

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF MAY 16, 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, Brown, Goupil, Attorney Cooley and Operations Manager
Broecker

Absent: Tucker, Hill, Kesler

PLEDGE OF ALLEGIANCE:

Supervisor Mathis led the pledge of allegiance to the flag.

APPROVAL OF AGENDA:

Supervisor Mathis stated that she would like to add an executive session at the end of the agenda to discuss pending litigation. Motion to approve the 5/16/11 Fenton Township Board Meeting agenda as amended.

Motion by: Brown

Seconded: Goupil

Ayes: All Present

Nays: None

Absent: Tucker, Hill, Kesler

Motion carried. The agenda is approved.

MEETING MINUTES:

The minutes for the 5/2/11 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve invoices and expenditures for all funds totaling \$360,155.25 for payment as presented.

Motion by: Krug

Seconded: Brown

Ayes: Mathis, Krug, Brown, Goupil

Nays: None

Absent: Tucker, Hill, Kesler

Motion carried.

PUBLIC HEARINGS:

None

REPORTS:

None

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

None

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UNFINISHED BUSINESS:

Local Road Improvement Projects

Supervisor Mathis reported that the Township has been exploring options to improve Hogan Road from Silver Lake Road to the Shiawassee River Bridge. This section of road is heavily traveled and also carries a significant volume of large truck traffic traveling to and from the sewage treatment plant. This creates a situation where the dust from the road has become a serious problem for the area residents. Initially it appeared that the road could be paved for a cost of \$125,000-150,000 through the county's maintenance department. The Road Commission's engineering department, however, has stated that, for liability reasons, the road cannot be paved unless it is centered in the right-of-way (apparently it currently is not), which would increase the cost considerably.

This leaves the Township with two options:

1. Pave this section of Hogan Road (approximately 1/3 of a mile), which includes relocating the road to the center of the existing right-of-way, at an estimated cost of \$375,000-400,000.
2. Resurface one mile of Hogan Road, (Silver Lake Road to Rolston Road) with 6 inches of new limestone to create a much improved and easier to maintain driving surface. Additional applications of chloride, (a total of six per summer), should minimize any dust problems. This cost would be approximately \$41,000.00.

While paving may be the ideal long-term solution, the Township's budget is not in a position to take on this much expense, especially for such a small section of road. The limestone option may indeed be effective in controlling the dust if it is properly managed, but it's important to understand that it would require monitoring of the road conditions on a regular basis.

Motion to approve the limestone resurfacing of Hogan Road from Silver Lake Road to Rolston Road at an approximate cost of \$41,000.00, as presented.

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

Motion carried.

NEW BUSINESS:

**Resolution No. 2011-05, Non-Profit Designation – Lake Fenton High School
Wrestling Boosters**

Supervisor Mathis reported that the Lake Fenton High School Wrestling Boosters have applied to the State Lottery Bureau for a gaming license in order to conduct fundraising activities. A resolution from the local unit of government supporting their request to be recognized as a charitable non-profit organization is a requirement for obtaining the gaming license.

Clerk Krug presented the following resolution:

RESOLUTION NO. 2011-05

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WHEREAS, the Lake Fenton High School Wrestling Boosters have been active in the support and promotion the Lake Fenton High School wrestling team for many years, and

WHEREAS, the Lake Fenton High School Wrestling Boosters wish to obtain a charitable gaming license from the Michigan Bureau of State Lottery for the purpose of conducting fund raising activities, and

WHEREAS, in order to obtain said license, the local municipality must adopt a resolution supporting the request;

*THEREFORE BE IT RESOLVED, by the Fenton Township Board of Trustees that the request from **Lake Fenton High School Wrestling Boosters** of Linden, County of Genesee, asking that they be recognized as a nonprofit organization operating in the community for the purpose of obtaining a charitable gaming license, be considered for **Approval**.*

Motion to adopt Resolution No. 2011-05 as presented.

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

Motion carried. Resolution declared adopted.

Appointments to Fenton Township Planning Commission

Supervisor Mathis noted that there has been a vacancy on the Planning Commission since Marty Spees stepped down a few months ago. A few weeks ago the Township interviewed a candidate by the name of Scott Hemeyer, who is a civil engineer with Rowe Professional Services, Inc. Supervisor Mathis stated that Mr. Hemeyer's credentials and enthusiasm were very impressive. She believes he would be a fine addition to the Planning Commission.

Motion to appoint Scott C. Hemeyer to the Fenton Township Planning Commission for the term ending May 31, 2012.

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

Motion carried.

Supervisor Mathis also pointed out that the terms of two other Planning Commissioners, Jim McGuirk and Dave Franz, will expire at the end of May. Both have done a fine job for Fenton Township and both have indicated that they would like to be re-appointed to another term.

Motion to re-appoint James D. McGuirk, Jr. to the Fenton Township Planning Commission for the term ending May 31, 2014.

Motion by: Mathis

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Seconded:

Ayes: Mathis, Krug, Brown, Goupil

Nays: None

Absent: Tucker, Hill, Kesler

Motion carried.

Motion to re-appoint David R. Franz to the Fenton Township Planning Commission for the term ending May 31, 2014.

Motion by: Mathis

Seconded:

Ayes: Mathis, Krug, Brown, Goupil

Nays: None

Absent: Tucker, Hill, Kesler

Motion carried.

Allocation of Community Development Block Grant Funds

Operations Manager Broecker reviewed a report listing all current and proposed CDBG projects. Unfortunately most of the planned projects were determined to be ineligible for funding and, therefore, there are significant funds that still need to be allocated. Since these funds must be spent, lent or otherwise allocated by April 2012, the Township needs to make decisions very soon. One option is the Home Improvement Project administered by Genesee County. The board received a brief presentation on this program at a recent meeting. Income eligible residents can receive home improvements with no upfront costs. The cost becomes a lien on the property that is only repaid when the property is sold. The county would earmark any funds that we allocate to be used for Fenton Township residents. It represents a good use of the funds that will benefit the citizens of Fenton Township.

Supervisor Mathis agreed that the Home Improvement Program would be a good use of the Township's CDBG funds. Clerk Krug noted that Genesee County confirmed that CDBG funds could be used for scholarships for Southern Lakes Parks & Recreation programs for income eligible children. Because this use would fall under the "public service" category, the first opportunity to allocate funds will be 2013.

It is being recommended that \$120,000 be allocated to the Home Improvement Program. Clerk Krug presented the following resolution:

RESOLUTION NO. 2011-06

WHEREAS, the Charter Township of Fenton has approximately \$140,000.00 in 2010 Community Development Block Grant (CDBG) funds available for eligible projects, and

WHEREAS, the Fenton Township Board has carefully reviewed and considered the various eligible uses for the funds;

THEREFORE BE IT RESOLVED, that the Fenton Township Board of Trustees hereby authorizes the transfer of funds from the following CDBG project accounts:

<i>Special Assessment for Street Improvements</i>	<i>\$ 65,419.33</i>
<i>Emergency Equipment</i>	<i>43,612.89</i>

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Barrier-Free Improvements

10,967.78
\$ 120,000.00

to the Genesee County Home Improvement Program.

Motion to adopt Resolution No. 2011-06 as presented.

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

Motion carried. Resolution declared adopted.

BOARD COMMENT:

Supervisor Mathis noted that she received several calls last week due to the odor on Lake Fenton. It was confirmed that the rapid temperature change cause an algae bloom on the lake, which caused the odor problems.

PUBLIC COMMENT - AGENDA OR NON-AGENDA ITEMS:

None

EXECUTIVE SESSION:

Motion to recess the open meeting for the purpose of convening an executive session to discuss the Bunton vs. Fenton Township pending litigation.

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

Motion carried.

The regular meeting was recessed at 7:54 p.m.

RECONVENE:

The regular meeting was reconvened at 8:20 p.m.

ADJOURN: Meeting adjourned at 8:20 p.m.

Bonnie Mathis, Supervisor

Robert Krug, Clerk

Minutes Posted 5/17/11