



# MINUTES

## REGULAR MEETING OF THE VILLAGE COUNCIL

Monday, October 28, 2024

7:30 PM

Village Hall – 21 East Church Street, Lake Orion, MI 48362

(248) 693-8391 ext. 102

### 1. Call to Order

The October 28<sup>th</sup>, 2024, Village Council Regular Meeting was called to order at 7:30 PM.

### 2. Pledge of Allegiance

### 3. Roll Call and Determination of Quorum

#### PRESENT

President Jerry Narsh

President Pro Tem Teresa Rutt

Council member Carl Cyrowski

Council member Nancy Moshier

Council member Kenneth Van Portfliet

Council member Stan Ford

Council member Michael Lamb

#### STAFF PRESENT

Village Manager Darwin McClary

Deputy Clerk/Treasurer Lynsey Blough

DPW Director Wes Sanchez

DDA Executive Director Matthew Gibb

Village Engineer Wendy Spence

### 4. Presentations

#### A. Proclamation Recognizing Ken Van Portfliet's Years of Service

President Narsh read the Certificate of Recognition to Council member Van Portfliet for his 30+ years of service to the Village of Lake Orion.

#### B. Proclamation Recognizing Jerry Narsh's Years of Service

Pro Tem Rutt read the Certificate of Recognition to President Narsh for his 40+ years of service to the Village of Lake Orion.

## **5. Call to the Public**

Matthew Gibb spoke.

Donald Kindred spoke.

## **6. Consent Agenda**

**MOTION** made by Council member Lamb, Seconded by Council member Van Portfliet to approve the consent agenda with the removal of items A. Schedule Public Hearing on Village of Lake Orion Program Year 2025 Community Development Block Grant Application, B. Receive and File of Correspondence from Brad Hoover, and D. Receive and file Board of Zoning Special Meeting Minutes of July 11<sup>th</sup>, 2024 for further discussion.

**VOTING YEA:** Narsh, Rutt, Moshier, Van Portfliet, Ford, Lamb

**VOTING NAY:** Cyrowski

**ABSENT:** None

**MOTION:** Carried

### **A. Schedule Public Hearing on Village of Lake Orion Program Year 2025 Community Development Block Grant Application**

Removed from consent for further discussion.

### **B. Receive and File of Correspondence from Brad Hoover dated October 1, 2024, regarding Non-Consistent Enforcement of Violation Warning**

Removed from consent for further discussion.

### **C. Approval of Village Council Regular Meeting Minutes of October 14<sup>th</sup>, 2024.**

**MOTION** made by Council member Lamb, Seconded by Council member Van Portfliet to approve the Village Council Regular Meeting Minutes of October 14<sup>th</sup>, 2024.

**VOTING YEA:** Narsh, Rutt, Moshier, Van Portfliet, Ford, Lamb

**VOTING NAY:** Cyrowski

**ABSENT:** None

**MOTION:** Carried

### **D. Receive and File Board of Zoning Special Meeting Minutes of July 11<sup>th</sup>, 2024**

Removed from consent for further discussion.

### **E. Receive and File of DDA Regular Meeting Minutes of September 17<sup>th</sup>, 2024**

**MOTION** made by Council member Lamb, Seconded by Council member Van Portfliet to receive and file of DDA Regular Meeting Minutes of September 17<sup>th</sup>, 2024.

**VOTING YEA:** Narsh, Rutt, Moshier, Van Portfliet, Ford, Lamb

**VOTING NAY:** Cyrowski,  
**ABSENT:** None  
**MOTION:** Carried

## **7. Items Removed from the Consent Agenda**

### **A. Schedule Public Hearing on Village of Lake Orion Program Year 2025 Community Development Block Grant Application**

**MOTION** made by President Narsh, Seconded by Council member Van Portfliet to schedule a public hearing for the Village Council's regular meeting to be held on Monday, November 25, 2024, for the purpose of receiving public comments on the Village of Lake Orion Program Year 2025 Community Development Block Grant application; and to authorize Village administration to provide notice of the public hearing through posting of the same at village hall and on the Village of Lake Orion web site at least 10 days prior to the hearing.

**VOTING YEA:** Narsh, Rutt, Cyrowski, Moshier, Van Portfliet, Ford, Lamb  
**VOTING NAY:** None  
**ABSENT:** None  
**MOTION:** Carried

### **B. Receive and File of Correspondence from Brad Hoover dated October 1, 2024, regarding Non-Consistent Enforcement of Violation Warning**

**MOTION** made by President Narsh, Seconded by Council member Ford to receive and file the correspondence received from Brad Hoover dated October 1, 2024, regarding the Non-Consistent Enforcement of Violation Warning.

**VOTING YEA:** Narsh, Rutt, Cyrowski, Moshier, Van Portfliet, Ford, Lamb  
**VOTING NAY:** None  
**ABSENT:** None  
**MOTION:** Carried

### **D. Receive and File Board of Zoning Special Meeting Minutes of July 11<sup>th</sup>, 2024**

**MOTION** made by Council member Van Portfliet, Seconded by Council member Cyrowski to receive and file the July 11<sup>th</sup>, 2024 Board of Zoning Special Meeting Minutes, as presented.

**VOTING YEA:** Narsh, Rutt, Cyrowski, Moshier, Van Portfliet, Ford, Lamb  
**VOTING NAY:** None  
**ABSENT:** None  
**MOTION:** Carried

## **8. Approval of Agenda**

**MOTION** made by President Pro Tem Rutt, Seconded by Council member Cyrowski to approve the agenda for Monday, October 28<sup>th</sup>, 2024 Village Council Regular Meeting.

**VOTING YEA:** Narsh, Rutt, Cyrowski, Moshier, Van Portfliet, Ford, Lamb  
**VOTING NAY:** None  
**ABSENT:** None

**MOTION:** Carried

**9. Public Hearings**

None.

**10. Financial Matters**

**A. Invoice Approval - October 28, 2024**

**MOTION** made by Council member Van Portfliet, Seconded by President Pro Tem Rutt to approve the October 28, 2024, bills in the amount of \$ 122,120.72 of which \$ 15,829.06 are DDA bills for a net total of \$ 106,291.66 and to receive and file the DDA bills.

**VOTING YEA:** Narsh, Rutt, Cyrowski, Van Portfliet, Ford

**VOTING NAY:** Moshier, Lamb

**ABSENT:** None

**MOTION:** Carried

**11. Other Items**

**A. Bonds – Sanitary Sewer Pump Stations Improvement Project**

**MOTION #1** made by Council member Van Portfliet, Seconded by Council member Cyrowski to approve the letter of engagement for bond financial advisor services from Bendzinski & Company dated October 22, 2024, and authorize the Village Manager to execute the acceptance of the letter on behalf of the Village.

**VOTING YEA:** Narsh, Rutt, Cyrowski, Van Portfliet, Ford

**VOTING NAY:** Moshier, Lamb

**ABSENT:** None

**MOTION:** Carried

**MOTION #2** made by Council member Van Portfliet, Seconded by President Narsh to adopt Ordinance No. 38.04, AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF WATER SUPPLY AND SEWAGE DISPOSAL SYSTEM REVENUE BONDS TO PAY THE COST OF THE ACQUISITION AND CONSTRUCTION OF, IMPROVEMENTS TO THE WATER SUPPLY AND SEWAGE DISPOSAL SYSTEM OF THE VILLAGE AND TO PRESCRIBE THE FORM OF THE BONDS; TO PROVIDE FOR THE COLLECTION OF REVENUES FROM THE SYSTEM SUFFICIENT FOR THE PURPOSE OF PAYING THE COSTS OF OPERATION AND MAINTENANCE OF THE SYSTEM AND TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS AND CERTAIN OUTSTANDING BONDS OF THE SYSTEM; TO PROVIDE AN ADEQUATE RESERVE FUND FOR THE BONDS AND OUTSTANDING BONDS OF THE SYSTEM; TO PROVIDE FOR THE SEGREGATION AND DISTRIBUTION OF THE REVENUES; TO PROVIDE FOR THE RIGHTS OF THE HOLDERS OF THE BONDS AND OUTSTANDING BONDS OF THE SYSTEM IN ENFORCEMENT THEREOF; AND TO PROVIDE FOR OTHER MATTERS RELATING TO THE SYSTEM AND THE BONDS AND OUTSTANDING BONDS OF THE SYSTEM; and

to direct the Village Clerk to cause the same to be published in full in The Lake Orion Review newspaper after its approval.

**VOTING YEA:** Narsh, Rutt, Cyrowski, Van Portfliet, Ford  
**VOTING NAY:** Moshier, Lamb  
**ABSENT:** None  
**MOTION:** Carried

**B. Park Avenue Retaining Wall Replacement Project – Change Order No. 1**

**MOTION** made by President Narsh, Seconded by Council member Cyrowski to approve Change Order No. 1 to the Park Avenue Retaining Wall Replacement Project construction contract with JB Contractors, Inc., in the amount of \$2,049.00, with said additional cost to be charged to FY 2024-25 Budget account #203-875-977-000 – Local Street Fund – Construction – Capital Outlay; and to authorize the Village Manager to execute the change order on behalf of the Village.

**VOTING YEA:** Narsh, Rutt, Cyrowski, Moshier, Van Portfliet, Ford, Lamb  
**VOTING NAY:** None  
**ABSENT:** None  
**MOTION:** Carried

**C. Correction to FY 2024-25 Municipal Fee Schedule – Rubbish Collection Fee**

**MOTION** made by Council member Cyrowski, Seconded by President Narsh to amend the FY 2024-25 municipal fee schedule to increase the rubbish collection fee from \$53.79 per quarter to \$54.39 per quarter for the January, April, and July 2025 utility bills.

**VOTING YEA:** Narsh, Rutt, Cyrowski, Moshier, Van Portfliet, Ford, Lamb  
**VOTING NAY:** None  
**ABSENT:** None  
**MOTION:** Carried

**12. Call to the Public**

None.

**13. Council Comments**

Council member Lamb spoke.

Council member Ford spoke.

Pro Tem Rutt spoke.

Council member Van Portfliet spoke.

Council member Moshier spoke.

Council member Cyrowski spoke.

President Narsh spoke.

#### 14. Village Manager Comments

The Village Manager provided a summary of his report, which is also available on the Village Manager's page of the Village of Lake Orion's website.

#### 15. Closed Session Items

#### 16. Business From Closed Session

#### 17. Adjournment

**MOTION** made by President Narsh, Seconded by Council member Lamb to adjourn the October 28, 2024, Village Council Regular Meeting.

**VOTING YEA:** Narsh, Rutt, Cyrowski, Moshier, Van Portfliet, Ford, Lamb

**VOTING NAY:** None

**ABSENT:** None

**MOTION:** Carried

The October 28<sup>th</sup>, 2024, Village Council Regular Meeting adjourned at 8:49 PM.

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Jerry Narsh  
President

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Lynsey Blough, CMC  
Deputy Clerk/Treasurer

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Sonja Stout  
Clerk/Treasurer

Date Approved: as presented on November 12<sup>th</sup>, 2024.