

**CHARTER TOWNSHIP OF ORION BOARD OF TRUSTEES
MINUTES, REGULAR MEETING, MONDAY, NOVEMBER 18, 2013**

1. – 3. CALL TO ORDER. The Charter Township of Orion Board of Trustees held a regular meeting on Monday, November 18, 2013, at the Orion Township Hall, 2525 Joslyn Road, Lake Orion, Michigan. Supervisor Barnett called the meeting to order at 7:00 p.m.

BOARD MEMBERS PRESENT: Chris Barnett, Penny Shults, Mark Thurber, Mike Flood, Donni Steele, Neal Porter

BOARD MEMBERS ABSENT: John Steimel (*with notice*)

OTHERS PRESENT:

JoAnn VanTassel
Tony Bryson
Jason Borrer

Rosalie Ward
Lillian Hutchison
John MacMillan

Lisa Sokol
Suzanne Perreault
Joseph Hannenberg

Pastor Tony Bryson of the Lake Orion Baptist Church gave the Invocation. All rose for the Pledge of Allegiance given by Mark Thurber.

4. PRESENTATION: Lake Orion Downtown Development Authority. Presented by Director Suzanne Perreault.

Meeting was in temporary recess to hold a Public Hearing from 7:15 p.m. to 7:16 p.m.

5. APPROVAL OF BILLS. Moved by Clerk Shults, seconded by Trustee Steele, to authorize payment of the revised bills dated November 6, 2013, November 11, 2013, November 13, 2013 and November 18, 2013 in the amount of \$220,494.08; and payroll dated November 6, 2013 in the amount of \$75,666.05; for a total disbursement of funds in the amount of \$296,160.13, as presented. AYES: Porter, Flood, Barnett, Shults, Thurber, Steele NAYS: none
ABSENT: Steimel MOTION CARRIED

6. BRIEF PUBLIC COMMENT. Public comment was heard.

7. APPROVAL OF AGENDA. Moved by Clerk Shults, seconded by Trustee Steele, to add 9.E. Prosper 2014 Publication along with a revised memo on 8.B. Committee Appointments. Clerk Shults added 8.M. Waive Demolition fees. Trustee Steele moved 8.I. Authorize 2013 Audit Services to 9.F. AYES: Flood, Barnett, Shults, Thurber, Steele, Porter NAYS: none ABSENT: Steimel MOTION CARRIED

8. CONSENT AGENDA

A. Minutes, Budget Work Session, Thursday, November 4, 2013. Approve minutes, as presented.

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B. Committee Appointments (*as revised*). Appoint Chris Barnett, Penny Shults, and Mike Flood to CDBG Committee and reappoint those interested in serving another term as shown below. Appoint Tony Cook to fill vacancy on the Safety Path Advisory Committee for a term expiring December 31, 2013. The expiring terms where we have not yet heard back from the current appointee will come back before the board in December.

Body	Name	another term	new expiration
Planning Commission	Justin Dunaskiss	yes	12-31-2016
Planning Commission	Carol Thurber	yes	12-31-2016
ZBA Regular	Loren Yaros	yes	12-31-2016
Environmental Resources voting	Tony Cook	yes	12-31-2016
Environmental Resources voting	Joe Laveque	yes	12-31-2016
Parks & Recreation regular	Gerriann Reimann	no response yet	12-31-2016
Parks & Recreation regular	Garry Reynolds Jr.	yes	12-31-2016
Parks & Recreation alternate	Steve Frye	no response yet	12-31-2016

C. Accept Employee Resignation. Accept the resignation of Jennifer Fruk with regret and request the Clerk send an appropriate letter of appreciation for her service.

D. Accept employee Retirement. Accept the retirement of Ross Waite with great regret, and authorize filling the Custodian/Groundskeeper vacancy.

E. Authorize Temporary Pay Increase: Fire Training Coordinator. Approve the request of the Fire Chief and authorize a 10% increase in pay for the Fire Training Coordinator effective 10-31-13 for the duration of the Chief's absence.

F. Schedule Public Hearing: CDBG Annual Application. Set the public hearing on the CDBG allocation for Monday, December 16, 2013 at 7:00 p.m.

G. Approve Vending Contract. Authorize the Supervisor to sign the vending contract with Crank's Catering and work with the attorney to finalize (if necessary).

H. Baldwin Road- Cost Participation Agreement. Authorize the Supervisor to sign the Cost Participation Agreement.

I. Notice of Solicitation: Christ the Redeemer Community Food Collection. Receive and file the notice, with the Clerk to inform the OCSO of the request.

J. Orion Center Alcohol Use Permits: Campbell. Approve the Alcohol Use Permit for Tiffany Campbell and authorize the Supervisor to sign.

K. Orion Center Alcohol Use Permits: Van Tiem. Approve the Alcohol Use Permit for Jessica Van Tiem and authorize the Supervisor to sign.

L. Waive Demolition Fees. Waive Orion Township demolition permit fees for 212, 228, & 240 Atwater Street.

Approve Consent Agenda as amended. Moved by Clerk Shults, seconded by Trustee Porter, to approve the consent agenda as amended. AYES: Barnett, Shults, Thurber, Steele, Porter, Flood
NAYS: none ABSENT: Steimel MOTION CARRIED

Moved by Clerk Shults, seconded by Trustee Porter to further amend the Agenda to include Union Negotiation Discussion in Closed Executive Session. AYES: Shults, Thurber, Steele, Porter, Flood, Barnett NAYS: none ABSENT: Steimel MOTION CARRIED

9. PENDING BUSINESS

A. PC-2013-20, Township Initiated Rezoning – Indianwood/Fernhurst Property: Second Reading. Moved by Trustee Flood, seconded by Clerk Shults, to declare the second reading held, and approve PC-2013-20, a Township-initiated Rezoning Map Amendment to Zoning Ordinance No 78. for property located at the southwest corner of Indianwood and Fernhurst Court (ID #09-03252-002) from Multiple Family Residential (RM-1) to Single Family Residential 3 (R-3), as published. AYES: Thurber, Steele, Porter, Flood, Barnett, Shults NAYS: none
ABSENT: Steimel MOTION CARRIED

B. PC-2013-07, Orion Commons Final PUD Plan: First Reading. Moved by Trustee Steele, seconded by Trustee Flood, to declare that the first reading of PC-2013-07, Orion Commons Final PUD and Agreement held on November 18, 2013 for property located at the southwest corner of Scripps and Lapeer Roads (Sidwell #09-23-100-001) and to direct the Clerk to publish for second reading and possible approval on December 16, 2013.

Amended motion moved by Trustee Steele, seconded by Trustee Flood, to declare that the first reading of PC-2013-07, Orion Commons Final PUD and Agreement held on November 18, 2013 for property located at the southwest corner of Scripps and Lapeer Roads (Sidwell #09-23-100-001) and direct the Clerk to publish for the second reading and possible approval on December 16, 2013, upon compliance to three additional conditions: the PUD agreement will include provision for maintenance of pedestrian plaza; the value of eastbound Scripps road improvements needs to be determined (using the assistance of OHM, Township engineers), and the applicant must contribute the value of the safety path to the Safety Path fund. AYES: Porter, Flood, Barnett, Shults, Thurber, Steele NAYS: none ABSENT: Steimel MOTION CARRIED

C. Fire Station #2- Architectural Services. Moved by Clerk Shults, seconded by Trustee Steele, authorize the hiring of French & Associates to design Fire station #2 with a flat roof.

Amended motion moved by Clerk Shults, seconded by Trustee Steele, authorize the hiring of French & Associates to design Fire Station #2 with a flat roof at a cost not to exceed \$65,250. AYES: Shults, Steele, Barnett NAYS: Thurber, Porter, Flood ABSENT: Steimel
MOTION FAILED

D. Winter Pathway Use. Moved by Trustee Steele, seconded by Trustee Porter, to authorize the Charter Township of Orion Supervisor, Operations Director, and Buildings and Grounds Crew Leader to formulate a plan of action to clear and keep open a portion of the safety paths during the Winter 2013-2014 season. AYES: Thurber, Steele, Porter, Flood, Barnett, Shults NAYS: none
ABSENT: Steimel MOTION CARRIED

E. Prosper 2014 Publication. Moved by Clerk Shults, seconded by Trustee Flood, to approve the expense of \$1,575 for Orion Township's inclusion in the 2014 PROSPER publication with funds coming from account #101-248-902. AYES: Steele, Porter, Flood, Barnett, Shults, Thurber
NAYS: none ABSENT: Steimel MOTION CARRIED

F. Authorize 2013 Audit Services. Moved by Clerk Shults, seconded by Trustee Flood, to authorize the Supervisor to sign the engagement letter from Plante & Moran for 2013 audit services. AYES: Flood, Barnett, Shults, Thurber NAYS: Porter, Steele ABSENT: Steimel
MOTION CARRIED

10. REPORT

A. 2013 Annual Waste Hauler Report. Moved by Trustee Porter, seconded by Trustee Flood, to receive and file the 2013 Annual Solid Waste Collection Report, as presented.
MOTION CARRIED

B. Oakland County Solid Waste Plan Report. Moved by Trustee Porter, seconded by Trustee Flood, to file the Proposed Amendment to Oakland County Solid Waste Management Plan-Pontiac Transfer Station Report. MOTION CARRIED

C. Letter to Village of Lake Orion re: Summer Swim Programs. Moved by Clerk Shults, seconded by Trustee Flood, to receive and file the letter to the Village of Lake Orion concerning the 2014 Swim program, as presented. MOTION CARRIED

11. PUBLIC COMMENT. Public comment was heard.

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

13. CLOSED EXECUTIVE SESSION: Discuss Attorney Opinion Letter, Purchase/Sale of Property and Union Negotiations. Moved by Clerk Shults, seconded by Treasurer Thurber, to go into Closed Executive Session. AYES: Steele, Porter, Flood, Barnett, Shults, Thurber
NAYS: none ABSENT: Steimel MOTION CARRIED

The Board was in Closed Executive Session from 9:25 p.m. to 10:50 p.m.

Moved by Clerk Shults, seconded by Trustee Porter to reconvene regular meeting at 10:50 p.m.
MOTION CARRIED

Moved by Clerk Shults, seconded by Trustee Porter, to authorize Supervisor and Attorney to proceed as discussed in closed Executive Session. AYES: Barnett, Shults, Thurber, Steele, Porter, Flood NAYS: none ABSENT: Steimel MOTION CARRIED

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14. ADJOURNMENT. Moved by Clerk Shults, seconded by Trustee Porter, to adjourn.
MOTION CARRIED The meeting was adjourned at 10:51p.m.