

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF JANUARY 21, 2008**

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

Absent: Carmody, Goupil

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 1/21/08 Fenton Township Board Meeting agenda as presented.

Motion by: Tucker

Seconded: Brown

Ayes: All Present

Nays: None

Absent: Carmody, Goupil

Motion carried. The agenda is approved.

PRESENTATION:

Ray Lord – Non-Smoking Issues

Township resident Ray Lord, along with Sharon Wilson and Mitzy Eubell addressed the board regarding non-smoking issues. They are part of an organization (MakeMIAirSmokeFree) that is focusing on the health hazards of second-hand smoke. They urged the board to support pending legislation, (HB 4163 and SB 109 & 110), that will further restrict smoking in the workplace. The board will review the house and senate bills and draft a resolution of support for a future meeting. The board thanked Mr. Lord and his colleagues for their presentation.

Paul Scott – Candidate for State Representative

Paul Scott, candidate for State Representative, introduced himself to the Township Board. He is running for State Representative because he is concerned with the number of people leaving Michigan due to the poor economy. He also outlined several concerns with our state government. The board thanked Mr. Scott for his attendance and wished him well on his campaign.

MEETING MINUTES:

The minutes of the 1/7/08 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve expenditures for payment as presented.

Motion by: Tucker

Seconded: Brown

Ayes: Mathis, Krug, Brown, Tucker, Zimmer

Nays: None

Absent: Carmody, Goupil

Motion carried.

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PUBLIC HEARINGS:

2008 Local Road Improvements

Supervisor Mathis opened a public hearing to gather citizen input regarding potential local road improvement projects in 2008.

There was no public comment. The board discussed several roads in the Township, including:

Ray Road, west of Linden Road
Hogan Road
Crane Road
Main Road, north of Thompson Road
Jennings Road, from Lahring Road north 1/3 of a mile

Supervisor Mathis stated that the information obtained at this meeting will be combined with input from the Genesee County Road Commission to come up with a list of recommended projects for 2008, which will be brought back to the board for approval at a future meeting.

REPORTS:

Municipal Water Steering Committee Update

Clerk Krug reported that the Municipal Water Steering Committee held their second meeting on 1/17/08. Reports provided by Assessor Beth Redmond and Matt Spodney of the Genesee County Health Department were very informative. The next meeting has not yet been scheduled.

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

Proposed Zoning Ordinance Amendment – Site Plan Approval Extensions/1st Reading

Supervisor Mathis reviewed a proposed Zoning Ordinance amendment regarding extensions of site plan approvals. The Planning Commission has conducted a public hearing on the proposed amendment and has recommended adoption. Trustee Tucker explained that current economic conditions have forced many developers to delay their projects. The Planning Commission feels that it is appropriate to allow the granting of additional extensions without requiring a new application. Trustee Tucker also indicated that this language could revert back when the economy improves and developments move forward. There was no public comment.

Clerk Krug suggested that the last phrase in the revised paragraph, which requires “suitable, continual progress”, should be removed. The board agreed. Trustee Brown asked how the proposed amendment would affect existing PUD developments. Trustee Tucker clarified that the proposed amendment affects preliminary and final site plans, but not PUD conceptual plans. Trustee Zimmer asked if there is any way to automatically change the language back to the current version. Trustee Tucker stated that there is no way to make it happen automatically. It will have to be monitored manually.

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There was no further discussion. The second reading of the proposed ordinance will be conducted at the 2/4/08 meeting.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Proposed Agreement – Collection of Delinquent Personal Property Taxes

Operations Manager Broecker explained that the Genesee County Treasurer has received numerous requests from townships and cities to assume responsibility for the collection of delinquent property taxes for personal property and qualified real property, in the same manner that they collect delinquent real property taxes. As a result of these requests an agreement has been drafted for the board's consideration. Attorney Cooley has reviewed the proposed agreement and sees no negative legal issues. Supervisor Mathis supports approval of the agreement. The county is in a better position than the local governmental units to collect delinquencies.

Motion to approve the agreement with the Genesee County Board of Commissioners for the collection of delinquent personal property and qualified real property taxes, and to authorize the Township Supervisor, Clerk and Treasurer to execute the agreement on behalf of Fenton Township, as presented.

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

Motion carried.

Summer Tax Collection Agreement – Linden Community Schools

Summer Tax Collection Agreement – Fenton Area Public Schools

Summer Tax Collection Agreement – Genesee Intermediate School District

Operations Manager Broecker reported that Linden Schools has again requested that the Township collect 50% of their property tax millage in the summer and Fenton Schools has again requested that the Township collect their non-homestead taxes this summer. The Genesee Intermediate School District, by policy, will levy 50% of their millages in the Linden School District only. Proposed agreements have been prepared for board approval. The agreements are identical to the ones approved in previous years.

Motion to approve the 2008 Summer Tax Collection Agreement between Fenton Township and the Linden Community School District as presented.

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

Motion carried.

Motion to approve the 2008 Summer Tax Collection Agreement between Fenton Township and the Fenton Area Public School District as presented.

Motion by: Tucker

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

Motion to approve the 2008 Summer Tax Collection Agreement between Fenton Township and the Genesee Intermediate School District as presented.

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

Resolution No. 2008-02, Memorial for William Ochodnický

Supervisor Mathis stated that, as many know, Fenton Township Planning Commissioner and Zoning Board of Appeals member Bill Ochodnický passed away last week after a long battle with cancer. A memorial resolution has been prepared to honor Bill for his service to the Township. Clerk Krug presented the following resolution:

RESOLUTION NO. 2008-02

WHEREAS, Fenton Township Planning Commissioner and Zoning Board of Appeals member William R. Ochodnický passed away on January 12, 2008, and

WHEREAS, Mr. Ochodnický was a resident of Fenton Township for many years, during which time he contributed greatly to the progress and welfare of the community, most notably as a member of the Fenton Township Planning Commission and Zoning Board of Appeals, and

WHEREAS, Mr. Ochodnický served loyally and faithfully as a member of the Fenton Township Planning Commission from 2003 to 2008, and as a member of the Fenton Township Zoning Board of Appeals from 2005 to 2008, exhibiting the qualities of vision and leadership throughout his tenure as an appointed official, and

NOW, THEREFORE, BE IT RESOLVED, that the Fenton Township Board of Trustees hereby honors William R. Ochodnický for his valuable contributions to our community, conveys sincere appreciation and gratitude for his dedicated service to the government and citizens of Fenton Township and expresses profound sadness at his passing, and

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of this meeting and a copy given to Mr. Ochodnický's family.

Motion to adopt Resolution No. 2008-02 as presented.

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

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PUBLIC COMMENT - AGENDA OR NON-AGENDA ITEMS:

Susan Foland, 11421 Fairbanks Road

Ms. Foland asked if the developers would be attending future meetings of the water committee. Clerk Krug stated that the developers are scheduling their own meeting very soon to consider the creation of a legal entity to deal with the Township. The next committee meeting may include one or more of the developers group. Ms. Foland also asked what notification will be made for the committee meetings. Clerk Krug stated that one meeting will include an individual invitation to all property owners along the route of the proposed water line. That meeting, as well as any other meetings will be posted on the website and press releases will be provided to the newspapers.

ADJOURN: Meeting adjourned at 8:40 p.m.

Bonnie Mathis, Supervisor

Robert Krug, Clerk

Minutes Posted 1/22/08