

**CHARTER TOWNSHIP OF ORION BOARD OF TRUSTEES
MINUTES, REGULAR MEETING, MONDAY, FEBRUARY 4, 2013**

1. – 3. CALL TO ORDER. The Charter Township of Orion Board of Trustees held a regular meeting on Monday, February 4, 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, Neal Porter, Donni Steele, John Steimel

BOARD MEMBERS ABSENT: None

OTHERS PRESENT: Jessica Katers, Robert Smith, Art Schrah, Lisa LaGerould, Chris LaGerould, Gerard Proctor, Kyle Hagan, Austin McGee, Kristen Trayner, John Pender, Roger Lesniak, Ann Lesniak, Shirley Lesniak, Chris Hagan, Lillian Flood, R. Chuck, R.E. Hudak, Scott Rowe, Lisa Sokol

Trustee Flood gave the Invocation. All rose for the Pledge of Allegiance.

4. RECOGNITION: Local Heroes. Fire Department District Chief Kurt Fechter, Captain Dan White, Captain Roger Lesniak, Lt. Mitch Tarrance, and Lt. Chris LaGerould were recognized for achievement in excellence.

5. RECOGNITION: Kristen Trayner. Kristen Trayner was recognized for her contributions to the enhancement of Orion Township.

6. APPROVAL OF BILLS. Moved by Clerk Shults, seconded by Treasurer Thurber, to authorize payment of bills dated January 22, January 23, January 29, and January 31, 2013 in the amount of \$1,111,175.73; and payroll dated January 30, 2013 in the amount of \$75,679.00; for a total disbursement of funds in the amount of \$1,186,854.73, as presented. AYES: Barnett, Shults, Thurber, Steele, Porter, Steimel, Flood NAYS: None ABSENT: None MOTION CARRIED

7. BRIEF PUBLIC COMMENT. Public comment was heard.

8. APPROVAL OF AGENDA. Supervisor Barnett requested addition of the following:

- 10. E. Committee Appointments
- 10. F. Axford Road Repaving

Moved by Trustee Steimel, seconded by Trustee Flood, to approve the agenda, as amended.

MOTION CARRIED

9. CONSENT AGENDA

A. Minutes, Regular Board Meeting, Tuesday, January 22, 2012

B. Board of Review Appointment

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C. Mechanical Inspector Contract

D. Michigan NextEnergy Alternative Energy Personal Property Tax Exemption: Robert Bosch Battery Systems, LLC (Cobasys)

E. Notice of Solicitation: Knights of Columbus Tootsie Roll Fundraiser

F. Notice of Solicitation: VFW Buddy Poppy Fundraiser

G. Request for Waiver of Annual Sign Permit Fee: Unity Church of Lake Orion

H. Amendment to Ord. No. 108, Method of Publication: First Reading

I. Fire Department Training Coordinator Job Description

Moved by Trustee Steimel, seconded by Trustee Porter, to approve the Consent Agenda, as presented. AYES: Thurber, Steele, Porter, Steimel, Flood, Barnett, Shults NAYS: None

ABSENT: None MOTION CARRIED

10. PENDING BUSINESS

A. Hire Operations Director. Moved by Trustee Flood, seconded by Clerk Shults, to approve the hiring of Jeffery Stout as Operations Director at an annual salary of \$56,000 plus benefits effective Monday, February 11, 2013. AYES: Steele, Porter, Steimel, Flood, Barnett, Shults, Thurber NAYS: None ABSENT: None MOTION CARRIED

Moved by Clerk Shults, seconded by Trustee Porter, that effective February 11, 2013, with the hiring of the Operations Director, the position currently serving in that capacity with an increase in pay, remove increase in pay and thank Dave Osstyn for his work. AYES: Porter, Steimel, Flood, Barnett, Shults, Thurber, Steele NAYS: None ABSENT: None MOTION CARRIED

B. Authorization for Payment: Township Office Lighting. Moved by Trustee Porter, seconded by Trustee Steele, to pay Moshier & Son Electric Invoice No. 338 dated 7/17/2012 in the amount of \$9,788.75 with the money coming out General Activities 2012 and make necessary budget adjustment. MOTION AMENDED

Moved by Trustee Porter, seconded by Trustee Steele, amend previous motion and to pay Moshier & Son Electric Invoice No. 338 dated 7/17/2012 in the amount of \$9,788.75 with the money coming out of Buildings and Grounds 2012 and make necessary budget adjustment.

AYES: Steimel, Flood, Barnett, Shults, Thurber, Steele, Porter NAYS: None ABSENT: None
MOTION CARRIED

C. Restrooms/Concession Building, Wildwood Amphitheater. Moved by Trustee Flood, seconded by Trustee Steele, to authorize the Supervisor to prepare and distribute a Request for

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Proposal for the Design/Build construction of a restroom/concession building at Wildwood Amphitheater. AYES: Barnett, Shults, Steele NAYS: Flood, Thurber, Porter, Steimel

ABSENT: None MOTION FAILED

Moved by Clerk Shults, seconded by Trustee Porter, to authorize OHM to conduct a needs assessment for the Wildwood Amphitheater concessions, restrooms, and ticket booth at a price not to exceed \$3,500. AYES: Barnett, Shults, Steele, Porter, Flood NAYS: Thurber, Steimel

ABSENT: None MOTION CARRIED

Moved by Clerk Shults, seconded by Trustee Flood, to authorize Supervisor Barnett, Trustee Steele, and Trustee Steimel form an ad hoc committee to work with OHM on a needs assessment.

AYES: Shults, Steele, Porter, Steimel, Flood, Barnett NAYS: Thurber ABSENT: None

MOTION CARRIED

D. Schedule Joint Public Hearing with Planning Commission. Moved by Trustee Flood, seconded by Trustee Porter, to schedule a special meeting with the Planning Commission for the purpose of a joint public hearing regarding PC-2013-03, Shops on Waldon Pond, Major PUD amendment on March 6, 2013 at 7:05 p.m. AYES: Thurber, Steele, Porter, Steimel, Flood, Barnett, Shults NAYS: None ABSENT: None MOTION CARRIED

E. Committee Appointments. Moved by Trustee Porter, seconded by Trustee Flood, to appoint Susan Donovan and George Hanley to fill the two Environmental Resources Committee vacant alternate positions with terms ending 12/31/2014 and appoint Beth Sheridan to fill the non-voting member position with term ending 12/31/2015. AYES: Steele, Porter, Steimel, Flood, Barnett, Shults, Thurber NAYS: None ABSENT: None MOTION CARRIED

F. Axford Road Repaving. Moved by Trustee Flood, seconded by Trustee Steele, to receive and file the information as presented. MOTION CARRIED

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

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

13. **CLOSED EXECUTIVE SESSION: Discuss Pending Litigation/Attorney Opinion Letter and Purchase of Property.** Moved by Trustee Porter, seconded by Clerk Shults, to go into Closed Executive Session to discuss Pending Litigation/Attorney Opinion Letter and Purchase of Property including attendance of Village Manager Zelenak and Village Council President

Van Portfleit. AYES: Barnett, Shults, Thurber, Steele, Porter, Steimel, Flood NAYS: None ABSENT: None MOTION CARRIED

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Supervisor Barnett stated at 8:56 p.m. that there would be a five-minute recess and the Closed Executive Session would convene at 9:01 p.m.

The Board was in Closed Executive Session from 9:01 p.m. until 10:26 p.m.

Moved by Clerk Shults, seconded by Trustee Steele, to reconvene the Regular Meeting at

10:26 p.m. MOTION CARRIED

Moved by Clerk Shults, seconded by Trustee Steimel, to authorize the Supervisor and Attorney to proceed as directed in the Closed Executive Session regarding personnel matter. AYES: Thurber, Porter, Steimel, Flood, Barnett, Shults NAYS: Steele ABSENT: None MOTION CARRIED

Moved by Trustee Steele, seconded by Clerk Shults, regarding purchase of property located at 212, 228, 240 Atwater, Lake Orion, for the purpose of a future fire station, authorize engaging with OHM for Project Concept Planning Services at a cost not to exceed \$3500, to perform Property Title Search at a cost not to exceed \$750, and complete a Phase I Environmental Site Assessment at a cost not to exceed \$2,200. AYES: Steele, Porter, Steimel, Flood, Barnett, Shults, Thurber

NAYS: None ABSENT: None MOTION CARRIED

14. ADJOURNMENT. Moved by Clerk Shults, seconded by Trustee Flood, to adjourn. MOTION CARRIED The meeting was adjourned at 10:31 p.m.