

CHARTER TOWNSHIP OF OXFORD BOARD OF TRUSTEES REGULAR MEETING, WEDNESDAY, OCTOBER 10, 2007

A Regular Meeting of the Charter Township of Oxford Board of Trustees held October 10, 2007 at the Oxford Veterans Memorial Civic Center.

Members Present: Behnke, Bellairs, Dunn, Ferrari (7:35 p.m.), Fitchena, Kniffen, Sanderson

Members Absent: None

Also Present: Recording Secretary Harrison, Fire Chief LeRoy, Assistant Fire Chief Scholz, Administrative Assistant Payne, Jim Sharpe-Giffels-Webster, C.J. Carnacchio-Oxford Leader, CATV cameraman, and approximately 45 citizens.

Supervisor Dunn called the meeting to order at 7:33 pm.

APPROVAL OF THE AGENDA

Trustee Kniffen moved, Trustee Behnke seconded, to approve the agenda with the following amendment.

Move 9.a.- Request from Oxford/Orion Fish for Waiver of ZBA Fee and #8 - Fire Department, before #7 - Public Hearing.

Ayes: 6 Nays: 0 Absent: 1 Motion Carried

(Trustee Ferrari arrived 7:35 p.m.)

PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

Buck Cryderman, Ray Road, was opposed to the Water & Sewer Committee only be comprised of the three (3) elected officials as mentioned at the recent budget meeting.

Chris Bishop, owns the property at 533 S. Lapeer Rd., was against having to pay a portion of the fees to transfer his company's water service from Village to Township and said the other three (3) business owners affected feel the same; it was not their choice to transfer service; they have already paid once to be hooked up to a system; and will now incur a debt service fee.

Robert Herrgott, owner of Red Carpet Keim, concurred with Mr. Bishop's comments and said he was also representing Burger King and Hubbard Spring; he requested this be an agenda item for a future meeting.

Mike Hamilton, new Village Council Member, introduced himself and looks forward to working well with the Township.

Rick Velluci, property owner in Elk View Estates, commented the parcel the subdivision sign sits on is up for tax sale; he feels the township should buy it, they already have a large investment in the subdivision; and so that no one else buys it and possibly removes the sign.

APPROVAL OF CONSENT AGENDA

Treasurer Ferrari Moved, Trustee Kniffen seconded, to approve the Consent Agenda, with the exception of Approval of Regular Bills through October 4, 2007 and Approval of Consultant Bills through October 4, 2007.

Ayes: 7 Nays: 0 Absent: 0 Motion Carried

FIRE DEPARTMENT

PURCHASE OF ALL TERRAIN VEHICLE

CHARTER TOWNSHIP OF OXFORD BOARD OF TRUSTEES REGULAR MEETING, WEDNESDAY, OCTOBER 10, 2007

Treasurer Ferrari moved, Trustee Behnke seconded, to authorize the bid with Weingartz for John Deere HPX Gator with Med Bed to be purchased for a total of \$11,730.40.

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

Nays: None

Absent: None

Motion Carried

There were three (3) residents who commented; regarding access to the Polly Ann Trail, if it has a wrench on the front, and it will be helpful to horse owners.

REQUEST FROM OXFORD/ORION FISH FOR WAIVER OF ZBA FEE

John Lychuk, Oxford/Orion Fish Board Member, was present and explained their request. There was discussion only; Mr. Lychuk was directed to submit a written request to the ZBA asking if members would be willing to waive their fees.

PUBLIC HEARING

REGARDING A POSSIBLE REQUEST TO THE MICHIGAN DEPARTMENT OF NATURAL RESOURCES TO HOLD A PUBLIC HEARING TO PROHIBIT HUNTING AND THE DISCHARGE OF FIREARMS FROM WEST DRAHNER ROAD ON THE NORTH, SOUTH COATS ROAD ON THE EAST, STANTON ROAD ON THE SOUTH AND BALDWIN ROAD ON THE WEST (SECTION 31 OF THE TOWNSHIP)

Moved by Ferrari, Trustee Behnke seconded, to open the public hearing to discuss a possible request to the Michigan Department of Natural Resources to hold a public hearing to prohibit hunting and the discharge of firearms from W. Drahner Road on the north, S. Coats Road on the east, Stanton Road on the south, and Baldwin Road on the west (Section 31 of the Township).

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

Nays: None

Absent: None

Motion Carried

James Woodward, lives in Section 31, 1595 Baldwin; opposes a ban, does not feel there is a lot of shooting in the Township, and what is heard mostly comes from another section; noted 3/4 of Section 31 is Suburban Farms and there is a 95 acre buffer where hunting is not allowed; and the new subdivision spoke of at the last meeting (Baldwin Pointe) only has four (4) homes.

Cathy McGeen, resident of Section 312, 1500 S. Coats; against this proposal; family likes to target practice; needs to be able to protect her livestock; by keeping the deer and small animal population down, helps control possible diseases; does not want to give up her right to self-protection; hasn't had any problem with hunters; if there are problems, should be addressed by law enforcement.

Mike Neff, lives on Fish Lake; hears very little gunshot noise, does not feel hunting should be banned altogether; noted there is an over population of deer in the area.

Alex McKinnon, 610 Baldwin, submitted information from SEMCOG on the high number of deer/car accidents and that there were only two (2) hunting accidents last year in Oakland County; opposes a ban.

Rand Kulkis, 4400 Stanton Rd., concurs with Ms. McGeen; does not see a problem; opposes a ban.

Lisa Butchok, owns 5 acres on Coats Rd.; against the proposal; the majority of hunters are licensed and educated on safety; and noted hunting accident statistics for the County and State.

CHARTER TOWNSHIP OF OXFORD BOARD OF TRUSTEES REGULAR MEETING, WEDNESDAY, OCTOBER 10, 2007

Buck Cryderman, Ray Road, commented on how far a 12-gage shotgun slug can carry and maybe should consider banning shotguns with slugs.

Jim Cavellier, lives in Section 31, agrees with all the opposed comments and does not support a ban.

Ann Aiken, lives in Section 31, for all said reasons, is against a ban on hunting and discharge of firearms.

Marcia McKinnon, 610 Baldwin, commented on lime disease which is one of the reasons deer need to be controlled; opposes a ban.

Larry Roesner, 1830 Cobblestone Ln., commented on the over population of deer and deer car accidents; against a ban.

Ann McKinley, 1420 S. Coats Rd., brought the proposal to the Board at the last meeting; misunderstood what would be prohibited; only wanted to ban deer hunting; concerned about safety; didn't want to try and enforce gun control; showed the Board an aerial view of the area.

Todd Eveland, 1489 Twin Lakes, commented on the destruction deer cause; need to be controlled; property value is better if land is huntable; a ban would be setting a precedent.

Mr. Cole agrees with majority of comments tonight; believes people do practice safety first; opposes a ban.

Tom Claycomb, 2101 Seymour Rd., commented on education; a lot of hunting is done from tree blinds shooting down; is safe and controlled; opposes a ban.

Mike Kubiak, 2730 W. Drahner, hunting is safer then traveling to the City; do not impose a ban.

Jean Bosetti, 696 S. Coats, opposes a ban on hunting or the discharge of firearms.

Maria Walker, 3550 Stanton; family does not hunt and has no issues with it; does not support a ban.

Barry Whiteside, Twin Lakes subdivision, opposes a ban; need deer control.

Jim Mero, 1800 S. Coats; has never had a problem with hunters in 28 years; against a ban.

Helen Shuttleworth, 601 S. Coats; agrees with opposing comments; thanked the Board for the hearing; commented on freedom of speech and proud of Ms. McKinley for taking action on what she believes.

Clerk Sanderson noted a letters from Gail L. Kersey who is for a no hunting ban in Section 31; David Hilty who wants to keep hunting in the area.

Trustee Behnke received a letter from Ron Meyer who is against banning the discharge of firearms.

Treasurer Ferrari moved, Trustee Behnke seconded, to close the public hearing.

Ayes: 7 Nays: 0 Absent: 0 Motion Carried

Treasurer Ferrari moved, Trustee Fitchena seconded, to decline the request to prohibit hunting in Section 31 of Oxford Township.

Ayes: 7 Nays: 0 Absent: 0 Motion Carried

Supervisor Dunn called for a five (5) minute recess at 8:56 p.m.

The meeting reconvened at 9:03 p.m.

CHARTER TOWNSHIP OF OXFORD BOARD OF TRUSTEES REGULAR MEETING, WEDNESDAY, OCTOBER 10, 2007

NEW BUSINESS

SAFETY PATH AT TOWNSHIP HALL

Trustee Kniffen moved, Trustee Behnke seconded, to table.

Ayes: 5 Nays: 2 Absent: 0 Motion Carried

CLERK'S OFFICE STAFFING

Accept Resignation of Deputy Clerk Beverly Johnson

Supervisor Dunn moved, Trustee Kniffen seconded, to accept with regret the resignation of Deputy Clerk Beverly Johnson, effective December 31, 2007.

Ayes: 7 Nays: 0 Absent: 0 Motion Carried

Request to Reimburse Medicare Costs

Treasurer Ferrari moved, Clerk Sanderson seconded, that Treasurer Ferrari draft a resolution for Township Board consideration pertaining to retirement medical insurance premium reimbursements.

Ayes: 4 Nays: 3 Absent: 0 Motion Carried

Approval of Temporary Staffing

Clerk Sanderson moved, Trustee Behnke seconded, to approve hiring Susan McCullough as a temporary part-time employee; at a rate of \$12.48 per hour for approximately 20 hours per week; beginning October 15, 2007 through December 31, 2007; to be charged to Election Temporary Help.

Ayes: Fitchena, Dunn, Sanderson, Behnke

Nays: Bellairs, Kniffen, Ferrari

Absent: None

Motion Carried

ACCEPT RESIGNATION OF BUILDING OFFICIAL/ZONING ADMINISTRATOR MICHAEL DARLING

Treasurer Ferrari moved, Trustee Kniffen seconded, to accept the resignation of Michael Darling, Building Official/Zoning Administrator, effective October 12, 2007.

Ayes: 7 Nays: 0 Absent: 0 Motion Carried

Treasurer Ferrari moved, Trustee Behnke seconded, to authorize the employment of Tim Berger or Tom Berger to perform building official duties for the Township to the date of no later than November 15, 2007; with 50% of the building permits going to the official and 50% going to the Township; and contingent upon both parties having current valid building inspector licenses.

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

Nays: None

Absent: None

Motion Carried

Treasurer Ferrari moved, Trustee Fitchena seconded, to contract with Carlisle/Wortman to perform zoning administrator functions over and above those that are capable of being performed by in-house staff; and have those accounts be charged a Trust and Agency whenever possible; and only on an as needed basis.

Treasurer Ferrari amended the motion, Trustee Behnke re-supported, to add: at a rate of \$70.00 an hour.

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

CHARTER TOWNSHIP OF OXFORD BOARD OF TRUSTEES REGULAR
MEETING, WEDNESDAY, OCTOBER 10, 2007

Nays: None
Absent: None
Motion Carried

RESOLUTIONS

2007 Delinquent Sewer

Treasurer Ferrari moved, Trustee Kniffen seconded, to approve the 2007 Delinquent Sewer Resolution in the amount of \$69,317.99, as presented; to attach the Resolution and the accounts to the minutes; and to authorize placement on the 2007 tax roll.

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

2007 Delinquent Water

Treasurer Ferrari moved, Trustee Kniffen seconded, to approve the 2007 Delinquent Water Resolution in the amount of \$31,905.56, as presented, to attach the Resolution and the accounts to the minutes; and to authorize placement on the 2007 tax roll.

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

2007 Delinquent Drains and Lake Levels

Treasurer Ferrari moved, Trustee Kniffen seconded for discussion, to approve the 2007 Delinquent Drain Lake Level assessment Resolution in the amount of \$182,880.40, as presented; to attach the Resolution and a copy of the appendix in the Board packet to the minutes; and to authorize placement on the 2007 tax roll.

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

Treasurer Ferrari moved, Trustee Kniffen seconded, to approve the 2007 Drain Roll (everything but the Oxford Multi Lakes Level) in the amount of \$6,907.26, as presented; to attach the Board packet exhibit to the minutes; and to authorize the 2007 Drain Roll be placed on the 2007 tax roll.

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

Treasurer Ferrari moved, Supervisor Dunn seconded for discussion, that before the 2007 Oxford Multi Lakes Lake Level assessment is placed on the 2007 tax roll; the Oakland County Drain Commission provides a written response to the letter submitted by Supervisor Dunn, and that they hold a public hearing with Township residents in the near future on the matter.

Treasurer Ferrari amended the motion, Supervisor Dunn re-supported, to rescind the request that the Oakland County Drain Commission provide a written response; but to demand they set a public hearing by October 31, 2007 to be held in Oxford Township to address these matters; at which time the Township Board will consider adding it to the 2007 tax roll.

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

CHARTER TOWNSHIP OF OXFORD BOARD OF TRUSTEES REGULAR MEETING, WEDNESDAY, OCTOBER 10, 2007

Nays: None
Absent: None
Motion Carried

2007 Delinquent Road Paving

Treasurer Ferrari moved, Trustee Behnke seconded, to approve the 2007 Delinquent Road Paving assessment in the amount of \$12,280.44, as presented; to include the Resolution as an attachment to the minutes; and to authorize it be spread on the 2007 tax roll.

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

2007 Delinquent Indianwood Lake

Treasurer Ferrari moved, Trustee Fitchena seconded, to approve the 2007 Delinquent Indianwood Lake Lake Board Assessment Resolution in the amount of \$1,101.26, as presented, to include the Resolution as an attachment and letter to the minutes; and to authorize placement on the 2007 tax roll.

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

APPOINTMENT OF A RECEIVING COMMITTEE FOR ALL ELECTIONS

Treasurer Ferrari moved, Trustee Kniffen seconded, to establish an Elections Receiving Committee with Beverly Johnson and Tracy Devereaux, to receive the results for the entire 2008 election season.

Ayes: 7 Nays: 0 Absent: 0 Motion Carried

INTERLOCAL AGREEMENT FOR BALLOT LAYOUT AND CODING SERVICES

Treasurer Ferrari moved, Trustee Kniffen seconded, to approve the Ballot Layout and Coding Agreement, as presented; between Oakland County and the Charter Township of Oxford.

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

TOWNSHIP CLEAN UP DAY

Information with discussion only – No Action Taken

EXTENSION OF 2006 OLHSMIA MINOR HOME REPAIR CONTRACT

Treasurer Ferrari moved, Trustee Kniffen seconded, to adopt the Oxford Township 2007 Minor Home Repair Contract Amendment, as presented.

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

POLLY ANN TRAILWAY UPDATE

Information with discussion only – No Action Taken

CHARTER TOWNSHIP OF OXFORD BOARD OF TRUSTEES REGULAR MEETING, WEDNESDAY, OCTOBER 10, 2007

ITEMS REMOVED FROM CONSENT AGENDA FOR ACTION OR DISCUSSION
REGULAR BILLS THROUGH OCTOBER 4, 2007

Treasurer Ferrari moved, Trustee Kniffen, seconded to approve the regular bill run of October 10, 2007 with the exception of bill #120 - Oakland Press, in the amount of \$197.60.

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

Nayes: None

Absent: None

Motion Carried

CONSULTANT BILLS THROUGH OCTOBER 4, 2007

Supervisor Dunn moved, Clerk Sanderson seconded, to approve the consultant bills, as presented.

Ayes: Fitchena, Dunn, Sanderson

Nayes: Bellairs, Kniffen, Ferrari, Behnke

Absent: None

Motion Failed

Trustee Behnke moved, Supervisor Dunn seconded, to approve the consultant bills with the exception of Rentrop & Morrison Statement #13316, the line item amount of \$60 (ok to pay the balance of \$172.50) until there is more information; Rentrop Morrison Statement #13308 for \$15, the dog bite issue, for further clarification; and Rentrop & Morrison Statement #13303 regarding an insurance case, until there is more information.

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

Nayes: Ferrari

Absent: None

Motion Carried

BOARD OF TRUSTEES COMMENTS

Trustee Fitchena responded to a NOTA complaint received by Trustee Bellairs from Hope Senior Apartments and to a recent NOTA article in the *Oxford Leader*.

Trustee Bellairs requested the Township Board NOTA representatives take this complaint to the next NOTA Board meeting for discussion.

Trustee Kniffen commented the next NO HAZ collection is on October 20, 2007.

Treasurer Ferrari gave his opinion on the NOTA discussion at Board level; the Township choose not to buy the parcel the Elk View Estates sign sits on; and the four (4) businesses affected by the water transfer were notified of all that transpired and did not like the way he was spoken to by one of the business owners.

Clerk Sanderson thanked the Board for approving her temporary help request.

Trustee Behnke commented on the passing of Gini Britton and sent condolences to her family.

ADJOURNMENT

CHARTER TOWNSHIP OF OXFORD BOARD OF TRUSTEES REGULAR
MEETING, WEDNESDAY, OCTOBER 10, 2007

Trustee Kniffen moved, Trustee Behnke seconded, to adjourn at 10:58 pm.

Ayes: 7

Nays: 0

Absent: 0

Motion Carried

William Dunn, Supervisor

Clara J. Sanderson, CMC, Clerk

Date Approved October 24, 2007

/lmh