

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

July 16, 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, Clerk Uglis, Treasurer Hartman
Trustees: Alexie, Bell, DeMuynck, Ficht

Also Present: Deputy Clerk Wurmlinger, Township Attorney Anderson

The Pledge of Allegiance was led by the Township Board.

**PLEDGE OF
ALLEGIANCE**

Motion by Uglis, supported by DeMuynck to: **4A)** Approve the Agenda as submitted. Clerk Uglis clarified the available dates remaining for Art Van's outdoor merchandising permit requested in the regular agenda, Item C. **4B)** Approve the minutes of the Special Board Meeting of June 28, 2012 and the Regular Board Meeting of July 2, 2012. **4C)** Approve the Payment of Bills as submitted by the Finance Department. **4D)** Approve the Supervisor's recommendations to appoint James Moran and Frank Eckenrode to the Planning Commission with their terms expiring on June 1, 2015. **4E)** Approve the Treasurer's request to place the Detention Pond Special Assessments on the 2012 tax rolls. **4F)** Approve the Treasurer's request to place the Special Lighting Special Assessments on the 2012 tax rolls. **4G)** Approve the Township Engineers, AEW, request to accept the new water and sanitary sewer easements for Menards Inc., AEW Project No. 0126-1009, and vacate portions of the existing water and sanitary sewer easements. **4H)** Approve the Township Engineers, AEW, request to vacate the existing water main easement for an abandoned hydrant, within the existing building envelope, at Continental Plastics, located at 27255 Luckino Drive, Chesterfield, MI 48047. AEW Project No. 0126-1018.

**CONSENT AGENDA
/APPROVED**

Roll Call Vote:

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

Nays: None

MOTION CARRIED

Motion by DeMuynck, supported by Ficht to open a Public Hearing at 7:05 pm to hear comments regarding the Lottievue Subdivision Street Lighting Special Assessment District, requesting transfer of payment from the Lottievue Improvement Association to the individual homeowner in accordance with Public Act 80 of 1989.

Roll Call Vote:

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

Nays: None

MOTION TO OPEN THE PUBLIC HEARING REGARDING THE LOTTIEVUE SUBDIVISION STREET LIGHTING SAD /APPROVED

MOTION CARRIED

No one addressed the board.

Motion by Lovelock, supported by Alexie to close the Public Hearing at 7:06 pm.

Roll Call Vote:

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

Nays: None

MOTION TO CLOSE PUBLIC HEARING /APPROVED

MOTION CARRIED

Motion by DeMuynck, supported by Ficht to open a Public Hearing at 7:07 pm to hear comments as required by Executive Order 11988 in accordance with HUD regulations at 24 CFR 55.20 Subpart C Procedures for Making Determinations on Floodplain Management as it relates to the Senior Path repair and maintenance proposal.

MOTION TO OPEN THE PUBLIC HEARING AS REQUIRED BY HUD FOR FLOOD PLAIN MANAGEMENT /APPROVED

No one addressed the board.

Motion by Lovelock, supported by Alexie to close the Public Hearing at 7:08 pm.

Roll Call Vote:

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

Nays: None

MOTION TO CLOSE PUBLIC HEARING /APPROVED

MOTION CARRIED

Motion by Uglis, supported by Lovelock to open a Public Hearing at 7:10 pm to hear comments concerning the estimate of cost and expense of providing Police protection as determined by the Township Board and on the distribution of the existing Special Assessment Levy for said Police protection as approved by the voters in 1996.

Roll Call Vote:

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

Nays: None

MOTION TO OPEN THE PUBLIC HEARING CONCERNING THE SPECIAL ASSESSMENT LEVY FOR POLICE PROTECTION/ APPROVED

MOTION CARRIED

Lou Nigro, Dave Novak, Michelle Lowrie, Don Markowski, Maggie

Anderson, Cyndi Gagleard, Tom Yaschen, Renee Wilson, Bill Benenati and Jim Davies Jr. addressed the board.

Clerk Uglis also stated that letters appealing the special assessment were received from Cecil D. St. Pierre, Jr. on behalf of Erie Canal,

LLC, John A. Ponitz, on behalf of Chesterfield Hospitality, Inc., Ann Marie Wielinga, James Rance Jr., and Paul and Mary Lafata.

**MOTION TO CLOSE
PUBLIC HEARING
/APPROVED**

Motion by Lovelock, supported by DeMuynck to close the Public Hearing at 7:27 pm.

Roll Call Vote:

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

Nays: None

MOTION CARRIED

**MOTION TO ADOPT
RESOLUTION # 2 FOR
THE LOTTEIVUE
SUBDIVISION STREET
LIGHTING
PAYMENT/ADOPTED**

Motion by Ficht, supported by Lovelock to adopt Resolution No.2 transferring the Lottievue Subdivision Street Lighting payment from the Lottievue Improvement Association to the individual homeowner in accordance with Public Act 80 of 1989.

Roll Call Vote:

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

Nays: None

MOTION CARRIED

**MOTION TO ADOPT
THE 2013 POLICE
DEPT.
BUDGET/ADOPTED**

Motion by Lovelock, supported by Uglis to adopt the Police Department budget for 2013.

Roll Call Vote:

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

Nays: None

MOTION CARRIED

**MOTION TO APPROVE
AN OUTDOOR
MERCHANDISING
PERMIT WITH TENT
FOR ART VAN
FURNITURE
/APPROVED**

Motion by Lovelock, supported by Alexie to approve Art Van Furniture's requests for an outdoor merchandising permit with a 40'x60' tent at 50400 Gratiot, Chesterfield, MI 48051 from August 2, 2012 thru August 15, 2012.

Roll Call Vote:

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

Nays: None

MOTION CARRIED

**MOTION TO APPROVE
THE PURCHASE OF A
NEW COMPUTER
ROOM AIR
CONDITIONED
/APPROVED**

Motion by Lovelock, supported by Hartman to approve the Treasurer's Department request to purchase a new computer room air conditioner from the second lowest bidder, C & C Heating and Cooling, at a cost of \$10,340.00.

Roll Call Vote:

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

Nays: None

MOTION CARRIED

PUBLIC COMMENT

David Joseph, Carole DeMara, Lenny DeMara, Gerald Thomas, Kim Wuestewald, Kevin Calbersen, Michael Wendland addressed the Board during Public Comment.

**MOTION TO ENTER
CLOSED SESSION
/APPROVED**

Motion by Lovelock, supported by Alexie to enter into closed session at 8:11 pm to consult with the Township Attorney regarding a settlement strategy in connection with a pending unfair labor practice charge filed by the Michigan Association of Public Employees (MAPE). The closed session is held pursuant to section 8(e) of the Open Meetings Act.

Roll Call Vote:

Ayes: Lovelock, Alexie, Uglis, Hartman, DeMuyndck, Ficht, Bell

Nays: None

MOTION CARRIED

**MOTION TO RETURN
TO OPEN SESSION**

/APPROVED

Motion by Lovelock, supported by Alexie to return to Open Session at 8:28 pm.

Ayes: All

Nays: None

MOTION CARRIED

**MOTION TO APPROVE
THE SETTLEMENT
REQUEST PROPOSED
BY MAPE/APPROVED**

Motion by Lovelock, supported by Alexie to accept the attorney's recommendation and settle the unfair labor practice charge with the Michigan Association of Public Employees (MAPE) and pay the \$600.00 for the clothing allowance.

Roll Call Vote:

Ayes: Lovelock, Alexie, Uglis, Hartman, DeMuyndck

Nays: Bell, Ficht

MOTION CARRIED

ADJOURNMENT

Motion by Lovelock, supported by DeMuyndck to adjourn the meeting at 8:30 pm.

Ayes: All

Nays: None

MOTION CARRIED