

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES  
MINUTES FOR REGULAR MEETING OF DECEMBER 18, 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  
Operations Manager Broecker.

Absent: Tucker

**PLEDGE OF ALLEGIANCE:**

Supervisor Mathis led the pledge of allegiance to the flag.

**APPROVAL OF AGENDA:**

Motion to approve the 12/18/06 Fenton Township Board Meeting agenda as presented.

Motion by: Krug

Seconded: Zimmer

Ayes: All Present

Nays: None

Absent: Tucker

Motion carried. The agenda is approved.

**MEETING MINUTES:**

The minutes of the 12/4/06 regular meeting and 12/11/06 workshop meeting stand approved as presented.

**EXPENDITURES:**

Motion to approve expenditures as presented.

Motion by: Brown

Seconded: Carmody

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

Nays: None

Absent: Tucker

Motion carried.

**PUBLIC HEARINGS:**

**Springfield Hills Street Lighting Special Assessment District/Hearing of Necessity**

Supervisor Mathis opened the first public hearing for a proposed special assessment district for the Springfield Hills condominium development. The total cost of the project is approximately \$1,920.00 per year. The board will accept comment regarding the following:

1. The creation of the special assessment district
2. The proposed boundaries of the district
3. The necessity of the improvement
4. The plans for the improvement
5. The cost estimates for the improvement

There was no public comment. Clerk Krug presented the following resolution:

**RESOLUTION NO. 2006-56**

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*WHEREAS, the Fenton Township Board has received petitions signed by more than 50% of the total land area of the proposed Special Assessment District described hereinafter, and accordingly, determined to proceed under the provisions of 1954 PA 188, as amended, to secure plans and estimates of cost together with a proposed Special Assessment District for assessing the costs of the proposed street lighting project to schedule a public hearing upon the same for this date, and*

*WHEREAS, the plans, estimates of cost and proposed Special Assessment District were filed with the Township Clerk for public examination and notice of the hearing upon same was published and mailed in accordance with law and statute provided as shown by affidavits pertaining thereto on file with the Township Clerk, and*

*WHEREAS, in accordance with the aforesaid notices, a hearing was scheduled this 18<sup>th</sup> day of December 2006 commencing at 7:30 p.m. and all persons given the opportunity to be heard in the matter, and*

*WHEREAS, as a result of the foregoing, the Township Board believes the project to be in the best interests of the Township and of the district proposed to be established therefor;*

*THEREFORE BE IT RESOLVED, that the Fenton Township Board does hereby determine that the petitions for the Springfield Hills Street Lighting Special Assessment District were properly signed by the record owners of land whose land area constitutes more than 50% of the total land area upon the proposed improvement, and*

*BE IT FURTHER RESOLVED, that the Fenton Township Board does hereby approve the plans for the maintenance of street lights in the Springfield Hills condominium development as prepared and presented, and the estimated costs thereof of \$1,920.00 per year, and*

*BE IT FURTHER RESOLVED, that the Fenton Township Board does hereby create, determine and define as a Special Assessment District to be known as the Springfield Hills Street Lighting Special Assessment District, within which the costs of such improvements shall be assessed, the following described area within said township:*

***Units 1-61 of the Springfield Hills Condominium development***

*BE IT FURTHER RESOLVED, that on the basis of the foregoing, the Fenton Township Board does hereby direct the Supervisor and assessing officer to make a special assessment roll in which shall be entered and described all the parcels of land to be assessed with the names of the respective owners thereof if known, and a total amount to be assessed against each parcel of land in the Special Assessment District. When the same has been completed, the Supervisor and assessing officer shall affix thereto her certificate stating that it was made pursuant to this Resolution and that in making such assessment roll, she has, according to her best judgment, conformed in all respects to the directions contained in this Resolution and the applicable state statutes.*

Motion to adopt Resolution No. 2006-56 as presented.

Motion by: Krug

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Seconded: Brown  
Ayes: Mathis, Krug, Carmody, Brown, Goupil, Zimmer  
Nays: None  
Absent: Tucker

Motion carried. Resolution declared adopted.

Supervisor Mathis stated that, in anticipation of adoption of the preceding resolution, a special assessment roll has been prepared, certified and placed on file with the Township Clerk. Clerk Krug presented the following resolution:

**RESOLUTION NO. 2006-57**

*WHEREAS, the Supervisor and assessing officer of Fenton Township has, in accordance with the Resolution of the Fenton Township Board and the laws and statutes pertinent thereto, prepared a special assessment roll in the total amount of \$1,920.00 per year, covering all parcels of land within the Springfield Hills Street Lighting Special Assessment District, and has affixed thereto her Certificate as required by said Resolution;*

*THEREFORE BE IT RESOLVED, that said special assessment roll shall be filed with the Township Clerk and shall be available for public examination during regular business hours of regular business days from the present date until the public hearing upon the same and shall further be examined at such public hearing, and*

*BE IT FURTHER RESOLVED, that the Fenton Township Board shall meet at 7:30 p.m. on January 8, 2007 at the Fenton Township Civic Community Center located at 12060 Mantawauka Drive, within the Township, to review such special assessment roll and hear any objections thereto, and*

*BE IT FURTHER RESOLVED, that the Township Clerk shall cause notice of such hearing and the filing of such assessment roll to be published twice in a newspaper of local circulation prior to the date of the hearing, with the first publication being not less than ten (10) days prior to the hearing and shall further cause notice of such hearing to be mailed by First Class Mail to all owners of or persons having an ownership interest in property within the Springfield Hills Street Lighting Special Assessment District as shown on the current assessment roll of the Township also at least ten (10) days prior to said hearing, all in accordance with the law and statute provided.*

Motion to adopt Resolution No. 2006-57 as presented.

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

Motion carried. Resolution declared adopted.

**REPORTS:**  
**Sewer Update**

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Trustee Zimmer reported that sewer repair work is continuing in the area of Four Lakes Avenue and on a smaller project on Rolston Road. The work crews will be off for two weeks for the holidays starting at the end of this week.

**Televised Meetings Update**

Treasurer Carmody reported that he has made follow-up contact with the school districts and is pursuing meetings to obtain assistance from the schools to utilize students to operate the television equipment.

**COMMUNICATIONS:**

None

**ADOPTION OF ORDINANCES:**

None

**UNFINISHED BUSINESS:**

**Schedule "Town Hall" Meeting**

Supervisor Mathis reported that the board discussed having another "town hall" meeting early in 2007 at the 12/11/06 workshop meeting. This meeting would be an open public forum with no specific agenda. After a brief discussion the board agreed to schedule the meeting for Monday 2/12/07 at 7:00 p.m.

**NEW BUSINESS:**

**Appointments to Fenton Township Board of Review**

Supervisor Mathis reported that the terms of our current Board of Review members will expire at the end of December. All three members, Jim Hall, Joe Jenio and Rita Lauer, continue to do an excellent job for the Township on this very important board. All three have also expressed a strong interest in being re-appointed. It was noted that Mr. Hall is the longest serving member (first appointed in 1992), with Mr. Jenio (2001) and Ms. Lauer (2004) being more recent appointees. Treasurer Carmody stated that he supports the re-appointment of all three members, adding that the turnover on this board in recent years is good for the Township to get more citizens involved and avoid a situation where the Board of Review becomes stagnant.

Motion to re-appoint H. James Hall to the Fenton Township Board of Review for the term ending December 31, 2008.

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

Motion carried.

Motion to re-appoint Joseph Jenio to the Fenton Township Board of Review for the term ending December 31, 2008.

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

Motion carried.

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Motion to re-appoint Rita M. Lauer to the Fenton Township Board of Review for the term ending December 31, 2008.

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

Motion carried.

**Proposed Amendments to 2006 Fenton Township Budget**

Operations Manager Broecker reviewed proposed final amendments to the 2006 Township budget. The General, Solid Waste Management and Sewer Funds include only minor revisions. Projected General Fund Balance for 12/31/06 is approximately \$475,000. Expenses for the Mosquito Control Fund were approximately \$5,000 over projections, however the fund is still in very good shape. A higher volume of emergency runs will increase the revenue from our Tyrone Township agreement, as well as increase salary expense in the Fire Fund.

Motion to adopt amendments to the 2006 Fenton Township Budget as presented.

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

Motion carried.

**Tax-Reverted Properties in Fenton Township**

Supervisor Mathis reviewed a listing of three properties that were not sold at the recent public auction. These properties will automatically revert to the Township unless the board takes action to formally reject them. The recommendation is to accept the 15-acre conservation easement near the intersection of Torrey Road and Grover Park Road, and to reject two very small parcels on Madison street that are actually within the existing road. Trustee Brown expressed concern over accepting a property without knowing the potential liability problems. Supervisor Mathis acknowledged the potential of a problem, but still favors Township ownership so we can control what happens with the property. It was also noted that Genesee County requires a response no later than 12/19/06.

Clerk Krug presented the following resolutions:

**RESOLUTION NO. 2006-58**

WHEREAS, PA 123 requires that any tax reverted parcels not sold at the mandatory yearly auctions automatically revert back to the local unit of government in which the property is located, and

WHEREAS, if the local unit of government does not wish to take ownership of such properties, the governing body of the governmental unit must adopt a resolution specifically rejecting the properties, and

WHEREAS, there are three such tax reverted parcels of land located in the Charter Township of Fenton, and

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WHEREAS, one of the subject properties is a conservation easement and retaining ownership of that parcel would be in the best interests of the Township;

THEREFORE BE IT RESOLVED, that the Charter Township of Fenton Board of Trustees hereby accepts the transfer of ownership of the following parcel of land:  
06-23-100-030

BE IT FURTHER RESOLVED, that a copy of this resolution shall be forwarded to the office of the Genesee County Treasurer.

Motion to adopt Resolution No. 2006-58 as presented.

Motion by: Krug  
Seconded: Zimmer  
Ayes: Mathis, Krug, Carmody, Zimmer  
Nays: Brown, Goupil  
Absent: Tucker

Motion carried. Resolution declared adopted.

**RESOLUTION NO. 2006-59**

WHEREAS, PA 123 requires that any tax reverted parcels not sold at the mandatory yearly auctions automatically revert back to the local unit of government in which the property is located, and

WHEREAS, if the local unit of government does not wish to take ownership of such properties, the governing body of the governmental unit must adopt a resolution specifically rejecting the properties, and

WHEREAS, there are three such tax reverted parcels of land located in the Charter Township of Fenton, and

WHEREAS, two of the parcels are of a size or location that would be of any benefit to the Township;

THEREFORE BE IT RESOLVED, that the Charter Township of Fenton Board of Trustees hereby rejects the transfer of ownership of the following parcels of land:

06-11-529-057  
06-11-529-058

BE IT FURTHER RESOLVED, that a copy of this resolution shall be forwarded to the office of the Genesee County Treasurer.

Motion to adopt Resolution No. 2006-59 as presented.

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

Motion carried. Resolution declared adopted.

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**Health Insurance HSA Plan Document**

Supervisor Mathis noted that, at the 12/11/06 workshop meeting, the board directed Operations Manager Broecker to begin the process of implementing a change to the employee health insurance plan, based on information reviewed at that workshop. One of the requirements of implementing the Health Savings Account (HSA) program is the approval of an HSA Administrative Services Agreement with Wells Fargo Bank, which partners with Blue Cross on HSA programs. The board briefly reviewed the document. There was no further discussion.

Motion to approve the HSA Administrative Services Agreement as presented.

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

Motion carried.

**PUBLIC COMMENT - AGENDA OR NON-AGENDA ITEMS:**

Dave Franz, 3435 Breezepointe Court

Mr. Franz thanked the board for their donations to G.R.A.C.E. \$1,800.00 plus lots of clothing and groceries were donated by township officials and staff.

Regarding the Minnetonka Drive crime concerns discussed at the last board meeting, Mr. Franz stated that the problems are very real, and maybe even worse than what was presented.

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

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Bonnie Mathis, Supervisor

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Robert Krug, Clerk

**Minutes Posted 12/19/06**