

# CHARTER TOWNSHIP OF WHITE LAKE

## Approved Minutes of the Regular Board of Trustees Meeting

February 21, 2012

Supervisor Baroni called the meeting to order at 7:00 p.m. He led the Pledge of Allegiance.

Clerk Lilley called the roll:

Present: Gregory Baroni, Supervisor  
Terry Lilley, Clerk  
Mike Powell, Trustee - Excused late arrival  
David Lewsley, Trustee  
Todd Birkle, Trustee  
Forrest J. Brendel, Treasurer  
Carol Burkard, Trustee

Also Present: Greg Need, Attorney  
Sean O'Neil, Planning Director  
David Birchler, Township Consultant  
Amy Bertin, Recording Secretary

### PUBLIC COMMENTS:

Dr. Mark Kendall, 607 Woodsedge Lane, White Lake, Michigan. He has a complaint regarding the rust in the water in the Township. He has had to replace both his washer and water softener. He is here to ask the Board, they have the money and they've done the study that said 70 percent of the people in the Township want iron filtration, 35 percent are willing to pay for it. He would like the Board to consider putting filtration in like Waterford did.

Trustee Birkle responded that there is currently a study being done doing a comparison to see what it would cost to bring iron filtration into White Lake's internal system as opposed to hooking up to Waterford's system and purchasing water from them.

Trustee Birkle also commented that he heard the Library Board approved a lump sum bonus for their employees. In 2010 a millage was approved for the library. The first of the year in 2011 there were pay raises given to the employees. This has happened again this year. If the media is covering the story on this, he would like it to be very clear that the Library Board is separate from the Township Board. We do not approve their budgets and we do not approve their pay raises. The only thing we approve is ballot language when they ask us to do it for a millage.

Larry Ostrowski, Director of White Lake Township Library. In response to Trustee Birkle, he stated that the library closed last summer for five weeks for renovation. The lump sum was actually a salary compensation to the staff for the pay cut suffered in the previous year.

Trustee Burkard had a few comments concerning the school zone speed sign on Bogie Lake

Road. She wanted to thank Supervisor Baroni for keeping on the situation until its resolution. A lot of responses in the newspaper said this was a trap for the police department to give tickets. Just so the public understands, the Township did not have anything to do with that sign going up. We are all very happy that the sign was changed.

Supervisor Baroni thanked the Road Commission folks because they took the initiative to change the sign from six different times down to two. The Road Commission will be meeting with him and Donna Welch, the assistant superintendent of schools, next week. We will be looking at the possibility of some additional signage or lights, either a yellow flashing light when the school zone is on and/or a digital speed limit sign that will actually give you the mile per hour for that time frame.

#### **CONSENT AGENDA**

- A. LIST OF BILLS**
- B. REVENUE AND EXPENSES**
- C. DEPARTMENT REPORTS**
  - 1. COMMUNITY DEVELOPMENT**
  - 2. POLICE DEPARTMENT REPORT**
  - 3. FIRE DEPARTMENT**
  - 4. TREASURER**
  - 5. OVERTIME REPORT**
  - 6. APPOINTMENT TO CIVIL SERVICE**
  - 7. APPOINTMENTS TO BOARDS AND COMMISSIONS**
  - 8. FINAL SEWER & WATER CONTRACTS 7 & 8**

Clerk Lilley added the new list of bills to the consent agenda.

Supervisor Baroni announced that retired Chief Ron Stephens will be appointed to the Civil Service Commission and Kevin Tucker will be retiring.

It was **MOVED** by Trustee Burkard, **SUPPORTED** by Clerk Lilley to approve the Consent Agenda. The **MOTION PASSED** by a voice vote (6 yes votes).

#### **MINUTES**

- A. JANUARY 17, 2012**
- B. FEBRUARY 7, 2012**

It was **MOVED** by Treasurer Brendel, **SUPPORTED** by Clerk Lilley to approve the Minutes of January 17, 2012 and February 7, 2012. The **MOTION PASSED** by a voice vote (6 yes votes).

#### **RESOLUTIONS**

**A. RESOLUTION #12-002, CHARITABLE GAMING LICENSES**

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Birkle to approve Resolution #12-002, Charitable Gaming License for the Oakland Gymnastic Booster Club. The **MOTION PASSED** by a voice vote (6 yes votes).

**B. RESOLUTION #12-003, TWIN LAKES ROAD IMPROVEMENT**

It was **MOVED** by Trustee Lewsley, **SUPPORTED** by Treasurer Brendel to approve Resolution #12-003, Twin Lakes Road Improvement. The **MOTION PASSED** by a voice vote (5 yes votes, 1 no vote-Burkard).

**OLD BUSINESS**

**A. FIRST READING, CEMETERY ORDINANCE**

Trustee Burkard had some concerns regarding the Cemetery Ordinance. The ordinance originally came from MTA but she believes they write the ordinances up and individual townships take out of them what they want. The ordinance is very long considering there is only one cemetery in the township which buries people. Also, there are many items within the ordinance which the meaning isn't clear or simply are not necessary.

It was **MOVED** by Treasurer Brendel, **SUPPORTED** by Trustee Burkard to **TABLE** the First Reading, Cemetery Ordinance. The **MOTION PASSED** by a voice vote (4 yes votes, 2 no votes-Lilley & Lewsley).

**NEW BUSINESS**

**A. OAKLAND COUNTY INTERFAITH VOLUNTEER CAREGIVERS**

Jackie Smiertka, 1350 Lake Jason Lane, White Lake. She is making a formal request, on behalf of Faith In Action for Oakland County, to use the property known as 7515 Highland Road, the house adjacent to the Township Hall. The purpose of Faith in Action is to be able to assist low income elderly in all of Oakland County. We are planning on working with seniors all over the county who are low income, lonely, not able to leave their homes due to the high cost of daycares, assisted living and senior homes.

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Treasurer Brendel to approve utilization of the house by Oakland County Interfaith Volunteer Caregivers after financial data is provided to the Board, a lease, and back-up solution if the septic and water systems aren't acceptable. The **MOTION PASSED** by a voice vote (6 yes votes).

**B. FIRST READING, SOLICITATION ORDINANCE 134**

It was **MOVED** by Treasurer Brendel, **SUPPORTED** by Trustee Burkard to move to Second Hearing, Solicitation Ordinance 134, with the amendment of requiring a police background check for those applying for a permit and changing the hours to 10 a.m. to 8 p.m. The **MOTION PASSED** by a voice vote (6 yes votes).

Thomas Johnson, 9136 Buckingham, White Lake. Just recently two gentlemen came to his door saying they were from the power company. They were from another gas company and they wanted to see his gas bills, then they wanted his phone number. These people misrepresented themselves without proper identification. It should be in the ordinance that they must have some type of identification for the company they are soliciting for.

**C. JOB DESCRIPTIONS**

it was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Burkard to approve the Job Descriptions as presented. The **MOTION PASSED** by a voice vote (6 yes votes).

**D. REVIEW OF DRAFT CLEARZONING ORDINANCE**

Mr. O'Neil indicated that the Board has a draft copy of the Clearzoning Ordinance. It won't be complete until they have the Public Hearing and input all the data that is necessary. If the targeted completion date was May and it was adopted, the effective date would be approximately two weeks later, June 1<sup>st</sup>. There needs to be two readings at the Board level after a Public Hearing occurs at the Planning Commission. A joint meeting held with this Board and the Planning Commission could possibly take place March 15th and a Public Hearing by April 19th. At that point the Township Board may consider having a special meeting for the first reading in late April or the first week in May in order to publish between the first and second reading prior to the meeting on May 15<sup>th</sup> when the adoption would be considered.

Mr. Birchler, Planning Consultant, gave a brief presentation and demonstration of the Clearzoning Ordinance as it currently exists. We've been working on this transformation of the Zoning Ordinance into an electronic document for about four months now with about two months left in the process. At this point, the entire ordinance has been put into the new format. When the ordinance is fully complete and adopted it will reside on the Township's web site and will be an electronic document. People in and outside the community will be able to access it that way at any time, not being dependent upon Township business hours.

Supervisor Baroni indicated this presentation was just an FYI and status update on the Clearzoning Ordinance.

**E. REQUEST FROM DIESEL EQUIPMENT REPAIR**

Randy Hebert, 10281 Cedar Point, White Lake. There was a packet given to each Board member outlining his request and he is willing to answer any questions.

Mr. O'Neil addressed the memo dated February 13th concerning Mr. Hebert's request. We have worked with Mr. Hebert on some enforcement issues which have now been resolved through the court. On the 10<sup>th</sup> of this month, Mr. Hebert made a request to move the privacy fence that is six feet tall and located down the west side of his parking lot. He would like to move that fence flush or right up to that property line, eliminating the buffer that was prescribed back in 2000. My recommendation is to deny that request.

Supervisor Baroni stated that after listening to the discussion among the Board members this evening, Mr. Hebert's request will be denied at this time.

#### **F. TRI-PARTY PROGRAM PARTICIPATION**

It was **MOVED** by Trustee Birkle, **SUPPORTED** by Trustee Burkard that we participate in the Tri-Party Program with the Road Commission. The **MOTION PASSED** by a voice vote (6 yes votes).

#### **G. PARKS AND REC PURCHASES**

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Lewsley to accept the recommendations of the Parks and Recreation Committee. The **MOTION PASSED** by a voice vote (6 yes votes).

#### **H. ASPEN MEADOWS WELL NUMBER 1 PUMP REPAIR**

It was **MOVED** by Treasurer Brendel, **SUPPORTED** by Trustee Burkard to approve the Aspen Meadows Well Number 1 repair by Northern Pump and Well in the amount of \$29,245.60. The **MOTION PASSED** by a voice vote (6 yes votes).

#### **I. WATER TOWER MUD VALVE REPAIR**

It was **MOVED** by Trustee Birkle, **SUPPORTED** by Trustee Burkard to approve the Water Tower Mud Valve Repair. The **MOTION PASSED** by a voice vote (6 yes votes).

#### **J. WATER TOWER INSPECTION AND INSIDE CLEANING**

It was **MOVED** by Treasurer Brendel, **SUPPORTED** by Clerk Lilley to approve the Water Tower Inspection and Inside Cleaning. The **MOTION PASSED** by a voice vote (6 yes votes).

#### **K. AGREEMENT WITH HURON VALLEY SCHOOLS REGARDING SEWER**

It was **MOVED** by Clerk Lilley, **SUPPORTED** by Trustee Lewsley to approve the proposed

**contract with Huron Valley Schools and authorize the supervisor and the clerk to sign the contract. The MOTION PASSED by a voice vote (6 yes votes).**

(Trustee Powell arrived at the meeting.)

**It was MOVED by Clerk Lilley, SUPPORTED by Trustee Powell to award the sewer construction contract for the southern Bogie Lake Road sewer extension and the Huron Valley Schools Force Main to Lawrence M. Clark Inc., and authorize the supervisor and the clerk to sign the contract. The MOTION PASSED by a voice vote (7 yes votes).**

**It was MOVED by Clerk Lilley, SUPPORTED by Trustee Burkard to approve the amendment to the Johnson and Anderson contract for the southern Bogie Lake Road Sanitary Sewer Extension and the Huron Valley Schools Force Main and authorize the supervisor to sign the amendment. The MOTION PASSED by a voice vote (7 yes votes).**

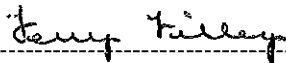
Trustee Powell apologized to the Board and the Public. The meeting he was attending in Meridian Township went a bit long. The more he appears before other boards, the more he appreciates this Board. It is very discouraging how they fight and bicker back and forth and it doesn't belong in a public meeting.

#### **ADJOURNMENT**

**It was MOVED by Treasurer Brendel, SUPPORTED by Trustee Burkard to adjourn the meeting. The MOTION PASSED by a voice vote (7 yes votes).**

The meeting was adjourned at 8:39 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 February 21, 2012 regular board meeting minutes.

  
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Terry Lilley, Clerk  
White Lake Township  
Oakland County, Michigan