



Township Board of Trustees October 29, 2012 Minutes for Regular Meeting

1. – 3. **CALL TO ORDER.** The Charter Township of Orion Board of Trustees held a regular meeting on Monday, October 29, 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, Michael Flood, D-Arcy Gonzales

BOARD MEMBERS ABSENT: None

OTHERS PRESENT: John Lateulere, Rob LaBelle, Melissa Brofford, Rochelle Beckmeyer, Anthony Battaglia, Gene McNabb Jr., Eugene McNabb, John Capozzoli, Chris Barnett, Robert Smith, Melissa Duby, Terry Morgan, Mary Morgan, Donni Steele, Renata Capozzoli, Mark Thurbert, Michelle Parker, Greg Parker, Manny Kianicky, Alaina Campbell, Jaclyn Brooks

All rose for the Pledge of Allegiance. Pastor Rochelle Beckemeyer from Echo Christian Fellowship Church gave the Invocation.

4. **TREASURER'S REPORT**

A. Quarterly Report

Moved by Trustee Flood, seconded by Trustee Gonzales, to receive and file the Treasurer's Quarterly Report as submitted. **MOTION CARRIED**

B. Annual Review of Investment Policy

Moved by Trustee Gonzales, seconded by Treasurer Young, to remove Eaton Federal Savings Bank and Wolverine Bank from the list of authorized depositories. **MOTION CARRIED**

Moved by Trustee Porter, seconded by Trustee Gonzales to receive and file Annual Review of Investment Policy as amended. **MOTION CARRIED**

5. **APPROVAL OF BILLS.** Moved by Clerk Shults, seconded by Treasurer Young, to authorize payment of bills dated October 17, 2012, October 22, 2012, October 23, 2012, and October 25, 2012 in the amount of \$1,593,402.30; and payroll dated October 18, 2012 and October 24, 2012 in the amount of \$102,501.76; for a total disbursement of funds in the amount of \$1,695,904.06, as presented. **AYES:** Gonzales, Porter, Steimel, Flood, Van Tassel, Shults, Young **NAYS:** None **ABSENT:** None **MOTION CARRIED**

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

7. **APPROVAL OF AGENDA.**

Supervisor Van Tassel requested the addition of the following:

- 8. J. Solicitation Request: Lake Orion Lions Goodfellow Newspaper Sales

Treasurer Young requesting the addition of the following:

- 9. I. Information regarding Auditors

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

8. CONSENT AGENDA

- A. Minutes, Regular Board Meeting, Monday, October 15, 2012
- B. Minutes, Public Hearing: Royal Troon Special Assessment District, Monday, October 15, 2012
- C. Minutes, Public Hearing: CDBG 2012 Annual Application, Monday, October 15, 2012, *as corrected.*
- D. Minutes, Special Meeting, Tuesday, October 16, 2012, *as corrected.*
- E. Minutes, Special meeting, Tuesday, October 23, 2012
- F. Parks & Recreation Advisory Committee Appointment
- G. Royal Troon SAD Assessment Roll – Set Public Hearing
- H. Hire DPW Laborer
- I. Request to Pay Water & Sewer over Time
- J. Solicitation Request: Lake Orion Lions Goodfellow Newspaper Sales

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

9. PENDING BUSINESS

A. Verizon Cell Tower.

Moved by Clerk Shults, to release the independent RF Study conducted by Orion Township.
MOTION FAILED – NO SUPPORT

Moved by Trustee Porter, seconded by Trustee Steimel, to approve PC-2012-01, Verizon Wireless Monopole Tower Special Land use permit located on the northwest corner of Baldwin and Waldon Roads, Sidwell 09-20-351-011. AYES: Van Tassel, Young, Gonzales, Porter, Steimel, Flood NAYS: Shults ABSENT: None MOTION CARRIED

Moved by Trustee Steimel, seconded by Trustee Flood, to approve PC-2012-1, Verizon Wireless Monopole Site Plan located on the northwest corner of Baldwin and Waldon Roads, Sidwell 09-20-351-011. AYES: Young, Gonzales, Porter, Steimel, Flood, Van Tassel NAYS: Shults ABSENT: None MOTION CARRIED

B. Heron Springs Amended Consent Judgment.

Moved by Treasurer Young, seconded by Trustee Porter, to approve the Amended Consent Judgment for Heron Springs and authorize the Supervisor to sign it on behalf of the Township. AYES: Young, Gonzales, Porter, Steimel, Flood, Van Tassel NAYS: Shults ABSENT: None MOTION CARRIED

C. Dutton Ravines Amended Consent Judgment.

Moved by Trustee Porter, seconded by Treasurer Young, to approve the Fourth Amendment to the Consent Judgment for Dutton Ravines and authorize the Supervisor to sign it on behalf of the Township upon completion and inspection of the removal of the burned building.

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

D. Village Square PUD.

Moved by Clerk Shults, seconded by Trustee Flood, to declare the first reading of PC-2004-23 (2012), Village Square PUD Second Amendment to the Final Plan and Agreement was held on October 29, 2012 for property located at 3590 Baldwin Road (Sidwell #'s 09-29-301-083 & 09-29-301-006) and direct the Clerk to publish for the second reading and possible approval on November 19, 2012. AYES: Porter, Steimel, Flood, Van Tassel, Shults, Young, Gonzales NAYS: None ABSENT: None MOTION CARRIED

E. Orion Center Fitness Center Rules.

Moved by Clerk Shults, seconded by Trustee Gonzales, to adopt the Orion Center Fitness Center Rules and Guidelines as presented. MOTION CARRIED

F. Alcohol Use Permit – Orion Area Chamber of Commerce.

Moved by Treasurer Young, seconded by Trustee Flood, to approve the Special Permit for the Orion Area Chamber of Commerce for a wine tasting event on Friday, November 16, 2012. AYES: Young, Gonzales, Porter, Steimel, Flood, Van Tassel NAYS: Shults ABSENT: None MOTION CARRIED

Moved by Treasurer Young, seconded by Trustee Flood, to waive the \$300 Special Permit application fee. AYES: Young, Gonzales, Porter, Steimel, Flood, Van Tassel, Shults NAYS: None ABSENT: None MOTION CARRIED

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

G. PA 152 of 2012: Health Insurance Coverage Options.

Moved by Trustee Porter, seconded by Trustee Flood, to adopt the opt out option of PA 152 mandates for Health Insurance Coverage as the Township did for 2012. AYES: Porter, Steimel, Flood, Van Tassel, Shults, Young, Gonzales NAYS: None ABSENT: None
MOTION CARRIED

H. Group Pension Plan Amendments.

Moved by Clerk Shults, seconded by Trustee Flood, to allow Supervisor Van Tassel to recuse herself from the discussion and vote regarding Group Pension Plan Amendments.
MOTION CARRIED

Moved by Trustee Gonzales, seconded by Trustee Flood, to remove the 24 month hold on distributions for terminated participants. AYES: Shults, Young, Gonzales, Porter, Flood
NAYS: Steimel ABSENT: None ABSTAIN: Van Tassel MOTION CARRIED

Moved by Trustee Porter, seconded by Trustee Gonzales, to add a Class 5 of eligible employees that would include all full-time Elected Officials. Vesting and eligibility for Class 5 would be immediate and retroactive to January 1, 2012 according to attached amendment. AYES: Young, Gonzales, Porter, Flood NAYS: Shults, Steimel ABSENT: None ABSTAIN: Van Tassel MOTION CARRIED

Moved by Clerk Shults, seconded by Trustee Flood, to authorize Treasurer Young to sign the Group Pension Plan Amendments on behalf of the Township. MOTION CARRIED

I. Information regarding Auditors.

Moved by Trustee Flood, seconded by Trustee Steimel, to receive and file information regarding Auditors. MOTION CARRIED

10. **PUBLIC COMMENT.** No public comment was heard.

11. **BOARD MEMBER COMMENTS.** Board member comments were heard.

12. CLOSED EXECUTIVE SESSION: Discuss Purchase of Property and Pending Litigation.

Moved by Trustee Porter, seconded by Trustee Flood, to invite Chris Barnett, Mark Thurber, and Donni Steele to sit in on Executive Session. MOTION CARRIED

Moved by Trustee Porter, seconded by Trustee Steimel, to go into Closed Executive Session to discuss Purchase of Property and Pending Litigation. AYES: Shults, Young, Gonzales, Porter, Steimel, Flood, Van Tassel NAYS: None ABSENT: None MOTION CARRIED

The Board was in Closed Executive Session from 10:25 p.m. until 11:05 p.m.

Moved by Clerk Shults, seconded by Treasurer Young, to reconvene the regular meeting at 11:05 p.m. MOTION CARRIED

Moved by Clerk Shults, seconded by Treasurer Young, to authorize Trustee Porter to negotiate the purchase of property with terms as discussed. AYES: Gonzales, Porter, Steimel, Flood, Van Tassel, Shults, Young NAYS: None ABSENT: None MOTION CARRIED

13. **ADJOURNMENT.** Moved by Trustee Gonzales, seconded by Trustee Flood, to adjourn. MOTION CARRIED The meeting was adjourned at 11:06 p.m.