find as set forth in the application the development meets the requirements for a waiver under Art. 14 of Ordinance 154." AYES: Steele, Birney, Dalrymple, Flood, Steimel, Barnett ABSENT: None NAYS: Shults MOTION CARRIED

Moved by Trustee Birney, seconded by Trustee Flood to waive the requirement under Art. VI, Sec. 5 of Ordinance No. 154, which states that a Facility shall not have an ingress or egress on a street or road that has an average traffic volume in excess of six thousand (6,000) vehicles per day, for the Class "C" Grow Facility known as Peninsula Agriculture LLC, and hereby find as set forth in the application the development meets the requirements for a waiver under Art. 14 of Ordinance 154." AYES: Barnett, Steele, Birney, Dalrymple, Flood, Steimel
ABSENT: None NAYS: Shults MOTION CARRIED

D. PC-2019-47 Lavender Ridge PUD Concept and Eligibility Plan. Moved by Clerk Shults, seconded by Trustee Steimel to conditionally approve PC-2019-47, Lavender Ridge PUD Concept Plan, located at a vacant parcel on the southeast corner of Silverbell and Squirrel Roads (09-36-226-001) for plans date stamped received September 3, 2019 for the reasons given by the Planning Commission in their motion to recommend approval on October 2, 2019 as well as the conditions listed within the motion (insert any additional findings of facts).
AYES: Shults, Birney, Dalrymple, Flood, Steimel, Barnett ABSENT: None
NAYS: Steele MOTION CARRIED

E. First Reading - Firestone Conditional Rezone. Moved by Treasurer Steele, seconded by Trustee Birney to declare the first reading of PC-2019-41, Firestone Complete Auto Care Center Conditional Rezone Request, to have been held on October 21, 2019 and to deny the request to Conditionally Rezone 25 Indianwood Rd. and 545 N. Lapeer Rd (parcel #'s 09-02-177-013 and 09-02-177-014) from Restricted Business (RB) and General Business (GB) to General Business (GB) with conditions for the following reasons:

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it's not compatible to the Township's Master Plan and it deviates from the character and the needs of the Township and it's not compatible to the surrounding areas and the adverse development surrounding areas and the intent of transitional zoning. AYES: Steele, Birney, Flood, Shults ABSENT: None NAYS: Dalrymple, Steimel, Barnett MOTION CARRIED

F. Second Reading - State of Michigan Vaping Ordinance. Moved by Clerk Shults, seconded by Trustee Flood to declare the second reading of the Tobacco, Alternative Nicotine Products, and Vapor Products Ordinance held and adopt the ordinance, as presented. AYES: Birney, Dalrymple, Flood, Steimel, Barnett, Shults, Steele ABSENT: None NAYS: None MOTION CARRIED

9. REPORTS.

A. Police/Fire Reports. Moved by Supervisor Barnett, seconded by Treasurer Steele to receive and file the Police and Fire Reports, as presented. MOTION CARRIED

B. Financial reports. Moved by Trustee Flood, seconded by Trustee Steimel to receive and file the Financial reports, as presented. MOTION CARRIED

C. Safe Routes to School Update. Moved by Clerk Shults, seconded by Treasurer Steele to receive and file the Safe Routes to School update, as presented. MOTION CARRIED

10. PUBLIC COMMENT. Public Comment was not heard.

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

12. ADJOURNMENT. Moved by Moved by Trustee Steimel, seconded by Treasurer Steele to adjourn. MOTION CARRIED The meeting was adjourned at 9:59 p.m.

Transcription: Penny Shults

Penny S. Shults, Clerk

Chris Barnett, Supervisor
Charter Township of Orion