

CHARTER TOWNSHIP OF OAKLAND BOARD OF TRUSTEES
APRIL 8, 2014 – REGULAR MEETING
APPROVED MINUTES

CALL TO ORDER

The April 8, 2014 Regular Meeting of the Charter Township of Oakland Board of Trustees was called to order by Supervisor Gonser at 6 PM in the Township Hall, 4393 Collins Road, Rochester, MI.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Supervisor Gonser led the Pledge of Allegiance.

Treasurer Langlois called the Roll.

PRESENT: Terry R. Gonser, Supervisor
Jeanne Langlois, Treasurer
Robin Buxar, Trustee
Michael Bailey, Trustee
Maureen Thalmann, Trustee
Sharon McKay, Trustee

Ann Capela, Township Manager
Daniel Kelly, Township Attorney
John Clark, Attorney

ABSENT: Karen Reilly, Clerk

A quorum was present.

CLOSED SESSION

MOVED BY BAILEY, SECONDED BY BUXAR to approve going into closed session at 6:03 PM for the purpose of (1) MCL 15.268 (c) for strategy and negotiations session connected with negotiations of a collective bargaining agreement, (2) MCL 15.268 (e) review a written legal opinion, (3) MCL 15.268 (a) consider a periodic personnel evaluation of an employee.

Treasurer Langlois took a roll call vote:

AYES: GONSER, LANGLOIS, BUXAR, BAILEY, THALMANN,
MCKAY

NAYS: NONE

ABSENT: REILLY

MOTION PASSES: UNANIMOUS

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MEETING RECONVENED

MOVED BY BAILEY, SECONDED BY BUXAR to reconvene into open session at 7:06 PM.

MOTION PASSES: UNANIMOUS

CALL TO ORDER

Supervisor Gonser reconvened the Regular meeting at 7:03 PM in the Township Hall.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Supervisor Gonser led the Pledge of Allegiance.

Treasurer Langlois called the Roll.

PRESENT: Terry R. Gonser, Supervisor
Jeanne Langlois, Treasurer
Robin Buxar, Trustee
Michael Bailey, Trustee
Maureen Thalmann, Trustee
Sharon McKay, Trustee

Ann Capela, Township Manager
Daniel Kelly, Township Attorney
Mary Purcell, Recording Secretary

ABSENT: Karen Reilly, Clerk

A quorum was present.

CITIZENS COMMENTS

The Board heard public comment from.
Frank Ferriolo, 5600 Kirkridge Tr., OT
Larry Tomczak, 3550 Mountain Laurel Ct., OT
Matt Vivona, 5151 Brewster Rd., OT

AMENDMENTS/APPROVAL OF THE AGENDA

Treasurer Langlois proposed removing item #5 from the agenda. Trustee Thalmann suggested item #4 be postponed. Trustee Buxar asked to table item #3.

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MOVED BY THALMANN, SECONDED BY MCKAY to approve the agenda as amended with items #3, #4, and #5 removed.

AYES: BUXAR, BAILEY, GONSER, MCKAY, THALMANN
NAYS: LANGLOIS

MOTION PASSES: 5 – 1

CONSENT AGENDA

The Board considered approval of the following items on the consent agenda:

#2. Approval of bills from April 9, 2014 in the amount of \$9,087.21 and April 8, 2014 in the amount of \$78,284.29. A copy of the lists of invoices is attached as part of these minutes.

#3. Oakland Township Substation Quarterly Report – Oakland County Sherriff’s Office. Receive/File (R/C).

#4. Oakland Township Planning Commission Annual Report for FY 2013/2014. Receive/File (R/C).

#5. Oakland Township Zoning Board of Appeals Annual Report FY 2013/2014. Receive/File (R/C).

MOVED BY BAILEY, SECONDED BY THALMANN to approve items #2, #3, #4, and #5 on the consent agenda.

MOTION PASSES: UNANIMOUS

A correction was made to the March 25, 2014 Regular meeting minutes. On page 167 near “*Rules of Order*” the next sentence should read “...was struck. ~~and replaced with “disruptive.”~~”

MOVED BY BAILEY, SECONDED BY BUXAR to approve the minutes of March 18, 2014, March 25, 2014 Special and amended minutes of the March 25, 2014 Regular meeting with strikethrough on page 167.

MOTION PASSES: UNANIMOUS

There were no changes to the Closed minutes of the March 25, 2014 Special meeting and the Board accepted those minutes as presented.

ROCHESTER CIDER MILL

Attorney Eric Lipson spoke on behalf of Trevor Barkham, co-owner of the Rochester Cider Mill. He offered to answer questions and hear input from the Board. Attorney Michael Sugameli spoke on behalf of citizens against proposed amendments to the cider mill consent judgment.

The Board heard public comment from:

Bill Fox, 1285 Lake George, OT
Richard Corteville, 5151 Darby Circle, OT
Scott Cleaveland, 5192 Glengate, OT
Kent Dolmyer, 5150 Glengate, OT
Bob Karwacki, 2255 E. Gunn Rd., OT
Ann Galia, 5128 Aintree, OT
Mike Comps, 760 Rochester, Rd., OT
Janice Corteville, 5151 Darby Circle, OT
Mike Eller, 100 Coachlamp Rd., OT
Natalie Henderson, 2370 Adams Rd., OT
Maurice Cardon, 5101 Glengate, OT
Uta Garn, 3201, Lake George, OT
Adelle Galler (Blust) 2030 Buell Rd., OT (read a letter from her son)
Craig Blust, 2222 W. Buell Rd., OT (letter)
Brian Taylor, 5250 Rochester Rd., OT
Bill Stanley, 303 E. Snell Rd., OT
Beth Markel, 245 Birch Hill Dr., OT
Gordon Duda, 340 Silverdale Dr., Rochester Hills
Chris Zak, 641 Letts Rd., OT
John Markel, 245 Birch Hill Dr., OT
Livingston Newburg, 5165 Aintree Rd., OT
Maria Preston, 118 Coachlamp, OT
Roger Schmidt, 455 S. Rochester Rd., OT
Kyle Duda, 3335 Palm Aire Ct., Rochester Hills
Frank Ferriolo, 5600 Kirkridge Tr., OT

MOVED BY BAILEY, SECONDED BY MCKAY to table the Rochester Cider Mill proposed amendments to the consent judgment until there is more information relative to alcohol consumption, input from the Township planner, and a discussion about language to be used in the agreement by the three (3) attorneys representing residents, cider mill, and the Township.

AYES: BUXAR, BAILEY, LANGLOIS, MCKAY
NAYS: GONSER, THALMANN

MOTION PASSES: 4 – 2

BOARD RECESSED at 8:52 PM for a break.

MEETING RECONVENED at 9:03 PM.

MARKEL FOIA APPEAL

Beth Markel gave a brief chronology of her FOIA appeal to the Board.

MOVED BY THALMANN, SECONDED BY BAILEY to have the Township manager ask Parks and individuals named in the FOIA to produce documents that were requested (in November 2013) and explain why they were not produced. If they could not be produced, they are to explain why at the next regular Board meeting.

MOTION PASSES: UNANIMOUS

PAINT CREEK CIDER MILL WATERWHEEL

Bruce Smith, Engineer, gave a PowerPoint presentation on the restoration of the Paint Creek Cider Mill waterwheel and fore bay. He and Jerry Mancour requested the opportunity to bid on the restoration of the cider mill water power system.

The Board heard public comment from:
John Markel, 245 Birch Hill Dr., OT

MOVED BY BAILEY, SECONDED BY THALMANN to include in the overall plan by using the existing subcommittee, develop a prioritized list of things that need improvement in the cider mill which includes restoration of the waterwheel and forebay.

MOTION PASSES: UNANIMOUS

PAID ON CALL FIREFIGHTER

MOVED BY BUXAR, SECONDED BY THALMANN to approve the hiring of one paid on call firefighter.

MOTION PASSES: UNANIMOUS

SAFETY PATH AND TRAILS COMMITTEE (SPTC)

There was a brief discussion of upcoming plans from the Safety Path and Trails Committee (SPTC). Treasurer Langlois made the Board aware of their proposed requests which are: (a) Appointment of a 7-member SPTC – expand by 4 members (b) Recognize SPTC as a

“recommending body” (c) Provide approximately 25 hrs./per month of administrative support for SPTC.

RESIGNATION OF TRUSTEE MCKAY

MOVED BY BAILEY, SECONDED BY LANGLOIS to regretfully accept the resignation of Trustee Sharon McKay.

MOTION PASSES: UNANIMOUS

BOARD OF TRUSTEES APPOINTMENT

MOVED BY THALMANN, SECONDED BY GONSER to appoint Anthony Scaccia to the Board of Trustees effective April 9, 2014 to fill the vacancy created by the resignation of Trustee Sharon McKay.

The Board heard public comment from:

Frank Ferriolo, 5600 Kirkridge Tr., OT

Judy Keyes, OT

Alice Tombouljian, Parks & Recreation Commissioner

Treasurer Langlois took a roll call vote:

AYES: GONSER, THALMANN

NAYS: BUXAR, BAILEY, LANGLOIS

ABSTAIN: MCKAY

MOTION FAILS: 3 – 2

CITIZENS COMMENTS

The Board heard public comment from:

Frank Ferriolo, 5600 Kirkridge Tr., OT

John Markel, 245 Birch Hill Dr., OT

Lana Mangiapane, 2310 Dutton Rd., OT

Judy Keyes, OT

TOWNSHIP MANAGER’S REPORT

None

BOARD REPORTS

TRUSTEE THALMANN

Trustee Thalmann is hoping to get many volunteers for “Clean Scene” on May 3. She asked everyone that evening to take a yellow sign and post it along a main road in Oakland Township to help advertise the event.

TRUSTEE MCKAY

None

TRUSTEE BUXAR

None

TRUSTEE BAILEY

Trustee Bailey plans to have a presentation for the Board from ECT very soon. The committee has been very impressed with their work so far.

TREASURER LANGLOIS

Treasurer Langlois had several reports: A) The Planning Commission has completed its review of the Goodison Plan. B) As soon as possible, Treasurer Langlois would like to see a comprehensive review of fees to align them with current and anticipated volume as well as a proposal for results based on Township activity. C) The Treasurer also believes the Fire Millage Renewal should be reviewed soon and in time to get it on the ballot for the general election in November 2014. D) She supports creating a position of Building and Grounds Maintenance coordinator for the Township as quickly as possible. E) The Treasurer also extended her appreciation to Trustee McKay for her work and advocacy for Oakland Township residents.

SUPERVISOR GONSER

Supervisor Gonser presented trustee McKay with a plaque showing appreciation from the Township and thanked her for being an attribute to the Board of Trustees. He informed the Board and residents that the Water Resource Commission (WRC) and their engineers have been working on a water master plan for the Township and the desire for water treatment plants to improve the quality of water. The DEQ and EPA are going to require water storage in SW and SE Oakland Township. They are looking at possible sites.

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ADJOURNMENT

MOVED BY BAILEY, SECONDED BY MCKAY to adjourn the meeting at
10:26 PM.

MOTION PASSES: UNANIMOUS

NEXT SCHEDULED MEETING

Tuesday, April 22, 2014 at 7 PM
Oakland Township Hall – 1st Floor Meeting Room

Respectfully submitted,

Karen Reilly, Clerk
OT Board of Trustees

Approved,

Terry R. Gonser, Supervisor
OT Board of Trustees