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## MINUTES

### REGULAR MEETING OF THE LAKE ORION VILLAGE COUNCIL

Monday, March 11, 2024

7:30 PM

Lake Orion Village Hall Council Chambers

21 East Church Street

LAKE ORION, MI 48362

(248) 693-8391 ext. 102

#### 1. Call to Order

The Monday, March 11, 2024 Regular Meeting of the Lake Orion Village Council was called to order in the Lake Orion Village Hall Council Chambers located in the 21 East Church Street, Lake Orion, MI 48362 by President Jerry Narsh at 7:30 PM followed by the Pledge of Allegiance.

#### 2. Pledge of Allegiance

#### 3. Roll Call and Determination of Quorum

Attendee Name	Organization	Title	Status	Arrived
Jerry Narsh	Village of Lake Orion	President	Present	
Teresa L Rutt	Village of Lake Orion	President Pro Tem	Present	
Carl Cyrowski	Village of Lake Orion	Council Member	Present	
Stan Ford	Village of Lake Orion	Council Member	Present	
Michael Lamb	Village of Lake Orion	Council Member	Present	
Nancy Moshier	Village of Lake Orion	Council Member	Present	
Kenneth VanPortfliet	Village of Lake Orion	Council Member	Present	

#### STAFF PRESENT:

- Village Manager Darwin McClary
- Police Chief Todd Stanfield
- DPW Director Wes Sanchez
- DDA Interim Director Janet Bloom
- Deputy Finance Director/Recording Secretary Cherie Hedrick

#### 4. Presentations

## 5. Call to the Public

Let the record show there was no public comment.

## 6. Consent Agenda

All items on the Consent Agenda are approved by one vote.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Teresa L Rutt, President Pro Tem
<b>SECONDER:</b>	Carl Cyrowski, Council Member
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, Lamb, Moshier, VanPortfliet

1. Receive and File 02/26/24 Correspondence from George Dandalides Re: Capital Improvement Plan

**RESOLVED:** To receive and file the correspondence from George Dandalides dated February 26, 2024, regarding the capital improvement plan.

2. Approval of Village Council Special Meeting Minutes of February 26, 2024

**RESOLVED:** To approve the Monday, February 26, 2024 Special meeting minutes as presented.

3. Approval of Village Council Regular Meeting Minutes of February 26, 2024

**RESOLVED:** To approve the Monday, February 26, 2024 regular meeting minutes as presented.

4. Receive and File February 2024 Police Department Activity Report

**RESOLVED:** To receive and file the February 2024 Police Department Activity Report.

## 7. Approval of Agenda

1. **Motion to:** approve the March 11, 2024 Village Council agenda.

<b>RESULT:</b>	<b>APPROVED AS PRESENTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kenneth VanPortfliet, Council Member
<b>SECONDER:</b>	Teresa L Rutt, President Pro Tem
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, Lamb, Moshier, VanPortfliet

## 8. Public Hearings

## 9. Agenda Items for Consideration

*A. Financial Matters*

1. Financial Statements - February 2024

<b>RESULT:</b>	<b>ADOPTED [6 TO 1]</b>
<b>MOVER:</b>	Kenneth VanPortfliet, Council Member
<b>SECONDER:</b>	Teresa L Rutt, President Pro Tem
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, Lamb, VanPortfliet
<b>NAYS:</b>	Nancy Moshier

**RESOLVED:** To receive and file the financial reports for February 2024.

2. Invoice Approval - March 11, 2024

<b>RESULT:</b>	<b>ADOPTED [5 TO 2]</b>
<b>MOVER:</b>	Kenneth VanPortfliet, Council Member
<b>SECONDER:</b>	Stan Ford, Council Member
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, VanPortfliet
<b>NAYS:</b>	Michael Lamb, Nancy Moshier

**RESOLVED:** To approve March 11, 2024, bills in the amount of \$455,534.44 of which \$379,437.26 are DDA Bills for a net total of \$76,097.18 are approved for payment; and to receive and file the DDA bills.

*B. Other Items*

1. Introduction of Amendment to Village Code Section 130.001 - Garage Sale Permit Fees

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Lamb, Council Member
<b>SECONDER:</b>	Jerry Narsh, President
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, Lamb, Moshier, VanPortfliet

**RESOLVED:** To introduce and give first reading to Ordinance No. 6.24, which amends Village Code Section 130.001 SALES ON RESIDENTIAL PROPERTY; GARAGE SALES; to request that the Clerk/Treasurer publish the required notice of the same; and to schedule the proposed ordinance for second reading and consideration for adoption at Village Council's March 25, 2024, regular meeting.

2. Police Dispatch Services Agreement Renewal

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kenneth VanPortfliet, Council Member
<b>SECONDER:</b>	Carl Cyrowski, Council Member
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, Lamb, Moshier, VanPortfliet

**RESOLVED:** To approve the 2024-2027 Police Dispatch Service Agreement between County of Oakland and Village of Lake Orion effective April 1, 2024, through March 31, 2027, and authorize the Village Manager to sign the agreement on behalf of the Village subject to approval by the Village Attorney.

3. Appointments to DDA Executive Director

<b>RESULT:</b>	<b>APPROVED AS AMENDED [5 TO 2]</b>
<b>MOVER:</b>	Carl Cyrowski, Council Member
<b>SECONDER:</b>	Teresa L Rutt, President Pro Tem
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, VanPortfliet
<b>NAYS:</b>	Michael Lamb, Nancy Moshier

**RESOLVED:** To approve the employment and fixing of compensation of Matthew Gibb as Executive Director for the Lake Orion Downtown Development Authority pursuant to Section 205 of the Michigan Recodified Tax Increment Financing Act, Public Act 57 of 2018, effective March 12, 2024, in accordance with the letter of offer of employment dated February 28, 2024; and to authorize the Village Manager to execute the offer of employment on behalf of the Village as revised by the Village Attorney.

Appointments to Assistant Executive Director Positions

<b>RESULT:</b>	<b>APPROVED AS AMENDED [5 TO 2]</b>
<b>MOVER:</b>	Teresa L Rutt, President Pro Tem
<b>SECONDER:</b>	Kenneth VanPortfliet, Council Member
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, VanPortfliet
<b>NAYS:</b>	Michael Lamb, Nancy Moshier

**RESOLVED:** To approve the employment and fixing of compensation of Janet Bloom as Assistant Executive Director for the Lake Orion Downtown Development Authority pursuant to Section 205 of the Michigan Recodified Tax Increment Financing Act, Public Act 57 of 2018, effective March 12, 2024, in accordance with the letter of offer of employment dated February 28, 2024; and to authorize the Village Manager to execute the offer of employment on behalf of the Village as revised by the Village Attorney.

4. Green's Park Schedule and Fees and Boat Dock Fees

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Carl Cyrowski, Council Member
<b>SECONDER:</b>	Michael Lamb, Council Member
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, Lamb, Moshier, VanPortfliet

**RESOLUTION NO. 2024-013**

**A RESOLUTION TO ESTABLISH GREEN'S PARK SCHEDULE AND FEES AND BOAT DOCK FEES FOR THE 2024-25 SEASON.**

**RESOLVED:** That Green's Park schedule and fees for the 2024-25 Season are established as follows:

**SCHEDULE:**

**Pre-Season - No Pass Required**

October to Thursday before Memorial Day: Dawn to Dusk

**NOTE:** No Attendant, No Lifeguard on Duty, No Swimming, Beach Closed, Buildings Closed (**no restroom facilities**)

**Summer Season - Pass Required**

**Day Pass: \$2.00 per Person**

**Seasonal Pass: \$25.00 Family** (*members living in same household*)

Friday before Memorial Day to Sunday after Labor Day: Dawn to Dusk

Weather permitting swim at your own risk - (**Lifeguard on Duty at times below**).

Building restroom facilities open; surveillance video camera and site monitored by Police.

Persons wishing to fish must do so at least 100 feet away from the beach and swimming area. Fishing is not allowed on the dock.

**NOTE: Attendant/Lifeguard on Duty**

School Days	3:00 p.m. - 7:00 p.m.
All Other Days	
Monday - Thursday	11:00 a.m. - 7:00 p.m.
Friday/Saturday/Sunday	11:00 a.m. - 8:00 p.m.

**Post-Season - No Pass Required**

October to May: Dawn to Dusk

**NOTE:** No Attendant, No Lifeguard on Duty, No Swimming, Beach Closed, Buildings Closed

**(No restroom facilities)**

**Group Use Reservation Fees (11 or more persons):** (includes lifeguard)

Monday through Friday:                      Half Day    \$100.00

Full Day    \$175.00

Saturday/Sunday                      Available 11 am -8 pm

Half Day    \$175.00

Full Day    \$200.00

**Event Daily no charge:** \$500 fee per day

**Fitness Group:** \$50.00/month - requires hold-harmless agreement and insurance certificate with village named as additional insured.

**Pelton's Point and Green's Park Boat Dock Passes:** \$75.00/season (April 1 - October 31; includes seasonal family pass to Green's Park)

Day & Seasonal Passes, Group Reservations Permits, Park Rules & Regulations may be obtained at the Lake Orion Village Offices Monday through Thursday from 7:00 AM to 4:30 PM.

**PARK AND BOAT DOCK PASSES WILL NOT BE REISSUED IF LOST**

5. Schedule FY 2024-25 Goal Setting Work Session

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Teresa L Rutt, President Pro Tem
<b>SECONDER:</b>	Stan Ford, Council Member
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, Lamb, Moshier, VanPortfliet

**RESOLVED:** To schedule a work session of the Village Council for March 25, 2024, at 6:30 PM, to discuss and formulate the Village Council's FY 2024-25 goals and objectives.

6. Village Manager Annual Performance Evaluation

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kenneth VanPortfliet, Council Member
<b>SECONDER:</b>	Michael Lamb, Council Member
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, Lamb, Moshier, VanPortfliet

**RESOLVED:** To schedule the annual performance evaluations for the Village Manager and Village Clerk/Treasurer for the following date March 25, 2024 at the regular council meeting.

**10. Call to the Public**

Let the record show there was no public comment.

**11. Council Comments**

Council Member Lamb stated that he didn't have any comments this evening.

Council Member Ford stated he is appreciative of the behind the scenes work that is completed for each meeting and he is looking forward to working with the newly appointed DDA staff members.

Pro Tem Rutt stated with the nicer weather that residents should be mindful of cyclist and children that are out and about enjoying the weather.

Council Member Van Portfliet stated that he is glad that the Village updated Children's Park as of recent; he also thanked Lisa McClain's office for all their hardwork in their office. He also congratulated Bloom and Gibb on their newly appointed positions.

Council Member Moshier stated with the weather getting better she is excited to walk within the community.

Council Member Cyrowski stated he is looking forward to working with Mr. Gibb, whom he has worked with in the past, and with Janet Bloom. He is also looking forward to the Lumberyard project and their upcoming plans.

President Narsh thanked Congress member Lisa McClain's office and her help from her office to our community. He is also looking forward to working with Bloom.

**12. Village Manager Comments**

Village Manager McClary went over the following updates:

- FEMA flood insurance study.
- Oakland-Macomb interceptor drain odor and corrosion control project; the Village has

received a notice of a public hearing.

- FY 2024-25 Budget Preparation update will be given at the April 8<sup>th</sup> meeting.
- Sanitary Sewer Pump Stations Improvement Project Update which includes changes to the various phases to maximize the benefit of grant funding in upcoming years.
- 2024 Congressional Community projects grant update includes being awarded the \$1,750,000 which has been approved for the FY 2024.
- Sanitary Sewer Pump Stations Improvement Project Bonding update that includes a recommendation to Council to issued bonds on the Village's own rather than utilizing the county's bonding process.
- Deputy Clerk/Treasurer recruitment update; a proposed employment agreement has been offered and the administration is awaiting acceptance. Once accepted the employment agreement will be at the March 25 meeting.

### 13. Closed Session Items

1. Personnel Matter - Section 8(1)(A) of Michigan Open Meetings Act - MCL 15.268(1)(A)

<b>RESULT:</b>	<b>ADOPTED [6 TO 1]</b>
<b>MOVER:</b>	Kenneth VanPortfliet, Council Member
<b>SECONDER:</b>	Carl Cyrowski, Council Member
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, Moshier, VanPortfliet
<b>NAYS:</b>	Michael Lamb

**RESOLVED:** To convene into closed session in accordance with Section 8(1)(a) of the Michigan Open Meetings Act, Public Act 267 of 1976, as amended, for the purpose of considering a personnel matter.

**Went into closed session at 8:35 PM.**

2. **Motion to:** reconvene to Open Session.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Teresa L Rutt, President Pro Tem
<b>SECONDER:</b>	Nancy Moshier, Council Member
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, Lamb, Moshier, VanPortfliet

### 14. Reconvene to Open Session at 10:05 PM.

### 15. Business From Closed Session



1. **Motion to:** accept the request from Todd Stanfield to resume Lieutenant duties.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Teresa L Rutt, President Pro Tem
<b>SECONDER:</b>	Nancy Moshier, Council Member
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, Lamb, Moshier, VanPortfliet

2. **Motion to:** authorize contract with Thomas Lindberg as Interim Police Chief.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Teresa L Rutt, President Pro Tem
<b>SECONDER:</b>	Nancy Moshier, Council Member
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, Lamb, Moshier, VanPortfliet

## 16. Adjournment

**Motion to:** adjourn the Monday, March 11, 2024 regular meeting of the Village Council.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Lamb, Council Member
<b>SECONDER:</b>	Kenneth VanPortfliet, Council Member
<b>AYES:</b>	Narsh, Rutt, Cyrowski, Ford, Lamb, Moshier, VanPortfliet

The Monday, March 11, 2024, regular meeting of the Lake Orion Village Council adjourned at 10:08 PM.

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Jerry Narsh  
President

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Sonja Stout  
Village Clerk

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Cherie Hedrick  
Recording Secretary

Date Approved: as presented March 25, 2024.