

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF DECEMBER 21, 2009**

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

Clerk Krug called the meeting to order at 7:30 p.m.

Present: Krug, Brown, Goupil, Hill, Kesler, Operations Manager Broecker and
Attorney Cooley

Absent: Mathis, Tucker

PLEDGE OF ALLEGIANCE:

Clerk Krug led the pledge of allegiance to the flag.

APPOINTMENT OF TEMPORARY CHAIRPERSON:

Due to the absence of the Township Supervisor, a temporary chairperson needs to be appointed for tonight's meeting.

Motion to appoint Clerk Krug as chairman pro-tem.

Motion by: Brown

Seconded: Hill

Ayes: All Present

Nays: None

Absent: Mathis, Tucker

Motion carried.

APPROVAL OF AGENDA:

Motion to approve the 12/21/09 Fenton Township Board Meeting agenda as presented.

Motion by: Brown

Seconded: Goupil

Ayes: All Present

Nays: None

Absent: Mathis, Tucker

Motion carried. The agenda is approved.

PRESENTATION:

Resolution No. 2009-40, honoring Genesee County Sheriff Deputies Thomas Nelson and Keith Stowell

Clerk Krug recalled an incident in August where three men were arrested in Fenton Township for attempted home invasion. As it turned out, these individuals were responsible for over 100 burglaries, including several in the Fenton area. Tonight the board is honoring the two Fenton Township deputies that were responsible for the apprehension of these criminals, Deputies Tom Nelson and Keith Stowell.

Trustee Brown presented the following resolution:

RESOLUTION NO. 2009-40

WHEREAS, in the morning hours of August 13, 2009, a Fenton Township resident called 911 to report a home invasion in progress, and

WHEREAS, Genesee County Sheriff Deputies Thomas Nelson and Keith Stowell responded to the emergency call, as Deputy Nelson apprehended one suspect at the

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scene, Deputy Stowell apprehended a second suspect shortly thereafter, and the third suspect was arrested less than three hours after the initial 911 call, and

WHEREAS, it was later determined that the three suspects arrested were responsible for over one hundred home invasions that spanned a period of several months;

NOW, THEREFORE, BE IT RESOLVED, that the Fenton Township Board of Trustees hereby honors Deputy Thomas Nelson and Deputy Keith Stowell for their actions in the arrest of the three burglary suspects, and expresses its gratitude and appreciation for their outstanding devotion to duty, exceptional performance, and conduct that perpetuates the tradition of professional law enforcement, and

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of this meeting and a copy presented to Deputy Nelson and to Deputy Stowell.

Motion to adopt resolution No. 2009-40 as presented:

Motion by: Brown
Seconded: Krug
Ayes: Krug, Brown, Goupil, Hill, Kesler
Nays: None
Absent: Mathis, Tucker

Motion carried. Resolution declared adopted.

Mission of Peace – Non-Profit Home Ownership Counseling Services

Linda Barber, representing Mission of Peace, explained that this HUD-approved organization provides no-cost counseling services for property owners dealing with foreclosure and similar issues. She cautioned against using other companies that provide similar services but charge fees. Mission of Peace provides these services for no cost. Ms. Barber distributed information about the organization and thanked the board for the opportunity to speak at the meeting. The board thanked Ms. Barber for her informative presentation.

MEETING MINUTES:

The minutes for the 12/7/09 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve invoices and expenditures for all funds totaling \$816,762.52 for payment as presented.

Motion by: Brown
Seconded: Hill
Ayes: Krug, Brown, Goupil, Hill, Kesler
Nays: None
Absent: Mathis, Tucker

Motion carried.

PUBLIC HEARINGS:

None

REPORTS:

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2009 Mosquito Control Annual Report

Chairman Krug noted that the annual mosquito control report from Advanced Pest Management was included in the meeting packet. It was noted that the final cost for the year was approximately \$5,800 under contract.

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

Proposed Zoning Ordinance Amendment–Special Use Permit Reviews/2nd Reading

Chairman Krug reviewed a proposed Zoning Ordinance amendment to revise language regarding the review of special use permits, which was introduced at the 12/7/09 meeting. The proposed amendment would establish a more formal review process for Special Use Permits. There was no further discussion.

Motion to adopt Ordinance No. 716, an amendment to Zoning Ordinance No. 594 to revise language regarding the review of special use permits, as presented.

Motion by: Hill
Seconded: Brown
Ayes: Krug, Brown, Goupil, Hill, Kesler
Nays: None
Absent: Mathis, Tucker

Motion carried. Ordinance declared adopted

Proposed Zoning Ordinance Amendment – Wind Energy Systems/2nd Reading

Clerk Krug reviewed a proposed Zoning Ordinance amendment to add language regarding wind energy systems, which was introduced at the 12/7/09 meeting. With wind energy being looked to nationwide as a “green” energy alternative, this proposed ordinance would provide the necessary structure to properly regulate both large and small scale wind energy systems. There was no further discussion.

Motion to adopt Ordinance No. 717, an amendment to Zoning Ordinance No. 594 to add language regarding wind energy systems, as presented.

Motion by: Hill
Seconded: Goupil
Ayes: Krug, Brown, Goupil, Hill, Kesler
Nays: None
Absent: Mathis, Tucker

Motion carried. Ordinance declared adopted

Proposed Sign Ordinance Amendment – Digital Signs/2nd reading

Clerk Krug reviewed a proposed amendment to the Sign Regulation Ordinance to add language regarding digital signs. It was noted that the Township’s existing Sign Regulation ordinance does not address digital signs. The proposed amendment adds language to deal with the newer technology.

Motion to adopt Ordinance No. 718, an amendment to Sign Regulation Ordinance No. 693 to add language regarding digital signs, as presented.

Motion by: Hill

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Seconded: Goupil
Ayes: Krug, Brown, Goupil, Hill, Kesler
Nays: None
Absent: Mathis, Tucker
Motion carried. Ordinance declared adopted.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Proposed Salary Structure – Dangerous Buildings Hearing Officer & Board of Appeals

Clerk Krug reviewed a memo from Supervisor Mathis recommending a pay structure for the newly appointed Dangerous Buildings Hearing Officer and Board of Appeals. Based on a comparison of duties with other boards, Supervisor Mathis is recommending a salary of \$66.00 per meeting for the Hearing Officer and \$50.00 per meeting for the DBBA members.

Motion to approve a pay structure for the Dangerous Building Hearing Officer and Board of Appeals as follows:

Hearing Officer	\$ 66.00 per meeting
Board of Appeals	50.00 per meeting

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

Resolution No. 2009-41, Proposed Street Lighting Special Assessment District for Lakeside Acres

Operations Manager Broecker reported that the property owners in the Lakeside Acres subdivision have petitioned for a street lighting special assessment. The first step in the process is to adopt a resolution to schedule the first public hearing.

Operations Manager Broecker presented the following resolution:

RESOLUTION NO. 2009-41

WHEREAS, the Fenton Township Board has accepted a petition from the record owners of properties in the Lakeside Acres subdivision to establish a special assessment district for street lighting within the subdivision, 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 street lighting have been placed on file in the office of the Township Clerk;

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THEREFORE BE IT RESOLVED, that the Fenton Township Board does hereby tentatively declare its intent to have street lights installed in the Lakeside Acres subdivision, and

BE IT FURTHER RESOLVED, that the Fenton Township Board does hereby tentatively establish the boundaries of the proposed special assessment district to include Lots 1-64 of the Lakeside Acres subdivision, 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 January 18, 2010 at the Fenton Township Civic Community Center, beginning at 7:30 p.m.

Motion to adopt Resolution No. 2009-41 as presented.

Motion by: Krug
Seconded: Brown
Ayes: Krug, Brown, Goupil, Hill, Kesler
Nays: None
Absent: Mathis, Tucker

Motion carried. Resolution declared adopted.

Proposed Amendments to 2009 Fenton Township Budget

Operations Manager Broecker reviewed proposed amendments to the 2009 Fenton Township Budget. The only significant change in the General Fund is a \$43,000 increase to the Law Enforcement budget due to the recently approved contract with the Genesee County Sheriff Department. This results in a budgeted deficit of \$38,700, although current projections indicate that the actual year-end figures will result in a balanced budget or a small surplus. There are also several proposed revisions to the Fire Fund and Sewer Fund, although the net effect is not substantial. There are no proposed amendments to the Trash Collection or Mosquito Control funds.

Motion to adopt amendments to the 2009 Fenton Township Budget as presented.

Motion by: Goupil
Seconded: Hill
Ayes: Krug, Brown, Goupil, Hill, Kesler
Nays: None
Absent: Mathis, Tucker

Motion carried.

BOARD COMMENT:

Clerk Krug noted that the number of new sewer connections for 2009 was 10. By comparison, there were 110 new connections in 2005, 61 in 2006, 22 in 2007 and 10 in 2008. The low volume of new connections is one of the factors affecting the sewer cash flows and sewer use rates.

PUBLIC COMMENT - AGENDA OR NON-AGENDA ITEMS:

None

ADJOURN: Meeting adjourned at 7:53 p.m.

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Robert Krug, Chairman Pro-Tem

Thomas Broecker, Deputy Clerk

Minutes Posted 12/22/09