

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF DECEMBER 3, 2007**

**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, Tucker, Zimmer, Operations
Manager Broecker and Attorney Cooley

Absent: None

PLEDGE OF ALLEGIANCE:

Supervisor Mathis led the pledge of allegiance to the flag.

Supervisor Mathis also advised the audience that this meeting was being recorded for telecast on local public access television.

APPROVAL OF AGENDA:

Motion to approve the 12/3/07 Fenton Township Board Meeting agenda as presented.

Motion by: Tucker

Seconded: Brown

Ayes: All

Nays: None

Motion carried. The agenda is approved.

MEETING MINUTES:

The minutes of the 11/19/07 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve expenditures for payment as presented.

Motion by: Zimmer

Seconded: Carmody

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

Nays: None

Motion carried.

PUBLIC HEARINGS:

2008 Fenton Township Budget Hearing

Supervisor Mathis reported that the proposed 2008 Fenton Township budget was distributed to the board at the last meeting and it has been on file at the Township office since that time. The board will now accept public comment on the proposed budget.

There was no public comment. There was no further board discussion.

Clerk Krug presented the following resolution:

**RESOLUTION NO. 2007-39
GENERAL APPROPRIATIONS ACT**

A resolution to establish a general appropriations act for the Charter Township of Fenton; to define the powers and duties of the Fenton Township officers in relation to the administration of the budget; and to provide remedies for refusal or neglect to comply with the requirements of this resolution.

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The Board of Trustees of the Charter Township of Fenton resolves:

Section 1: Title

This resolution shall be known as the Fenton Township General Appropriations Act.

Section 2: Chief Administrative Officer

The Supervisor shall be the Chief Administrative Officer and shall perform the duties of the Chief Administrative Officer enumerated in this act.

Section 3: Fiscal Officer

The Clerk shall be the Fiscal Officer and shall perform the duties of the Fiscal Officer enumerated in this act.

Section 4: Public Hearings on the Budget

Pursuant to MCLA 42.26, notice of a public hearing on the proposed budget was published in a newspaper of local circulation on November 25, 2007, and a public hearing on the proposed budget was held on December 3, 2007.

Section 5: Estimated Revenues

Estimated township General Fund revenues for fiscal year 2008, including an operating millage of .7122 mills, and various miscellaneous revenues shall total \$2,334,400.

Estimated township Fire Fund revenues for fiscal year 2008 shall total \$622,500.

Estimated township Sewer Fund revenues for fiscal year 2008, including a debt retirement millage of 0.1048 mills, and various miscellaneous revenues shall total \$6,866,300.

Estimated township Mosquito Control Fund revenues for fiscal year 2008 shall total \$153,500.

Estimated township Solid Waste Management Fund revenues for fiscal year 2008 shall total \$657,000.

Section 6: Millage Levy

The Fenton Township Board shall cause to be levied and collected the general property tax on all real and personal property within the township upon the current tax roll an amount equal to .7122 mills for general township operations and 0.1048 mills for sewer debt retirement.

Section 7: Estimated Expenditures

Estimated township General Fund expenditures for fiscal year 2008 for the various township cost centers are as follows:

101-Township Board	\$ 155,300
171-Supervisor	43,100
191-Elections	15,700
209-Assessor	159,300
215-Clerk & General Administration	538,500
247-Board of Review	2,300

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253-Treasurer	42,000
265-Building & Grounds	198,800
276-Cemeteries	5,300
301-Law Enforcement	561,000
371-Inspection/Ordinance Enforcement	110,200
401-Planning & Zoning	62,400
445-Drains At Large	32,500
446-Highways, Roads & Bridges	156,500
805-Auditorium - Civic Center	12,700
815-Zoning Board of Appeals	8,800
865-Insurance	<u>230,000</u>
TOTAL	\$ 2,334,400

Estimated township Fire Fund expenditures for fiscal year 2008 for the various township cost centers are as follows:

265-Building & Grounds	\$ 79,800
336-Fire Dept. Operations	463,500
865-Insurance	<u>59,200</u>
TOTAL	\$ 602,800

Estimated township Sewer Fund expenditures, excluding capital improvements, for fiscal year 2008 for the various township cost centers are as follows:

000-County Services/Debt	\$ 3,329,000
536-Sewer Operations	1,069,500
865-Insurance	<u>65,400</u>
TOTAL	\$ 4,463,900

Estimated township Mosquito Control Fund expenditures for fiscal year 2008 shall total \$155,000.

Estimated township Solid Waste Management Fund expenditures for fiscal year 2008 shall total \$651,500.

Section 8: Adoption of Budget by Reference

The General Fund, Sewer Fund, Fire Fund, Mosquito Control Fund and Solid Waste Management Fund budgets of the Charter Township of Fenton are hereby adopted by reference, with revenues and activity expenditures as indicated in Sections 5 and 7 of this act.

Section 9: Adoption of Budget by Cost Center

The Board of Trustees of the Charter Township of Fenton adopts the 2008 fiscal year General Fund and Fire Fund Budgets and the Sewer Fund Financial Projections by cost center. Township officials responsible for the expenditures authorized in the budget are authorized to expend township funds up to, but not to exceed, the total appropriation authorized for each cost center, and to make transfers among the various line items contained in the cost center appropriation.

Section 10: Appropriation not a Mandate to Spend

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Appropriations shall be deemed maximum authorizations to incur expenditures. The fiscal officer shall exercise supervision and control to ensure that expenditures are within appropriations, and shall not issue any township order for expenditures that exceed appropriations.

Section 11: Transfer Authority

The Chief Administrative Officer shall have the authority to make transfers among the various cost centers without prior board approval, if the amount to be transferred does not exceed \$10,000 or 10% of the appropriation item from which the transfer is to be made, whichever is less. The Board shall be notified at its next meeting of any such transfer made, and reserves the right to modify, amend or nullify any such transfers made. Under no circumstances may the total General Fund budget be changed without prior board approval.

Section 12: Periodic Fiscal Reports

The fiscal officer shall transmit to the board within 30 days of the end of each quarter, a report of financial operations, including, but not limited to:

- a. *a summary statement showing the receipts and expenditures and encumbrances for the previous month, and for the current fiscal year to the end of the previous month.*
- b. *a detailed list of:*
 - i. *expected revenues by major source as estimated in the budget; actual receipts to date for the current fiscal year; and the balance of estimated revenues to be collected in the then current fiscal year.*
 - ii. *for each cost center: the amount appropriated; the year-to-date amount charged to each appropriation in the previous quarter for the current fiscal year; and the unencumbered balance of appropriations;*

Section 13: Limit on Obligations and Payments

No obligation shall be incurred against, and no payment shall be made from any appropriation account unless there is sufficient unencumbered balance in the appropriation and sufficient funds are or will be available to meet the obligation.

Section 14: Budget Monitoring

Whenever it appears to the Chief Administrative Officer or Township Board that the actual and probable revenues in any fund will be less than the estimated revenues upon which appropriations from such fund were based, and when it appears that the expenditures shall exceed an appropriation, the Chief Administrative Officer shall present to the township board recommendations to prevent expenditures from exceeding available revenues or appropriations for the current fiscal year. Such recommendations shall include proposals for reducing appropriations, increasing revenues, or both.

Section 15: Violations of This Act

Any obligation incurred or payment authorized in violation of this resolution shall be void and shall subject any responsible official(s) or employee(s) to disciplinary action as outlined in P.A. 621 (1978).

Section 16: Board Adoption

Motion to adopt Resolution No. 2007-39 as presented.

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

Motion carried. Resolution declared adopted.

REPORTS:

Fire Chief Report

Fire Chief John Moulton provided an update on fire department issues. The department responded to 52 emergency calls in November, 9 of which were in Tyrone Township. For the year 2007 there have been 634 total emergency responses with 93 being in Tyrone Township. Trustee Brown asked Chief Moulton if Tyrone Township is charged for runs that are called off. Chief Moulton confirmed that those runs are still billed and at least one emergency vehicle still proceeds to the emergency destination, even if called off.

Les Scott – Loose Senior Citizen Center Update

Les Scott provided an update on Loose Senior Citizen Center activities. The 2008 budget is being finalized. The 2008 senior millage funding will be for 9 months to match Genesee County's fiscal year. The center is planning to renovate the rental house on the property to be used for senior activities. Overall program participation at the Loose Center is very strong with many successful programs. Mr. Scott will provide copies of the most recent newsletter ASAP.

Clerk Krug asked if the Loose Senior Citizen Center will be providing income tax assistance again this year. Mr. Scott confirmed that this service has already been scheduled. Trustee Zimmer asked how much of the county-wide senior millage is being allocated to the Loose Center. Mr. Scott stated that he believes the amount is around \$150,000.00. Trustee Brown asked if there is any way to determine how many Fenton Township residents are taking advantage of the center and its programs. Mr. Scott will look into this and report back.

The board thanked Mr. Scott for a very thorough report.

Election Update

Clerk Krug reported that the Michigan Presidential Primary Election is scheduled for Tuesday 1/15/08. A meeting of the Fenton Township Election Commission has been scheduled for 7:00 p.m. on Monday 12/17/07 to appoint election inspectors for this election.

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

Proposed Sign Regulation Ordinance/2nd Reading

Supervisor Mathis reviewed the proposed new sign regulation ordinance, which was introduced at the 11/19/07 meeting. Attorney Cooley stated that he has reviewed the ordinance and, in his opinion, the ordinance is very well written and should be adopted. The only potential problem is the issue of political signs not related to elections. The ordinance does not address these types of signs, but since they would fall under first amendment rights, he's not sure if it is necessary to amend the ordinance. Trustee Tucker agreed that the first amendment supersedes our ordinance so there is really no

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need to address those types of signs. Trustee Brown asked if size limitations would apply to these “free speech” signs. Trustee Tucker stated that the dimensional requirements of the ordinance, depending on the type of sign, would apply. There was no further discussion.

Motion to adopt Ordinance No. 693, a Sign Regulation Ordinance, as presented.

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

Motion carried. Ordinance declared adopted.

Proposed Zoning Ordinance Amendment – Commercial Recreation Uses/2nd Reading

Supervisor Mathis reviewed the proposed Zoning Ordinance amendment to designate indoor and outdoor commercial recreation uses as uses permitted by Special Use Permit in the C-2, C-3, M-1, M-2 and M-3 zoning districts, which was introduced at the 11/19/07 meeting. There was no further discussion.

Motion to adopt Ordinance No. 694, an amendment to Zoning Ordinance No. 594 to designate indoor and outdoor commercial recreation uses as uses permitted by Special Use Permit in the C-2, C-3, M-1, M-2 and M-3 zoning districts, as presented.

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

Motion carried. Ordinance declared adopted.

Proposed Zoning Ordinance Amendment – Setbacks in Commercial Zoning Districts/2nd Reading

Supervisor Mathis reviewed the proposed Zoning Ordinance amendment to establish a side setback requirement in the OS, C-1, C-2 and C-3 zoning districts, which was introduced at the 11/19/07 meeting. There was no further discussion.

Motion to adopt Ordinance No. 695, an amendment to Zoning Ordinance No. 594 to establish a side setback requirement in the OS, C-1, C-2 and C-3 zoning districts, as presented.

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

Motion carried. Ordinance declared adopted.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Resolution No. 2007-40, Schedule Public Hearing on Assessment Roll – Lakeside Landing Drainage Improvements Special Assessment District

Supervisor Mathis stated that the Township Board established a special assessment district for drainage improvements in the Lakeside Landing area earlier this year. The

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project has now been completed and a special assessment roll has been prepared, certified, and submitted to the Township Clerk. A public hearing is required to confirm that special assessment roll.

Clerk Krug presented the following resolution:

RESOLUTION NO. 2007-40

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 \$28,700.00 covering all parcels of land within the Lakeside Landing Drainage Improvements 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 December 17, 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 Lakeside Landing Drainage Improvements 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. 2007-40 as presented.

Motion by: Krug

Seconded: Tucker

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

Nays: None

Motion carried. Resolution declared adopted.

Resolution No. 2007-41, Schedule Public Hearing on Creation of Special Assessment District for Maintenance of Drainage Improvements – Lakeside Landing

Supervisor Mathis stated that, with the completion of the drainage improvements on Lakeside Landing, the property owners have also petitioned for a second special assessment district to provide maintenance for the drainage system. A resolution has been prepared to schedule a public hearing on the creation of this special assessment district.

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Clerk Krug presented the following resolution:

RESOLUTION NO. 2007-41

WHEREAS, the Fenton Township Board has accepted a petition from the record owners of properties abutting Lakeside Landing to establish a special assessment district for the maintenance of a drainage system within the proposed district, and

WHEREAS, it has been determined that the petition has been signed by the record property owners representing over 50% of the land area in the proposed special assessment district, and

WHEREAS, plans and estimated costs for the foregoing drainage system maintenance have been placed on file in the office of the Township Clerk,

THEREFORE BE IT RESOLVED, that the Fenton Township Board does hereby tentatively declare its intent to maintain the drainage system in the Lakeside Landing area, and

BE IT FURTHER RESOLVED, that the Fenton Township Board does hereby tentatively establish the boundaries of the proposed special assessment district to include the following parcels:

<i>06-13-100-001</i>	<i>06-13-501-010</i>
<i>06-13-501-001</i>	<i>06-13-501-011</i>
<i>06-13-501-003</i>	<i>06-13-501-017</i>
<i>06-13-501-004</i>	<i>06-13-501-018</i>
<i>06-13-501-005</i>	<i>06-13-501-019</i>
<i>06-13-501-006</i>	<i>06-13-501-020</i>
<i>06-13-501-007</i>	<i>06-13-501-021</i>

and

BE IT FINALLY RESOLVED, that the Fenton Township Board will hold a public hearing on the establishment of the proposed special assessment district at its regular meeting to be held on Monday December 17, 2007 at the Fenton Township Civic Community Center, beginning at 7:30 p.m.

Motion to adopt Resolution No. 2007-41 as presented.

Motion by: Krug

Seconded: Tucker

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

Nays: None

Motion carried. Resolution declared adopted.

Resolution No. 2007-42, Schedule Public Hearing on Assessment Roll – Dollar Lake Improvement Special Assessment District

Operations Manager Broecker reported that a proposal has been submitted for a 5-year renewal of Dollar Lake's weed control special assessment. Since the special assessment district was previously established, the board only needs to take action on the new assessment roll. A special assessment roll has been prepared, certified and submitted to the Township Clerk. A public hearing is now required before confirming the roll.

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Clerk Krug presented the following resolution:

RESOLUTION NO. 2007-42

WHEREAS, the Supervisor and assessing officer of Fenton Township has, in accordance with the laws and statutes pertinent thereto, prepared a special assessment roll in the total amount of \$6,977.34 for 2007, \$5,826.84 for 2008 and \$6,188.51 per year for the years 2009 through 2011 inclusive, covering all parcels of land within the Dollar Lake Improvement 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 December 17, 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 Dollar Lake Improvement 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. 2007-42 as presented.

Motion by: Krug

Seconded: Carmody

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

Nays: None

Motion carried. Resolution declared adopted.

Proposed Public Water System For Thompson Road Corridor

Supervisor Mathis stated that the issue of public water in Fenton Township has been discussed off and on for many years. Several developers that have approved projects in the Thompson Road Corridor have expressed a preference for a municipal water system, rather than relying on large private well systems.

This issue was discussed by the Township Board at a workshop meeting several weeks ago. As a result of that discussion, we decided to do some research and gather information to see if public water is worth pursuing at this time. We met with the Genesee County Drain Commissioner to explore options and obtain cost estimates. We also met with several of the developers to determine their level of financial commitment to such a project, if one were to be approved.

From the information we've gathered, a brief presentation has been put together to provide a basic outline of a potential project to bring public water to the Thompson Road

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Corridor. What we are looking for this evening is not a final decision, but a decision of whether or not to proceed and move the project forward.

Clerk Krug provided an overview of the potential project:

Proposed Project Scope

Construct a municipal water main extension along Fenton Road from Cook Road to Thompson Road and along Thompson Road from Fenton Road to Jennings Road.

Project Cost

Approximate cost of the project is \$8 million. The entire \$8 million construction cost would be funded by a group of developers whose already approved projects would benefit from the public water system, rather than constructing multiple Type I well systems. A portion of the upfront construction costs would be recovered by the developers through an agreement with the Township that would pay a percentage of future connection fees back to the developers for a specific number of years.

Water System Benefits

Health, Safety & Welfare

- Provides a reliable source of potable water.
- Removes potential burden from aquifers.
 - Preserves water supply for existing wells.
 - Reduces risk of increased arsenic levels caused by higher use.

Commercial Development of Thompson Road Corridor

- The increased tax base would result in increased revenues for Township services, (roads, law enforcement, etc.), without increasing tax rates.
- The increased tax base would result in lower school taxes for debt-related millages.
- Commercial development would generate new high-volume sewer connections. Increased connection fee revenue could give the Township an earlier opportunity to lower sewer rates.

Insurance

A public water system with fire hydrants would increase the ISO rating of the Fenton Township Fire Department, which may result in lower homeowners insurance for properties adjacent to the water lines.

If the board agrees to move the project forward, a steering committee should be created to direct the necessary research and planning efforts.

Board discussion:

Trustee Brown asked the following questions:

1. Can the Township control any future expansion of the water system?
A: It is the Township's understanding that any extension or expansion of the water system would be subject to Township Board approval.
2. Would the availability of public water change the permitted density in existing or future developments?

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- A: No, the Zoning Ordinance does not permit higher density based on the availability of public water. The future land use designation for any given property in the Land Use Plan is not affected by the availability of public water. In short, the Zoning Ordinance and Future Land Use Plan, not the availability of municipal water, will guide and control development of the Township.
3. Would the availability of public water to a relatively small percentage of the Township make us more vulnerable to annexation attempts?
A: No; one of the annexation exemption criteria for Charter Townships is the provision of sewer or water or both. Adding a small water system to our extensive sewer system would not impact our exempt status in potential annexation situations.
4. Could this system be expanded to include the Lake Fenton school facilities, which have been experiencing water quality problems?
A: The scope of the proposed project does not include the schools, however the proposed design would have sufficient capacity for such an expansion if the board decided to pursue it.
5. There was an environmental crew working recently near the intersection of Torrey and Thompson Roads and it appears that one or more wells have been put in. Was this part of the Township's project?
A: No; the Township has not spent any funds on water project issues to date. The developer of the property in question had indicated that he planned to install a well in order to get his project started, which is likely what happened.

Trustee Brown added that he is not yet convinced that a public water system is the right thing to do, however he agrees that the issue needs further evaluation.

Trustee Goupil asked about the size of the proposed water line. Clerk Krug stated that the scope of the proposed project includes a 16-inch high pressure line. Trustee Goupil also asked about the potential financial impact on properties adjacent to the proposed water line. Clerk Krug stated that the proposed plan would not result in any special assessments and would not require residential properties to connect to the water line, although that option would be available. Commercial properties may be required to connect, although that decision has yet to be finalized. The construction of the water system would include a lead for every property along the route of the water line. Trustee Goupil asked how sewer would be billed for properties connected to the water system. Clerk Krug clarified that a new rate category would be created for sewer users that are also connected to the water system. Supervisor Mathis stated that, since the sewer fees would then be based on actual water use, the sewer fees may be reduced for some users. No fees have yet been determined,

Trustee Zimmer stated that she doesn't recall anyone on the board asking to go ahead with this study. Her first knowledge of this information was when she picked up her packet for this meeting. She believes that the information provided is very one-sided – we're just looking at what one person is saying. Would like to seek opinions from both sides. Trustee Zimmer spoke to someone that installs large well systems and believes that some of the public information about the arsenic problems at the schools may have been misunderstood and subject to unnecessary hype. Most of the problems were resolved within a short time and the arsenic levels at the middle school are expected to be within the required guidelines soon.

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Trustee Zimmer also suggested that someone knowledgeable on large well systems should be consulted. It is her understanding that type I well systems are much less expensive than a municipal water system. The City of Linden is installing an arsenic removal system for their entire city that will only cost \$1 million vs. \$8 million for the proposed municipal water system in Fenton Township. She believes the Township needs to obtain information on both sides of the issue. If we obtain legal opinions, we should get them from both sides.

Treasurer Carmody stated that this presentation is just the first step in an overall feasibility study of a potential public water project. The committee can complete the necessary research and bring it back to the board. The Township Board would still have to approve the project before it could be constructed. Secondly, any member of this board may bring an issue to the table without the consent of the rest of the board. He stated that he appreciates the initiative of Clerk Krug to bring this information to the board.

Supervisor Mathis cautioned that the board is moving away from the topic at hand. While the arsenic levels at the schools are a very important issue, we are only discussing the Thompson Road corridor this evening. On the topic of arsenic, however, the Genesee County Drain Commissioner has indicated that the discharge into the sanitary sewer of wastes from arsenic removal systems (arsenate) will be prohibited. This will require that the system owner dispose of any such waste in a landfill, which would increase the cost of operating a type I well system.

Trustee Zimmer is concerned about the Township taking on a water system. She is also concerned that, once installed, the Township could not legally refuse to provide water to anyone that requests it. Our residents are already struggling with high sewer rates. Water systems are expensive. Supervisor Mathis clarified that we are not discussing a township-wide water system – only the Thompson Road corridor. Trustee Zimmer responded, “What if we can’t control it? What if we get sued? What if it starts going all through the Township? Water can cost \$15,000 per household.” We have to do what is best for our residents in the long run.

Supervisor Mathis agreed that the board must determine what is best for the Township, which is why this potential water system project should be reviewed. The Thompson Road Corridor plan has been approved for some time. If the Township has the opportunity to construct a municipal water system for the corridor that is paid for by developers, and with all of the benefits discussed this evening, the board has an obligation to look into this issue.

Treasurer Carmody agreed. This is an issue of health safety and welfare for our community. Investigating this type of project is what the board was elected to do.

Trustee Zimmer agreed that meetings need to take place and that both sides of the issue must be represented. She is concerned that any decision to bring in a municipal water system takes away the option for residents to use their own well and, if needed, an arsenic removal system. Trustee Zimmer again stated that she feels that the proposed project is one-sided and is being supported by parties that have their own agenda. There is big money to be made from public water systems.

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Clerk Krug clarified that the residents would not incur any cost for the construction of the water system and would only have to pay a connection fee and user fees if they choose to connect.

Clerk Krug stated that he is prepared to make the motion to move the project forward and form the steering committee.

Motion to move forward a proposed project to construct a public water line extension for the Thompson Road Corridor as presented, and to establish a steering committee, consisting of Clerk Krug, Trustee Brown and Trustee Tucker, to oversee the research, planning and development of the proposed project.

Motion by: Krug

Seconded: Mathis

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

Nays: Zimmer

Motion carried.

PUBLIC COMMENT - AGENDA OR NON-AGENDA ITEMS:

Les Scott, 12499 Margaret Drive

Mr. Scott stated that watching the 11/19/07 meeting on channel 19 allowed him to understand the ordinances that were adopted this evening. He commended the board for their decision to televise meetings. With regard to the water issue, he believes that the State of Michigan will eventually mandate public water systems for health and safety reasons. If developers are offering to pay to construct a water system, he'd rather see them pay for it rather than the residents.

Dave Franz, 3435 Breeze Pointe Court

Regarding the water problems at Lake Fenton Middle School, Mr. Franz stated that the school expects to have the arsenic levels within required guidelines by Christmas. He also stated that a type I well system with arsenic removal would cost around \$1 million per well. Mr. Franz also pointed out that the Township does not own the right-of-way and Genesee County probably has the authority to construct a water system without Township approval. Mr. Franz agreed with earlier comments that the board needs to look at what is best for the whole township. Development is inevitable and allowing the developers to pay for the construction of a water system may be a good idea.

Dave Hawcroft, 3302 Ponemah Drive

Mr. Hawcroft asked if the new sign ordinance will improve the problems with illegal real estate signs. It was noted that the provisions regarding these types of signs are much the same as the previous ordinance. Enforcement has been stepped up to reduce the number of violations.

Joyce Vanderlip, 11326 Linden Road

Ms. Vanderlip stated that she is familiar with the arsenic concerns and that she has installed a G2 arsenic removal system on her own well. She is concerned that public water will result in greater growth. She is also concerned about chlorine content in the water supply. She asked the board to take into consideration the concerns of the residents when reviewing this issue.

Sue Foland, 11421 Fairbanks Road

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF DECEMBER 3, 2007**

Ms. Foland asked when this issue was discussed at a previous Township meeting. It was clarified that the discussion about public water was part of the overall discussion on financial issues at the 10/8/07 workshop meeting. Ms. Foland also asked if public comment would be accepted at the committee meetings, who would pay the costs of needed studies and how water districts might be utilized going forward. Supervisor Mathis confirmed that public comment would be accepted at committee meetings. Clerk Krug stated that any costs related to studies would be rolled into the project costs. Any expansion of the water system would be subject to Township Board approval.

Dave Hawcroft, 3302 Ponemah Drive

Mr. Hawcroft commented that the arsenic issue was not publicized until about ten years ago. Trustee Brown stated that the problem has always existed but it was not well-known until the last decade. Mr. Hawcroft also asked what the arsenic standards are. Trustee Brown stated that the EPA requirement for any public water supply is 0.010 parts per million (sometimes stated as 10 parts per billion). The previous standard was 0.050 parts per million.

ADJOURN: Meeting adjourned at 10:30 p.m.

Bonnie Mathis, Supervisor

Robert Krug, Clerk

Minutes Posted 12/4/07