

**CHARTER TOWNSHIP OF ORION BOARD OF TRUSTEES
MINUTES, REGULAR MEETING, MONDAY, SEPTEMBER 17, 2018**

1. CALL TO ORDER. The Charter Township of Orion Board of Trustees held a regular meeting on Monday, September 17, 2018 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, Donni Steele, Brian Birney, Julia Dalrymple, Mike Flood, & John Steimel

BOARD MEMBERS ABSENT: None

OTHERS PRESENT:

John Pender	Linda More	Kyle Hagan	David Crabtree
Lil Hutchison	Scott Taylor	Chris Hagan	Birgit McQuiston
Rob Duke	Gary Roberts	Scott Lark	Marion Ginopolis
Rick Arnett	Dana Mermell	Andrew Martinez	John Fitzgerald
Mark Snyder	Eric Florence	Chris LaGerold	

2. INVOCATION AND PLEDGE: Clerk Penny Shults gave the Invocation. All rose for the Pledge of Allegiance.

3. PUBLIC HEARING: Held a 2019 Truth-in-Budgeting Public Hearing. Moved by Clerk Shults, seconded by Treasurer Steele, to adopt the Resolution Establishing Proposed 2018 Millage Rates for the Charter Township of Orion, as presented. AYES: Steele, Birney, Dalrymple, Flood, Steimel, Barnett, Shults ABSENT: None NAYS: None
MOTION CARRIED

4. PROCLAMATIONS: Suicide Prevention Month. Supervisor Barnett delivered a proclamation in honor of Suicide Prevention Month, September 2018.

5. PRESENTATION: Heard presentation regarding the November 6, 2018 General Election School Improvement Bond Proposition – Lake Orion Community Schools.

6. APPROVAL OF BILLS. Moved by Treasurer Steele, seconded by Trustee Flood, to authorize payment of bills in the amount of \$1,168,100.01 and payrolls in the amount of \$120,930.32, for a total disbursement of funds in the amount of \$1,292,540.33, as presented. AYES: Flood, Steimel, Barnett, Shults, Steele, Birney, Dalrymple ABSENT: None NAYS: None MOTION CARRIED

7. BRIEF PUBLIC COMMENT. Public comment was heard.

8. APPROVAL OF AGENDA. Clerk Shults moved 9.I. to 10.1 Purchase ESO Solutions Record Management System Software, 9.J. to 10.2. Purchase of Ambulances, 9.K. to 10.3. Purchase of Heavy Rescue Vehicle, and added 9.I. Peddler/Solicitor License Application: Financial Services of America–Bienvenido Delapaz Jr. and 9.J. Request to Waive Sign Fees – Orion Area Chamber. Trustee Flood moved 9.L to 10.E. Grace Premier Assisted Living,

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Payment in Lieu of Safety Path. Supervisor Barnett added a Closed Executive Session to discuss Attorney Opinion regarding 10.D. Sale of Property: 313 Brown Road.

Moved by Trustee Flood, seconded by Trustee Birney to approve the agenda, as amended.
MOTION CARRIED

9. CONSENT AGENDA

A. Minutes, Regular Meeting, Tuesday, September 4, 2018. Approve, as presented.

B. Annual Permit for Work on State Highways. Adopt the resolution naming the following positions as authorized to apply for the necessary permits to work within the state trunkline right of ways: Township Supervisor, Public Services Director, Building Official, Fire Chief and to authorize the Supervisor to submit the application to the Michigan Department of Transportation.

C. Request to Waive Fees - Polly Ann Trail Signage. Waive the building and sign permit fees for Polly Ann Trail Management Council to install 6 updated wayfinder signs along the Polly Ann Trail with the understanding that Linda Moran will complete all appropriate permit applications with the Planning/Zoning and Building Departments and that all other provisions of the sign ordinance remain in effect.

D. Request to Waive Sign Fees - Schrauger Memorial 5K Race. Reduce the fee for the annual sign permit for the Schrauger Memorial 5K Run to \$25.00, with the understanding that all other provisions of the sign ordinance remain in effect.

E. Purchase Additional Laserfiche Avante Licenses. Authorize the purchase of two additional Laserfiche Avante Licenses for two new employees with funds from 101- 171-807.000 for \$675 and 101-751-807.000 for \$675 and direct Julia Steimel to proceed with set up access.

F. Safe Routes to School Design Services. Approve retaining OHM to continue with final SRTS Design Services at a cost not to exceed \$192,000.00 with an estimated 21% to be reimbursed by the LOCS with the Accounting Controller to make necessary budget adjustments.

G. Safety Path Maintenance Contract Award. Authorize the Director of Public Services to contract with Birmingham Sealcoat to provide asphalt repair and replacement, crack sealing and retaining wall replacement to portions of our existing Safety Path at a cost of \$212,725.38 with work being completed by the end of the construction season 2018 with the Accounting Controller to make the necessary budget adjustments. The funds will be extracted from the restricted fund balance maintenance 2017 funds of \$166,225.82 and release the 2018 restricted maintenance funds of \$17, 935.05, and the unrestricted funds of \$28,564.51.

H. Approve Legal Services Contract. Approve the The Kelly Firm, PLC contract, for attorney services and authorize the Supervisor and Clerk to sign the contract on behalf of the Township.

I. Peddler/Solicitor License Application: Financial Services of America–Bienvenido Delapaz Jr. Approve Mr. Delapaz' application, and issue a peddler's license under the provisions of Ord. 95, Peddlers and Solicitors Regulation.

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J. Request to Waive Sign Fees – Orion Area Chamber. Reduce the fee for the annual sign permit for the Orion Area Chamber to \$25.00, with the understanding that all other provisions of the sign ordinance remain in effect and the application will be submitted to the Building Department following Board action.

Moved by Trustee Flood, seconded by Trustee Birney to approve the Consent Agenda, as amended. AYES: Shults, Steele, Birney, Dalrymple, Flood, Steimel, Barnett ABSENT: None NAYS: None MOTION CARRIED

10. PENDING BUSINESS

1. Purchase ESO Solutions Record Management System Software. Moved by Trustee Flood, seconded by Trustee Birney, to approve and authorize the Fire Department to purchase ESO Solutions Record Management System software in the amount of \$17,986.00 from ESO Solutions; 11500 Alterra Parkway Suite 100, Austin, Texas 78758.

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

2. Purchase of Ambulances. Moved by Clerk Shults, seconded by Trustee Flood, to approve and authorize the Fire Department to purchase two (2) 2019 Type 1 Wheeled Coach 4X4 ambulances from Emergency Vehicles Plus, 670 East 16th St., Holland, MI 49423 in the amount of \$437,858.24. This purchase will be made through the Houston-Galveston Area Council (H-GAC) cooperative purchasing program. A budget adjustment will be needed.

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

3. Purchase of Heavy Rescue Vehicle. Moved by Clerk Shults, seconded by Trustee Birney, to approve and authorize the Fire Department to purchase one (1) 2019 Rosenbauer walk around rescue on a Peterbilt chassis from Emergency Vehicles Plus, 12114 Saline-Milan Rd., Milan, MI 48160 in the amount of \$375,000. This purchase will be made through the Houston-Galveston Area Council (H-GAC) cooperative purchasing program. A budget adjustment will be needed.

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

A. Adopt 2019 Millage Rates (Action after Hearing). Moved by Clerk Shults, seconded by Trustee Flood to adopt the Resolution Establishing Actual 2018 Millage Rates for the Charter Township of Orion, as presented, and direct the Clerk and Supervisor to sign the 2018 Tax Rate Request and submit to Oakland County. AYES: Barnett, Shults, Steele, Birney, Dalrymple, Flood, Steimel ABSENT: None NAYS: None MOTION CARRIED

B. Medical Marijuana Renewal Fee Resolution. Moved by Clerk Shults, seconded by Trustee Flood to adopt the Resolution Setting Medical Marijuana Renewal License Fee establishing the annual renewal fee set at \$5,000.00. AYES: Shults, Steele, Birney, Dalrymple, Flood, Steimel, Barnett ABSENT: None NAYS: None MOTION CARRIED

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C. Oakland Township Water Storage Presentation. Moved by Clerk Shults, seconded by Treasurer Steele stating that Orion Township does not support the construction of Oakland Township water storage facilities in Orion Township. MOTION CARRIED

Closed Executive Session to discuss an attorney opinion. Moved by Clerk Shults, seconded by Trustee Birney to go to Closed Executive Session to discuss an attorney opinion regarding the sale of 313 Brown Road; and include Gary Roberts in the meeting. AYES: Dalrymple, Flood, Steimel, Barnett, Shults, Steele, Birney ABSENT: None NAYS: None MOTION CARRIED

The Orion Township Board of Trustees was in Closed Executive Session from 9:10 p.m. to 9:33 p.m. to discuss an attorney opinion regarding the sale of 313 Brown Road.

D. Sale of Property: 313 Brown Road. Moved by Treasurer Steele, seconded by Trustee Flood to authorize the Supervisor to enter into negotiations with Pulte with support from the attorney for the sale of 313 Brown Road. AYES: Flood, Steimel, Barnett, Shults, Steele, Birney, Dalrymple ABSENT: None NAYS: None MOTION CARRIED

E. Grace Premier Assisted Living, Payment in Lieu of Safety Path. Moved by Trustee Flood, seconded by Treasurer Steele that for the matter of Public Record, amend the Agenda Item Summary, under Process paragraph, last sentence, strike through Alternate Board Rep. and correct text to read non-voting member. Based on the finding of fact for full compliance per Safety Path Regulation Ordinance 97, Section 5, Paragraph B, the applicant, Grace Premier Assisted Senior Living, PC-2018-35, 985 N. Lapeer Road, Sidwell number 09-02-126-007, be **granted** to contribute \$7,468 to the Safety Path Fund, Contribution From Developers, account number 402-000-674-000, in-lieu-of constructing an 18' by 8' wide section of the safety path from the south property line north 18'. MOTION CARRIED

11. REPORTS

A. Police/Fire Reports. Moved by Trustee Birney, supported by Clerk Shults to approve the reports, as presented. MOTION CARRIED

12. PUBLIC COMMENT. Public Comment was heard.

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

14. ADJOURNMENT. Moved by Trustee Flood, seconded by Trustee Birney to adjourn. MOTION CARRIED. The meeting was adjourned at 9:52 p.m.

Transcription: P. Shults

Penny S. Shults, Clerk

Chris Barnett, Supervisor
Charter Township