

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF APRIL 4, 2011**

**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, Goupil, and Operations Manager Broecker

Absent: Brown, Hill, Kesler

PLEDGE OF ALLEGIANCE:

Supervisor Mathis led the pledge of allegiance to the flag.

APPROVAL OF AGENDA:

Clerk Krug recommended moving the award of the lawn maintenance contract to the 4/18/11 meeting in order to have more board members in attendance. County Commissioner Joe Graves is also in attendance and will address the board during the reports section of the agenda. Motion to approve the 4/4/11 Fenton Township Board Meeting agenda as amended.

Motion by: Tucker

Seconded: Krug

Ayes: All Present

Nays: None

Absent: Brown, Hill, Kesler

Motion carried. The agenda is approved.

MEETING MINUTES:

The minutes for the 3/21/11 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve invoices and expenditures for all funds totaling \$173,372.12 for payment as presented.

Motion by: Krug

Seconded: Tucker

Ayes: Mathis, Krug, Tucker, Goupil

Nays: None

Absent: Brown, Hill, Kesler

Motion carried.

PUBLIC HEARINGS:

None

REPORTS:

Fire Department Quarterly Report

Battalion Chief Ryan Volz provided first quarter statistics to the board: 156 total alarms, (11 in Tyrone Township); including 11 fires, 112 medical, 12 hazardous conditions, 11 service calls, 13 good intent calls and 7 false alarms.

County Commissioner Joe Graves – County Update

County Commissioner Joe Graves updated the board on several issues:

1. The EMS Ordinance previously adopted by the Board of County Commissioners has been rescinded and the resulting lawsuits have been dismissed. All ambulance companies have signed a contract with Genesee County 911 to have

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Automated Vehicle Locators (AVL) installed on their vehicles to ensure that the 911 center will always be able to dispatch the closest ambulance in an emergency.

2. The County Board continues to work on the budget. Many cuts have been implemented and Commissioner Graves is focusing on discretionary spending as a way to reduce expenses without eliminating jobs or cutting services. He also noted that a recently negotiated union contract will save the county approximately \$2.5 million annually.
3. The Linden Summer Happening is attempting to relocate their event to the Linden County Park, which is in Fenton Township. He is concerned with the fact that the parks commission has denied their application and even more concerned that the process has taken so long. He is continuing to work with the event organizers and the parks commission to try to work things out.
4. Commissioner Graves commended Trustee Brown and Clerk Krug for their efforts in establishing Community Parent Inc., a non-profit organization to bring together school and governmental officials, parents and police, legislators and community members to develop ways to combat drug use in our area.

Trustee Goupil thanked Commissioner Graves for accomplishing more in 3 months than his predecessors did in years. The board thanked Commissioner Graves for his very informative report.

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

Proposed Zoning Ordinance Amendment - Landscape Contractor Design Standards/2nd Reading

Supervisor Mathis reviewed a proposed Zoning Ordinance amendment to revise the design standards for landscape contractors to permit onsite sale of landscaping material, which was introduced at the 3/21/11 meeting. There was no further discussion.

Motion to adopt Ordinance No. 732, an amendment to Zoning Ordinance No. 594 to revise the design standards for landscape contractors to permit the onsite sale of landscaping material, as presented.

Motion by: Tucker

Seconded: Krug

Ayes: Mathis, Krug, Tucker, Goupil

Nays: None

Absent: Brown, Hill, Kesler

Motion carried. Ordinance declared adopted.

Proposed Zoning Ordinance Amendment - Doggie Day Care/2nd Reading

Supervisor Mathis reviewed a proposed Zoning Ordinance amendment to establish a definition for *Doggie Day Care* and to designate it as a use permitted by special use permit in the C-2, C-3 and M-2 zoning districts, which was introduced at the 3/21/11 meeting. There was no further discussion.

Motion to adopt Ordinance No. 733, an amendment to Zoning Ordinance No. 594 to establish a definition for *Doggie Day Care* and to designate it as a use permitted by special use permit in the C-2, C-3 and M-2 zoning districts, as presented.

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

Proposed Zoning Ordinance Amendment-Definition of Front Lot Line /2nd Reading

Supervisor Mathis reviewed a proposed Zoning Ordinance amendment to revise the definition for *Front Lot Line*, which was introduced at the 3/21/11 meeting. There was no further comment.

Motion to adopt Ordinance No. 734, an amendment to Zoning Ordinance No. 594 to revise the definition for *Front Lot Line*, as presented.

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

Proposed Zoning Ordinance Amendment – Definition for and Storage of Recreational Vehicles /2nd Reading

Supervisor Mathis reviewed a proposed Zoning Ordinance amendment to create a definition for *Recreational Vehicle* and to establish provisions and standards for the parking of recreational vehicles on vacant commercial property, which was introduced at the 3/21/11 meeting. There was no further discussion.

Motion to adopt an amendment to Zoning Ordinance No. 594 to create a definition for *Recreational Vehicle* and to establish provisions and standards for the parking of recreational vehicles on vacant commercial property, as presented.

Motion by: Krug
Seconded: Goupil
Ayes: Mathis, Krug
Nays: Tucker, Goupil
Absent: Brown, Hill, Kesler

Motion failed. The ordinance is not adopted. It may be referred back to the Planning Commission or re-presented to the Township Board.

Proposed Amendment to Sign Regulation Ordinance/2nd Reading

Supervisor Mathis reviewed a proposed amendment to the Sign Regulation Ordinance to revise provisions regarding home occupation signs and digital signs, which was introduced at the 3/21/11 meeting. There was no further discussion.

Motion to adopt Ordinance No. 735, an amendment to Sign Regulation Ordinance No. 693 to revise provisions regarding home occupation signs and digital signs, as presented.

Motion by: Tucker
Seconded: Krug
Ayes: Mathis, Krug, Tucker, Goupil
Nays: None

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Absent: Brown, Hill, Kesler
Motion carried. Ordinance declared adopted.

UNFINISHED BUSINESS:
None

NEW BUSINESS:
Fire Protection & Emergency Medical Services Agreement – Tyrone Township

Operations Manager Broecker reviewed a proposed 5-year agreement for Fenton Township to provide fire protection, rescue and emergency medical services to part of Tyrone Township. The agreement was drafted to mirror similar agreements that Tyrone Township has with the City of Fenton and the Hartland Area Fire Department. The coverage area includes everything west of US-23 and from Center Road north. The initial base run charge is \$1,337, with annual increases. The proposed agreement has been reviewed by the Fire Chief and by Attorney Cooley.

Motion to approve the 2011-2016 *Fire Suppression, Rescue and Emergency Medical Services Agreement between the Charter Township of Fenton and Tyrone Township*, as presented.

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

2011 Law Day Proclamation

Supervisor Mathis stated that the Genesee County Bar Association has requested that the Township consider adopting a proclamation designating May 1st as Law Day. The Township has adopted similar proclamations in previous years. Treasurer Tucker noted that, among other activities, Law Day is an opportunity for students to appear before a real judge in a mock trial. Treasurer Tucker presented the following:

LAW DAY PROCLAMATION 2011
Legacy of John Adams,
From Boston to Guantanamo

WHEREAS, our legal institutions and system of justice depend on popular participation and support to maintain legitimate authority, and

WHEREAS, Americans from all walks of life, public figures and private individuals alike, have reaffirmed in words and deeds our national allegiance to the rule of law, and

WHEREAS, lawyers and judges recognize that they bear a special responsibility to foster public understanding of law and legal institutions and commitment to the rule of law, and

WHEREAS, Law Day has been an annual observance since President Dwight Eisenhower established it in 1958 as “a day of national dedication to the principle of government under law”, and

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WHEREAS, Law Day 2011 provides us with an opportunity to understand, appreciate and honor John Adams, our nation's first lawyer-president, and to foster an understanding of the historical and contemporary role of lawyers in defending the principle of due process and the rights of the accused.;

NOW, THEREFORE, BE IT RESOLVED, that the Township Board of the Charter Township of Fenton does hereby proclaim May 1, 2011 as Law Day. We urge the people of Fenton Township and all of Genesee County to use this occasion to acknowledge the importance of our legal and judicial systems with appropriate ceremonies and activities, and to display the flag of the United States and the State of Michigan in support of this educational observance. We further encourage schools, businesses, media, religious institutions, civic and service organizations to join the members of the bar and bench in commemorating Law Day.

Motion to adopt the 2011 Law Day Proclamation as presented.

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

Motion carried.

BOARD COMMENT:

None

PUBLIC COMMENT - AGENDA OR NON-AGENDA ITEMS:

Dave Hawcroft, 3302 Ponemah Drive

Mr. Hawcroft asked for, and received from Treasurer Tucker, clarification regarding the Zoning Ordinance amendments for Landscape Contractors and Front Lot Line. Mr. Hawcroft also inquired about the fire truck purchase that was being considered before he migrated south for the winter. Clerk Krug explained that he, Trustee Kesler, Fire Chief Moulton and Battalion Chief Volz met with the resident who had raised concerns regarding the cost of the new truck. Ultimately the Township Board approved the purchase as recommended by the Fire Chief.

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

Bonnie Mathis, Supervisor

Robert Krug, Clerk

Minutes Posted 4/6/11