

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF FEBRUARY 4, 2002**

**FENTON TOWNSHIP CIVIC COMMUNITY CENTER
12060 MANTAWAUKA DRIVE, FENTON, MICHIGAN**

Supervisor Gabrielson called the meeting to order at 7:30 p.m.

Present: Gabrielson, Mueller, Krug, Rowe, Office Manager Broecker and Attorney
Cooley

Absent: Garfield, Mathis, McKenna

PLEDGE OF ALLEGIANCE:

Supervisor Gabrielson led the pledge of allegiance to the flag.

APPROVAL OF AGENDA:

Motion to approve the 2/4/02 Fenton Township Board Meeting agenda as presented.

Motion by: Rowe

Seconded: Krug

Ayes: All Present

Nays: None

Absent: Garfield, Mathis, McKenna

Motion carried. The agenda is approved.

MEETING MINUTES:

The minutes of the 1/21/02 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve invoices for payment as presented.

Motion by: Krug

Seconded: Mueller

Ayes: Gabrielson, Mueller, Krug, Rowe

Nays: None

Absent: Garfield, Mathis, McKenna

Motion carried.

PUBLIC HEARINGS:

None

REPORTS:

None

COMMUNICATIONS:

Genesee County Fair – 2002 Parade

Supervisor Gabrielson reviewed a letter from the Genesee County Fair regarding their annual parade. Each community in Genesee County is invited to enter a float in their parade. If any township official or resident is interested in such a project, information is available from the township office.

UNFINISHED BUSINESS-ADOPTION OF ORDINANCES:

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Amendment to Open Burning Regulation Ordinance/2nd Reading

Supervisor Gabrielson reviewed the proposed amendatory ordinance, which lowers the minimum acreage for issuance of a burning permit from 15 to 10 acres. There was no further discussion.

Motion to adopt Ordinance No. 590, an amendment to the Open Burning Regulation Ordinance, as presented.

Motion by: Mueller
Seconded: Rowe
Ayes: Gabrielson, Mueller, Krug, Rowe
Nays: None
Absent: Garfield, Mathis, McKenna

Motion carried. Ordinance declared adopted.

Proposed Amendment to Ordinance No. 461-Group Medical Insurance/2nd Reading

Supervisor Gabrielson reviewed the proposed amendatory ordinance, which clarifies the eligibility language in the ordinance. There was no further discussion.

Motion to adopt Ordinance No. 591, an amendment to the Group Medical Insurance Ordinance, as presented.

Motion by: Krug
Seconded: Mueller
Ayes: Gabrielson, Mueller, Krug, Rowe
Nays: None
Absent: Garfield, Mathis, McKenna

Motion carried. Ordinance declared adopted.

Proposed Amendment to Ordinance No. 462 – Group Life Insurance/2nd Reading

Supervisor Gabrielson reviewed the proposed amendatory ordinance, which clarifies the eligibility language in the ordinance. There was no further discussion.

Motion to adopt Ordinance No. 592, an amendment to the Group Life Insurance Ordinance, as presented.

Motion by: Krug
Seconded: Rowe
Ayes: Gabrielson, Mueller, Krug, Rowe
Nays: None
Absent: Garfield, Mathis, McKenna

Motion carried. Ordinance declared adopted.

UNFINISHED BUSINESS-OTHER:

Recommendation to Fill Open Position – Assessor’s Department

Supervisor Gabrielson reported that the Assessor’s Department clerical position, which was approved at the 1/21/02 meeting, was posted internally on 1/22/02. One employee, Sandra Brayton, applied for the position. Supervisor Gabrielson and Assessor Beth

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Redmond conducted an interview with Ms. Brayton and believe she is an ideal candidate to fill this new position.

Sandy has worked for Fenton Township as a Secretary/Receptionist since August of 2000. Her work ethic and overall job performance have been exceptional. In addition to regular daily duties, she has worked on several special projects, such as the large task of updating and cleaning up the voter registration database in the Michigan Qualified Voter File system (QVF). Both Supervisor Gabrielson and Assessor Redmond feel that Sandy will do an excellent job in the Assessor's Department.

Motion to transfer Sandra K. Brayton to the open clerical position in the Assessor's Department, effective 2/11/02.

Motion by: Rowe
Seconded: Krug
Ayes: Gabrielson, Mueller, Krug, Rowe
Nays: None
Absent: Garfield, Mathis, McKenna

Motion carried.

Proposed Fenton Township Hall Renovation Project-Approval of Bid Documents

Architect Ted Hu of Ted Hu Associates Inc. reported that the final construction drawings for the proposed building renovation project have been completed. He reviewed the proposed bidding instructions with the board. Plans will be available at Mr. Hu's office beginning Tuesday February 5th. A walk-through will be scheduled for Thursday February 14th at 9:00 a.m. The deadline for submitting proposals is Tuesday February 26th at 4:00 p.m. Clerk Mueller asked if any contractors had contacted Mr. Hu's office regarding this project. Mr. Hu indicated that approximately 12-14 contractors have requested plans for the project. After a brief discussion the board also agreed to include a public notice of the proposal in the Tri-County Times. There was no further discussion.

Motion to authorize the solicitation of competitive bids for the proposed Fenton Township Civic Community Center renovation plans, as presented.

Motion by: Mueller
Seconded: Rowe
Ayes: Gabrielson, Mueller, Krug, Rowe
Nays: None
Absent: Garfield, Mathis, McKenna

Motion carried.

NEW BUSINESS:

Review of Proposed Zoning Ordinance

Supervisor Gabrielson reported that the Planning Commission has reviewed and recommended adoption of the proposed Zoning Ordinance and Zoning Map. Doug Piggott of Rowe Incorporated gave a brief history of the process to develop the new Zoning Ordinance, which began with initial meetings almost three years ago. Based on input received from staff, property owners and township officials since the Planning

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Commission's recommendation, there are seven issues that are proposed to be sent back to the Planning Commission for consideration and a report back to the Township Board. The seven issues include:

- The appropriate zoning districts and restrictions for the keeping of horses.
- Commercial Outdoor Display, Sales or Storage.
- Waterfront access in PUD plans.
- Hybrid animals as household pets.
- 3 requested changes to the Zoning Map.

The board briefly discussed each of the issues brought to the meeting. There were no additional issues raised.

Motion to send seven issues back to the Planning Commission for their review and a report back to the Township Board no later than March 1, 2002.

Motion by: Mueller

Seconded: Krug

Ayes: Gabrielson, Mueller, Krug, Rowe

Nays: None

Absent: Garfield, Mathis, McKenna

Motion carried. The first reading of the proposed Zoning Ordinance is tentatively scheduled for 3/4/02.

Resolution No. 2002-02/Resolution for Changes to Consumers Street Light Contract

It was noted that Consumers Energy requires an annual resolution to authorize the Township Supervisor and Clerk to approve changes to the township's street lighting contract. Clerk Mueller presented the following resolution:

RESOLUTION NO. 2002-02

BE IT RESOLVED, that it is hereby deemed advisable to authorize Consumers Energy Company to make changes in the streetlighting service as is provided in the Standard Streetlighting Contract between the Company and the Charter Township of Fenton, dated September 29, 1976 in accordance with the Authorization for Change in Standard Streetlighting Contract dated as of February 4, 2002, heretofore submitted to and considered by this Township Board; and

BE IT FURTHER RESOLVED, that Carl T. Gabrielson, Township Supervisor and Charles L. Mueller, Township Clerk be and are authorized to execute such authorizations for change on behalf of the Charter Township of Fenton.

Motion to adopt Resolution No. 2002-02 as presented.

Motion by: Mueller

Seconded: Krug

Ayes: Gabrielson, Mueller, Krug, Rowe

Nays: None

Absent: Garfield, Mathis, McKenna

Motion carried. Resolution declared adopted.

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Resolution No. 2002-03 / Household Hazardous Waste Collection

Supervisor Gabrielson reported that the Genesee County Recycling Coalition has requested that Fenton Township once again allocate \$1,500.00 for the 2002 Household Hazardous Waste Collection Program. This program has been very successful over the past several years, allowing residents to properly dispose of hazardous materials like car batteries, used oil, pesticides and other chemicals. Clerk Mueller presented the following resolution:

RESOLUTION NO. 2002-03

WHEREAS, the Township Board of the Charter Township of Fenton fully supports the efforts of the Genesee County Area Recycling Coalition to provide environmentally safe methods for disposal of hazardous household waste, and

WHEREAS, the Charter Township of Fenton pledged \$1,500 from its General Fund towards the cost of a Household Hazardous Waste Collection Program in 2001, and

WHEREAS, the Charter Township of Fenton Board of Trustees believes the continued support of this program to be in the best interests of the community;

THEREFORE BE IT RESOLVED, that the Charter Township of Fenton hereby pledges \$1,500 from its General Fund towards the cost of the Genesee County Area Recycling Coalition's Household Hazardous Waste Collection Program in 2002.

Motion to adopt resolution No. 2002-03 as presented:

Motion by: Mueller
Seconded: Krug
Ayes: Gabrielson, Mueller, Krug, Rowe
Nays: None
Absent: Garfield, Mathis, McKenna

Motion carried. Resolution declared adopted.

2002 Board of Review Hardship Policy

Supervisor Gabrielson reviewed the Property Tax Hardship Exemption Policy. This policy is the same as the one adopted in 2001, except for updated income levels. Board adoption of the policy is required before the Board of Review meets next month. There was no further discussion.

Motion to adopt the 2002 Property Tax Financial Hardship Exemption Policy as presented.

Motion by: Rowe
Seconded: Mueller
Ayes: Gabrielson, Mueller, Krug, Rowe
Nays: None

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Absent: Garfield, Mathis, McKenna
Motion carried.

Request to Proceed with Site Plan Application

Supervisor Gabrielson reported that Al Kloss had requested that he be allowed to proceed with his residential development site plan application during the moratorium period established by the Township Board. Although his application had not been filed by January 21, 2002, it was filed within the required time frame for the February 19, 2002 Planning Commission meeting. Mr. Kloss had been in contact with township staff regarding his application and it had already been “penciled in” for the February meeting, but did not realize that a moratorium was being considered.

Mr. Kloss’s property is zoned R-1A, (R-3 in the proposed Zoning Ordinance), and the requirements applicable to his site plan would be virtually the same under the existing and the proposed Zoning Ordinance. Because of the moratorium, Mr. Kloss cannot proceed unless approved by the Township Board.

Motion to allow Al Kloss to proceed with a site plan application for parcel 06-31-400-013, as requested.

Motion by: Mueller
Seconded: Rowe
Ayes: Gabrielson, Mueller, Krug, Rowe
Nays: None
Absent: Garfield, Mathis, McKenna
Motion carried.

Use of Township Facilities – Regional EMS

Supervisor Gabrielson reviewed a memo from Fire Chief John Moulton regarding ambulance service in Fenton Township. Regional EMS has eliminated its location in the City of Fenton and Argentine Township has suspended their agreement with Regional EMS. This leave our portion of the county with less than desirable ambulance coverage. Based on discussions between Chief Moulton and Regional EMS, they are willing to locate two ambulances at Fenton Township Fire Station #2 for the remainder of this year. Regional EMS would not ask for any financial commitment from Fenton Township and the township would not charge for the use of its facilities. If approved, this arrangement will be documented in a formal agreement, including liability insurance coverage.

Motion to approve the use of Fenton Township Fire Station #2 facilities by Regional EMS for the remainder of 2002, subject to adoption of a formal agreement and documentation of acceptable liability insurance coverage.

Motion by: Mueller
Seconded: Krug
Ayes: Gabrielson, Mueller, Krug, Rowe
Nays: None
Absent: Garfield, Mathis, McKenna
Motion carried.

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Sale of Fire Department Vehicle

Supervisor Gabrielson reviewed a memo from Fire Chief John Moulton requesting permission to sell a fire vehicle that is no longer in use. Squad Truck #48-11 has been out of service for approximately three years and cannot be restored to an acceptable condition for our fire department. The township has received an offer of \$3,500.00 for this vehicle. All ancillary equipment would be removed from the vehicle before it is sold.

Motion to approve the sale of Fenton Township Fire Department Truck #48-11 for a price of \$3,500.00, as presented.

Motion by: Mueller
Seconded: Rowe
Ayes: Gabrielson, Mueller, Krug, Rowe
Nays: None
Absent: Garfield, Mathis, McKenna

Motion carried.

Cable PEG Agreements

Office Manager Broecker reviewed PEG agreements for Three District Productions and Fenton Township, which have been approved by the Fenton Area Cable Television Consortium. Township Board approval is required before funding can be released.

Motion to approve Cable PEG Agreements for Three District Productions and Fenton Township, as presented.

Motion by: Rowe
Seconded: Krug
Ayes: Gabrielson, Mueller, Krug, Rowe
Nays: None
Absent: Garfield, Mathis, McKenna

Motion carried.

PUBLIC COMMENT - AGENDA OR NON-AGENDA ITEMS:

Maxine Lenk, 6243 Smith Road

Ms. Lenk asked what the current requirement is to keep horses. Supervisor Gabrielson responded that the current Zoning Ordinance requires a minimum of ten acres of land and a zoning classification of AG.

Ms. Lenk also asked if peacocks would be considered wild animals and therefore prohibited under the proposed Zoning Ordinance. Supervisor Gabrielson responded that if documentation were provided stating that the birds were domestic peacocks, they would be permitted.

Ms. Lenk also asked about the relationship between Cable Channel 19 and the PEG agreement. Office Manager Broecker explained that Channel 19 is managed by Three

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District Productions, a high school production program that includes all three school districts. The primary source of funding for Three District Productions is PEG fees.

ADJOURN: Meeting adjourned at 8:25 p.m.

Carl Gabrielson, Supervisor

Charles Mueller, Clerk

Minutes Posted 2/6/02