

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES  
MINUTES FOR REGULAR MEETING OF JUNE 21, 2010**

**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, Tucker, Brown, Goupil, Kesler, Attorney Cooley and  
Operations Manager Broecker

Absent: Hill

**PLEDGE OF ALLEGIANCE:**

Supervisor Mathis led the pledge of allegiance to the flag.

**APPROVAL OF AGENDA:**

Motion to approve the 6/21/10 Fenton Township Board Meeting agenda as presented.

Motion by: Brown

Seconded: Krug

Ayes: All Present

Nays: None

Absent: Hill

Motion carried. The agenda is approved.

**MEETING MINUTES:**

The minutes for the 6/7/10 workshop meeting and the 6/7/10 regular meeting stand approved as presented.

**EXPENDITURES:**

Motion to approve invoices and expenditures for all funds totaling \$453,352.37 for payment as presented.

Motion by: Tucker

Seconded: Brown

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

Nays: None

Absent: Hill

Motion carried.

**PUBLIC HEARINGS:**

**Pinewood Trail Road Improvement Special Assessment District/Hearing on  
Revised Special Assessment Roll**

Supervisor Mathis opened a public hearing on the revised special assessment roll for the Pinewood Trail Road Maintenance Special Assessment District. The amounts included in the roll are based on a survey of property owners on Pinewood Trail and in the Silver Lake Farms development.

Public comment:

Oya Agabigum, 15215 Pinewood Trail

Ms. Agabigum asked the amount of the assessment and on which tax bill it would appear. Operations Manager Broecker clarified that the 2010 assessment would be \$122.75 per parcel, (including recovery of administrative costs), and the annual assessment would be \$100.00 per parcel, beginning in 2011. The assessment will be included on the winter property tax bill.

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES  
MINUTES FOR REGULAR MEETING OF JUNE 21, 2010**

There was no further discussion. Clerk Krug presented the following resolution:

**RESOLUTION NO 2010-19**

*WHEREAS, the township board of the Charter Township of Fenton, Genesee County, Michigan, after due and legal notice, has conducted a public hearing upon a proposed assessment roll prepared by the supervisor and assessing officer of the Township for the purpose of defraying the costs of road maintenance within the Pinewood Trail Road Maintenance Special Assessment District, and*

*WHEREAS, such public hearing was preceded by proper notice in a newspaper of general circulation in the Township, and by First Class Mail notice to each property owner of record within said district and upon said assessment roll, and*

*WHEREAS, all present at said public hearing were given the opportunity to be heard in the matter, and*

*WHEREAS, no written objections were received to said roll and levy, and*

*WHEREAS, the Township Board has duly inspected the proposed assessment roll and considered all comments and proposed amendments thereto and has found the proposed assessment roll, as submitted, to be correct, just and reasonable;*

*NOW, THEREFORE, BE IT RESOLVED, that the assessment roll submitted by the supervisor and assessing officer of the Township, shall hereafter be designated as the Fenton Township Special Assessment Roll No. 2010-3 and shall hereby be confirmed as the assessment roll for the Pinewood Trail Road Maintenance Special Assessment District.*

*BE IT FURTHER RESOLVED, that the assessments in said Fenton Township Special Assessment Roll No. 2010-3 shall be assessed annually with the first payment due and payable on December 1, 2010 and the following payments to be due and payable on the first day of December of each year thereafter. The amount of each payment may be adjusted on an annual basis, relative to changes in the actual cost of road maintenance.*

*BE IT FURTHER RESOLVED, that if any installment of a special assessment is not paid when due, then the installment shall be considered to be delinquent and there shall be collected a penalty at the rate of 1% for each month, or fraction of a month, that the installment remains unpaid before being reported to the Township Board for reassessment upon the Township tax roll, in accordance with Michigan P.A. 188 of 1954, as amended.*

*BE IT FURTHER RESOLVED, that the assessments made in said special assessment roll are hereby ordered and directed to be collected by the Township Treasurer, and the Township Clerk shall deliver said special assessment roll to said Treasurer with his warrant attached, commanding the Treasurer to collect such assessments in accordance with the direction of the Township Board and said P.A. 188 of 1954.*

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES  
MINUTES FOR REGULAR MEETING OF JUNE 21, 2010**

*BE IT FURTHER RESOLVED, that all resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.*

Motion to adopt Resolution No. 2010-19 as presented.

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

Motion carried. Resolution declared adopted.

**REPORTS:**

**Annual Report – Fenton Township Planning Commission**

Treasurer Tucker reviewed the annual report to the Township Board from the Planning Commission, which is now a requirement under Michigan law. The report summarizes the Commission's activities for 2009. Due to the lack of new development, only nine meetings were held during the year to reduce costs. The Planning Commission is also utilizing this slower period to review and update existing ordinances.

**Fire Services Agreement – Tyrone Township**

Supervisor Mathis asked if the proposed fire services agreement with Tyrone Township is ready for board action. Trustee Goupil, chairman of the Public Safety Committee, reported that Fire Chief Moulton was attending a meeting in Tyrone Township this evening regarding the proposed agreement. The agreement may be ready for board action at the 7/6/10 meeting.

**COMMUNICATIONS:**

None

**ADOPTION OF ORDINANCES:**

**Rezoning # R10-001, Vision Development, LLC, part of parcel 06-18-200-005, (6159 Lahring Road); R-3 to AG/1<sup>st</sup> Reading**

Supervisor Mathis reviewed a proposed amendment to the Zoning Ordinance to rezone 10 acres on Lahring Road from R-3 to Agricultural. Treasurer Tucker stated that the subject property is part of the Stony Brook development off Lahring Road. Removing the ten acres from the development will keep the remaining portion of the development in compliance with their open space requirements. The Planning Commission has unanimously recommended adoption of the proposed rezoning ordinance.

Public Comment:

George Rizik, representing the applicant  
Mr. Rizik confirmed that the purpose of the proposed rezoning is the continued use of the subject property for agricultural purposes.

The second reading of the proposed ordinance will be conducted at the 7/6/10 meeting.

**Proposed Zoning Ordinance Amendment – Public Boat Access Sites/1<sup>st</sup> Reading**

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES  
MINUTES FOR REGULAR MEETING OF JUNE 21, 2010**

Supervisor Mathis reviewed a proposed Zoning Ordinance amendment to revise language regarding public boat access sites. Treasurer Tucker stated that the proposed amendment incorporates language into the Zoning Ordinance that is consistent with the existing Lake Activity Regulation ordinance. The proposed amendment is based on a recommendation from Attorney Cooley to give the Township greater authority to regulate the creation or expansion of public boat access sites.

There was no public comment. The second reading of the proposed ordinance will be conducted at the 7/6/10 meeting.

**Proposed Zoning Ordinance Amendment – Restaurants & Outdoor Seating/1<sup>st</sup> Reading**

Supervisor Mathis reviewed a proposed amendment to the Zoning Ordinance to revise language regarding restaurants and restaurants with outdoor seating. Treasurer Tucker stated that the proposed changes will determine required parking spaces based on maximum seating capacity of the restaurant rather than only on square footage. The proposed amendment also includes requirements for outdoor seating.

There was no public comment. The second reading of the proposed ordinance will be conducted at the 7/6/10 meeting.

**UNFINISHED BUSINESS:**

None

**NEW BUSINESS:**

None

**BOARD COMMENT:**

None

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

Dave Hawcroft, 3302 Ponemah Drive

Mr. Hawcroft reported that his boat and motor were stolen from his dock this past weekend. He encouraged residents to be observant of any suspicious activity and to be good neighbors by watching out for one another.

**ADJOURN:** Meeting adjourned at 8:15 p.m.

---

Bonnie Mathis, Supervisor

---

Robert Krug, Clerk

**Minutes Posted 6/22/10**