

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42

**OXFORD VILLAGE COUNCIL
REGULAR MEETING MINUTES**

Village Council Members: Lori Bourgeau, Kelsey Cooke, Maureen Helmuth, Allison Kemp, Ashley Ross

22 West Burdick Street
Oxford, MI 48371

Tuesday, August 9, 2022

7:00 pm

- 1.) **CALL TO ORDER:** President Kelsey Cooke called the meeting to order at 7:00 p.m.
- 2.) **PLEDGE OF ALLEGIANCE**
- 3.) **ROLL CALL ATTENDANCE:** Members Present: 4. Kelsey Cooke, Maureen Helmuth, Allison Kemp, Ashley Ross. Absent: 1. Lori Bourgeau. Staff Present: Village Manager Joseph Madore, Recording Secretary Clerk/Treasurer, Tere Onica, Attorney, Robert Davis, Police Chief Mike Solwold, DPW Supervisor Don Brantley.
MOTION: by Helmuth/Kemp excusing council member Bourgeau. All in favor. Motion adopted.
- 4.) **APPROVAL OF AGENDA:** August 9, 2022.
MOTION: by Helmuth/Ross to approve the August 9, 2022, agenda as presented. All in favor. Motion adopted.
- CALL TO PUBLIC:** None.
- 5.) **CONSENT AGENDA:**
MOTION: by Helmuth/Kemp to receive and file agenda items 6(a)(i)(ii) as presented. All in favor. Motion adopted.
MOTION: by Helmuth/Ross to approve Consent Agenda items 6(b)(i)(ii)(iii) as presented including bills for \$473,132.36.
Roll Call Vote: Ayes: 4. Ross, Helmuth, Kemp, Cooke. Nays: 0. Absent: 1. Bourgeau. Motion adopted.
- 6.) **NEW BUSINESS:**
- a. **FOIA Appeal, Vladimir Gertsberg-** Under FOIA, the legislative body is the head of the public body and is obligated to hear an appeal request. The village attorney reviewed an email received as follows: "Oxford's failed to respond to my FOIA request from 07/12/2022 and ignored two reminders. I consider it to be final determination of the Oxford Village to deny my request. I consider such denial without issuing notice of denial to be illegal. Please review and reverse." The email requesting the appeal, and the FOIA coordinator's response were presented for council review. The FOIA coordinator received and responded to over 119 FOIA requests to date in 2022, most were from Mr. Gertsberg. Mr. Gertsberg was informed that an appeal was scheduled. The Village Council, as the head of the public body, affirms actions taken by the FOIA coordinator. As in his prior appeal, Mr. Gertsberg had the option to appear to present his case. He was not present. The misuse of FOIA and abuse of government time and resources was evident. A FOIA coordinator is not charged with the duty to interpret a request for records.

43 **MOTION**: by Cooke/Ross to uphold the action of the Clerk in FOIA process in
44 response to Mr. Gertsberg’s FOIA.
45 **Roll Call Vote**: Yeas: 4. Helmuth, Ross, Kemp, Cooke. Nays: 0. Absent: 1.
46 Bourgeau. Motion adopted.

47
48 **b. Oxford Lake HOA Labor Day Weekend Fireworks Display-Permit**
49 **Application**

50 **MOTION**: by Cooke/Helmuth to approve the application by Drew Espenshade of
51 ACE Pyro, LLC for fireworks display as presented subject to review and receipt of
52 Fire Department approval. All in favor. Motion adopted.

53
54 **c. Capital Improvement Plan updated DRAFT and recommendation for 2023**

55 **Watermain Replacement** - The Village Manager and DPW Supervisor reviewed
56 the Capital Improvement Plan 2022-2027. Discussion on water mains and service
57 lead upgrades, water service lines curb stop to meter, road repaving with
58 watermain, maintenance and improvements to Scripser Park. Parks Master Plan and
59 Oakland County parks grant are being considered for needed pavilions, new ADA
60 compliant bathrooms as well as picnic tables. The manager reached out to
61 surrounding townships on a joint parks plan, but it will be more affordable to use
62 our current plan and work from that instead of starting over. No action taken.

63
64 **d. Electric Vehicle Charging Station Programs and Location Options- DTE**

65 Charging Infrastructure Enablement Agreement presented for battery electric
66 vehicle charging stations. Site host eligibility requirements were provided. A
67 Charging Station Agreement was also presented for consideration. Council
68 requested a presentation from charging contractors. Charging stations in Royal Oak
69 parking next to Beaumont Hospital reported issues. The village manager will
70 inquire about scheduling presentation. Changing technology concerns. Other
71 communities are waiting on future developments. No action taken.

72
73 **13.) ITEMS REMOVED FROM CONSENT AGENDA: None.**

74
75 **14.) PUBLIC COMMENT:**

76 Don Brantley-commented on diseased trees being taken down in the road easement. Kappen
77 is providing service at a taxpayer savings of approximately \$20,000.

78
79 **15.) COMMITTEE REPORTS**

80 NOTA- Smart contract coming up. Authorization needed for Smart credit transfers.

81 **MOTION**: by Cooke/Kemp authorizing the Village Manager to transfer SMART credits
82 back to NOTA. All in favor. Motion adopted.

83 Planning Commission- Nothing to report. Next meeting is August 16th.

84 Cable Commission-No July meeting.

85 DDA Director Report- update by council member Ross.
86 Polly Ann Trail- No July meetings.

87
88 **16.) MANAGER, STAFF & ATTORNEY REPORTS**

89 Chief Solwold commented on Active Shooter training taking place
90 at the elementary school with other communities in attendance.

91
92 Village Manager asked to be excused from the September 13th meeting. Council member
93 Cooke will also be absent. Council member Ross expected to be absent October 11th.
94 The November General Election falls on the November 8th meeting date.

95
96 **17.) COUNCIL COMMENTS-** Discussion continued on a temporary meeting day change and
97 Village Charter stipulations. Consensus to move Village Council regular meeting to the third
98 Wednesday of the month through the remainder of the year due to scheduling conflicts.

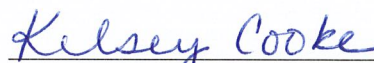
99
100 **18.) ADJOURNMENT**

101 With no further business to discuss, meeting adjourned at 8:27 p.m.

102 **MOTION:** by Cooke/Kemp. All in favor.

103
104 

105 Respectfully Submitted,
106 Teresa L. Onica, Recording Secretary

107 

Kelsey Cooke, President