1. CALL TO ORDER. The Charter Township of Orion Board of Trustees held a regular meeting on Monday, September 21, 2020 at the Orion Center, 1335 Joslyn Road, Lake Orion, Michigan. Supervisor Barnett called the meeting to order at 7:04 p.m. Via Video Conference – GoToMeeting Access Code 308-965-445 (Meeting being conducted via video conference due to the health concern of COVID-19 and the Governor’s Executive Order 2020-15)

2. VIRTUAL MEETING INSTRUCTIONS. Were given.

BOARD MEMBERS PRESENT: Chris Barnett, Penny Shults, Donni Steele, Mike Flood, Brian Birney, Julia Dalrymple & John Steimel

BOARD MEMBERS ABSENT: None

OTHERS PRESENT: John Gaber Tony Bryson Michael Stroli H. Griesser Lois Porter
Kim Urbanowski Dan Dewey Bruce Kopytek Mike Williams Dan Kelly
Todd Hemala Brittney Ellis Gary Roberts Jim Stevens

3. INVOCATION AND PLEDGE. Pastor Tony Bryson, Lake Orion Baptist Church led the Invocation, followed by the Pledge of Allegiance.

4. RECOGNITION. Citizen of the Month was postponed.

5. APPROVAL OF BILLS. Moved by Treasurer Steele, seconded by Trustee Flood to authorize payment of bills in the amount of $1,629,436.83 and payrolls in the amount of $236,012.63, for a total disbursement of funds in the amount of $1,865,449.46, as presented. AYES: Birney, Dalrymple, Flood, Steimel, Barnett, Shults, Steele ABSENT: None NAYS: None MOTION CARRIED

6. PUBLIC COMMENT. Public comment was heard.

7. APPROVAL OF AGENDA. Trustee Flood moved 8.G. ZBA Resignation to 9.A. Moved by Trustee Flood, seconded by Treasurer Steele to approve the agenda, as amended. MOTION CARRIED

8. CONSENT AGENDA.
A. Minutes, Regular Meeting, September 8, 2020. Approve, as presented.

B. Hire Clerk Typist - Voter Registration. Hire Rita Heady as a Clerk Typist – Voter Registration, a Level 4 Technical Unit union position, part-time, up to 29 hours per week, no benefits, starting wage of $17.14 per hour, with an estimated start date of 9-30-20, contingent up on her passing all required pre-employment tests and screening.


D. Schedule Budget Workshop. Approve scheduling a budget workshop for October 19, 2020 at 5:30 p.m. at the Orion Center.
E. Schedule Truth-in-Budgeting Public Hearing. Set the date for the Truth-in-Budgeting Public Hearing, on the proposed millage rates to be levied for 2020 (in support of the 2021 budget), for 7:00 p.m. on October 5, 2020, and direct the Clerk to publish the proper legal notice for same.

F. Resolution- SEMCOG Executive Kathleen Lomako Retirement. Adopt the resolution, as presented.

G. Orion Veteran’s Memorial Use Policy. Amend Section 3. Public Use and Assignment of the Lease Agreement for Orion War Memorial as follows:
- Upon completion of the memorial and related improvements on the Property by Memorial, Inc., and approval of all inspections by the Township, by the Township, the memorial be open to and for public use and enjoyment subject to the Orion Veterans Memorial Even Policy, which is included in the Lease Agreement by reference.

H. Authorized Disposal of Used Equipment. Authorize the sale of used equipment at the Township Garage Sale, in accordance with current policy.

I. MDOT Annual Work Permit. 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.

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

9. PENDING.
A. ZBA Resignation. Moved by Trustee Flood, seconded by Treasurer Steele to accept the resignation of Loren Yaros with regret and direct the Clerk to send a letter of appreciation, and appoint Tony Cook to the ZBA as a Regular Member for a term ending 12-31-2022. MOTION CARRIED

B. PC-2020-16 - 2401 Judah Rd and Parcel 09-33-301-004 Conditional Rezone Request 1st Reading.
Moved by Trustee Flood, seconded by Clerk Shults to return PC-202-16 back to Planning Commission because the proposal has been changed and the input of the Planning Commission is valuable.
AYES: Flood, Steimel
ABSENT: None
NAYS: Shults, Steele, Birney, Dalrymple, Barnett
MOTION FAILED

Moved by Trustee Dalrymple, seconded by Trustee Birney to declare the first reading of PC-2020-16, 2401 Judah Rd. and parcel 09-33-301-004, Conditional Rezone Request, for the offer date stamped received by the Township 9/1/2020, a request to conditionally rezone part of 2401 Judah Rd. and part of parcel 09-33-301-004 from Single Family Residential 1 (R-1) to Brown Road Innovation Zone Use Groups A&B (BIZ), to have been held on September 21, 2020, and direct the Clerk to advertise for the second reading and possible conditional approval on October 19, 2020. (Please note this is only for part of the property)
AYES: Steele, Steimel, Birney, Dalrymple, Barnett, Shults
ABSENT: None
NAYS: Flood
MOTION CARRIED

C. Second Reading - PC-2019-06, Silverbell Pointe Final PUD Rezone/Map Amendment and Agreement.
Clerk Shults recused herself because her husband and she own property adjoining the proposed development.
Moved by Supervisor Barnett, seconded by Trustee Flood recuse Clerk Shults. MOTION CARRIED

Moved by Trustee Flood, seconded by Trustee Birney to declare the first reading of PC-2019-06, Silverbell Pointe Final PUD Rezone/Map Amendment and Agreement, was held on August 17, 2020 and approve the
request to rezone 4 vacant parcels south of silverbell Rd. on the east side of Joslyn Rd. (Sidwell 3s 09-33-201-001, 09-33-128-001, 09-28-379-001, 09-28-451-001) from Suburban Estates (SE) to Planned Unit Development (PUD) for plans dated March 24, 2020, and direct the Clerk to publish for second reading and possible approval/adoption on September 21, 2020 with the conditions set forth by the Planning Commission on May 6, 2020, the inclusion of the proposed changes dated August 10, 2020 providing for an emergency entrance, and request updated reviews to the satisfaction of the Township Engineer, Planner, and Fire marshal. AYES: Dalrymple, Barnett, Steele, Steimel, Birney ABSENT: None NAYS: None RECUSE: Shults

MOTION CARRIED

D. Consideration of Consent Judgement to Resolve Indianwood Properties (Firestone Auto Care) Conditional Zoning Litigation. Moved by Trustee Flood, seconded by Trustee Dalrymple to approve the proposed Consent Judgment in the matter of Indianwood Properties, LLC, v The Charter Township of Orion, and direct the Township Supervisor and Clerk to execute same and further direct the Township Attorney to take any and all necessary steps for the entry and recording of the finalized Consent Judgment and dismissal of all pending litigation. AYES: Barnett, Shults, Steimel, Dalrymple, Flood ABSENT: None NAYS: Steele, Birney

MOTION CARRIED

10. REPORTS.
A. Police/Fire Reports. Moved by Trustee Birney, seconded by Trustee Steimel to receive and file the report, as presented. MOTION CARRIED

B. August Financial Reports. Moved by Trustee Flood, seconded by Supervisor Barnett to receive and file the report, as presented. MOTION CARRIED

C. Midwest Strategy Report. Moved by Clerk Shults, seconded by Trustee Dalrymple to receive and file the report, as presented. MOTION CARRIED

11. PUBLIC COMMENT. Public comment was not heard.

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

13. ADJOURNMENT. Moved by Trustee Steimel Shults, seconded by Trustee Birney to adjourn. MOTION CARRIED. The meeting was adjourned at 9:33 p.m.

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Penny S. Shults, Clerk

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Chris Barnett, Supervisor