

CHARTER TOWNSHIP OF OXFORD BOARD OF TRUSTEES REGULAR MEETING,
VIA ZOOM VIDEO CONFERENCE ON WEDNESDAY, SEPTEMBER 9, 2020

A Regular Meeting of the Charter Township of Oxford Board of Trustees was held Wednesday, September 9, 2020 via Zoom Video Conference.

Members Present: Curtis, Durr, Ferrari, Payne, Wright, Nold, Dunn

Members Absent: None

Also Present: Township Attorney Rentrop, Fire Chief Scholz, Fire Department Finance Director Edmonds, Communications and Grants Manager Carnacchio, Recording Secretary McCullough, and approximately 25 citizens.

Supervisor Dunn called the meeting to order at 6:38 p.m., followed by the Pledge of Allegiance.

APPROVAL OF THE AGENDA

Treasurer Ferrari moved, Trustee Nold seconded, to approve the September 9, 2020 agenda as presented.

Roll call:

Ayes: Payne, Curtis, Dunn, Nold, Ferrari, Durr, Wright

Nays: None

Absent: None

Motion Carried.

APPROVAL OF THE CONSENT AGENDA

Treasurer Ferrari moved, Trustee Nold seconded, to approve the September 9, 2020 Consent Agenda as presented:

1. Regular Township Board Meeting Minutes of August 12, 2020
2. Treasurer Reports for May and June 2020
3. Clerk Summary Reports for May and June 2020
4. Regular Bills through September 4, 2020
5. Consultant Bills through September 4, 2020

Roll call:

Ayes: Nold, Payne, Curtis, Durr, Ferrari, Wright, Dunn

Nays: None

Absent: None

Motion Carried.

PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

Two citizens spoke during this portion of public comment.

PUBLIC HEARING

Lake Mickelson Special Assessment District

Clerk Wright moved, Treasurer Ferrari seconded, to open the Public Hearing at 6:45 p.m. to discuss the establishment of the Lake Mickelson Special Assessment District to hear objections to the SAD Petition, the SAD Project and the SAD cost estimate.

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Roll call:

Ayes: Wright, Durr, Curtis, Payne, Dunn, Nold, Ferrari

Nays: None

Absent: None

Motion Carried.

The following resident spoke at the public hearing:

- John Gasiorek, 1410 Harwood Drive, Oxford, MI

Treasurer Ferrari moved, Trustee Nold seconded to close the Public Hearing at 6:49 p.m. to discuss the establishment of the Lake Mickelson Special Assessment District to hear objections to the SAD Petition, the SAD Project and the SAD cost estimate.

Roll call:

Ayes: Ferrari, Dunn, Curtis, Payne, Nold, Durr, Wright

Nays: None

Absent: None

Motion Carried.

SECOND READING

Zoning Ordinance 67A.024 – Section 2.2; Section 3.4; Section 3.5; and Article 5

Treasurer Ferrari moved, Trustee Nold seconded to adopt amendments to Article 2-Section 2, Article 3-Section 4, Article 3-Section 5, and Article 5-Section 34 of the Charter Township of Oxford Zoning Ordinance 67A as presented.

Roll call:

Ayes: Nold, Payne, Durr, Curtis, Ferrari, Wright, Dunn

Nays: None

Absent: None

Motion Carried.

FIRE DEPARTMENT

Chief Scholz stated that unfortunately, due to the COVID-19 pandemic, the Fire Prevention Open House and Cider & Donuts at the Fire Station following trick-or-treating have been canceled.

SHARPE ENGINEERING REPORT

Engineer Sharpe gave a report on the following items:

- M-24 Project;
- Water main installation;
- Sanitary sewer project;
- Ray Road safety path project;
- Culver's project;
- Manors of West Lake (Waterstone)

UNFINISHED BUSINESS:

Temporary Emergency Ordinance

Clerk Wright moved, Trustee Nold seconded, to approve the Ordinance with language with a revision date of 09/05/2020 to be identified as Ordinance 134 Temporary Emergency

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Ordinance to address impacts of the COVID-19 pandemic on local businesses and to amend the Oxford Charter Township Code under the authority of and in accordance with the Michigan Charter Township Act by temporarily adding new sections 14-10 through 14-19 to establish regulations for the temporary use of private spaces, such as off-street parking lots, sidewalks and yards of businesses in Oxford Charter Township, Oakland County, Michigan in accordance with Executive Orders during the COVID-19 pandemic and to provide for the administration, enforcement and extension thereof and with the insertion of “delinquent” in Section 14-13, §(d), before the word “taxes” and with the insertion of “\$1 million” in Section 14-14, §(c), §(4) regarding insurance coverage and the insertion of “or their designee” after “Township Board” in Section 14-14, §(e) and with the insertion of “or his designee” after “Supervisor” in the second line of Section 14-14, §(i) and to correct any spelling or typographical errors.

Roll call:

Ayes: Curtis, Wright, Dunn, Payne, Ferrari

Nays: Nold, Dürr

Absent: None

Motion Carried.

925 Legacy Entertainment – Temporary Outdoor Patio Permit Request

Treasurer Ferrari moved, Trustee Nold seconded, to approve the request from 925 Lapeer Legacy Entertainment LLC and amend the Outdoor Patio Permit approved by the Board of Trustees at the May 13, 2020 Charter Township of Oxford Regular Meeting subject to the following conditions:

1. The permitted use shall be from 11:00 a.m. EST, September 10, 2020 to 10:00 p.m. EST, November 30, 2020.
2. Allowance for the placement of a 40’x80’ tent adjacent to the existing outdoor patio and alongside the Legacy Building. The tent area shall not exceed 3,200 square feet in size.
3. Allowance for a 20’x50’ fenced gaming area. The gaming area shall not exceed 1,000 square feet.
4. Permitted hours of operation for the existing outdoor patio, tent area, and gaming area shall be:
Monday – Thursday, 11:00 a.m. – 10:00 p.m. EST
Friday – Saturday, 11:00 a.m. – 11:00 p.m. EST
Sunday, 11:00 a.m. – 9:00 p.m. EST
5. Allowance to serve and consume food which shall be limited to the existing patio area, the tent area, and the gaming area.
6. Any serving and/or consumption of alcoholic beverages shall be restricted to the area as permitted by the approved Liquor License issued by the State of Michigan to 925 Lapeer Legacy Entertainment, LLC D/B/A Passport 925.
7. Allowance to use existing restroom facilities. No outdoor portable restrooms shall be required or allowed.
8. Allowance for the addition of a food truck adjacent to the gaming area. The food truck shall have all required approvals from the State of Michigan, Oakland County, and the Charter Township of Oxford as applicable prior to serving any food and/or beverages.

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9. A minimum of four (4) trash containers shall be placed in the tent area and the gaming area.
10. Allowance for live music which shall be restricted to the existing patio area and the tent area. No amplifiers, loud speakers, dancing, staged entertainment, or televisions shall be allowed. Any live bands shall be required to be located within the existing patio area and the tent area.
11. No off-site parking shall be allowed.
12. Ingress and egress for law enforcement, fire equipment, and emergency medical services shall be maintained at all times.
13. No other area outside the existing outdoor patio area, proposed tent area, and proposed gaming area shall be permitted the consumption of food and/or beverages, nor shall any other activity be permitted that is contrary to the approval of this amended outdoor service permit be allowed.
14. Any and all items placed in the tent area and gaming area including, but not limited to the tent and gaming area fence shall be removed by December 2, 2020.
15. Compliance with any Federal and State of Michigan social distancing requirements due to the COVID-19 pandemic.
16. 925 Lapeer Legacy Entertainment LLC shall comply with all Oxford Charter Township Code of Ordinances and the Charter Township of Oxford Zoning Ordinance. Any violation of these Ordinances shall result in the immediate termination of this amended Outdoor Patio Permit.
17. This Temporary Outdoor Patio Permit shall only apply to 925 Lapeer Legacy Entertainment LLC. Any other requests for an Outdoor Patio Permit located in the Charter Township of Oxford shall be addressed on a case-by-case basis.
18. The applicant agrees to abide by the Temporary Emergency Ordinance to address impacts of the COVID-19 pandemic on local businesses.
19. The section pertaining to the mandatory payment of delinquent real and personal property taxes is to be waived during this period.

Roll call:

Ayes: Nold, Durr, Payne, Curtis, Wright, Ferrari, Dunn

Nays: None

Absent: None

Motion Carried.

Lake Mickelson Special Assessment District – Resolution #2

Clerk Wright moved, Trustee Payne seconded, to approve Resolution #2 to establish the Lake Mickelson Special Assessment District as presented.

Roll call:

Ayes: Payne, Nold, Dunn, Ferrari, Wright, Curtis, Durr

Nays: None

Absent: None

Motion Carried.

2019/2020 EVIP Grant Funding

Treasurer Ferrari moved, Clerk Wright seconded, to replace the 2019/2020 EVIP Grant Funding motion adopted at the November 20, 2019 Oxford Township Board of Trustees meeting with the following motion:

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To authorize Treasurer Joseph G. Ferrari to sign a one (1) year subscription contract/invoice with Munetrix, LLC in the amount of \$3,568.00 in order to meet the State of Michigan reporting requirements to secure Economic Vitality Incentive Program (EVIP) funding. It is further understood that the \$3,568.00 fee will be subtracted from the \$50,355.00 EVIP grant, leaving \$45,428.00 to be distributed to the Oxford Township local taxing units, based on 2019 township millage rates and \$1,359.00 to be designated to the Oxford Township Fire Fund to help pay its outstanding pension obligations.

Roll call:

Ayes: Wright, Durr, Curtis, Ferrari, Nold, Payne, Dunn

Nays: None

Absent: None

Motion Carried.

NEW BUSINESS:

Appraisal for P-04-18-100-073 (Elk View Large Parcel)

Treasurer Ferrari moved, Trustee Curtis seconded, that the Oxford Township Board of Trustees authorizes Fuller Appraisal, LLC to provide an updated property appraisal for P-04-18-100-073 for the amount of \$3,750.00. These funds are to be paid by Edward E. Lee in advance of beginning the appraisal without any guarantees, whether made and/or implied, that he will receive any preferential treatment. Both Oxford Township and Edward E. Lee are to receive copies of the appraisal when completed.

Roll call:

Ayes: Dunn, Wright, Ferrari, Curtis, Durr, Nold, Payne

Nays: None

Absent: None

Motion Carried.

Oxford Road/Ray Road Safety Path Funding Re-allocation

Treasurer Ferrari moved, Trustee Nold seconded to approve a transfer of the \$50,000.00 that was approved at the December 11, 2019 Charter Township of Oxford Board of Trustees Regular Meeting for the proposed Oxford Road/Ray Road Safety Path survey and design from the General Fund Balance to the Safety Path Fund to be committed to the future construction of the Ray Road/Oxford Road Safety Path project.

Roll call:

Ayes: Ferrari, Curtis, Wright, Nold, Payne, Durr, Dunn

Nays: None

Absent: None

Motion Carried.

M-24 Highway – Request to Lower Speed Limit

Trustee Curtis moved, Supervisor Dunn seconded, to direct Supervisor William Dunn to send a letter to the Michigan Department of Transportation requesting a traffic study to determine whether the speed limit on M-24 Highway from Davison Lake Road to Indian Lake Road is correct for usages today.

Roll call:

Ayes: Wright, Dunn, Ferrari, Durr, Nold, Curtis

Nays: Payne

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Absent: None

Motion Carried.

Carlisle|Wortman Fee Increase

Treasurer Ferrari moved, Trustee Payne seconded to approve the fee rates for the Oxford Township Planning Consultant, Carlisle|Wortman Associates, Inc., effective October 1, 2020 as follows:

Principal Fee = \$95/hour

Planner Fee = \$80/hour

Retainer Fee = No charge

Roll call:

Ayes: Nold, Payne, Durr, Curtis, Ferrari, Wright, Dunn

Nays: None

Absent: None

Motion Carried.

August 4, 2020 Primary Election – Certification of Results

Treasurer Ferrari moved, Trustee Nold seconded, to approve the Canvass of Votes for the August 4, 2020 Primary Election for the Charter Township of Oxford as presented, and to include them as an attachment to the minutes.

Roll call:

Ayes: Dunn, Ferrari, Curtis, Nold, Payne, Durr, Wright

Nays: None

Absent: None

Motion Carried.

Adoption of 2021 Step System

Treasurer Ferrari moved, Trustee Payne seconded, to approve the 2021 Charter Township of Oxford Step System with no change to the Step System from the 2020 Step System and to attach the 2021 Step System as an Appendix to the minutes.

Roll call:

Ayes: Dunn, Ferrari, Curtis, Nold, Payne, Durr, Wright

Nays: None

Absent: None

Motion Carried.

Employee Evaluation and Wage Committee Recommendations

Trustee Curtis moved, Trustee Payne seconded, that the Fire Department be paid a \$1,000.00 one-time payment for full-time firefighters.

Roll call:

Ayes: Curtis, Durr, Payne, Nold, Dunn

Nays: Wright, Ferrari

Absent: None

Motion Carried.

Trustee Curtis moved, Trustee Payne seconded, to increase the wage of the Financial Manager at the Oxford Township Fire Department equal to the Oxford Township deputy

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wages. The recommendation is to increase that wage to \$60,034.00 from the current amount of \$57,702.00.

Roll call:

Ayes: Ferrari, Curtis, Durr, Payne, Nold, Dunn

Nays: Wright

Absent: None

Motion Carried.

Treasurer Ferrari moved, Trustee Payne seconded, to pay the Fire Department as a hazard pay for the firefighters, if they don't receive the grant, it is our recommendation to pay the on-call firefighters a \$1,000.00 one-time payment.

Roll call:

Ayes: Ferrari

Nays: Payne, Nold, Durr, Curtis, Wright, Dunn

Absent: None

Motion Failed.

Supervisor Dunn moved, Trustee Nold seconded, to pay the non-elected township officials a \$1,000.00 one-time stipend.

Roll call:

Ayes: Dunn, Ferrari, Wright, Nold

Nays: Curtis, Payne, Durr

Absent: None

Motion Carried.

Budget Workshop

- i. Fund 101 – General Fund
- ii. Fund 204 – Road Fund
- iii. Fund 205 – Police Contracting
- iv. Fund 209 – Cemetery Maintenance
- v. Fund 213 – Fire Department
- vi. Fund 239 – Telecommunications
- vii. Fund 295 – Building Permit
- viii. Fund 297 – Safety Path
- ix. Fund 471 – Building Site

Budget items were reviewed.

ITEMS REMOVED FROM CONSENT AGENDA FOR ACTION OR DISCUSSION

None.

PUBLIC COMMENT

One citizen spoke during this portion of public comment.

BOARD OF TRUSTEE COMMENTS

Clerk Wright stated that with regard to the Maloney Street bridge, the Township has no jurisdiction over the roads or bridges, and referred the resident to Supervisor Dunn.

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Clerk Wright stated that if there are board members who did not receive their revised agenda via email in a timely manner, please advise him of an alternate delivery method for agendas.

Clerk Wright thanked Deputy Supervisor Cushing for her work on the budgets. Treasurer Ferrari asked the general public to be patient during the Zoom meeting process. He also thanked the Township staff for all their work.

Supervisor Dunn again thanked the Clerk's department for all their hard work conducting the August election during the pandemic. He also wished the Clerk's department luck with the upcoming November election and thanked them for the extra hours involved.

Supervisor Dunn explained that Deputy Supervisor Cushing is going through a difficult time and all thoughts and prayers would be appreciated.

ADJOURNMENT

Treasurer Ferrari moved, Trustee Payne seconded, to adjourn the meeting at 9:10 p.m.

Roll call:

Ayes: Wright, Payne, Nold, Ferrari, Durr, Curtis, Dunn

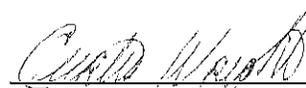
Nays: None

Absent: None

Motion Carried.



William Dunn, Supervisor



Curtis Wright, Clerk

Approved:

/s/mm