

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF MAY 3, 2010**

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

Supervisor Mathis called the meeting to order at 7:30 p.m.

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

Absent: Mathis, Hill

PLEDGE OF ALLEGIANCE:

Clerk Krug led the pledge of allegiance to the flag.

APPOINTMENT OF TEMPORARY CHAIRPERSON:

Clerk Krug noted that, with the absence of the Township Supervisor, the first order of business is to appoint a temporary chairperson 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, Hill

Motion carried.

APPROVAL OF AGENDA:

Motion to approve the 5/3/10 Fenton Township Board Meeting agenda as presented.

Motion by: Krug

Seconded: Brown

Ayes: All Present

Nays: None

Absent: Mathis, Hill

Motion carried. The agenda is approved.

PRESENTATION:

Mass Transportation Authority

Chairman Krug introduced Dennis Maxheimer of the Genesee County Mass Transportation Authority (MTA). Mr. Maxheimer, who works out the MTA's Fenton facility, presented a brief video highlighting the various services offered by MTA, including:

- Senior Transportation Services
- Your Ride Service
- Door Through Door Service
- Interactive Voice Response System
- Senior Shopping Service
- Highway to Health
- Catch A Ride

Mr. Maxheimer noted that a renewal of MTA's operating millage will be on the ballot in August and urged the board and the general public to support this renewal.

Trustee Brown asked if the MTA has volume numbers for Fenton Township. Mr. Maxheimer indicated that statistics are not monitored by municipality, however the

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annual volume in the general Fenton area is 3,500. Chairman Krug asked how many people are employed by the MTA and how many vehicles it owns. Mr. Maxheimer responded that the MTA employs approximately 230 people and there are approximately 15 vehicles at the Fenton location.

The board thanked Mr. Maxheimer for his informative presentation.

Southern Lakes Parks & Recreation

Vince Paris, Director of Southern Lakes Parks & Recreation (SLPR), introduced board members K.C. Baran and Dan Zawlocki of Fenton Township, along with Terry Wright from Linden and David Osborn of the City of Fenton. A brief video presentation of SLPR's 2009 annual report was shown.

Chairman Krug asked for an explanation of SLPR's scholarship program. Mr. Baran explained that up to \$100 in scholarships can be awarded per child each year. The eligibility criteria are the same as the one utilized the free lunch programs at school. Trustee Goupil asked if the hours of use graphs in the annual report apply to all uses of school facilities or only non-school hours. Mr. Paris confirmed that the percentages are based on non-school hour usage.

Mr. Zawlocki noted that SLPR is dealing with budget issues like most other public entities. They have made many budget cuts and some staff reduction, however program fees have not been increased.

The board thanked the SLPR representatives for their very informative presentation.

MEETING MINUTES:

The minutes for the 4/19/10 workshop meeting and the 4/19/10 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve invoices and expenditures for all funds totaling \$82,130.33 for payment as presented.

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

Motion carried.

PUBLIC HEARINGS:

Pinewood Trail Road Maintenance Special Assessment District/Hearing on Proposed Revision of District Boundaries

Chairman Krug stated that this is a public hearing to consider revising the boundaries of the Pinewood Trail Road Maintenance Special Assessment District. When the district was established in the mid-1980's, the Silver Lake Farms condominium development did not yet exist. Therefore, when the development was created, the 8 units with frontage on Pinewood Trail were added to the special assessment district. The Township has received a request to add the other 7 units to the assessment district. A suggestion has also been made to consider adding Lake Farms Court, (the dead-end street that

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connects to Pinewood Trail), to the scope of maintenance work. This could allow all properties to be assessed equally.

Public comment:

The following individual spoke regarding the special assessment:

Lee Churchill, 15145 Pinewood Trail
Mike Skaff, 4303 Lake Farms Court
Tom Swaninger, 152352 Pinewood Trail
Derek Day, 4305 Lake Farms Court
Donald Allwelt, 15014 Pinewood Trail

Issues/concerns raised included:

- The seven units that do not front Pinewood Trail should be assessed since their only access to their homes is by Pinewood Trail.
- There is still money owed for pavement repairs completed in 2009; this money should be included in the revised special assessment.
- The Lake Farms Court properties should contribute toward the cost of maintaining Pinewood Trail. The owners along Pinewood Trail should not contribute to the cost of maintaining Lake Farms Court.
- The Lake Farms Court property owners are willing to be assessed for maintenance costs relating to Pinewood Trail, but also support the concept of combining both streets into a single special assessment district.

Operations Manager Broecker clarified that the non-frontage units in Silver Lake Farms would likely be assessed less than frontage properties if the boundaries of the district are revised without combining the maintenance for both streets. Combining them streets would result in an equal assessment for all properties, but would not change the amount assessed to frontage properties.

After additional discussion Treasurer Tucker stated that he is not comfortable that enough of a consensus has been reached and prefers not to take action at this meeting. Chairman Krug stated that this matter will be postponed until the 6/7/10 meeting, giving the property owners an opportunity to work out a solution. A new notice will be published and mailed prior to the hearing.

REPORTS:

Quarterly Investment Report

Treasurer Tucker reviewed the 1st quarter investment report. Interest rates remain very low, however the rate of return is higher than it was last year and all funds are fully insured. Trustee Goupil asked if the Township could consolidate all accounts in a single bank if one is paying a higher interest rate. He also asked if the Township could utilize a credit union. These issues will be researched.

Fire Department Update

Fire Chief John Moulton and Battalion Chiefs Ryan Volz and Chris Toot, along with several members of the Fenton Township Fire Department were in attendance to display examples of their shirts with reflective lettering. These shirts will be worn by firefighters while on the scene of any fire or other emergency to increase visibility and safety.

Public Comment:

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Ed Collins, 13056 Harbor Landings Drive

Mr. Collins again discussed two issues that he raised at the 4/19/10 meeting.

1. There was a recent alarm where there were no certified vehicle drivers available at Station 1 to respond and Station 2 was dispatched instead. He questioned why there are a number of firefighters that have passed all of the requirements to drive emergency vehicles but have not been cleared to do so by the Fire Chief.
2. The Fire Chief also made a decision recently not to respond to a mutual aid request in the City of Flint.

It was clarified that Fire Department personnel are not automatically ready to drive emergency vehicles simply because they have completed the basic training. A certain amount of "seasoning" is also required before a firefighter is approved to drive emergency vehicles. That decision is made by the Fire Chief, with input from the Battalion Chiefs. Chairman Krug, Trustee Brown and Trustee Goupil (members of the Public Safety Committee) all expressed strong confidence in the Fire Chief's ability to make those types of decisions.

It was also clarified that the decision not to send assistance to the City of Flint was based on the availability of personnel and the resulting impact on service to Fenton Township.

COMMUNICATIONS:

Community Shred Event Reminder – 5/8/10

Chairman Krug reminded the board and the audience that the Township is sponsoring another free document shredding event on Saturday 5/8/10 at the Lake Fenton High School parking lot from 9:00 a.m. to 1:00 p.m. Fenton Township residents will have the opportunity to have personal and confidential documents shredded and recycled.

Household Hazardous Waste & Electronic Waste Collection Day – 5/15/10

Chairman Krug announced that the spring household hazardous waste collection day is Saturday 5/15/10. The closest location for Fenton Township residents will be Grand Blanc High School. This is an opportunity for residents to safely and properly dispose of household hazardous items, (used motor oil, batteries, pesticides, tires, etc.). Electronic waste, such as old televisions, computers, printers, etc. is also accepted.

ADOPTION OF ORDINANCES:

Proposed Amendment to Medical Marihuana Ordinance/2nd Reading

Chairman Krug reviewed a proposed amendment to the Township's recently adopted Medical Marihuana Ordinance, which was introduced at the 4/19/10 meeting. The amendment addresses several issues of concern raised by the public and by Township officials. There was no further discussion.

Motion to adopt Ordinance No. 722, an amendment to Medical Marihuana Ordinance No. 720, as presented.

Motion by: Goupil

Seconded: Krug

Ayes: Krug, Tucker, Goupil, Kesler

Nays: Brown

Absent: Mathis, Hill

Motion carried. Ordinance declared adopted.

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UNFINISHED BUSINESS:

None

NEW BUSINESS:

Resolution No. 2010-15, honoring Alberta Martin

Chairman Krug stated that, as many already know, Alberta Martin has been chosen to receive a Lifetime Achievement Award from the Lake Fenton Community Schools Foundation for her years of service to the school district and the community in general. A resolution has been prepared to congratulate Mrs. Martin on this award. Operations Manager Broecker presented the following resolution:

RESOLUTION NO. 2010-15

WHEREAS, Alberta Martin has been chosen to receive a Lifetime Achievement Award from the Lake Fenton Community Schools Foundation, and

WHEREAS, Mrs. Martin has been a resident of Fenton Township for many years, during which time she has contributed greatly to the progress and welfare of the community, most notably as a member of the Lake Fenton Board of Education, Loose Senior Citizen Center Board of Directors and the Southern Lakes Parks & Recreation Board of Directors, and

WHEREAS, Mrs. Martin's accomplishments in service to her community and state include:

- *Served on local school boards beginning in 1969 on the Detroit Board of Education, and continuing through her current term on the Lake Fenton Community Schools Board of Education.*
- *Served on the Board of Directors of the Michigan Association of School Boards from 1986 to the current date, becoming president in 2006.*
- *Received numerous awards, including the MASB Regional, "Champion of Children" award, for an individual who has shown tremendous effort and dedication to enriching the lives of children and community as a whole.*
- *President of the State of Michigan PTA.*
- *Founding member and chair of the Southern Lakes Parks and Recreation Board of Directors.*
- *Member of the Genesee County Association of School Board Members,*
- *Member of the United Health Organization.*
- *Member of the Henry Ford Hospital Board of Governors.*
- *More than 10 years as a member of the Loose Senior Citizen Center Board of Directors.*

and

WHEREAS, Mrs. Martin has exhibited the qualities of vision and leadership throughout her 40 years of dedicated public service;

NOW, THEREFORE, BE IT RESOLVED, that the Township Board of the Charter Township of Fenton hereby recognizes Alberta Martin for her valuable contributions to our community and expresses sincere appreciation and gratitude for her dedicated service to the entire community, and conveys to her its heartiest congratulations on her

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receiving the Lake Fenton Community Schools Foundation Lifetime Achievement Award, and

BE IT FURTHER RESOLVED, that this resolution be spread upon the minutes of this meeting and a copy provided to Mrs. Martin.

Motion to adopt Resolution No. 2010-15 as presented.

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

Motion carried. Resolution declared adopted.

Resolution No. 2010-16, Withdrawal from Loose Senior Citizen Center Interlocal Agreement

Operations Manager Broecker explained that the township board's decisions to allocate Community Development Block Grant (CDBG) funding to public service projects other than the operation of the Loose Senior Citizen Center (LSCC) are in conflict with the LSCC Interlocal Agreement. When the agreement was first adopted, CDBG funding was critical to the survival of the center. With the allocation of funds from the Southern Lakes Parks & Recreation millage and the approval of the county-wide senior millage, the LSCC now has additional funding sources and the CDBG funds are no longer essential. Therefore, the LSCC has indicated that they have no problem with the Township withdrawing from the Interlocal Agreement.

Operations Manager Broecker presented the following resolution:

RESOLUTION NO. 2010-16

WHEREAS, the Charter Township of Fenton has been a party to an Interlocal Agreement with the Loose Senior Citizen Center since 1995, which required the Township to allocate 15% of its annual Community Development Block Grant (CDBG) funding, (the maximum allowed for public service projects), toward the cost of ongoing operations of the senior center, and

WHEREAS, the Township has also allocated significant amounts of CDBG funds over the years for capital improvements at the Loose Senior Citizen Center, and

WHEREAS, the creation of the Southern Lakes Regional Metropolitan Parks & Recreation District and the approval of a county-wide senior millage have created new funding sources for the Loose Senior Citizen Center, thus making the CDBG funding less critical to the financial stability of the center, and

WHEREAS, the Fenton Township Board has identified several other public service projects to which they wish to allocate CDBG funds, and

WHEREAS, as a result of the foregoing, the Township Board believes it to be in the best interests of the Township to withdraw from the Loose Senior Citizen Center Interlocal Agreement;

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NOW, THEREFORE, BE IT RESOLVED, that the Township Board of the Charter Township of Fenton does hereby withdraw from the Loose Senior Citizen Center Interlocal Agreement, effective immediately, and

BE IT FURTHER RESOLVED, that the Township Supervisor is hereby authorized to send notice of withdrawal to the Loose Senior Citizen Center.

Motion to adopt Resolution No. 2010-16 as presented.

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

Motion carried. Resolution declared adopted.

BOARD COMMENT:

None

PUBLIC COMMENT - AGENDA OR NON-AGENDA ITEMS:

None

ADJOURN: Meeting adjourned at 9:30 p.m.

Robert Krug, Chairman Pro-Tem

Thomas Broecker, Deputy Clerk

Minutes Posted 5/5/10