

**CHARTER TOWNSHIP OF ORION BOARD OF TRUSTEES  
DRAFT MINUTES, REGULAR MEETING, MONDAY, JULY 17, 2017**

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**1. CALL TO ORDER.** The Charter Township of Orion Board of Trustees held a regular meeting on Monday, July 17, 2017 at the Orion Township Hall, 2525 Joslyn Road, Lake Orion, Michigan. Trustee Steimel called the meeting to order at 6:35 p.m.

**BOARD MEMBERS PRESENT:** Penny Shults, Donnie Steele, Brian Birney, Mike Flood, and John Steimel

**BOARD MEMBERS ABSENT:** Chris Barnett & Ron Sliwinski (*absent with notice*)

Moved by Clerk Shults, seconded by Trustee Flood to appoint Trustee John Steimel as chair of the Board of Trustees meeting, in the absence of Supervisor Barnett.

AYES: Shults, Steele, Birney, Flood, Steimel ABSENT: Barnett, Sliwinski NAYS: None  
MOTION CARRIED

**OTHERS PRESENT:**

Aaron Whatley	Julie Savard	Dan Dewey	John Pender
Antonio DiCesare	Thomas O'Dwyer	Robert Smith	Barb Pote
Trent Nusz	Janelle Nusz	Dino Masella	Jodie Masella
Bill Bullard	Walter Mersino Jr.	Renee Cortright	Lisa Sokol
Sgt. D. Zehnpfenning	Christy Evangelista		

**2. CLOSED EXECUTIVE SESSION:** Discuss Attorney Opinion Letter.

Moved by Clerk Shults, seconded by Trustee Flood to go to Closed Executive Session to discuss an Attorney Opinion Letter. Realtor Kathleen Sanchez attended the Closed Executive Session

AYES: Shults, Steele, Flood, Steimel ABSENT: Barnett, Sliwinski, Birney (*arrived at 6:40 p.m.*). NAYS: None  
MOTION CARRIED

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The Board was in Closed Executive Session from 6:37 p.m. to 7:05 p.m.

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Trustee Steimel reconvened the meeting at 7:05 p.m.

**3. INVOCATION AND PLEDGE**

Dino and Jody Masella from Family Face Ministries gave the Invocation. Trustee Steimel led the Pledge of Allegiance.

**4. PUBLIC HEARING: Golfview Drive Private Road Maintenance SAD #1.**

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The Board was in temporary recess from 7:05 p.m. – 7:14 p.m. to hold a Public Hearing for the Golfview Dr. Private Road Maintenance SAD #1.

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Trustee Steimel reconvened the regular meeting at 7:14 p.m.

**5. PRESENTATIONS:**

**A. Older Persons Commission – Senior Nutrition.** Renee Cortright, director of the OPC, gave a presentation on the Meals on Wheels program.

**B. North Oakland Community Coalition.** Barb Pote, Community Coordinator for North Oakland Community Coalition gave a presentation regarding their annual Color Run Event.

**C. Orion on Deck.** Aaron Whatley, Building Grounds Department at Orion Township gave a presentation regarding the Orion on Deck program to raise funds for a fully accessible ballfield.

**6. APPROVAL OF BILLS.** Moved by Treasurer Steele, seconded by Clerk Shults to authorize payment of bills in the amount of \$1,436,612.30, and payrolls in the amount of \$241,086.78, for a total disbursement of funds in the amount of \$1,667,699.08, as amended.

MOTION AMENDED

Moved by Treasurer Steele, seconded by Clerk Shults to amend the motion to exclude the check #122012, Home Depot Credit Services in the amount of \$1,346.18.

MOTION CARRIED

AYES: Flood, Steimel, Shults, Steele, Birney    ABSENT: Barnett, Sliwinski    NAYS: None

MOTION CARRIED

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

**8. APPROVAL OF AGENDA.** Treasurer Steele asked to move item 9.M. - Hire Programmer and item 9.N. - Approve Baldwin Road Cost Participation Agreement to Pending Business. Trustee Steimel asked to remove item 9.F. - Planning Commission Resignation & Appointment. Trustee Steimel asked to move Item 9.R. - Accept Donation: Sailboat to Pending Business. Moved by Clerk Shults, seconded by Treasurer Steele to approve the agenda, as amended.  
MOTION CARRIED

**9. CONSENT AGENDA**

**A. Minutes, Special Meeting: Fire Station Remodel Worksession, Thursday, June 15, 2017.** Approve, as presented.

**B. Minutes, Regular Meeting: Monday, June 19, 2017.** Approve, as presented.

**C. Minutes, Special Joint Meeting: PC-2017-14, Orion Commons Commercial PUD Amendment, Wednesday, June 21, 2017.** Approve, as presented.

**D. Revise IWC Charges.** Adopt the 2017/2018 revised Industrial Waste Control Charges.

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**E. Environmental Resources Committee Appointment.** Approve the appointment of Austin Edwards as an Alternate Member on the Environmental Resources Committee for a term expiring on December 31, 2017.

**F. SMART Municipal Credit Contract for 2018.** Approve the SMART contract for 2018 and authorize the Supervisor to sign it with the understanding that the funds will be used to help fund the Township's participation in NOTA, which will reduce the amount needed from the General Fund.

**G. Peddler/Solicitor License Applications – Ice Cream Sales from a Truck.** Approve David Peters' and Chris Casey's applications and issue a peddler's license under Ordinance 95.

**H. Appoint Property Maintenance Code Hearing Officer.** Appoint Scott Reynolds as the Property Maintenance Hearing Officer.

**I. Sale of Used Equipment.** Approve the bid process and sale of the Water/Sewer Department Pressure Seal Machine.

**J. Applications to Sell Concessions: LO Palooza.** Approve the request from O'Haver's Flavorz and The Drunken Rooster to sell concessions during the LO Palooza event on September 9, 2017.

**K. Remove Moratorium – Billboards.** Remove the moratorium on the review and approval of all billboard applications upon the effective date of the new Sign Ordinance #153.

**L. Special Permit Application: Callahan's at Wildwood.** Approve the special service application under Ordinance 76, Alcoholic Beverages Regulation, for the concert event to be held at the Wildwood Amphitheatre on Saturday, August 27, 2017, contingent upon receiving State of Michigan LCC approval.

**M. Award Stadium Drive Tri-Party Paving Contract.** Award the contract to Asphalt Specialists, Inc. in the amount of \$256,307.00 for 2017 Tri-Party work along Stadium Drive.

**N. Great Lakes Water Authority Fees Update.** Receive and file the notice, as presented.

Moved by Clerk Shults, seconded by Treasurer Steele to approve the Consent Agenda, as amended.

AYES: Shults, Steele, Birney, Flood, Steimel    ABSENT: Barnett, Sliwinski    NAYS: None  
MOTION CARRIED

**10. PENDING BUSINESS**

**A. Sale of Property.** Moved by Clerk Shults, seconded by Trustee Flood to counter the offer at \$10,000.00 received for the property on Harding Ave., contingent upon Trent and Janelle Nusz submitting an application to the Township prior to closing to combine the vacant parcel #09-01-

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480-026 and home parcel #09-01-480-024 into one parcel and authorize the Deputy Supervisor to sign on behalf of the Township.

AYES: Steele, Birney, Flood, Steimel, Shults    ABSENT: Barnett, Sliwinski    NAYS: None  
MOTION CARRIED

Moved by Clerk Shults, seconded by Trustee Flood to authorize Realtor Kathleen Sanchez to list 2510 Orion Road for \$449,000.00 and authorize the Deputy Supervisor to sign the agreement. In addition, authorize the Supervisor to proceed as discussed in Closed Session.

AYES: Birney, Flood, Steimel, Shults, Steele    ABSENT: Barnett, Sliwinski    NAYS: None  
MOTION CARRIED

**B. Golfview Drive Private Road Maintenance SAD #1.** Moved by Clerk Shults, seconded by Treasurer Steele to adopt the resolution authorizing preparation of the Special Assessment Rolls, as presented.

AYES: Flood, Steimel, Shults, Steele, Birney    ABSENT: Barnett, Sliwinski    NAYS: None  
MOTION CARRIED

**C. Second Reading: PC-2017-11, Orion Village Crossing Commercial, Major PUD**

**Amendment.** Moved by Clerk Shults, seconded by Trustee Flood to declare the second reading of PC-2017-11 Orion Village Crossing Commercial, Major PUD Amendment Request held on July 17, 2017, and to conditionally approve/adopt PC-2017-11, Orion Village Crossing Commercial Major PUD Amendment request located on a vacant parcel south of Grand Circle Park on the east side of Baldwin Road (parcel 09-29-326-044) for plans date stamped received May 9, 2017, for the reasons listed in the recommendation of approval from the Planning Commission on June 7, 2017 and for those reasons discussed by the Board of Trustees, and authorize the Township Supervisor and Clerk to execute the PUD Agreement Amendment once reviewed and approved by the Township Attorney. The approval of PC-2017-11, Orion Village Crossing Commercial PUD Major Amendment is conditioned upon the applicant modifying the plans to successfully meet the conditions listed by the Planning Commission on June 7, 2017 and the execution and recording of the Attorney approved PUD Agreement Amendment.

AYES: Steimel, Shults, Steele, Birney, Flood    ABSENT: Barnett, Sliwinski    NAYS: None  
MOTION CARRIED

**D. Second Reading: PC-2016-17, BIZ Design Standards.** Moved by Clerk Shults, seconded by Treasurer Steele to declare the second reading held, and approve/adopt PC-206-17, BIZ Design Standards, Text Amendment to Zoning Ordinance #78, Article 34, and direct the public if they would like to read a copy of what is proposed, it is available on our website and it is also available in the Clerk's office, or speak with Tammy Girling in the Planning Department.

AYES: Steimel, Shults, Steele, Birney, Flood    ABSENT: Barnett, Sliwinski    NAYS: None  
MOTION CARRIED

**E. Second Reading: Ordinance 153, Sign Regulation.** Moved by Clerk Shults, seconded by Trustee Flood to declare the second reading held, and adopt Ordinance #153, Sign Regulation (repealing Ordinance 138), as presented.

AYES: Shults, Steele, Birney, Flood, Steimel    ABSENT: Barnett, Sliwinski    NAYS: None  
MOTION CARRIED

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**F. Hire Programmer.** Moved by Clerk Shults, seconded by Trustee Flood to approve hiring Jesse Hayes as a Programmer, a Technical Union position, Level 6, \$19.21 per hour, plus full benefits, 40 hours per week, effective July 18, 2017.

AYES: Shults, Steele, Birney, Flood, Steimel    ABSENT: Barnett, Sliwinski    NAYS: None  
MOTION CARRIED

**G. Approve Baldwin Road Cost Participation Agreement.** Moved by Clerk Shults, seconded by Treasurer Steele to approve this project and authorize the Supervisor to sign the Cost Participation Agreement, as presented, and authorize any necessary budget adjustments.

AYES: Steele, Birney, Flood, Steimel, Shults    ABSENT: Barnett, Sliwinski    NAYS: None  
MOTION CARRIED

**H. Accept Donation: Sailboat.** Moved by Clerk Shults, seconded by Trustee Birney to accept a donation from Robert L. Bowman of a CL11 Sailboat and trailer with a value of \$800.00.

AYES: Birney, Flood, Steimel, Shults, Steele    ABSENT: Barnett, Sliwinski    NAYS: None  
MOTION CARRIED

**11. REPORTS**

**A. Police/Fire Updates.** Moved by Trustee Birney, seconded by Trustee Flood to receive and file the Police and Fire Reports, as presented.

MOTION CARRIED

**B. MDNR Land Swap Update.** Moved by Clerk Shults, seconded by Trustee Flood to receive and file the MDNR Land Swap Update, as presented.

MOTION CARRIED

**12. PUBLIC COMMENT.** Public Comment was not heard.

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

**13. ADJOURNMENT.** Moved by Trustee Flood, seconded by Treasurer Steele to adjourn.

MOTION CARRIED.            The meeting was adjourned at 8:45 p.m.

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Penny S. Shults, Clerk

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Chris Barnett, Supervisor  
Charter Township of Orion