

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF JANUARY 20, 2003**

**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, Garfield, Brancheau, Krug, Mathis, Office Manager
Broecker and Attorney Cooley

Absent: McKenna

PLEDGE OF ALLEGIANCE:

Supervisor Gabrielson led the pledge of allegiance to the flag.

APPROVAL OF AGENDA:

Supervisor Gabrielson requested that the following item be added to the agenda:

Appointments to the Zoning Board of Appeals

And that the following item be removed from the agenda:

Proposed Purchase of Township Vehicles

Motion to approve the 1/20/03 Fenton Township Board Meeting agenda as amended.

Motion by: Krug

Seconded: Mueller

Ayes: All Present

Nays: None

Absent: McKenna

Motion carried. The agenda is approved.

MEETING MINUTES:

The minutes of the 1/6/03 regular meeting and the 1/13/03 Special "Town Hall" meeting stand approved as presented.

EXPENDITURES:

Motion to approve expenditures as presented.

Motion by: Garfield

Seconded: Brancheau

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

Nays: None

Absent: McKenna

Motion carried.

PUBLIC HEARINGS:

2003 Local Road Improvement Projects

Supervisor Gabrielson reviewed a table of local roads in Fenton Township, which indicates when the last improvement was completed for each road segment listed. The purpose of this public hearing is to gather citizen input regarding potential local road improvement projects for 2003.

Public Comment:

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The following individuals spoke with regard to potential local road projects for 2003:

Cheryl Clark, 12177 Dalhart Drive
Lee Martorana, 4180 Four Lakes Avenue
Sherry Stanley-Schmidt, 2153 Ray Road
John Hugener, 6396 Acorn Way
Bruce Walker, 12371 Odell Road
Lawrence Johnson, 2206 Bowles
Glen Shock, 4450 Harp Drive
Dean Sharp, 12463 Odell Road

The following roads were suggested for improvements:

- Dalhart Drive
- Rolston Road between Horrell and Ripley Roads
- Ray Road between Torrey and Fenton Roads
- Hogan Road
- Odell Road
- Brown Street
- Whitaker Road between Linden Road and Harp Drive

Potential projects will be reviewed and recommendations brought back to the Township Board at a future meeting.

REPORTS:

Ordinance Enforcement Quarterly Report

Supervisor Gabrielson briefly reviewed the ordinance enforcement report for the fourth quarter of 2002.

COMMUNICATIONS:

Annexation Hearing – 2/6/03

Supervisor Gabrielson announced that the State Boundary Commission will hold a public hearing on the proposed annexation of property near the intersection of Owen and Jennings Roads from Fenton Township to the City of Fenton. The hearing will be held on Thursday February 6, 2003 at 4:00 p.m. at the Fenton Township Civic Community Center.

DNR Public Hearing on No Anchoring Zone – 2/26/03

Supervisor Gabrielson also announced that the Michigan Department of Natural Resources will hold a public hearing on the proposed no anchoring zone on Lake Fenton. The hearing will be held on Wednesday February 26, 2003 at 7:00 p.m. at the Fenton Township Civic Community Center.

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“Speak to Your Health” Community Survey

Supervisor Gabrielson briefly reviewed information regarding a countywide health survey being conducted by the Genesee County Health Department and the University of Michigan.

Letter from Genesee County CDBG – Otisville Interlocal Loan

Supervisor Gabrielson reviewed a letter from Genesee County CDBG regarding the interlocal loan recently approved between Fenton Township and the Village of Otisville. The current cooperative agreement between Genesee County and the various units of government expires in 2006. Because the time frame for the repayment of the interlocal loan extends beyond 2006, they are concerned about approving such a loan. Supervisor Gabrielson will meet with CDBG officials to discuss this issue further and report back to the Township Board.

UNFINISHED BUSINESS-ADOPTION OF ORDINANCES:

Ordinance to Repeal Ordinance No. 241

Office Manager Broecker reviewed a letter from the DNR, which indicates that a watercraft control ordinance adopted in 1975 was superceded by a subsequent ordinance adopted in 1976. Therefore Ordinance No. 241 should be repealed. The appropriate ordinance was reviewed. There was no further discussion. The second reading of the ordinance will be conducted at the 2/3/03 meeting.

UNFINISHED BUSINESS-OTHER:

None

NEW BUSINESS:

Hiring of Building Inspector

Supervisor Gabrielson reported that six candidates were interviewed to fill the open position of Building Inspector. He is recommending the hiring of Alif “Ray” Hill for the position. He is well qualified and will be an excellent addition to our staff.

Motion to hire Alif R. Hill for the position of Building Inspector.

Motion by: Mueller

Seconded: Garfield

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

Nays: None

Absent: McKenna

Motion carried.

GCRC Private Road Maintenance Contract – Woodhaven Drive

Supervisor Gabrielson reviewed a Genesee County Road Commission private road maintenance contract for Woodhaven Drive. The Township Board created a private road maintenance special assessment district in August of 2002. This contract will be funded by the special assessment.

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Motion to approve the Genesee County Road Commission private road maintenance contract for Woodhaven Drive as presented, and to authorize the Township Supervisor and Township Clerk to execute the contract on behalf of Fenton Township.

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

Motion carried.

Proposed Expansion of Sewage Treatment Plant

Supervisor Gabrielson reviewed a memo regarding the purchase of additional sewer capacity in the Genesee County Sanitary Sewage District No. 3 treatment plant. As discussed at several previous meetings, Fenton Township will need additional capacity to provide service for units in approved site plans and in property already zoned for development, as well as the anticipated development in the Thompson Road Corridor. The Township Board must make a decision very soon regarding the actual number of units to purchase. The Sanitary Sewer Impact Study recently completed by Rowe Incorporated indicates that Fenton Township will need another 9,000 units to serve the future needs of our township. Rather than commit to that number now, Supervisor Gabrielson suggested that the Township contract to purchase 6,000 units at this time. With the anticipated addition of Tyrone Township to the District 3 plant, the Township's cost per unit will be approximately \$1,500.00, which is significantly less than past expansions.

Township Board Committee Appointments

Supervisor Gabrielson reviewed a revised listing of the Township Board committee appointments. The only change from the previous list is the appointment of Trustee Brancheau to committee positions formerly held by Trustee Rowe.

Zoning Board of Appeals Appointments

Supervisor Gabrielson recommended the re-appointment of Cheryl O'Neill and Michele Spear to the Zoning Board of Appeals. Both have done an excellent job on the ZBA and are true assets to the Township. Trustee Krug agreed, stating that both individuals are valuable members of the ZBA.

Motion to re-appoint Cheryl O'Neill and Michele Spear to the Fenton Township Zoning Board of Appeals for the term ending November 30, 2005.

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

Motion carried.

PUBLIC COMMENT - AGENDA OR NON-AGENDA ITEMS:

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The following individuals spoke regarding the odor problems at the sewage treatment plant on Hogan Road:

John Hugener, 6396 Acorn Way
Lorraine Zimmer, 6391 Acorn Way
Kurt Palo, 14388 Oak Leaf Trail

Their concerns included:

- The proposed expansion of the treatment plant for Livingston County users
- The odor problems in the area of the treatment plant
- Disposal/land application of biosolids

The following individuals spoke regarding the consent judgement in the LJS Partnership vs. Fenton Township lawsuit:

Tony Brown, 12159 Jennings Road
David Boyd, 3515 Lahring Road
Rookie Risinger, 12043 Jennings Road
Neil Leuneberg, 12225 Jennings Road
Tom Richards, 14245 Jennings Road
Patrick Carmody, 16245 Silver Shore
Jean Johnson, 12101 Jennings Road
Gary Carlson, 14041 Squaw Lake Drive
Faye Miller, 12151 Jennings Road

Their concerns, comments and questions included:

- The manufactured home development approved by the consent judgement does not comply with the Township's Master Plan.
- Impact on groundwater.
- Arsenic in the groundwater.
- The Township should investigate the possible purchase of the property to prevent development.
- Discussion regarding possible outcomes if the referendum overturns the consent judgement.
- Other potential uses for the subject property.

ADJOURN: Meeting adjourned at 9:50 p.m.

Carl Gabrielson, Supervisor

Charles Mueller, Clerk

Minutes Posted 1/21/03