

CALL TO ORDER

The December 8, 2015 Regular Meeting of the Charter Township of Oakland Board of Trustees was called to order by Supervisor Gonser at 7:00 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
Jeanne Langlois, Treasurer
Karen Reilly, Clerk
Robin Buxar, Trustee
Michael Bailey, Trustee
Frank Ferriolo, Trustee
John Giannangeli, Trustee

Absent: None

Also Present: Dale Stuart, Township Manager
Dan Kelly, Township Attorney
Cari Neubeck, Deputy Clerk

A quorum was present.

ANNOUNCEMENTS AND PROCLAMATIONS

Supervisor Gonser stated the bridge on Orion Road near Snell Road will be worked on this summer.

He further commented that the Board of Review will have a change of location in March due to the Primary Election held on the same day.

PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA

The Board heard public comment from:
Stacy Sobotka – The Record Newspaper

AMENDMENTS/APPROVAL OF THE AGENDA

The Board agreed to add Closed Session for review of attorney opinion under Pending Business #12.

MOTION by Bailey, supported by Buxar to approve the agenda as amended.

Motion carried unanimously.

CONSENT AGENDA

MOTION by Bailey, supported by Langlois to approve the Consent Agenda as presented.

1. Approval of Bills
 - November 13, 2015 in the amount of \$8,256.05
 - November 19, 2015 in the amount of \$32,299.34
 - November 30, 2015 in the amount of \$4,606.59
 - December 8, 2015 in the amount of \$331,817.56
2. Approval of Minutes
 - November 10, 2015 Regular

Motion carried unanimously.

PENDING BUSINESS

1. OPC Transportation Presentation & Millage Request

A presentation was given by Renee Cortright, Finance Director regarding the OPC Transportation Services.

The Board heard public comment from:

Beth Markel – 245 Birch Hill Dr.

Martin McClure – 920 W. Snell Rd.

John Markel – 245 Birch Hill Dr.

2. Approval of Ballot Language and Election Dates

MOTION by Bailey, supported by Buxar to approve the amended OPC Transportation Millage proposal language as follows:

Shall the Charter Township of Oakland renew and continue to levy 0.09 mills (\$0.09 per \$1,000) and also levy a new additional 0.01 mills (\$0.01 per \$1,000) for a total of 0.1 mills (\$.10 per \$1,000) to provide funds to the Older Persons Commission to enable it to maintain or increase handicapped and senior transportation services, on the taxable value of all property assessed for taxes in the Township for ten (10) years, beginning with the December 2016 levy, which will provide an estimated revenue of \$124,349 if levied in full in the first year of such levy?

Motion withdrawn.

3. PRC Budget Amendments

MOTION by Langlois, supported by Bailey to approve the proposed PRC budget amendments as follows:

Parks Fund

1. 208-000-676.000 Paint Creek Trail Prepaid Expenses increased from \$49,800 to \$53,140.
2. 208-753-702.010 Paint Creek Trail Administrative Assistant will increase from \$2,400 to \$4,600.
3. 208-753-702.020 Paint Creek Trail Bike Patrol will increase from \$4,000 to \$4,840.
4. 208-862-715.753 Paint Creek Trail FICA will increase from \$3,600 to \$3,900.

Motion carried unanimously.

MOTION by Ferriolo, supported by Buxar to approve the proposed PRC budget amendments as follows:

Parks Fund

5. 208-907-971.756 Land Acquisition would increase from \$0 to \$80,000.
6. 208-871-702.030 Workers' Compensation costs increased from \$4,500 to \$4,900.
7. 208-931-699.000 Transfer from Reserve would increase from \$884,943 to \$965,343.

Motion carried unanimously.

MOTION by Ferriolo, supported by Buxar to approve the proposed PRC budget amendment as follows:

Land Preservation Fund

1. 408-901-974.755 Park Development Capital Outlay would increase from \$0 to \$1,338.75.

Motion carried unanimously.

MOTION by Langlois, supported by Bailey to approve the proposed PRC budget amendment as follows:

Land Preservation Fund

2. 408-901-974.757 Stony Creek Ravine Nature Park Capital Outlay would increase from \$0 to \$1,548.

The Board heard public comment from:
Beth Markel – 245 Birch Hill Dr.

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

Motion carried 6/1.

MOTION by Langlois, supported by Buxar to approve the proposed PRC budget amendment as follows:

Land Preservation Fund

3. 408-871-702.030 Workers' Compensation costs increased from \$2,700 to \$3,100.

Motion carried unanimously.

MOTION by Langlois, supported by Reilly to approve the proposed PRC budget amendment as follows:

Land Preservation Fund

4. 408-931-699.000 Transfer from Reserve would increase from \$51,882 to \$55,169.23.

Motion carried unanimously.

4. Oil & Gas Structure Ordinance

MOTION by Bailey, supported by Ferriolo to authorize Attorney Kelly to work with Mr. Lewan to rewrite the Oil and Gas Structures Ordinance document to not cite particular lawsuit cases and to make any other revisions Attorney Kelly and Mr. Lewan deem appropriate, and to present back to the Board as a First Reading in January.

The Board heard public comment from:
John Griffin - Associated Petroleum Industries of Michigan

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

Motion carried 6/1.

5. Ethics Policy

MOTION by Ferriolo, supported by Buxar To rescind any previously adopted Code of Ethics relating to the Township Board and to reaffirm Item C – *Principles of Township Governance Excellence* which was adopted June 2013 with the removal of the header “The Charter Township of Oakland Board pledges to:” and to remove the footer “These principles we pledge to our citizens, our state, and to our county. Signed in the month of June, 2013”.

The Board heard public comment from:
John Markel – 245 Birch Hill Dr.
Bob Yager – 1146 Bear Creek Ct.
Beth Markel – 245 Birch Hill Dr.

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

Motion carried 6/1.

6. 15/16 Snow Plowing Bid Consideration

MOTION by Giannangeli, supported by Buxar to reject the single 15/16 Snow Plowing bid received initially.

Motion carried unanimously.

MOTION by Bailey, supported by Langlois to engage services with Environment by Design, Inc. based on their past performance for snow removal for the 2015-2016 season.

Motion carried unanimously.

7. Proposal to Engage Carlisle Wortman to Amend Ordinance 16

MOTION by Langlois, supported by Bailey to approve the expenditure of the funds in an amount not to exceed \$2,315.00 to engage Carlisle Wortman Associates, Inc. to make the Ordinance 16 amendments.

Motion carried unanimously.

8. CDBG FY2016 Allocation

MOTION by Buxar, supported by Bailey to approve allocation of PY 2016 Community Development Block Grant funds in the approximate amount of \$23,406 as follows and authorize the Supervisor to sign the application and the conflict of interest certification, and submit the documents to Oakland County:

Public Service #1 – Battered and Abused Spouses	\$3,500
Public Service #2 – Transportation Services	\$3,521
Mobile Home Repair Program –	\$16,385

Motion carried unanimously.

9. Subcommittee Reports

Updates were given from the following subcommittees:

Blossom Ridge Litigation	Mill Race
Paint Creek Cider Mill	Roads
Water	Fire

PUBLIC COMMENT

The Board heard public comment from:

Janet Olson – 4190 Orion Rd.

Ralph Jessee and Janey Grier – 517 Whims Ln.

John Markel – 245 Birch Hill Dr.

TOWNSHIP MANAGER'S REPORT

Mr. Stuart updated the Board on the following:

16/17 Budgets

MTA Educational Conference

Photographer for website

Employee potluck luncheon

BOARD REPORTS & CORRESPONDENCE

Trustee Bailey – announced that the Township Christmas party will take place on December 18th at the Paint Creek Cider Mill.

He further wished all a Merry Christmas

Trustee Buxar – Merry Christmas and Happy New Year.

Supervisor Gonser – recognized all Pearl Harbor survivors.

He also wished our Jewish friends a Happy Hanukkah, and others a Merry Christmas and a safe Happy New Year.

Trustee Ferriolo – gave an update on the Paint Creek Trailways Commission.

He also wished everyone a Merry Christmas.

Trustee Giannangeli – wished the residents a happy, healthy and safe holiday season.

Clerk Reilly – wished all a Merry Christmas and Happy New Year.

Treasurer Langlois – stated should residents be interested in speed limits and breed specific dog bans, there are currently bills up for consideration. Please contact your State Representative for more information.

CLOSED SESSION

MOTION by Bailey, supported by Langlois to enter into Closed Session at 10:05 PM for the purpose of reviewing a written legal opinion.

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

Nays: none

Absent: none

Motion carried unanimously.

MEETING RECONVENED

MOTION by Bailey, supported by Buxar to reconvene into open session at 10:37 PM.

Motion carried unanimously.

Authority Exercised Over All Boards/Committees/Commissions

MOTION by Langlois, supported by Bailey that it is hereby confirmed this 8th day of December, 2015, that the Township Manager/Superintendent has the following powers in addition to those already established, with respect to the Zoning Board of Appeals, the Planning Commission and any other boards or commissions other than the Township Board of Trustees:

1. Supervising Control
2. Approval of the date and time of any meeting
3. Review and approve the agenda of any meeting
4. Cancelling a meeting that is deemed to be unnecessary or inappropriate

5. Oversee and approve all expenditure of funds by any boards, committees or commissions.

Motion carried unanimously.

ADJOURNMENT

MOTION by Bailey, supported by Buxar to adjourn the regular meeting at 10:41 PM.

Motion carried unanimously.

NEXT SCHEDULED MEETING

Tuesday, January 12, 2016 at 7:00 P.M.
Oakland Township Hall – 1st Floor Meeting Room

Respectfully submitted,

Approved,

Karen Reilly, Clerk
Board of Trustees

Terry R. Gonser, Supervisor
Board of Trustees