



Township Board of Trustees
October 15, 2012 Minutes for Regular Meeting & Public Hearing
(public hearing minutes follow regular minutes below)

REGULAR MEETING MINUTES:

1. – 3. **CALL TO ORDER.** The Charter Township of Orion Board of Trustees held a regular meeting on Monday, October 15, 2012, at the Orion Township Hall, 2525 Joslyn Road, Lake Orion, Michigan. Supervisor Van Tassel called the meeting to order at 7:00 p.m.

BOARD MEMBERS PRESENT: JoAnn Van Tassel, Penny Shults, Alice Young, Neal Porter, John Steimel (*arrived 7:03 p.m.*), Michael Flood, D-Arcy Gonzales (*arrived 7:50 p.m.*)

BOARD MEMBERS ABSENT: None

OTHERS PRESENT:

Joe Bird	J. Carnago	Dan Myslakowski	Melissa Brofford
Rob LaBelle	Linda McKay	Michelle Parker	John Capozzoli
Edward Peters	Jim Keel	Terry Morgan	Mary Morgan
Craig Carveth	Lew Cardamone	Jerome Kuczajda	Eugene McNabb
Gene McNabb Jr.	Tony Battaglia	Gloria Spitler	Ron Spitler
Ron Folbigg	Jim Alban	Melissa Duby	John Duby
Mark Thurber	Jessica King	Don Hickmot	James L. Oliver
Donni Steele	Kathy Kline	Richard Stanfield	Harold Flood
Susan Kowalski	William Dallas	Judith Dallas	Renata Capozzoli
Troy King	Angelina King	Christina King	Martin Scypinski
Chris Barnett	David Fielstra	Lance Farrell	

All rose for the Pledge of Allegiance. Penny Shults, Orion Township Clerk, gave the Invocation.

Trustee Steimel arrived at 7:03 p.m.

4. **APPROVAL OF BILLS.** Moved by Treasurer Young, seconded by Trustee Porter, to authorize payment of bills dated October 2, 2012 and October 11, 2012 in the amount of \$1,111,966.23; and payroll dated October 10, 2012 in the amount of \$71,811.17; for a total disbursement of funds in the amount of \$1,183,777.40, as presented. **AYES:** Young, Porter, Steimel, Flood, Van Tassel, Shults **NAYS:** None **ABSENT:** Gonzales **MOTION CARRIED**

5. **BRIEF PUBLIC COMMENT.** Public comment was heard.

6. **APPROVAL OF AGENDA.**

Supervisor Van Tassel requested the addition of the following:

- 7. D. Minutes, Special Meeting September 27, 2012
- 8. I. Award Bid – Re-paving for Driveway and Parking Lot at Fire Station #2
- 8. J. Award Bid – Rohr Road Drainage Project

REGULAR MEETING MINUTES CONTINUED...

Moved by Trustee Porter, seconded by Treasurer Young, to approve the Agenda as amended.
MOTION CARRIED

7. CONSENT AGENDA

- A. Minutes, Regular Board Meeting, Monday, October 1, 2012
- B. Accept Employee Resignation
- C. CDBG 2013 Subrecipient Agreement
- D. Minutes, Special Meeting September 27, 2012

Moved by Trustee Steimel, seconded by Trustee Flood, to approve the Consent Agenda as amended.
AYES: Porter, Steimel, Flood, Van Tassel, Shults, Young NAYS: None
ABSENT: Gonzales MOTION CARRIED

8. PENDING BUSINESS

A. Royal Troon SAD (Action after Hearing).

Moved by Treasurer Young, seconded by Trustee Flood, to adopt the Charter Township of Orion Resolution authorizing preparation of the Special Assessment Roll as presented. AYES: Steimel, Flood, Van Tassel, Shults, Young, Porter NAYS: None ABSENT: Gonzales
MOTION CARRIED

B. Approve CDBG 2013 Annual Application (Action after Hearing).

Moved by Clerk Shults, seconded by Trustee Flood, to approve the CDBG 2013 Annual Application as follows:

Public Service - Transportation	\$15,986.00
Public Service - Emergency Services - Food Assistance	\$ 2,500.00
Home Improvement Loan Program	<u>\$43,134.00</u>
Total	\$61,620.00

AYES: Flood, Van Tassel, Shults, Young, Porter, Steimel NAYS: None ABSENT: Gonzales
MOTION CARRIED

C. Citizen Request to Address the Board-Ordinance Enforcement.

Moved by Treasurer Young, seconded by Trustee Flood, to receive and file the Ordinance Enforcement report. MOTION CARRIED

Trustee Gonzales arrived at 7:50 p.m.

D. Authorize Bids for Audit Services.

Moved by Trustee Flood, seconded by Trustee Gonzales, to set over action until the October 29, 2012 Board Meeting with additional information provided. MOTION CARRIED

E. Verizon Wireless Monopole Special Land Use.

Moved by Trustee Porter, seconded by Trustees Flood and Gonzales, to set over until the October 29, 2012 Board meeting to investigate safety factor of tower falling as it relates to adjacent properties and structures with reports due from Township Engineer and Verizon Wireless. AYES: Gonzales, Porter, Steimel, Flood, Van Tassel, Shults, Young NAYS: None ABSENT: None MOTION CARRIED

REGULAR MEETING MINUTES CONTINUED...

The Board was in temporary recess from 9:45 p.m. to 9:50 p.m.

F. Application for Alcohol Use Permit at Orion Center.

Moved by Trustee Porter, seconded by Trustee Gonzales, to approve the Alcohol Use Permit for Lori Barton and authorize the Supervisor to sign it. AYES: Van Tassel, Shults, Young, Gonzales, Porter, Steimel, Flood NAYS: None ABSENT: None MOTION CARRIED

G. Request to Use Orion Center Kitchen.

Moved by Trustee Porter, seconded by Trustee Flood, to approve the use of the Orion Center kitchen by Matthew's Catering Services on Saturday, November 3, 2012 from noon to 6:00 p.m. conditioned upon applicant providing the necessary insurances and returning the kitchen to the same or better condition as found. AYES: Shults, Young, Gonzales, Porter, Steimel, Flood, Van Tassel NAYS: None ABSENT: None MOTION CARRIED

Moved by Trustee Gonzales, seconded by Trustee Porter, to approve a total of \$350.00 with the \$200.00 deposit to Matthew's Catering Services to use the Orion Center kitchen.
MOTION WITHDRAWN

Moved by Clerk Shults, seconded by Treasurer Young, to waive the \$15.00 Application Fee and the \$15.00 Consumable Fee and charge a total rental fee of \$560.00, including the \$200.00 security deposit, in accordance with Orion Center fee schedule. AYES: Steimel, Flood, Van Tassel, Shults, Young, Gonzales NAYS: Porter ABSENT: None MOTION CARRIED

H. Award Bid – Waste Disposal.

Moved by Treasurer Young, seconded by Clerk Shults, to award the contract to Republic for trash disposal services per its bid received on September 10, 2012 to be effective January 1, 2013. AYES: Flood, Van Tassel, Shults, Young, Gonzales, Porter, Steimel NAYS: None ABSENT: None MOTION CARRIED

I. Award Bid – Re-Paving of Driveway and Parking Lot at Fire Station #2.

Moved by Trustee Porter, seconded by Treasurer Young, to award the contract to Asphalt Specialists, Inc. in the amount of \$62,920.00 with money coming from the Fire Capital Improvement Fund, line item number 406-958-972. AYES: Van Tassel, Shults, Young, Gonzales, Porter, Steimel, Flood NAYS: None ABSENT: None MOTION CARRIED

J. Award Bid – Rohr Road Drainage Project.

Moved by Treasurer Young, seconded by Trustee Porter, to award the contract for repair for the drainage problem on Rohr Road to Asphalt Specialists, Inc. in the amount of \$38, 951.00 with money coming from the General Fund, Tri-Party line item 101-446-937.001. AYES: Shults, Young, Gonzales, Porter, Steimel, Flood, Van Tassel NAYS: None ABSENT: None MOTION CARRIED

Moved by Treasurer Young, seconded by Trustee Flood, to extend the meeting until all Agenda and Executive Session items are completed. MOTION CARRIED

REGULAR MEETING MINUTES CONTINUED...

9. PUBLIC COMMENT. Public comment was heard.

10. BOARD MEMBER COMMENTS. Board member comments were heard.

11. CLOSED EXECUTIVE SESSION: Revised Consent Judgment and Purchase of Property. Moved by Treasurer Young, seconded by Trustee Gonzales, to go into Closed Executive Session to discuss Revised Consent Judgment and Purchase of Property. AYES: Porter, Steimel, Flood, Van Tassel, Shults, Young, Gonzales NAYS: None ABSENT: None MOTION CARRIED

Moved by Trustee Porter, seconded by Trustee Flood, to invite Chris Barnett to sit in on Executive Session. AYES: Van Tassel, Shults, Young, Gonzales, Porter, Steimel, Flood NAYS: None ABSENT: None MOTION CARRIED

The Board was in Closed Executive Session from 10:45 p.m. until 12:05 a.m.

Moved by Treasurer Young, seconded by Clerk Shults, to reconvene the regular meeting at 12:05 a.m. MOTION CARRIED

Moved by Treasurer Young, seconded by Clerk Shults, to obtain appraisals for purchase of property as discussed in Closed Executive Session. AYES: Young, Gonzales, Steimel, Flood, Van Tassel, Shults NAYS: None ABSENT: None MOTION CARRIED

Moved by Clerk Shults, seconded by Trustee Flood, to authorize the Supervisor to proceed as discussed in Closed Executive Session regarding purchase of property. AYES: Porter, Steimel, Flood, Van Tassel, Shults, Young, Gonzales NAYS: None ABSENT: None MOTION CARRIED

Moved by Clerk Shults, seconded by Trustee Gonzales, to authorize the Supervisor to proceed as discussed regarding revised Silverbell Consent Judgment/Heron Springs. AYES: Porter, Steimel, Flood, Van Tassel, Shults, Young, Gonzales NAYS: None ABSENT: None MOTION CARRIED

12. ADJOURNMENT. Moved by Treasurer Young, seconded by Trustee Flood, to adjourn. MOTION CARRIED The meeting was adjourned at 12:10 a.m.

END OF REGULAR MEETING MINUTES

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PUBLIC HEARING MINUTES

Royal Troon Private Road Maintenance SAD – Cost Estimate & Work Plan

CALL TO ORDER. The Charter Township of Orion Board of Trustees held a Public Hearing on Monday, October 15, 2012, at the Orion Township Hall, 2525 Joslyn Road, Lake Orion, Michigan. The Public Hearing was held to provide an opportunity for members of the public to offer comments related to the recommendations.

BOARD MEMBERS PRESENT: JoAnn Van Tassel, Penny Shults, Alice Young, Neal Porter, John Steimel, Michael Flood

BOARD MEMBERS ABSENT: D-Arcy Gonzales

OTHERS PRESENT:

Joe Bird	J. Carnago	Dan Myslakowski	Melissa Brofford
Rob LaBelle	Linda McKay	Michelle Parker	John Capozzoli
Edward Peters	Jim Keel	Terry Morgan	Mary Morgan
Craig Carveth	Lew Cardamone	Jerome Kuczajda	Eugene McNabb
Gene McNabb Jr.	Tony Battaglia	Gloria Spitler	Ron Spitler
Ron Folbigg	Jim Alban	Melissa Duby	John Duby
Mark Thurber	Jessica King	Don Hickmot	James L. Oliver
Donni Steele	Kathy Kline	Richard Stanfield	Harold Flood
Susan Kowalski	William Dallas	Judith Dallas	Renata Capuzzol
Troy King	Angelina King	Christina King	Martin Scypinski
Chris Barnett	David Fielstra	Lance Farrell	

The Board was in temporary recess from 7:03 p.m. to 7:07 p.m.

Supervisor Van Tassel convened the public hearing at 7:03 p.m.

The Public Hearing was held to receive public comment on Royal Troon Special Assessment District.

Ron Folbigg, President of Royal Troon Home Owner Association, stated that Bruce Isreal, ASI Asphalt, conducted an assessment of the condition of the roads and indicated that if they delay repairs much longer the road would have to be pulverized and the repair costs would increase up to 2 ½ times the cost. This Special Assessment District is necessary because the developer of the subdivision went bankrupt and the posted bond with the Township was not sufficient to make the needed repairs. He stated there is a positive response to the Special Assessment District and they would appreciate the Board moving this along as soon as possible.

Clerk Shults read a letter from Charles and Diane Bilczewski, 73 Burniah, who are opposed to the Special Assessment District.

Seeing and hearing no other citizens interested in providing additional comments related to Royal Troon Special Assessment District, Supervisor Van Tassel adjourned the public hearing at 7:09 p.m.

PUBLIC HEARING MINUTES
CDBG 2013 Annual Application

CALL TO ORDER. The Charter Township of Orion Board of Trustees held a public hearing on Monday, **OCTOBER 15, 2012**, at the Orion Township Hall, 2525 Joslyn Road, Lake Orion, Michigan. The public hearing was held to provide an opportunity for members of the public to offer comments related to the recommendations.

BOARD MEMBERS PRESENT: JoAnn Van Tassel, Penny Shults, Alice Young, Neal Porter, John Steimel, Michael Flood, D-Arcy Gonzales (*Trustee Gonzales arrived at 7:50 p.m. with notice and Trustee Steimel arrived at 7:03 p.m.*)

BOARD MEMBERS ABSENT: None

OTHERS PRESENT:

Joe Bird	J. Carnago	Dan Myslakowski	Melissa Brofford
Rob LaBelle	Linda McKay	Michelle Parker	John Capozzoli
Edward Peters	Jim Keel	Terry Morgan	Mary Morgan
Craig Carveth	Lew Cardamone	Jerome Kuczajda	Eugene McNabb
Gene McNabb Jr.	Tony Battaglia	Gloria Spitler	Ron Spitler
Ron Folbigg	Jim Alban	Melissa Duby	John Duby
Mark Thurber	Jessica King	Don Hickmot	James L. Oliver
Donni Steele	Kathy Kline	Richard Stanfield	Harold Flood
Susan Kowalski	William Dallas	Judith Dallas	Renata Capuzzol
Troy King	Angelina King	Christina King	Martin Scypinski
Chris Barnett	David Fielstra	Lance Farrell	

The Board was in temporary recess from 7:07 p.m. to 7:09 p.m.

Supervisor Van Tassel convened the public hearing at 7:09 p.m.

The Public Hearing was held to receive public comment on the CDBG 2012 Annual Application.

Seeing and hearing no citizens interested in providing comments or written comments related to the CDBG 2012 Annual Application, Supervisor Van Tassel adjourned the public hearing at 7:09 p.m.

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