

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

**LAKE FENTON HIGH SCHOOL
11425 TORREY ROAD, FENTON, MICHIGAN**

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

Present: Gabrielson, Mueller, Garfield, Brancheau, Krug, McKenna, Office
Manager Broecker and Attorney Cooley

Absent: Mathis

PLEDGE OF ALLEGIANCE:

Supervisor Gabrielson led the pledge of allegiance to the flag.

APPROVAL OF AGENDA:

Motion to approve the 11/4/02 Fenton Township Board Meeting agenda as amended.

Motion by: Krug

Seconded: McKenna

Ayes: All Present

Nays: None

Absent: Mathis

Motion carried. The agenda is approved.

PRESENTATION:

North Arrow Technologies – GIS & Sewer Inventory Project Updates

Jason Taylor of North Arrow Technologies provided a brief update on the GIS project and circulated sample maps showing the various layers that have been added to the GIS.

Mr. Taylor also reviewed the status of the Sewer Inventory Project. For purposes of this project, the Township has been divided into 12 sectors. Sector 1 has been completed and Sector 2 is nearing completion. Mr. Taylor also reviewed a project flow chart and sample work orders from the project, as well as statistical data from Sectors 1 and 2. It was noted that approximately 30% of all manholes have been below current grade and needed to be raised.

Public Comment:

David Hawcroft, 3302 Ponemah Drive

Mr. Hawcroft asked how so many manholes became buried. Supervisor Gabrielson responded that some are buried during the development of subdivisions when the final grade is different than the plans approved by Genesee County. Others are buried by property owners who landscape over them or build structures over them. He emphasized that all manholes are being raised to grade to ensure accessibility.

Patrick Carmody, 16245 Silver Shore Drive

Mr. Carmody expressed concern over the amount of money being spent on the project. Is there a budget for the project? Supervisor Gabrielson responded that, because the project is required by our Administrative Consent Order (ACO) with the DEQ, there is no set budget. The costs thus far, however, are in line with our \$1.2 million estimate.

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Les Scott, 12499 Margaret Drive

Mr. Scott asked if the problems discovered during the inventory process are being corrected. Mr. Taylor responded that all problems are reported and prioritized. A high priority problem (inflow/infiltration, line break, etc.) are repaired ASAP. Lower priority items are placed on a repair schedule.

MEETING MINUTES:

The minutes of the 10/21/02 regular meeting and the 10/28/02 special meeting stand approved as presented.

EXPENDITURES:

Motion to approve expenditures as presented.

Motion by: Krug

Seconded: McKenna

Ayes: Gabrielson, Mueller, Garfield, Brancheau, Krug, McKenna

Nays: None

Absent: Mathis

Motion carried.

PUBLIC HEARINGS:

None

REPORTS:

MDEQ Phase II Voluntary Storm Water Permit Application

Supervisor Gabrielson distributed copies of the MDEQ Phase II Voluntary Storm Water Permit Application, which was prepared on our behalf by Genesee County Water & Waste Services.

Fenton Township Civic Community Center Renovation Project

Supervisor Gabrielson reported that the renovation project for the Fenton Township Hall is nearly completed, and is approximately one week ahead of schedule. The township office will be closed on Friday 11/15/02 to move back to the renovated facility. The office will be open for business on Monday 11/18/02. A public open house has been tentatively scheduled for Sunday 12/15/02. More information will be provided as details are finalized.

Lake Fenton Schools "Love Luggage" Program

Trustee Krug reported that art classes at Lake Fenton Schools have begun a program called "Love Luggage". Hard sided suitcases are brightly painted and given to foster children. He requested that anyone with unneeded hard-sided luggage donate it to this worthwhile program.

COMMUNICATIONS:

None

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UNFINISHED BUSINESS-ADOPTION OF ORDINANCES:

None

UNFINISHED BUSINESS-OTHER:

Proposed Sewer Franchise Agreement w/City of Linden

Office Manager Broecker reviewed a revised franchise agreement to allow the City of Linden to provide sewer and water services to a Fenton Township residence. Since the City of Linden turned down the last version, this document requires the property owner to reimburse the Township \$1,835.00 for the transfer of one sewer unit to Linden.

Motion to approve the Sewer Franchise Agreement as presented.

Motion by: Mueller

Seconded: McKenna

Ayes: Gabrielson, Mueller, Garfield, Brancheau, Krug, McKenna

Nays: None

Absent: Mathis

Motion carried.

2003 CDBG Projects

Supervisor Gabrielson reviewed a memo from Office Manager Broecker regarding recommendations for 2003 Community Development Block Grant projects. It was noted that the proposed sidewalk on Linden Road that was discussed at the public hearing is not an eligible project. After a brief discussion the board agreed to the following:

- Allocation of 15% of our annual CDBG entitlement to the City of Linden's CDBG project account for the operation of the Loose Senior Citizen Center.
- Allocation of \$50,000.00 to the City of Linden's CDBG project account for improvements to the Loose Senior Citizen Center.

Office Manager Broecker also noted that the City of Swartz Creek and the Village of Otisville have expressed an interest in borrowing CDBG funds through the interlocal loan process. Any formal request will be brought back to the board for approval.

Trustee Brancheau asked if CDBG funds could be used for any of the sewer repairs or improvements. Office Manager Broecker will research this issue further.

NEW BUSINESS:

Donation to Fenton Township Fire Department

The board reviewed a letter from Fire Chief Moulton regarding a \$500.00 donation received from the Tri-County Times. Formal action by the Township Board is required to accept any donation.

Motion to accept a \$500.00 donation for the Fenton Township Fire Department from the Tri-County Times.

Motion by: Mueller

Seconded: Krug

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Ayes: Gabrielson, Mueller, Garfield, Brancheau, Krug, McKenna
Nays: None
Absent: Mathis

Motion carried.

North Road & Lahring Road Sanitary Sewer Projects

Supervisor Gabrielson reviewed plans for the construction of new sewer lines on North Road and Lahring Road. The North Road line will replace the force main installed by Grandma's Loft, which is not adequate to service the area. The Lahring Road line will service the new Lake Fenton High School and surrounding properties. The fees generated from future connections to the lines should offset all construction costs. Supervisor Gabrielson is recommending that bids be obtained for the two projects.

Motion to authorize the solicitation of competitive bids for the proposed North Road and Lahring Road sanitary sewer projects, as presented.

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

Motion carried.

Sanitary Sewer Maintenance Contract

Supervisor Gabrielson briefly reviewed the two proposals for sewer maintenance that were discussed at the 10/7/02 meeting. The two proposals, from Mid-Michigan Manufacturing & Maintenance and SOS Service Group, were reviewed by Rowe Incorporated, who indicated that both firms were well qualified to perform the work outlined in the RFP.

Clerk Mueller asked about the cost for line jetting that was indicated in the SOS proposal. Ray Menzel, of SOS Service Group, stated that line jetting for emergency calls would be covered in the contract cost. Non-emergency line jetting would be billed at the rates indicated in the proposal. Clerk Mueller also asked both contractors about labor costs associated with pump station upgrades. Robert Rowley, of Mid-Michigan, stated that all such labor costs would be included in the contract cost. Mr. Menzel indicated that his proposal did not address these costs because they were not part of the RFP.

The board discussed the proposals and agreed that they were not comparable. Attorney Cooley reminded the board that they have the authority to reject all bids and revise the proposal documentation or simply start over. Clerk Mueller recommended that both proposal be rejected and that revised bid specifications be developed.

Motion to reject all proposals for the sanitary sewer maintenance contract for the purpose of developing revised bid specifications.

Motion by: Krug
Seconded: Brancheau
Ayes: Gabrielson, Mueller, Garfield, Brancheau, Krug, McKenna

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Nays: None
Absent: Mathis

Sanitary Sewer Hydraulic Model

Supervisor Gabrielson reported that Genesee County Water & Waste Services has already developed a hydraulic model that has been approved by the MDEQ. They have offered to work with us to help us develop our model to comply with our ACO. Working with WWS and using data from this existing approved model, the estimated total cost of the hydraulic modeling project is \$65,000.00, significantly lower than the proposals received previously. Supervisor Gabrielson recommends collaborating with Genesee County WWS to complete our hydraulic model.

Motion to collaborate with Genesee County WWS to utilize their existing hydraulic data for the development of a sanitary sewer hydraulic model for Fenton Township.

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

Motion carried.

Proposed Hiring of Seasonal Part-Time Employee

Treasurer Garfield reported that, per the approval of the Township Board, an advertisement was placed in the Tri-County Times for a seasonal part-time employee to assist the Treasurer and Deputy Treasurer with duties and responsibilities related to the collection of property taxes. It is anticipated that the seasonal employee will work 20 hours per week from the last week of November through the second week of March for winter taxes and approximately July through September for summer taxes. In response to our advertisement a total of 14 résumés were received. From those candidates, four were selected for interviews. Based on the interviews she is recommending the hiring of Shannon Clemens for the position. Ms. Clemens filled a similar role for the Township during the 2001-02 property tax season when she was hired through a temporary employment agency. During that time she proved herself to be a reliable and hard working employee and she will be a fine addition to the Township staff.

Motion to approve the hiring of Shannon Clemens for a seasonal part-time position in the Township Treasurer's Department, as presented.

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

Motion carried.

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Resolution No. 2002-44, Regarding Proposed Annexation of Property

Supervisor Gabrielson reported that the owners of property on Jennings Road south of Owen Road have petitioned the State Boundary Commission to be annexed into the City of Fenton. The subject property was formerly owned by Kingsway Builders and a site plan for an apartment complex has already been approved for the parcel. Attorney John Siler will be handling the case for Fenton Township. He has requested that the Township Board adopt a resolution opposing annexation to be submitted to the State Boundary Commission. Clerk Mueller presented the following resolution:

RESOLUTION NO. 2002-44

WHEREAS, the owners of parcel 06-33-400-026, which is located in Fenton Township, have petitioned the Michigan State Boundary Commission to have the property annexed into the City of Fenton, and

WHEREAS, the loss of property through annexation erodes the Township's tax base and negatively impacts the financial position of the Township;

THEREFORE BE IT RESOLVED, that the Charter Township of Fenton Board of Trustees hereby declares its strong opposition to the annexation of any property located in Fenton Township.

Motion to adopt Resolution No. 2002-44 as presented.

Motion by: Mueller

Seconded: Garfield

Ayes: Gabrielson, Mueller, Garfield, Brancheau, Krug, McKenna

Nays: None

Absent: Mathis

Motion carried. Resolution declared adopted.

2003 Fenton Township Meeting Schedule

Office Manager Broecker reviewed the proposed meeting schedule for 2003. It had been suggested that the meeting time be moved to 7:00 p.m. to match the Planning Commission and ZBA meetings. After a brief discussion the board decided to leave Township Board meetings at 7:30 p.m. Trustee McKenna suggested moving the April meeting back one week to avoid the Easter holiday. It was also suggested to move the September meetings back one week to avoid scheduling conflicts.

Motion to adopt the 2003 Fenton Township Meeting Schedule as amended.

Motion by: McKenna

Seconded: Brancheau

Ayes: Gabrielson, Mueller, Garfield, Brancheau, Krug, McKenna

Nays: None

Absent: Mathis

Motion carried.

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PUBLIC COMMENT - AGENDA OR NON-AGENDA ITEMS:

David Hawcroft, 3302 Ponemah Drive

Mr. Hawcroft asked the purpose of a force main sewer line. Fenton Township employee Penelope Sharich, also in attendance, responded that a force main is designed to pump sewage uphill to a point where it can flow into a gravity line.

Tony Brown, 12159 Jennings Road

Mr. Brown stated that he is concerned about the arsenic content in the groundwater being increased by development. He claims that development, and the increased demand for groundwater, causes an increase in the level of arsenic in the groundwater. Supervisor Gabrielson responded that the groundwater study conducted in Fenton Township a few years ago does not agree with this position. He asked Mr. Brown to submit documentation to support this claim to be reviewed further.

ADJOURN: Meeting adjourned at 9:20 p.m.

Carl Gabrielson, Supervisor

Charles Mueller, Clerk

Minutes Posted 11/7/02