

**CHARTER TOWNSHIP OF WHITE LAKE**  
**Approved Minutes of the Special Board of Trustees Meeting**  
**August 12, 2019**

Supervisor Kowall called the meeting to order at 5:32 p.m. He then led the Pledge of Allegiance.

Clerk Lilley called the roll:

Present:       Rik Kowall, Supervisor  
                  Mike Roman, Treasurer  
                  Terry Lilley, Clerk  
                  Mike Powell, Trustee  
                  Andrea Voorheis, Trustee

Absent:         Scott Ruggles, Trustee  
                  Liz Smith, Trustee – audio conferenced into meeting at 5:46 p.m.

Also Present:  Lisa Hamameh, Attorney  
                  Police Chief Keller  
                  Sherri Ward, Recording Secretary

**AGENDA**

Trustee comments will not be on the agenda tonight.

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Powell to remove Trustee Comments from the agenda and approve the agenda. The **MOTION PASSED** by voice vote (5 yes votes).

**PUBLIC COMMENT**

No public comment.

**NEW BUSINESS**

**A. SOLICITOR LICENSE APPEAL**

Clerk Lilley reported that the solicitor application that was going to be considered was denied by the Police Chief and Clerk Lilley. There were driving issues with the applicant, but those aren't part of that ordinance. The appeal, according to the attorney, is not an issue of this permit. Under the circumstances, it would be appropriate to accept the appeal and grant the permit.

Supervisor Kowall stated that he would ask the applicant to be extremely cognizant of your driving habits being around all these kids. If something happened, with your record, it could be very bad for you.

Mr. Casey acknowledged the comment. Chief Keller would like to revisit the ordinance, it doesn't cover enough. Chief Keller has issue with his record and driving in this Township as well. Chief Keller wanted to note that just because he gets his permit, it doesn't mean he can sell in Township subdivisions that do not allow solicitation. The underlying reason for the denial isn't part of our ordinance. Clerk Lilley thought the Board should be aware of this and make the decision.

Mr. Casey is requesting that White Lake Township withdraw his appeal

**It was MOVED by Supervisor Kowall and SUPPORTED by Trustee Powell to grant the solicitation permit to Mr. Casey. The MOTION PASSED by voice vote (5 yes votes).**

#### **B. PERMIT FEE REQUEST - ST. PATRICK'S FAIR**

Clerk Lilley noted that St. Patrick's would like the Township to waive the permit fee for the fair. In consideration of the value the Township receives to use the church for voting, the Township receives value back with that.

**It was MOVED by Clerk Lilley and SUPPORTED by Supervisor Kowall to waive the permit fee for the St. Patrick's fair. The MOTION PASSED by voice vote (5 yes votes).**

#### **C. REQUEST TO APPROVE MCKENNA INVOICE FOR PROFESSIONAL SERVICES**

Clerk Lilley noted that this would normally be part of the bill package in the consent agenda. Trustee Powell wanted to note that his son in law is the Building Inspector that was assigned to the Township by McKenna.

**It was MOVED by Clerk Lilley and SUPPORTED by Trustee Voorheis to approve the McKenna invoice for professional services. The MOTION PASSED by voice vote (5 yes votes).**

#### **D. REQUEST TO APPROVE BUILDING OFFICIAL JOB DESCRIPTION**

Trustee Powell asked who will determine the experience level necessary for the position? Supervisor Kowall will be looking at that. Trustee Powell asked if the new Building Official will attend ZBA or other meetings? They should attend when necessary.

**It was MOVED by Supervisor Kowall and SUPPORTED by Treasurer Roman to approve the Building Official Job Description. The MOTION PASSED by voice vote (5 yes votes).**

## RESOLUTION

### A. RESOLUTION #19-029; TO APPOINT AND RETAIN A LAW FIRM

Supervisor Kowall stated that as you may know Lisa Hamameh has resigned from Foster, Swift, Collins & Smith, PC and will be joining Rosati, Schultz, Joppich & Ambtsbuechler, PC. Supervisor Kowall and Chief Keller are comfortable with the shift. Clerk Lilley noted that over a period of time some of the associates with the new firm have a track record with him. Trustee Powell is questioning whether the resolution should have an individual's name in it, he would suggest something a little more generic. It was noted that this type of resolution was used when we first brought Ms. Hamameh into the Township. Clerk Lilley stated that it's the intent of this board to make sure Lisa Hamameh is our representative.

Ms. Hamameh wanted to note that item 1 in the resolution will be clear that it's consistent with the terms of the current engagement with Foster, Swift, Collins & Smith, PC.

Trustee Powell has known or worked with Carol Rosati for 40 years. Ms. Rosati also represents firms that he does private work for and he could be on the plaintiff side in a possible lawsuit. He has no financial gain and from a personal standpoint has nothing but good things to say about working with Ms. Hamameh. Supervisor Kowall stated that he doesn't see a conflict of interest.

Trustee Voorheis asked what happens if other municipalities that they represent were to sue us. This would go through our insurance company.

Treasurer Roman is looking forward to working with the new firm, he hasn't been overly happy with Foster, Swift, Collins & Smith, PC.

The resolution needs an effective date. Trustee Powell stated that nowhere in here does it discuss fees. Everything with the engagement letter will be the same.

Ms. Hamameh asked if the Township will still use the transportation attorney Mark Kroener? Supervisor Kowall said yes, because we're in the middle of WOTA. We will also use Ben Price for the current real estate transaction for the Pawlack park purchase.

**It was MOVED by Treasurer Roman and SUPPORTED by Trustee Powell to approve Resolution No. 19-029 whereas the Township Board of Trustees has decided that it is in the best interest of the Township to retain Lisa Hamameh of Rosati, Schultz, Joppich & Ambtsbuechler, PC for its legal counsel effective 8-22-19 consistent with its current terms with Foster, Swift, Collins & Smith, PC and to allow Supervisor Kowall to sign the contract. Transportation attorney Mark Kroener will be retained for WOTA and Ben Price will be retained for the real estate transaction for the Pawlak park purchase. The MOTION PASSED by voice vote (5 yes votes).**

**B. RESOLUTION #19-030; TO ESTABLISH AUTHORIZED SIGNATURES FOR MERS CONTRACTS AND SERVICE CREDIT PURCHASE APPROVALS**

This is a general renewal that allows Supervisor Kowall to sign contracts. This is just standard documentation. Some documentation may require the signatures of the Supervisor, Clerk and Deputy Clerk.

**It was MOVED by Treasurer Roman and SUPPORTED by Trustee Voorheis to approve Resolution #19-030; to establish authorized signatures for MERS Contracts and Service Credit purchase approvals. The MOTION PASSED by voice vote (5 yes votes).**

**C. RESOLUTION #19-031; MERS HEALTH CARE SAVINGS PROGRAM PARTICIPATION AGREEMENT**

Trustee Powell asked if there are any other options besides MERS. Supervisor Kowall is unsure. Trustee Powell noted that there have been times in the past when MERS doesn't coincide with the Township views. There probably aren't other similar options.

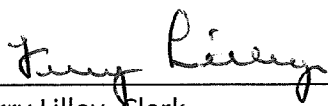
**It was MOVED by Treasurer Roman and SUPPORTED by Trustee Voorheis to approve Resolution #19-031; MERS Health Care Savings Program Participation Agreement. The MOTION PASSED by voice vote (5 yes votes).**

**ADJOURNMENT**

**It was MOVED by Trustee Powell, SUPPORTED by Trustee Voorheis to adjourn the meeting. The MOTION PASSED by voice vote (5 votes).**

The meeting was adjourned at 6:03 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 August 12, 2019 regular board meeting minutes.

  
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Terry Lilley, Clerk  
White Lake Township  
Oakland County, Michigan