

CHARTER TOWNSHIP OF OAKLAND BOARD OF TRUSTEES

DRAFT

May 20, 2013

The May 20, 2013, the Special Meeting of the Charter Township of Oakland Board of Trustees was called to order at 5:00 p.m. in the Township Hall.

PRESENT: Terry Gonser, Supervisor
Karen Reilly, Clerk
Jeanne Langlois, Treasurer
Michael Bailey, Trustee
Judy Keyes, Trustee
Sharon McKay, Trustee, Arrived: 5:25 PM

James Creech, Manager

ABSENT: Maureen Thalmann, Trustee

A quorum was present.

PLEDGE OF ALLEGIANCE

Supervisor Gonser led the Board, staff and those present in the Pledge of Allegiance.

CITIZENS:

Frank Ferriolo, 5600 Kirkridge Trail, spoke.

FREEDOM OF INFORMATION ACT (FOIA) APPEAL

Attorney, Jim Tamm of O'Connor, DeGrazia, Tamm and O'Connor, Bloomfield Hills, Michigan representing client Marc Edwards introduced himself and made several statements relating to Mr. Edward's FOIA requests and appeal.

Supervisor Terry Gonser indicated that the Township Board's consideration of the appeal of the request to release documents will be on a subject basis, and each subject will have page numbers associated with that subject.

GAP ANALYSIS, Six (6) pages:

MOTION by **KEYES**, **SECONDED** by **BAILEY** that although the Township Board believes that the material contains frank communications and falls within the exemption from disclosure provisions contained in MCL 15.243.1(m), to release pages 1 through 6.

CARRIED 6-0

MDEQ PERMITTING One (1) page:

MOTION by **BAILEY**, **SECONDED** by **KEYES** that although the Township Board believes that the material contains frank communications and falls within the exemption from disclosure provisions to release the one page withheld from disclosure.

CARRIED 6-0

PARKS AND RECREATION AUTHORITY Five (5) pages

MOTION by **LANGLOIS, SECONDED** by **BAILEY** that although the Township Board believes that the material contains frank communications and falls within the exemption from disclosure provisions to release pages: 1, 2, and 4.

CARRIED 6-0

MOTION by **LANGLOIS, SECONDED** by **REILLY** to deny the request and withhold: page 3 (dated March 18th and March 19th of 2013) and page 5 (dated April 4, 2013) because those pages contain material exempt from disclosure under frank communications and attorney/client privilege.

CARRIED 6-0

BLOSSOM RIDGE Twenty-two (22) pages

MOTION by **BAILEY, SECONDED** by **LANGLOIS** that although the Township Board believes that the material contains frank communications and falls within the exemption from disclosure provisions to release pages: 1, 2, 3, 4, 11, 12, 13, 14, 21 and 22.

CARRIED 6-0

MOTION by **REILLY, SECONDED** by **LANGLOIS** to redact the first paragraph due to frank discussion and attorney/client privilege, then release pages: 15, 16, and 17.

CARRIED 6-0

MOTION by **REILLY, SECONDED** by **LANGLOIS** to deny request to release of: page 5 (dated February 20, 2013) , pages 6 and 7 (dated December 22, 2012) pages 8 and 9 (dated April 1, 2013), page 10 (dated November 1, 2012), page 18 (dated March 26, 2013), page 19 (dated April 1, 2013), and page 20 (dated November 20, 2012) due to exemptions of frank conversation, attorney/client privilege, and discussion of closed session material.

CARRIED 6-0

Attorney Tamm requested that the senders and recipients of those public documents that are being withheld from disclosure be disclosed. He also reiterated the appeal request that the emails be provided in electronic format.

The Township Attorney was directed to write a written response to Mr. Tamm.

ADJOURNMENT:

MOTION by **BAILEY. SECONDED** by **KEYES** to adjourn the meeting at 5:55 PM

CARRIED 6-0.

Respectfully submitted,

Approved,

Karen Reilly
Clerk

Terry R. Gonser
Supervisor