

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

CALL TO ORDER

The July 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 Rd., Rochester, MI.

ROLL CALL

Clerk Reilly called the Roll.

PRESENT: Terry R. Gonser, Supervisor
Jeanne Langlois, Treasurer
Karen Reilly, Clerk
Robin Buxar, Trustee
Michael Bailey, Trustee
Maureen Thalmann, Trustee
John Giannangeli, Trustee

Ann Capela, Township Manager
Daniel Kelly, Township Attorney

ABSENT: NONE

A quorum was present.

CLOSED SESSION

MOVED BY LANGLOIS, SECONDED BY BAILEY to approve going
into closed session at 6:03 PM for the purpose of MCL15.268 (a) to
consider a periodic personnel evaluation of: a public officer, employee, staff
member, or individual agent, if the person requests a closed hearing.

Clerk Reilly took a roll call vote:

AYES: GONSER, LANGLOIS, REILLY, BUXAR, BAILEY,
THALMANN, GIANNANGELI

NAYS: NONE

MOTION PASSED: UNANIMOUS

MEETING RECONVENED

MOVED BY BAILEY, SECONDED BY BUXAR to reconvene into open session
at 6:47 PM.

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MOTION PASSED: 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.

Clerk Reilly called the Roll.

PRESENT: Terry R. Gonser, Supervisor
Jeanne Langlois, Treasurer
Karen Reilly, Clerk
Robin Buxar, Trustee
Michael Bailey, Trustee
Maureen Thalmann, Trustee
John Giannangeli, Trustee

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

ABSENT: NONE

A quorum was present.

CITIZENS COMMENTS

The Board heard public comment from:
Ron Cuddy, 3105 Clarkston Rd., OT
Frank Ferriolo, 5600 Kirkridge Tr., OT
Beth Markel, 245 Birch Hill Dr., OT
Reg Brown, 3666 Locust Dr., OT
Judy Keyes, OT
Greg Olson, 4190 Orion Rd., OT

AMENDMENTS/APPROVAL OF THE AGENDA

MOVED BY LANGLOIS, SECONDED BY BAILEY to approve adding a
legal Closed Session at the end of this meeting for the purpose of reviewing a
opinion.

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Clerk Reilly took a roll call vote

AYES: LANGLOIS, REILLY, BUXAR, BAILEY, THALMANN,
GIANNANGELI

NAYS: GONSER

MOTION PASSED: 6 – 1

MOVED BY LANGLOIS, SECONDED BY BAILEY to approve the agenda as amended.

MOTION PASSED: UNANIMOUS

CONSENT AGENDA

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

I. 1(a). Approval of the minutes for the June 10, 2014 Regular and Special (Closed Session) meetings. There were no changes to the Closed Session minutes of the Special Meeting and the Board accepted the Special (Closed Session) minutes as presented.

1(b). Approval of the minutes for the June 25, 2014 Special Meeting Workshop.

II. 2(a). June 16, 2014 in the amount of \$1,327.69
2(b). June 19, 2014 in the amount of \$312,046.14
2(c). June 24, 2014 in the amount of 161,155.50
2(d). July 2, 2014 in the amount of 112,934.80
2(e). July 3, 2014 in the amount of \$19,277.42

A copy of the lists of invoices is attached as part of these minutes.

III. Oakland Township Fire Department Mutual Aid Agreement

MOVED BY LANGLOIS, SECONDED BY BUXAR to approve the consent agenda minus items 1(a) and 2(d).

MOTION PASSED: UNANIMOUS

The following words were struck under Sewage Disposal Rate Resolution 14-09 on page 6 of the June 10, 2014 minutes: “...~~and Vicki Capela~~...” It should read: “and Vicki Putala, Engineer with Orchard, Hilz, and McCliment (OHM).”

The following words were struck from the motion under Orion Road Bridge Budget Amendment on page 8 of the June 10, 2014 minutes: “...~~general fund balance.~~” It should read: “to increase”

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101-901-975-010 Orion Road Bridge Replacement to come from funds appropriated from the General Fund fund balance 101-931-699-000”.

MOVED BY BAILEY, SECONDED BY BUXAR to approve the June 10, 2014 minutes as amended.

MOTION PASSED: UNANIMOUS

MOVED BY THALMANN, SECONDED BY BAILEY to retroactively approve a bill that had been withheld and reiterate an existing policy that only regular bills with due dates before the Township BOT meeting will be paid.

AYES: GONSER, REILLY, THALMANN, GIANNANGELI, BAILEY
NAYS: LANGLOIS, BUXAR

MOTION PASSED: 5 – 2

The Board heard public comment from:
Dick Michalski, 3070 Wains Way, OT

MOVED BY BAILEY, SECONDED BY LANGLOIS to approve the bills of July 2, 2014 in the amount of \$112,934.80.

MOTION PASSED: UNANIMOUS

APPOINTMENT OF PLANNING COMMISSION MEMBER

MOVED BY THALMANN, SECONDED BY LANGLOIS to table the nomination of Mr. Gary Kwapis until the August 12, 2014 BOT meeting.

The Board heard public comment from:
Reg Brown, 3666 Locust Dr., OT

MOTION PASSED: UNANIMOUS

GOODISON SUB AREA PLAN REVISION

The Chairman entertained public comment on the Goodison Sub Area Plan.

The Board heard public comment from:
Jan Olson, 4190 Orion Rd., OT

JUDY KEYES FOIA APPEAL

Ms. Keyes filed a FOIA request for the project summary, all proposals, and grant applications made on behalf of the Township by ECT, including, but not limited to the SAW grant application approved by the BOT at the November 20, 2013 open meeting in regards to the mill race. She addressed the Board regarding her appeal.

MOVED BY THALMANN, SECONDED BY GIANNANGELI to deny Ms.
Judy Keyes FOIA appeal.

MOTION PASSED: UNANIMOUS

MOVED BY THALMANN, SECONDED BY BUXAR to authorize the
Township attorney to provide a written response to the applicant denying
her appeal.

MOTION PASSED: UNANIMOUS

CRANBERRY LAKE BOARD APPOINTMENT

MOVED BY BAILEY, SECONDED BY THALMANN to appoint Trustee
Giannangeli to the Cranberry Lake Board as the BOT representative.

MOTION PASSED: UNANIMOUS

FIRE MILLAGE

The Board discussed November 2014 ballot language for a renewal of the Fire Millage which would take effect in December of 2015. There are no scheduled elections in 2015.

MOVED BY LANGLOIS, SECONDED BY BAILEY to approve ~~renewal of the~~
ballot language for the renewal of the-current Fire Department millage.

The Board heard public comment from:
Reg Brown, 3666 Locust Dr., OT

Clerk Reilly took a roll call vote:
AYES: GONSER, LANGLOIS, REILLY, THALMANN,
GIANNANGELI, BUXAR, BAILEY
NAYS: NONE

MOTION PASSED: UNANIMOUS

TOWNSHIP MANAGER’S REPORT

Ann Capela, Township Manager, e-mailed her report to the BOT and would be happy to answer any questions regarding it. The O.C. Road Commission notified her that the Orion Road Bridge project may be completed by August 15st, which is ahead of schedule.

BOARD REPORTS

TRUSTEE BUXAR

Trustee Buxar suggested adding discussion of the BOT role in the hiring process to the August 2014 agenda. She also reported that the O.C. Road Commission has scheduled replacement of the Paint Creek Guard Rail. Trustee Buxar requested the Township Manager do a follow up to ask why it is being replaced, what is the traffic impact, and duration of the project?

TRUSTEE BAILEY

Trustee Bailey reported that the Clinton River Watershed Council has responded to the letter sent by the Township attorney. Trustee Bailey and the attorney are planning a response.

TREASURER LANGLOIS

Treasurer Langlois reported the Safety Paths and Trails Committee (SPTC) met last week and elected officers. They plan to review projects and identify the ones that can be completed within the existing five (5) year Master Plan. Also, the Treasurer would like the Township engineering firm, PEA, planning consultant, and Township attorney to review the sewer and water technical memos that the BOT was given. She thinks the Board needs more answers, background information, a better understanding of options, and also the BOT’s role in the entire process.

TRUSTEE GIANNANGELI

Trustee Giannangeli reported that the Planning Commission (PC) is in the process of updating their Master Plan. They are incorporating an opinion survey to gather citizens input. Giannangeli suggested the BOT include a few questions in the survey as well. The PC will be coming forward to the Board to source the survey based on the Township purchasing guidelines.

TRUSTEE THALMANN

Trustee Thalmann said she does not believe Township legal bills should be made public by posting them on-line because of the confidential and privileged information they contain.

CLERK REILLY

Clerk Reilly reported the absent voter ballots went out on Monday, July 7.

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SUPERVISOR GONSER

The Supervisor encouraged everyone to vote on August 5.

CLOSED SESSION

MOVED BY THALMANN, SECONDED BY LANGLOIS to approve going into closed session at 10:05 PM for the purpose of discussing a written legal memorandum.

Clerk Reilly took a roll call vote:

AYES: GONSER, LANGLOIS, REILLY, BUXAR, BAILEY,
THALMANN, GIANNANGELI

NAYS: NONE

MOTION PASSED: UNANIMOUS

MEETING RECONVENED

MOVED BY BAILEY, SECONDED BY BUXAR to reconvene into open session at 10:50 PM.

MOTION PASSED: UNANIMOUS

ADJOURNMENT

MOVED BY BUXAR, SECONDED BY GIANNANGELI to adjourn the meeting at 10:52 PM.

MOTION PASSED: UNANIMOUS

NEXT SCHEDULED MEETING

**Tuesday, August 12, 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