

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF MARCH 6, 2006**

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

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

Present: Mathis, Krug, Carmody, Brown, Goupil, Zimmer, Attorney Cooley and
Office Manager Broecker.

Absent: Gatesman

PLEDGE OF ALLEGIANCE:

Supervisor Mathis led the pledge of allegiance to the flag.

APPROVAL OF AGENDA:

Motion to approve the 3/6/06 Fenton Township Board Meeting agenda as presented.

Motion by: Zimmer

Seconded: Brown

Ayes: All Present

Nays: None

Absent: Gatesman

Motion carried. The agenda is approved.

MEETING MINUTES:

The minutes of the 2/20/06 workshop meeting, the 2/20/06 regular meeting and the 2/27/06 workshop meeting stand approved as presented.

EXPENDITURES:

Motion to approve expenditures as presented.

Motion by: Carmody

Seconded: Brown

Ayes: Mathis, Krug, Carmody, Brown, Goupil, Zimmer

Nays: None

Absent: Gatesman

Motion carried.

PUBLIC HEARINGS:

None

REPORTS:

Genesee County WWS Capacity Utilization Report

The board briefly reviewed the sewer capacity utilization report from Genesee County WWS.

Public Safety Committee Update

Trustee Goupil reported that the Public Safety Committee has been reviewing two issues that they would like placed on the agenda for future meetings.

1. With warm weather approaching, decisions need to be made regarding enforcement issues related to boating/partying activities at the south end of Lake

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Fenton. The board agreed that this issue should be made a separate workshop meeting.

2. There have been numerous complaints regarding hunting on Pine Lake. The residents of Pine Lake would like a hunting ban for their lake. The board agreed to look into the legal aspects of such a ban.

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

Proposed Wild, Dangerous and Vicious Animals Ordinance/Revised 2nd Reading

Supervisor Mathis reviewed a proposed ordinance to prohibit the keeping of wild, dangerous and vicious animals in Fenton Township. This is the second reading of the ordinance, which was revised after concerns were raised at a previous meeting regarding some of the ordinance provisions. Trustee Goupil stated that his concerns have been addressed in the revised version. Trustee Zimmer also indicated her support for the revised ordinance. There was no further discussion.

Motion to adopt Ordinance No. 655, an ordinance to regulate Wild, Dangerous and Vicious Animals, as presented.

Motion by: Goupil

Seconded: Carmody

Ayes: Mathis, Krug, Carmody, Brown, Goupil, Zimmer

Nays: None

Absent: Gatesman

Motion carried. Ordinance declared adopted.

Rezoning #R06-003, Dort Federal Credit Union, part of parcel 06-24-100-010, (14241 Fenton Rd); M-1 to C-2/2nd Reading

Supervisor Mathis reviewed a proposed amendment to the Zoning Ordinance, which was introduced at the 2/20/06 meeting, to rezone property located in front of the Contour Fabricators facility on Fenton Road from M-1 to C-2 for the purpose of constructing a credit union branch office. There was no further discussion.

Motion to adopt Ordinance No. 656, an amendment to the Zoning Ordinance to rezone part of parcel 06-24-100-010 from M-1 to C-2, as presented.

Motion by: Brown

Seconded: Zimmer

Ayes: Mathis, Carmody, Brown, Goupil, Zimmer

Nays: Krug

Absent: Gatesman

Motion carried. Ordinance declared adopted.

Proposed Amendment to Sewer System Ordinance/2nd Reading

Supervisor Mathis reviewed a proposed amendment to the Sewer System Ordinance, which was introduced at the 2/20/06 meeting, to give to the Township Board the

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authority to adopt area sewer plans for our sanitary sewer system. Any sewer construction within the designated area would then have to be constructed according to the approved plan. There was no further discussion.

Motion to adopt Ordinance No. 657, an amendment to Sewer System Ordinance No. 615, as presented.

Motion by: Carmody

Seconded: Zimmer

Ayes: Mathis, Krug, Carmody, Brown, Goupil, Zimmer

Nays: None

Absent: Gatesman

Motion carried. Ordinance declared adopted.

UNFINISHED BUSINESS:

Schedule Workshop Meeting

After a brief discussion the board scheduled a workshop meeting for Monday 4/10/06, beginning at 7:00 p.m. to discuss the Lake Fenton issues mentioned earlier by Trustee Goupil. The Pine Lake hunting issue will be added to the 4/3/06 regular meeting agenda.

NEW BUSINESS:

Beacon Flasher Signal – Thompson/Linden Road Intersection

Supervisor Mathis reviewed a proposed cost sharing agreement with the Genesee County Road Commission for a new beacon flasher signal at the intersection of Thompson and Linden Roads. The Township would be responsible for 25% of the installation cost, (\$2,160.00) and 100% of the electricity cost. The Road Commission would pay 75% of the installation cost and 100% of all maintenance costs. Treasurer Carmody expressed concern that it took 14 months to get this project completed. Supervisor Mathis will obtain a target installation date from the Road Commission.

Motion to approve Genesee County Road Commission Cost Agreement for Traffic Control Signal, as presented.

Motion by: Carmody

Seconded: Brown

Ayes: Mathis, Krug, Carmody, Brown, Goupil, Zimmer

Nays: None

Absent: Gatesman

Motion carried.

Clerk Krug then presented the following resolution:

RESOLUTION NO. 2006-07

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WHEREAS, arrangements have been made with the Genesee County Road Commission to install a Beacon Flasher at the intersection of Linden Road and Thompson Road, and

WHEREAS, this arrangement provides that the Road Commission and the Charter Township of Fenton shall participate in the cost of installation, maintenance and operation of the beacon flasher as follows:

- 1. The Road Commission will assume 75% of the cost of the installation. The Charter Township of Fenton will assume 25% of the cost of the installation of the beacon flasher.*
- 2. The Road Commission will assume 100% of the cost of the future maintenance of the beacon flasher.*
- 3. The Charter Township of Fenton will assume the cost of electricity required to operate the beacon flasher.*

NOW, THEREFORE, BE IT RESOLVED that the Charter Township of Fenton hereby authorizes Consumers Energy to furnish electricity for the foregoing mentioned beacon flasher, and

BE IT FURTHER RESOLVED that the Charter Township of Fenton hereby agrees to pay the invoices submitted by Consumers Energy for electricity furnished to operate the beacon flasher signal.

Motion to adopt Resolution No. 2006-07 as presented.

Motion by: Krug

Seconded: Brown

Ayes: Mathis, Krug, Carmody, Brown, Goupil, Zimmer

Nays: None

Absent: Gatesman

Motion carried. Resolution declared adopted.

Approval of Installation Cost – Television Equipment

The board reviewed a proposal from TeL Systems for the purchase and installation of television broadcasting equipment for the Fenton Township Civic Community Center. As previously reported by Treasurer Carmody, the FACT Consortium has approved Fenton Township's grant application for the use of PEG funds to purchase the equipment. We have already received payment from the cities of Fenton and Linden for their respective shares of the cost and we expect Tyrone Township's payment soon. The \$4,900.00 in installation costs are being presented for Township Board approval. Treasurer Carmody stated that he believes this project is a huge step in bringing more information to the public. He thanked the board for their continuous support throughout the process. Trustee Goupil asked if the \$4,900.00 is the only cost to the Township. Office Manager Broecker clarified that the cost of the equipment is covered by PEG grant funds from all four

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member communities. Because the PEG funds can only be used for equipment, the Township is responsible for \$4,900.00 in labor and installation costs.

Motion to approve costs of \$4,900.00 for television broadcasting equipment to be installed at the Fenton Township Civic Community Center, as presented.

Motion by: Carmody

Seconded: Brown

Ayes: Mathis, Krug, Carmody, Brown, Goupil, Zimmer

Nays: None

Absent: Gatesman

Motion carried.

Proposed Vehicle Purchase – Assessor’s Department

Supervisor Mathis reported that the adopted 2006 budget includes an appropriation of \$10,000.00 to purchase a vehicle to be used primarily by the Assessor’s Department. After reviewing the advantages and disadvantages of various vehicle types, it was determined that a minivan would best suit the Township’s needs. In addition to being used for assessing field work, the vehicle could also be used to transport election equipment and for officials/employees to travel to conferences and seminars.

Four local auto dealers were contacted and asked to provide a quote for a minivan with a total cost of \$10,000.00. Three dealers responded with a proposal, while the fourth did not have any vehicles in stock that fit our request. The proposals from Canever Chevrolet and Hall Chrysler-Jeep-Plymouth are very similar. Both include a 2003 minivan with 32-33,000 miles and similar features and options. The cost from Canever is \$9,730.00. The cost from Hall is \$10,000.00.

It was reported that the Assessing office staff have looked at both vehicles and have a slight preference for the Dodge Caravan. Treasurer Carmody also pointed out that Hall Chrysler-Jeep-Dodge is located in Fenton Township.

Motion to approve the purchase of a Dodge Caravan minivan from Hall Chrysler-Jeep-Dodge at a cost of \$10,000.00, as presented.

Motion by: Mathis

Seconded: Carmody

Ayes: Mathis, Krug, Carmody, Brown, Goupil, Zimmer

Nays: None

Absent: Gatesman

Motion carried.

2006 Local Road Improvement Projects

Office Manager Broecker reviewed cost estimates for potential local road improvement projects that were discussed at previous meetings. It was noted that North Road was reclassified as a primary road in 2005 and is no longer a local road. Given the budgetary constraints it does not appear that any paving projects can be completed this year. The estimated cost for limestone resurfacing for Jennings Road (between Thompson and Ray

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Roads), Fairbanks Road (between Lahring and Thompson Roads), and Whitaker Road (between Linden Road and Harp Drive), total just over \$89,000.00 if we buy the stone directly. Contracting all improvements through the Genesee County Road Commission would cost approximately \$106,650.00. A budget increase would be necessary to accommodate these projects.

Motion to approve the following 2006 local road improvement projects:

- Limestone Resurfacing – Jennings Road (Thompson to Ray)
- Limestone Resurfacing – Fairbanks Road (Lahring to Thompson)
- Limestone Resurfacing – Whitaker Road (Linden to Harp)

Motion by: Mathis
Seconded: Zimmer
Ayes: Mathis, Krug, Carmody, Brown, Goupil, Zimmer
Nays: None
Absent: Gatesman

Motion carried.

Resolution No. 2006-08, Transfer of CDBG Funds

Supervisor Mathis reported that the Township has been notified by Genesee County Community Development that our CDBG account for Senior Center Improvements has a remaining balance of 523.96. Since this amount is not sufficient for any additional capital improvement projects, and because the funds must be spent by April 30th of this year, the County has recommended that the funds be transferred to our CDBG account for Senior Center Operations. A resolution has been prepared for board consideration. Clerk Krug presented the following resolution:

RESOLUTION NO. 2006-08

WHEREAS, Community Development Block Grant (CDBG) Account #04-19 (Senior Center Improvements) has a remaining balance of \$523.96, and

WHEREAS, these funds must be expended by April 30, 2006, and

WHEREAS, this remaining balance is not sufficient to fund any further capital improvements;

THEREFORE BE IT RESOLVED, that the Fenton Township Board of Trustees hereby authorizes the transfer of \$523.96 from CDBG account #04-19 to Account #05-09 (Senior Center Operations).

Motion to adopt Resolution No. 2006-08 as presented.

Motion by: Krug
Seconded: Carmody
Ayes: Mathis, Krug, Carmody, Brown, Goupil, Zimmer
Nays: None
Absent: Gatesman

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Motion carried. Resolution declared adopted.

MISCELLANEOUS ISSUES:

Clerk Krug asked the board to consider determining a course of action regarding traffic safety concerns at the intersection of Torrey and Lahring Roads. The Genesee County Road Commission has determined that the intersection does not warrant a 3-way stop. Clerk Krug suggested that initiating legal action against the Road Commission may be our only hope of getting anything done. Supervisor Mathis stated that improvements are scheduled for that intersection, however it includes the addition of turning lanes to help the traffic flow. Trustees Zimmer, Goupil and Brown stated that the turning lanes will not solve the safety problem and may actually make the situation worse by blocking the view of a vehicle attempting to turn onto northbound Torrey Road. Supervisor Mathis stated that she is not in favor of legal action at this time, but will invite Road Commission representative to a Township Board meeting to discuss the issue. Trustee Brown also suggested contacting County Commissioner Fred Shaltz and Road Commissioner David Miller on this issue.

PUBLIC COMMENT - AGENDA OR NON-AGENDA ITEMS:

Dave Franz, 3435 Breezepointe Court

Regarding the project to resurface a section of Whitaker Road with limestone, Mr. Franz noted that the developer of the Ramblewood project on Harp Drive has indicated that he may pave that particular section of road.

ADJOURN: Meeting adjourned at 8:45 p.m.

Bonnie Mathis, Supervisor

Robert Krug, Clerk

Minutes Posted 3/7/06