

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES  
MINUTES FOR REGULAR MEETING OF JANUARY 4, 2010**

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

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

Present: Krug, Tucker (arrived 7:40 p.m.), Brown, Goupil, Hill, Kesler, Operations  
Manager Broecker and Attorney Cooley

Absent: Mathis

**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: Goupil

Ayes: All Present

Nays: None

Absent: Mathis, Tucker

Motion carried.

**APPROVAL OF AGENDA:**

Motion to approve the 1/4/10 Fenton Township Board Meeting agenda as presented.

Motion by: Brown

Seconded: Hill

Ayes: All Present

Nays: None

Absent: Mathis, Tucker

Motion carried. The agenda is approved.

**MEETING MINUTES:**

The minutes for the 12/21/09 regular meeting stand approved as presented.

**EXPENDITURES:**

Motion to approve invoices and expenditures for all funds totaling \$127,806.92 for payment as presented.

Motion by: Brown

Seconded: Goupil

Ayes: Krug, Brown, Goupil, Hill, Kesler

Nays: None

Absent: Mathis, Tucker

Motion carried.

**PUBLIC HEARINGS:**

None

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**REPORTS:**

**Fire Chief Report**

Fire Chief Moulton provided Fire Department statistics for the month of December: 61 total alarms (3 in Tyrone Township). Of those alarms there were 4 fires, 31 EMS calls, 1 hazardous condition call, 4 service calls and 7 false alarms.

Trustee Brown suggested that Chief Moulton's reports to the board be changed to a bi-monthly or quarterly basis. This will be added to the upcoming workshop meeting agenda.

**COMMUNICATIONS:**

None

**ADOPTION OF ORDINANCES:**

None

**UNFINISHED BUSINESS:**

**Schedule Workshop Meeting – 1/11/10**

Chairman Krug reported that Supervisor Mathis has requested that the board schedule a workshop meeting for Monday 1/11/10. A proposed new Sewer Use Ordinance, the proposed sale of swamp land on Lake Ponemah and the previously mentioned Fire Chief reports are among the items to be discussed. After a brief discussion the board agreed to schedule the meeting for Monday 1/11/10 at 7:30 p.m.

**NEW BUSINESS:**

**Schedule Public Hearing – 2010 Local Road Improvements**

Chairman Krug stated that, in keeping with the past practices of the Township Board, a local road improvement public hearing needs to be scheduled for the 1/18/10 meeting. This hearing will give us the opportunity to accept citizen input regarding potential local road improvement projects prior to making any final decisions.

Motion to schedule a public hearing for January 18, 2010 to obtain citizen input regarding potential local road improvement projects for 2010.

Motion by: Hill

Seconded: Goupil

Ayes: Krug, Brown, Goupil, Hill, Kesler

Nays: None

Absent: Mathis, Tucker

Motion carried.

**Resolution No. 2010-01, Consumers Energy Street Light Changes**

Operations Manager Broecker reported that Consumers Energy requires an annual resolution to authorize the Township Supervisor and Clerk to approve changes to the Township's street lighting contract. Operations Manager Broecker presented the following resolution:

**RESOLUTION NO. 2010-01**

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES  
MINUTES FOR REGULAR MEETING OF JANUARY 4, 2010**

*BE IT RESOLVED, that it is hereby deemed advisable to authorize Consumers Energy Company to make changes in the street lighting service as provided in the Standard Street Lighting Contract between Consumers Energy Company and the Charter Township of Fenton, dated September 29, 1976 in accordance with Authorizations for Change in Standard Street Lighting Contract executed by the Charter Township of Fenton during the calendar year of 2010, and*

*BE IT FURTHER RESOLVED, that the Township Supervisor and the Township Clerk be and are authorized to execute such authorizations for change on behalf of the Charter Township of Fenton.*

Motion to adopt Resolution No. 2010-01 as presented.

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

Motion carried. Resolution declared adopted.

**Resolution No. 2010-02, Board of Review Written Protests (Revised)**

Chairman Krug reported that a proposed resolution has been drafted to revise a resolution adopted by the Township Board in 2002. It establishes a policy of allowing written protests to the Board of Review, as well as designating a third party to represent the property owner. The revision clarifies that the property owner must be the property owner as of "tax day", which is December 31st of the preceding year.

There was no further discussion. Operations Manager Broecker presented the following resolution:

**RESOLUTION NO. 2010-02**

*WHEREAS, Public Act 210 of 2000, as amended, permits the Township Board to authorize, by adoption of an ordinance or resolution, a resident taxpayer to file his or her protest before the Board of Review by letter without a personal appearance by the taxpayer or his or her agent, and*

*WHEREAS, the Michigan General Property Tax Act, as amended, permits a third-party agent of the property owner of record on tax day, (December 31 of the preceding year), to make a personal appearance protest before the Board of Review on behalf of a taxpayer, and*

*WHEREAS, the Charter Township of Fenton Board of Trustees supports the filing of written protests to the Board of Review and the use of third-party agents for personal appearance protests before the Board of Review to improve the efficiency of the Board of Review process;*

*THEREFORE BE IT RESOLVED, that the Charter Township of Fenton hereby declares that any resident taxpayer shall be permitted to file his or her protest before the Board of Review by letter without a personal appearance by the taxpayer or his or her agent, and*

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES  
MINUTES FOR REGULAR MEETING OF JANUARY 4, 2010**

*BE IT FINALLY RESOLVED, that any taxpayer who utilizes a third-party agent to represent him or her regarding a personal appearance protest before the Board of Review shall submit to the Board of Review a written and signed statement authorizing said agent to act on his or her behalf.*

Motion to adopt resolution No. 2010-02 as presented:

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

Motion carried. Resolution declared adopted.

**BOARD COMMENT:**

None

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

Robert Ryan, 1152 Crooked Lake Drive

Mr. Ryan is new to Fenton Township and plans to attend meetings on a regular basis to stay up to date on current issues. He recently built a garage on his property and was very pleased with the service he received from the Township office. The board thanked Mr. Ryan for his attendance and interest in local government.

**ADJOURN:** Meeting adjourned at 7:45 p.m.

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Robert Krug, Chairman Pro-Tem

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Thomas Broecker, Deputy Clerk

**Minutes Posted 1/5/10**