

CALL TO ORDER

The January 12, 2016 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

There were not any announcements nor proclamations.

PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA

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

AMENDMENTS/APPROVAL OF THE AGENDA

The Board agreed to add *Consideration of a Modification to a December 8, 2015 Motion* under Pending Business #5.

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

Motion carried unanimously.

CONSENT AGENDA

The Board agreed to pull Item #1. a. – December 8, 2015 Minutes and #5 Acceptance of ZBA Chairman's Resignation.

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

1. Approval of Minutes
 - December 11, 2015 Special
 - December 16, 2015 Special
 - December 22, 2015 Special
 - January 4, 2016 Special
2. Approval of Bills
 - December 22, 2015 in the amount of \$4,076.22
 - December 29, 2015 in the amount of \$1,225.00
 - January 5, 2016 in the amount of \$4,140.18
 - January 12, 2016 in the amount of \$329,700.22
3. No Haz Interlocal Agreement and Resolution
4. Michigan Municipal Risk Management Authority (MMRMA) Renewal

Motion carried unanimously.

MOTION by Bailey, supported by Langlois to approve the December 8, 2015 minutes as presented.

Motion carried unanimously.

PENDING BUSINESS

1. Blossom Ridge Litigation Report

A summary and update to the Blossom Ridge litigation process was given by Dan Kelly, Township Attorney.

MOTION by Ferriolo, supported by Giannangeli to authorize the Township Manager within thirty-six hours to make available for public review the proposed development plans and to place on the January 26, 2016 Board of Trustees agenda the *Consideration of the Court Appointed Facilitator Recommended Consent Judgement in the Matter of the Mocerri DM Investments et al. vs. Charter Township of Oakland.*

Vote on the motion Ayes: Giannangeli, Ferriolo, Gonser, Bailey, Buxar
Nays: Langlois, Reilly

Motion carried 5/2.

MOTION by Langlois, supported by Ferriolo to permit public comment in regard to the Blossom Ridge Report.

Vote on the motion Ayes: Giannangeli, Ferriolo, Reilly, Langlois, Bailey, Buxar
Nays: Gonser

Motion carried 6/1.

The Board heard public comment from:
Dick Michalski – 3070 Wains Way
John Markel – 245 Birch Hill Dr.

2. Oil & Gas Structure Ordinance First Reading

The Board heard public comment from:
Brandy Svensson – 1140 Knob Creek Dr.
Dick Michalski – 3070 Wains Way

MOTION by Ferriolo, supported by Langlois to approve the First Reading of the Oil & Gas Structures Ordinance. To authorize the township administration to publish the ordinance as specified by state law and to schedule a Second Reading on the proposed ordinance for the regular meeting of the Board of Trustees on February 9, 2016.

Vote on the motion Ayes: Giannangeli, Ferriolo, Reilly, Langlois, Bailey, Buxar
Nays: Gonser

Motion carried 6/1.

3. Discussion – Front Entrance

MOTION by Ferriolo, supported by Bailey to approve the front entrance proposal minus the lighting and melt system in its entirety and for the Township Manager to get a final proposal and bring back to the Board for final approval.

Vote on the motion Ayes: Ferriolo, Buxar, Bailey
Nays: Giannangeli, Gonser, Reilly, Langlois

Motion failed 4/3.

MOTION by Langlois, supported by Buxar to approve the construction costs as stated \$252,647.71 minus as stated in the packet the canopy, the snow melt system and the new light poles. But to include an evaluation of converting to the LED lighting option at an amount per the discretion of the Township Manager.

Vote on the motion Ayes: Buxar, Langlois, Gonser, Reilly, Ferriolo, Giannangeli

Nays: Bailey

The Board heard public comment from:

John Markel – 245 Birch Hill Dr.

Dick Michalski – 3070 Wains Way

Motion carried 6/1.

4. Friends of the Paint Creek Trail Request for Charitable Gaming License

MOTION by Ferriolo, supported by Langlois to approve the Resolution recognizing the Friends of the Paint Creek Trail as a 501(c) (3) non-profit organization.

Roll Call Vote: Ayes: Buxar, Bailey, Langlois, Gonser, Reilly, Ferriolo, Giannangeli
 Nays: None
 Absent: None

Motion carried unanimously.

The Board heard public comment from:

Chris Gray – Member of the Friends of the Paint Creek Trail

5. Consideration of a Modification to a December 8, 2015 Motion

MOTION by Langlois, supported by Ferriolo that it is hereby confirmed this 12th day of January, 2016, that the Township Manager/Superintendent has the following powers, 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.

The Board heard public comment from:

Dick Michalski – 3070 Wains Ways

John Markel – 245 Birch Hill Dr.

Motion carried unanimously.

There was no motion offered to accept the ZBA Chairman, Michael Tyler's resignation.

MOTION by Ferriolo, supported by Buxar to consider postponing the acceptance of the resignation of Michael Tyler, ZBA Chairman in lieu of reconsideration.

Motion carried unanimously.

PUBLIC COMMENT

The Board heard public comment from:
Dick Michalski – 3070 Wains Ways
John Markel – 245 Birch Hill Dr.

TOWNSHIP MANAGER'S REPORT

Mr. Stuart updated the Board on the following:
Return of employee on medical leave
Resignation of Treasurer's Office employee
MTA Educational Conference
Budget workshops

BOARD REPORTS & CORRESPONDENCE

Trustee Giannangeli – wished everyone a Happy New Year.

Trustee Ferriolo – stated he has great respect for Mr. Tyler and hopes he will reconsider his resignation to the ZBA.

Clerk Reilly – had nothing to report.

Treasurer Langlois – gave an update on the Safety Path and Trails Commission.

Trustee Bailey – reported he has received a quote from ECT to develop a plan to restore the Mill Race and will be setting up a meeting with the subcommittee and ECT to develop a plan and have ECT present it at the February 9, 2016 Board of Trustees meeting.

Trustee Buxar – wished all a Happy New Year and thanked everyone who helped make the Christmas party a success.

Supervisor Gonser – stated the OPC has a new registration system and a great new website.

He further gave an update on a meeting he attended with the Road Commission.

ADJOURNMENT

MOTION by Bailey, supported by Buxar to adjourn the regular meeting at 9:45 PM.

Motion carried unanimously.

NEXT SCHEDULED MEETING

Tuesday, January 26, 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