

**Proposed MINUTES OF THE REGULAR BOARD MEETING  
OF  
THE CHARTER TOWNSHIP OF CHESTERFIELD**

**March 19, 2012**

The meeting was called to order by Supervisor Lovelock at 7:00 pm in the Charter Township of Chesterfield Municipal Offices at 47275 Sugarbush, Chesterfield, MI 48047.

Present: Supervisor Lovelock, Treasurer Hartman  
Trustees: Alexie, DeMuynck, Ficht, Bell  
Excused: Clerk Uglis  
Also Present: Deputy Clerk Wurmlinger, Township Attorney Siebert

The Pledge of Allegiance was led by the Township Board

**PLEDGE OF  
ALLEGIANCE**

Motion by Ficht, supported by DeMuynck to: **4A)** Approve the Agenda as submitted. **4B)** Approve the minutes of the Regular Board Meeting of March 5, 2012 and Closed Session Meeting of February 21, 2012. **4C)** Approve the Payment of Bills as submitted by the Finance Department.

**CONSENT AGENDA**

Ayes: All  
Nays: None

**MOTION CARRIED**

Motion by DeMuynck, supported by Alexie to open the Public Hearing at 7:03 pm to hear comments regarding an application for an Industrial Facilities Exemption Certificate (IFEC) for personal property submitted by Bach Enterprises Inc., located at 50650 E. Russell Schmidt Blvd., Chesterfield, MI 48051.

**MOTION TO OPEN  
PUBLIC HEARING  
REGARDING AN IFEC  
APPLICATION FROM  
BACH ENTERPRISES  
INC./APPROVED**

Roll Call Vote:

Ayes: DeMuynck, Alexie, Bell, Lovelock, Hartman, Ficht

Nays: None

**MOTION CARRIED**

Mr. Steve Pietrak addressed the board on behalf of Bach Enterprises Inc.

Motion by DeMuynck, supported by Lovelock to close the Public Hearing at 7:05 pm.

**MOTION TO CLOSE  
PUBLIC HEARING  
/APPROVED**

Roll Call Vote:

Ayes: DeMuynck, Lovelock, Bell, Alexie, Hartman, Ficht

Nays: None

**MOTION CARRIED**

Motion by Ficht, supported by Alexie to approve the application for an Industrial Facilities Exemption Certificate (IFEC) for personal property submitted by Bach Enterprises Inc., located at 50650 E. Russell Schmidt Blvd., Chesterfield, MI 48051 for five (5) years.

Roll Call Vote:

Ayes: Ficht, Alexie, Lovelock, Hartman, DeMuyunck, Bell

Nays: None

**MOTION CARRIED**

**MOTION TO APPROVE AN APPLICATION FOR AN IFEC FOR BACH ENTERPRISES INC./APPROVED**

Motion by DeMuyunck, supported by Lovelock to approve the Police Department's request to purchase a Thermal Imaging Camera from the lowest quoting company, Optics Planet Inc. for a total cost of \$5,350.00. \$4,000.00 to be paid from the Stonegarden Grant and \$1,350.00 from COMET drug forfeiture reimbursement if permissible.

Roll Call Vote:

Ayes: DeMuyunck, Lovelock, Alexie, Bell, Hartman, Ficht

Nays: None

**MOTION CARRIED**

**MOTION TO APPROVE THE PURCHASE OF A THERMAL IMAGING CAMERA FOR THE POLICE DEPARTMENT /APPROVED**

Motion by Hartman, supported by Ficht to approve a Massage Parlor License, with two masseuses, for Santosha Yoga LLC located at 48774 Gratiot, Chesterfield Twp., MI 48051.

Roll Call Vote:

Ayes: Hartman, Ficht, Lovelock, Bell, Alexie, DeMuyunck

Nays: None

**MOTION CARRIED**

**MOTION TO APPROVE A MASSAGE PARLOR LICENSE FOR SANTOSHA YOGI LLC/APPROVED**

Motion by Lovelock, supported by Alexie to approve the Fire Department's request to release funds from an insurance claim in the amount of \$11,638.72 and make payment to the Jarvis Company for repairs to Fire Station #1 in July 2011.

Ayes: All

Nays: None

**MOTION CARRIED**

**MOTION TO APPROVE THE RELEASE OF FUNDS TO PAY THE JARVIS COMPANY FOR INSURANCE WORK AT FIRE STATION #1/APPROVED**

Lou Nigro addressed the Board during Public Comment.

**PUBLIC COMMENT**

Motion by DeMuyunck, supported by Lovelock to enter into closed session at 7:22 pm to discuss the following three items:

- A) Consultation with the Township attorney regarding trial or settlement strategy in connection with specific pending litigation: Macomb County v Fox LLC Macomb County Circuit Court Docket #2011-002208-CH pursuant to Section 8(e) of the Open Meetings Act.

**MOTION TO ENTER CLOSED SESSION /APPROVED**

- B) Consultation with the Township attorney regarding a Letter of Understanding by and between the Township and AFSCME Council 25, Local 2172, pursuant to Section 8(c) of the Open Meetings Act.
  
- C) Consultation with the Township attorney regarding a Letter of Understanding by and between the Township and AFSCME Council 25, Local 1917, pursuant to Section 8(c) of the Open Meetings Act.

Roll Call Vote:

Ayes: DeMuynck, Lovelock, Bell, Ficht, Alexie, Hartman

Nays: None

**MOTION CARRIED**

Motion by Lovelock, supported by DeMuynck to return to Open Session at 8:37 pm.

Roll Call Vote:

Ayes: Lovelock, DeMuynck, Alexie, Bell, Ficht, Hartman

Nays: None

**MOTION CARRIED**

**MOTION TO RETURN TO OPEN SESSION /APPROVED**

Motion by Ficht, supported by Alexie to direct the attorney to appeal the courts ruling of the Macomb County v Fox LLC Macomb County Circuit Court Docket #2011-002208-CH based on the discussion held in close session.

Roll Call:

Ayes: Ficht, Alexie, Lovelock, Hartman, DeMuynck, Bell

Nays: None

**MOTION CARRIED**

**MOTION TO DIRECT ATTORNEY TO PROCEED AS DISCUSSED REGARDING MACOMB COUNTY V FOX LLC /APPROVED**

Motion by Ficht, supported by Hartman to direct the Township Attorney to finalize the Letter of Understanding by and between the Township and AFSCME Council 25, Local 2172.

Roll Call:

Ayes: Ficht, Hartman, Lovelock, DeMuynck, Bell, Alexie

Nays: None

**MOTION CARRIED**

**MOTION TO DIRECT ATTORNEY TO FINALIZE THE LETTER OF UNDERSTANDING WITH AFSCME 2172 /APPROVED**

Motion by DeMuynck, supported by Alexie to direct the Township Attorney to continue discussions with AFSCME Council 25, Local 1917.

Roll Call:

Ayes: DeMuynck, Alexie, Bell, Ficht, Hartman, Lovelock

Nays: None

**MOTION CARRIED**

**MOTION TO DIRECT THE TOWNSHIP ATTORNEY TO CONTINUE DISCUSSIONS WITH AFSCME LOCAL 1917/APPROVED**

Motion by Lovelock, supported by DeMuynck to adjourn the meeting **ADJOURNMENT**  
at 8:42 pm.

Ayes: All

Nays: None

**MOTION CARRIED**

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Janice M. Uglis, Clerk

Michael Lovelock, Supervisor