

REGULAR MEETING of the PAINT CREEK TRAILWAYS COMMISSION

Held at the Rochester Municipal Offices, 400 Sixth Street
Rochester, Oakland County, Michigan

CALL TO ORDER: The Tuesday August 17, 2010 meeting was called to order by Chair Blanchard at 7:00 p.m.

Voting Members Present: Rock Blanchard, Edward Peters, Richard Schultz, Kathy Thomas, Ravi Yalamanchi, Alice Young

Voting Alternates Present: Marc Edwards

Non-Voting Alternates Present: Nathan Klomp, Jeff Phillips (*enter 7:09 p.m.*), Paul Miller (*enter 7:05 p.m.*)

Village of Lake Orion Non-Voting Member Present: Douglas Hobbs

Voting Members Absent: Ben Giovanelli, Maryann Whitman

Alternates Absent: Linda Gamage, Jeff Matis, Martha Olijnyk, Penny Shults

Others Present: John Makris, Attorney (*enter 7:09 p.m.*), Kristen Myers, Trail Manager

APPROVAL OF AGENDA:

MOTION by Schultz, supported by Young, ***Moved***, to approve the August 17, 2010 agenda as presented.

Ayes: All Nays: None

MOTION CARRIED.

PUBLIC COMMENT: None

CONSENT AGENDA:

a. Minutes – July 20, 2010 Regular Meeting, approve and file

b. Treasurers Report – July 2010, receive and file

MOTION by Young, supported by Thomas, ***Moved***, that the consent agenda be approved as presented.

Ayes: All Nays: None

MOTION CARRIED.

APPROVAL OF INVOICES: Ms. Myers presented the invoices in the amount of \$16,507.88. This amount includes the normal monthly expenses, the annual insurance premium to MMRMA, the Nowak & Fraus invoice for professional services related to the lawsuit, the County's invoice for 49 hours of Mounted Patrol Services, and Mr. Makris' monthly invoice for professional services associated with litigation (\$5,784.85). The Commission delayed approval of Mr. Makris' invoice until review of his detailed report during executive session. Fund balance is estimated at \$35,000.

MOTION by Young, supported by Schultz, ***Moved***, that the invoices presented for payment, not including Mr. Makris' monthly invoice, are approved in the amount of \$10,723.03 and orders be drawn for payment.

Ayes: All Nays: None

MOTION CARRIED.

LABOR DAY BRIDGE WALK UPDATE: Included in the packet is a copy of the waiver form being sent to participants. The waiver of liability form has not yet been updated due to time spent last month relative to litigation. Ms. Myers circulated the informational poster that will be placed in all the kiosks. She will be delivering these posters to all municipal city halls this week. A Friends Group meeting was held last month and a few people signed up to volunteer at this event. Ms. Myers asked if Commissioners are available and willing to help out, she has a sign-up sheet to be filled out, and indicated she would greatly appreciate any help. Registration on September 6th begins at 8:00 a.m. - set up will be an hour earlier. The walk begins at 9:00 a.m. and usually ends around noon. Mr. Giovanelli's contact for purchasing the give-away carabiners came through at a reduced price, and that order is being processed.

MANAGER'S REPORT: In addition to the written report, Ms. Myers indicated she walked the trail this morning from Gallagher to Adams. The trail has been very busy lately and looks great. Ms. Myers is conducting walks on the trail every Tuesday at 9:00 a.m. starting at the Cider Mill and invited everyone who can to join in.

ATTORNEY'S REPORT: While waiting for Mr. Makris, Ms. Myers reported on the Arthur's Way Subdivision pathway issue. Rochester Hills confirmed that they did not approve any work to be done in this area, and because of the lawsuit, Mr. Makris was not able to send out the letters to property owners requesting the pathway removal last month – he was working on this yesterday. Mr. Makris arrived, and reported that letters went out to individual property owners in Arthur's Way Subdivision today giving them 21 days to remove the encroachment and/or contact the Commission. Any other information will be discussed in Executive Session.

COMMISSIONER REPORTS: Mr. Edwards reported that a couple of CNBC affiliates spent a few days at the Royal Park Hotel, walked the trail, and were so impressed that they are bringing their spouses back for a long weekend to enjoy the area. Ms. Young inquired if during her absence, the Commission discussed moving the meetings to the Cider Mill or other locations. This issue will be placed on a future agenda for discussion. Mr. Peters indicated there is a restaurant in Lake Orion that is willing to set aside one evening a month, donating 10% of their total receipts to the Trail. This possibility will be discussed at the 8/26 Friends Group meeting. Mr. Miller stated that when out-of-town guests ask "what is there to do", the Royal Park Hotel suggests the trail, and there is a very positive response to the experience. The importance of the trail can't be over-emphasized. Mr. Miller also reported that a Rochester Hills resident biking on the trail was injured a few weeks ago, but no report was made. Ms. Myers asked if there has been any movement on municipal budgets with respect to the Trail budget submission. Most communities are just getting into budget discussions so further information will be forthcoming. Congratulations to the Jeff Phillips' family on the arrival of their new son.

ADJOURNMENT OF REGULAR MEETING TO ENTER INTO EXECUTIVE SESSION TO DISCUSS LITIGATION:

MOTION by Thomas, supported by Schultz, *Moved*, to adjourn the Regular Meeting at 7:20 p.m. and enter into Executive Session.

Ayes: Blanchard, Edwards, Peters, Schultz, Thomas, Yalamanchi, Young

Nays: None

MOTION CARRIED.

The Regular Meeting was called back to order at 8:12 p.m.

MOTION by Yalamanchi, supported by Schultz, *Moved*, to approve payment of Mr. Makris' invoice relative to litigation in the amount of \$5,784.85.

Ayes: All Nays: None

MOTION CARRIED.

MOTION by Yalamanchi, supported by Young, *Moved*, that our attorney and trail manager proceed as directed during the Executive Session.

Ayes: All Nays: None

MOTION CARRIED.

ADJOURNMENT:

MOTION by Yalamanchi, supported by Young, *Moved*, to adjourn the Regular Meeting at 8:14 p.m.

NEXT MEETING: September 21, 2010 at 7:00 p.m.

Respectfully submitted,

KRISTEN MYERS, Trail Manager

EDWARD PETERS, Trailways Secretary