

CHARTER TOWNSHIP OF OAKLAND BOARD OF TRUSTEES
SEPTEMBER 24, 2013
APPROVED MINUTES

CALL TO ORDER

The September 24, 2013 regular meeting was called to order by Supervisor Gonsor at 7:05 p.m. in the Township Hall.

PRESENT: Terry Gonsor, Supervisor
Karen Reilly, Clerk
Jeanne Langlois, Treasurer
Judy Keyes, Trustee
Michael Bailey, Trustee
Maureen Thalmann, Trustee

James Creech, OT Manager
Steve Hitchcock, OT Attorney
Mary Purcell, Recording Secretary

ABSENT: Sharon McKay, Trustee

A quorum was present.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Supervisor Gonsor led the Pledge of Allegiance.

Clerk Reilly called the Roll.

CLOSED SESSION ADJOURNMENT

MOVED BY THALMANN, SECONDED BY KEYES to adjourn the Closed Session meeting held immediately prior to this session.

AYES: GONSER, REILLY, LANGLOIS, KEYES, BAILEY, THALMANN

NAYS: NONE

MOTION PASSES: UNANIMOUS

ANNOUNCEMENT

Supervisor Gonsor discussed the length of BOT meetings because the last two meetings have gone past midnight. He suggested meetings be limited to 3 ½ hours unless extended by a vote of the Board. Citizens should be allowed one comment with a three minute time limit. Citizens should also be allowed only one comment per motion. He requested meeting protocol be

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followed. Trustee Keyes had a comment about BOT bylaws which specify meetings should be adjourned by 9:30 p.m. unless there is a vote by the Board.

CITIZENS COMMENT

Supervisor Gonsler welcomes comments from citizens. He mentions that this is a time for items not on the agenda and asks people to please limit their remarks to three minutes. Direct comments to the Chairman and respect the rights of people who have the floor.

The Board heard public comment from:

Beth Markel, 245 Birch Hill Dr., OT

AMENDMENTS/APPROVAL OF AGENDA

Trustee Langlois motioned to propose a change in the agenda by adding Item: 12 (A) to Item: 12 “Goodison Plan Motion”.

MOVED BY BAILEY, SECONDED BY THALMANN to adopt the agenda as amended.

AYES: GONSER, REILLY, LANGLOIS, KEYES, BAILEY, THALMANN

NAYS: NONE

MOTION PASSES: UNANIMOUS

BILLS

Bills from September 11, 2013 had already been approved by Parks and Recreation and posted for information purposes only.

MOVED BY BAILEY, SECONDED BY THALMANN to accept the bills of September 24, 2013 as presented.

AYES: GONSER, LANGLOIS, REILLY, BAILEY, THALMANN

NAYS: KEYES

MOTION PASSES: 5 – 1

MINUTES

MOVED BY LANGLOIS, SECONDED BY BAILEY to approve the minutes of September 10, 2013 as presented.

AYES: GONSER, REILLY, BAILEY, THALMANN

NAYS: KEYES, LANGLOIS

MOTION PASSES: 4 – 2

MOVED BY KEYES, SECONDED BY BAILEY to make an amendment to the motion to table approval of minutes until Trustee McKay can state clearly what her vote was (on Zoning Ordinance 16-2013A).

AYES: KEYES, BAILEY, LANGLOIS

NAYS: GONSER, REILLY, THALMANN

MOTION FAILS: TIE

REDWOOD TREES

The Board heard a presentation on the metasequoia (Dawn Redwood) by Parks Commissioner, Roger Schmidt. They are an ancient species with an abundant history and adaptable to the local climate. He is willing to arrange for six trees to be planted on municipal property at no cost to the township.

MOVED BY BAILEY, SECONDED BY KEYES to approve the planting of six metasequoia (Dawn Redwood) on township property as diagramed in the picture submitted to the Board.

AYES: GONSER, LANGLOIS, REILLY, KEYES, BAILEY, THALMANN

NAYS: NONE

MOTION PASSES: UNANIMOUS

AUDIT/FINANCIAL STATEMENTS

Rana Emmons, CPA and partner at PSLZ, L.L.C gave a short review of the Township's independent audited financial statements for FY ending March 31, 2013.

MOVED BY KEYES, SECONDED BY BAILEY to accept the audit report for the Charter Township of Oakland for the 2012/2013 FY.

AYES: LANGLOIS, BAILEY, THALMANN

NAYS: GONSER, KEYES, REILLY

MOTION FAILED - TIE

MILLAGE LEVY

Supervisor Gonser requested a motion to accept the proposed December 2013 millage levy.

MOVED BY LANGLOIS, SECONDED BY BAILEY to accept the millage levy as follows:

General Operating	.7774
OPC	.2342
OPC Transportation	.0900
Library	.4971
Library	.1241
Historic Preservation	.1170
Police	1.7646
Fire	1.0000
Trails	.2500
Parks	.7500
Land Preservation	<u>.6916</u>
Total	6.2960 mils

AYES: GONSER, LANGLOIS, REILLY, KEYES, BAILEY, THALMANN

NAYS: NONE

MOTION PASSED: UNANIMOUS

FREEDOM OF INFORMATION APPEAL

FOIA was denied because of attorney/client privilege and was appealed. Supervisor Gonser entertains a motion to reject the appeal. The Board heard Citizen Comment from:

Mr. Robert Yager, 1146 Bear Creek Ct., OT

MOVED BY THALMANN, SECONDED BY BAILEY to reject the FOIA appeal.

AYES: GONSER, LANGLOIS, REILLY, KEYES, BAILEY, THALMANN

NAYS: NONE

MOTION PASSES: UNANIMOUS

GOODISON PLAN MOTION

There was a discussion by the Board and citizens regarding the Goodison Plan and the Planning Commission. The Board heard Citizen Comment from:

Frank Ferriolo, 5600 Kirkridge Trail, OT
Robert Yager, 1146 Bear Creek Ct., OT
Beth Markel, 245 Birch Hill Dr., OT

MOVED BY LANGLOIS, SECONDED BY BAILEY to reject the Goodison Plan Sub Area Plan as approved by the Planning Commission on June 4, 2013 and provide the attached list of objections as rationale. The BOT respectfully requests the Oakland Charter Township Planning Commission to consider the objections and revise the document to address them consistent with the provisions of the Michigan Planning Enabling Act MCL 125.3843

AYES: GONSER, LANGLOIS, REILLY, KEYES, BAILEY, THALMANN

NAYS: NONE

MOTION PASSES: UNANIMOUS

MOVED BY BAILEY, SECONDED BY LANGLOIS to charge the Planning Commission with approaching Mr. Nix, Planner, to come up with a cost estimate for the revisions included in the documents that the BOT is sending back to the Goodison Plan.

AYES: GONSER, LANGLOIS, REILLY, KEYES, BAILEY, THALMANN

NAYS: NONE

MOTION PASSES: UNANIMOUS

OFFICIAL APOLOGY TO JOHN MARKEL

There was a discussion of the issues and concerns relative to the ZBA appointment. Board heard citizen comment:

Frank Ferriolo, 5600 Kirkridge Trail, OT
Robert Yager, 1146 Bear Creek Ct., OT

MOVED BY LANGLOIS, SECONDED BY THALMANN to issue a formal apology to Mr. John Markel for the treatment he received during the ZBA Commissioner nomination process.

AYES: GONSER, LANGLOIS, REILLY, BAILEY, THALMANN

NAYS: KEYES

MOTION PASSES: 5 – 1

CITIZENS COMMENT

The Board heard citizen comment from:

Marty McQuade, 5605 Murfield Dr., OT

Danny Beer, Lyon Gear, 4371 Territorial, OT

MANAGER'S REPORT

Manager Creech reported that Oakland Crest is scheduled to come before the Board at the October 8th meeting for final preliminary site condominium approval which allows the developer to begin all of the off site improvements (water, sewer, roads, etc.). This is the first of a two-step process.

ATTORNEY'S REPORT

None

BOARD REPORTS & CORRESPONDENCE

TRUSTEE THALMANN

Nothing to report

TRUSTEE KEYES

Trustee Keyes is looking forward to the year ahead with Leadership Oakland and all the different classes and studies they are going to do.

TRUSTEE BAILEY

No report

TREASURER LANGLOIS

No report

TRUSTEE REILLY

No report

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SUPERVISOR GONSER

Supervisor Gonsler addressed the discussion over the legal bills regarding an attorney general opinion.

ADJOURNMENT

MOVED BY BAILEY, SECONDED BY LANGLOIS to adjourn the meeting at 8:55 p.m.

AYES: GONSER, LANGLOIS, REILLY, KEYES, BAILEY, THALMANN

NAYS: NONE

MOTION PASSES: UNANIMOUS

NEXT SCHEDULED MEETING:

Tuesday, October 8, 2013
7:00 p.m.
Oakland Township Hall – 1st Floor Meeting Room

Respectfully submitted,

Approved,

Karen Reilly, Clerk
OT Board of Trustees

Terry Gonsler, Supervisor
OT Board of Trustees

MFP