

CHARTER TOWNSHIP OF OXFORD BOARD OF TRUSTEES SPECIAL MEETING,
WEDNESDAY, DECEMBER 20, 2006

A Special Meeting of the Charter Township of Oxford Board of Trustees held December 20, 2006 at the Oxford Veterans Memorial Civic Center.

Members Present: Behnke, Bellairs (*arrived 6:42 p.m.*), Dunn, Ferrari, Fitchena, Kniffen, Sanderson

Members Absent: None

Also Present: Recording Secretary Exel, Township Attorney Rentrop and one citizen

Supervisor Dunn called the meeting to order at 6:32 p.m.

APPROVAL OF THE AGENDA

Treasurer Ferrari moved, Trustee Kniffen seconded to approve the agenda as presented.

Ayes: 3 Nays: 3 Absent: 1

Motion Failed

Supervisor Dunn moved, Trustee Behnke seconded to approve the agenda as presented.

Ayes: 6 Nays: 0 Absent: 1

Motion Carried

PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

No public comment was heard.

BUSINESS

OPEN SESSION: To meet in Open Session to entertain a motion and take a roll call votes regarding calling a Closed Session for the purpose of:

1. Discussion of a written legal opinion letter by the Township Attorney concerning that portion of Lake Shore Village located within the Township being serviced with Village of Oxford municipal water.
2. Discussion with the Township Attorney concerning the Petition for the Village of Oxford becoming a City.
3. Discussion with the Township Attorney regarding strategy in the Arbitration Proceeding order in the case of Charter Township of Oxford v Village of Oxford, et al., Case No. 03-051381 CZ.
4. Discussion with the Township Attorney regarding settlement strategy concerning the revision of the First Consent Judgment by a proposed Second Amended Consent Judgment; and to discuss a request to reroute water main easement, as part of the revised Second Amended Consent Judgment in the case of Charter Township of Oxford v Trident Crest III, L.L.C., Case No. 02-025016CZ.

CLOSED SESSION: If approved by requisite vote, to meet in Closed Session for the above-stated purpose.

OPEN SESSION: To return to Open Session, if necessary, for possible action with regard to the foregoing.

Supervisor Dunn moved, Trustee Behnke seconded to meet in Open Session to entertain a motion and take a roll call vote regarding calling a Closed Session for the purpose of:

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Attendance to include Recording Secretary Exel and Attorney Rentrop.

Ayes: Fitchena, Dunn, Sanderson, Behnke

Nays: Kniffen, Ferrari

Absent: Bellairs

Motion Carried

Trustee Bellairs arrived at 6:42 p.m.

Treasurer Ferrari moved, Trustee Kniffen seconded to close the Closed Session.

Ayes: 7 Nays: 0 Absent: 0

Motion Carried

Trustee Kniffen moved, Trustee Behnke seconded to take a ten (10) minute recess at 7:50 p.m.

Ayes: 7 Nays: 0 Absent: 0

Motion Carried

The meeting reconvened at 7:58 p.m.

Trustee Kniffen moved, Trustee Behnke seconded that the Township authorizes the Township Attorney to utilize the expertise of Plante Moran to assist the Township Attorney in:

1. Determining the best method (both in total dollars and cash flow) for the Township to “pay” the Village for their equity in the fire asset.
2. Rebutting the Village economist’s, Dr. Wade, calculations on the Village’s claimed interest in fire assets.
3. Authorizing Plante Moran for this purpose, but provide the Township with an estimate of Plante Moran’s cost following this meeting.

Ayes: Kniffen, Dunn, Sanderson, Behnke, Fitchena

Nays: Bellairs, Ferrari

Absent: None

Motion Carried

Trustee Kniffen moved, Supervisor Dunn seconded that the Township Board authorize William Fahey to represent the Township before the Boundary Commission at its hearing on the sufficiency of the petition for the Village of Oxford becoming a city.

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Ayes: Kniffen, Dunn, Sanderson, Behnke, Fitchena, Bellairs
Nays: Ferrari
Absent: None
Motion Carried

Treasurer Ferrari requested minutes reflect his concern that the Township has already spent \$200,000.00 in legal bills regarding this matter, with no end in sight, and feels this will cost the taxpayers a quarter of a million dollars in the very near future. Treasurer Ferrari further stated he would like to see another approach taken to resolve the matter; namely, a meeting between Township and Village officials.

DISCUSSION RE: CONSTABLE/ELKVIEW ISSUES

- **Accepting Bull Run As A Private Road, What Conditions Would Be Required**
- **Authorizing Building Permits, What Conditions Would Be Required**
- **Scheduling Meeting With Elkview Property Owners**

Scheduled meeting date of January 17, 2007; 7:30 p.m. to meet with Elkview property owners.

CREDIT CARD POLICY

Trustee Fitchena moved, Trustee Behnke seconded that the Supervisor have a credit card to be used only for Township expenses and not shared with anyone else.

Ayes: 5 Nays: 2 Absent: 0
Motion Carried

OLD TOWNSHIP HALL

Supervisor Dunn moved, Trustee Fitchena seconded to go out for a certified appraisal on the old Township Hall.

Ayes: Ferrari, Dunn, Sanderson, Behnke, Fitchena, Bellairs, Kniffen
Nays: None
Absent: None
Motion Carried

POLICY REGARDING MTA CONFERENCE

Trustee Behnke moved, Supervisor Dunn seconded to re-evaluate and adjust to allow the Deputies of the three elected officials to attend the MTA Conference at the discretion of the elected official.

Ayes: Dunn, Behnke, Bellairs, Kniffen
Nays: Sanderson, Fitchena, Ferrari
Absent: None
Motion Carried

TRI-PARTY FUNDS

Treasurer Ferrari moved to allocate Tri-Party Funds to having the Road Commission execute the contract with Spalding DeDecker & Associates for the design of paving of Ray Road not to exceed \$100,000.00.

Motion Failed – No Support

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ELEVATOR MAINTENANCE AGREEMENT

Treasurer Ferrari moved to enter into the Gold Maintenance Agreement with ThyssenKrupp Elevator with changes on the terms of the agreement to read “This Agreement is effective for one (1) year effective January 1, 2007” and “Inspections will be done quarterly at \$525.00 per quarter”; also advise ThyssenKrupp that Oxford Township is non-taxable.

Motion Failed – No Support

Clerk Sanderson moved, Trustee Kniffen seconded to approve the Gold Maintenance Agreement with ThyssenKrupp Elevator as presented with a change to one year rather than five years as presented.

Ayes: Sanderson, Behnke, Fitchena, Kniffen, Ferrari

Nays: Bellairs, Dunn

Absent: None

Motion Carried

2006 GENERAL FUND (101) BUDGET AMENDMENT

Treasurer Ferrari moved, Clerk Sanderson seconded to approve the 2006 General Fund (101) Budget Amendment allocating \$2,262.00 from 101-190-730.000 to 101-269-931.000.

Ayes: Behnke, Fitchena, Bellairs, Kniffen, Ferrari, Dunn, Sanderson

Nays: None

Absent: None

Motion Carried

Trustee Kniffen moved, Trustee Fitchena seconded to amend the agenda to address Genesee Vault rates.

Ayes: 4 Nays: 3 Absent: 0

Motion Carried

GENESEE VAULT RATES

Clerk Sanderson moved, Trustee Kniffen seconded to approve the following rates from Genesee Valley:

- Opening/Closing \$475.00
- Saturday \$525.00
- Sunday/Holiday \$775.00

Ayes: Fitchena, Bellairs, Kniffen, Ferrari, Dunn, Sanderson, Behnke

Nays: None

Absent: None

Motion Carried

Treasurer Ferrari moved, Trustee Kniffen seconded to continue with the rate of \$50.00 as currently charged by the Township for cemetery opening/closing.

Ayes: 7 Nays: 0 Absent: 0

Motion Carried

BOARD OF TRUSTEES COMMENTS

Board Members wished all Happy Holidays and best wishes for the New Year.

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ADJOURNMENT

Treasurer Ferrari moved, Trustee Behnke seconded to adjourn the meeting at 9:06 p.m.

Ayes: 7 Nays: 0 Absent: 0

Motion Carried

William Dunn, Supervisor

Clara J. Sanderson, CMC, Clerk

Date Approved February 14, 2007

/lte