

## **CALL TO ORDER**

The August 11, 2015 Regular Meeting of the Charter Township of Oakland Board of Trustees was called to order by Supervisor Gonser at 7:09 PM in the Township Hall, 4393 Collins Rd., Rochester, MI.

## **PLEDGE OF ALLEGIANCE AND ROLL CALL**

Supervisor Gonser led the reciting of The Pledge of Allegiance.

Clerk Reilly called the Roll.

Members Present: Terry R. Gonser, Supervisor  
Karen Reilly, Clerk  
Jeanne Langlois, Treasurer  
Robin Buxar, Trustee  
Michael Bailey, Trustee  
Frank Ferriolo, Trustee  
John Giannangeli, Trustee

Absent: None

Also Present: Warren Brown, Township Manager  
Dan Kelly, Township Attorney  
Cari Neubeck, Deputy Clerk

A quorum was present.

## **ANNOUNCEMENTS AND PROCLAMATIONS**

There were not any announcements nor proclamations.

## **PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA**

The Board heard public comment from:  
Greg Olson – 4190 Orion Rd.  
John Markel – 245 Birch Hill Dr.  
Roger Schmidt – 455 Rochester Rd.  
Jim Carter – 3558 Briarbrooke Ln.  
Marc Edwards – 470 Ashford Ct.

## **AMENDMENTS/APPROVAL OF THE AGENDA**

The Board agreed to add the following agenda items under Pending Business:

Township Manager Resignation and Next Steps; Markel FOIA Appeal; RFP Planner Process; Cider Mill Trees; HSA Match for Township Employees; Planning Commission Update

MOTION by Giannangeli, supported by Langlois to approve the agenda as amended.

Motion carried unanimously.

### **CONSENT AGENDA**

MOTION by Bailey, supported by Buxar to approve the Consent Agenda as submitted.

1. Approval of Bills
  - August 3, 2015 in the amount of \$28,949.47
  - August 11, 2015 in the amount of \$84,299.46
2. Approval of Minutes
  - July 28, 2015

Motion carried unanimously.

### **PENDING BUSINESS**

#### **1. OPC Budget Presentation**

MOTION by Bailey, supported by Buxar to approve the 2016 OPC Budget as presented.

Motion carried unanimously.

#### **2. Township Manager Resignation and Next Steps**

MOTION by Ferriolo, supported by Langlois to accept the resignation of Warren Brown, Township Manager effective September 18, 2015.

MOTION by Ferriolo to ask township attorney to look at recent applicants to begin to look for a replacement and to also check with internal personnel as well.

Ferriolo withdrew his motion.

MOTION by Buxar, supported by Bailey to authorize the township attorney to inquire as to the interest of former candidates, any internal candidates and give a report at the August 25, 2015 Board of Trustees meeting.

The Board heard public comment from:  
Marc Edwards – 470 Ashford Ct.

Motion carried unanimously.

### **3. PRC Marsh View Park Rezoning First Reading**

MOTION by Bailey, supported by Buxar to approve the First Reading of the Marsh View Park Rezoning.

Ayes: Giannangeli, Reilly, Langlois, Bailey, Buxar, Ferriolo  
Nays: Gonser

Motion carried: 6/1.

MOTION by Langlois, supported by Buxar to set the Second Reading of the Marsh View Park Rezoning for September 8, 2015 and to direct staff to comply with the notice provisions.

Motion carried unanimously.

### **4. Sign Ordinance Amendment Second Reading**

MOTION by Bailey, supported by Buxar to approve the Second Reading of the Sign Ordinance Amendment.

The Board heard public comment from:  
John Markel - 245 Birch Hill Dr.  
Jim Carter – 3558 Briarbrooke Ln.

Motion carried unanimously.

### **5. Knob Creek SAD Request**

MOTION by Ferriolo, supported by Langlois to approve the Knob Creek SAD request for support in the amount of 10% not to exceed \$25,000.

Motion carried unanimously.

### **6. ZBA Appointment**

MOTION by Ferriolo, supported by Buxar to approve the reappointment of Michael Tyler for a three-year term expiring September 1, 2018.

The Board heard public comment from:  
Judy Workings – 188 Letts Rd.  
Larry Tomczak – 3550 Mountain Laurel Ct.  
John Markel - 245 Birch Hill Dr.

Jim Carter – 3558 Briarbrooke Ln.

Motion carried unanimously.

### **7. Subcommittee Reports**

The Board heard public comment from:

John Markel - 245 Birch Hill Dr.

Henry Carels – 5322 Abby Rd.

### **8. Markel FOIA Appeal**

MOTION by Ferriolo, supported by Reilly having received the FOIA appeal of Elizabeth Markel dated August 7, 2015; the Board having reviewed the FOIA request and the Township's response, so move to deny the FOIA appeal of Elizabeth Markel dated August 7, 2015, and thereby uphold the Charter Township of Oakland's FOIA response to the original FOIA request dated August 3, 2015. To further move to direct the Township attorney to provide a written decision of the appeal to Elizabeth Markel within 10 business days.

Ayes: Reilly, Langlois, Bailey, Buxar, Ferriolo

Nays: Giannangeli, Gonser

Motion carried: 5/2.

The Board heard public comment from:

John Markel - 245 Birch Hill Dr.

### **9. RFP Planner Process**

The Board heard public comment from:

Jim Carter – 3558 Briarbrooke Ln.

### **10. Cider Mill Trees**

MOTION by Buxar, supported by Langlois to approve the Davey Tree expenditure of an amount not to exceed \$6,500 for the removal of dead trees behind the Cider Mill.

Motion carried unanimously.

### **11. HSA Match for Township Employees**

MOTION by Bailey, supported by Buxar to approve the HSA match of \$250 for single/\$500 for family to all township employees.

Motion carried unanimously.

## **12. Planning Commission Update**

Trustee Giannangeli gave a report of the recent Planning Commission meeting.

### **PUBLIC COMMENT**

The Board heard public comment from:

John Markel - 245 Birch Hill Drive

Paul Strelchuk, Fire Chief

### **TOWNSHIP MANAGER'S REPORT**

Manager Brown commented on his report.

### **BOARD REPORTS & CORRESPONDENCE**

**Trustee Giannangeli** - Gave no report.

**Trustee Ferriolo** – Mentioned that Ms. Mannino has posted a nice article on the wildflowers at Bear Creek in Natural Area Notebooks.

He further commented that the Sandhill Cranes have returned to our township.

**Clerk Reilly** - Gave no report.

**Supervisor Gonser** – Gave no report.

**Treasurer Langlois** - Mentioned an opening on the Safety Path and Trails Committee.

Reported that the Township's financial position remains AAA bond worthy. Expenses are well within a comfortable range.

She further commented that the PRC has a most efficient outreach program for residents to treat Phragmites and encourages many to take advantage.

Southern Oakland Township Living magazine has a wonderful article on the history of the Cider Mill.

**Trustee Bailey** – Gave no report.

**Trustee Buxar** – Gave no report.

### **CLOSED SESSION**

MOTION by Buxar, supported by Bailey to enter into Closed Session at 9:14 PM to consult with the attorney regarding pending litigation and to review written legal opinion(s).

Roll Call Vote: Ayes: Giannangeli, Gonser, Ferriolo, Reilly, Langlois, Bailey, Buxar

Nays: None

Absent: None

Motion carried unanimously.

**MEETING RECONVENED**

MOTION by Bailey, supported by Buxar to reconvene into open session at 9:30 PM.

Motion carried.

**ADJOURNMENT**

MOTION by Buxar, supported by Ferriolo to adjourn the regular meeting at 9:31 PM.

Motion carried unanimously.

**NEXT SCHEDULED MEETING**

Tuesday, August 25<sup>th</sup>, 2015 at 7:00 P.M.  
Oakland Township Hall – 1<sup>st</sup> Floor Meeting Room

Respectfully submitted,

Approved,

Karen Reilly, Clerk  
Board of Trustees

Terry R. Gonser, Supervisor  
Board of Trustees