

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF AUGUST 1, 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 (arrived 7:32 p.m.), 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:

Supervisor Mathis requested that an executive session be added to the end of the agenda to discuss pending litigation. Motion to approve the 8/1/11 Fenton Township Board Meeting agenda as amended.

Motion by: Krug

Seconded: Goupil

Ayes: All Present

Nays: None

Absent: Tucker, Hill

Motion carried. The agenda is approved.

MEETING MINUTES:

The minutes for the 7/11/11 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve invoices and expenditures for all funds totaling \$985,819.84 for payment as presented.

Motion by: Brown

Seconded: Goupil

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

Nays: None

Absent: Hill

Motion carried.

PUBLIC HEARINGS:

None

REPORTS:

None

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

Proposed Zoning Ordinance Amendment – Internet Sales/1st Reading

Supervisor Mathis introduced a proposed Zoning Ordinance amendment to add provisions regarding Internet Sales. This amendment was initiated by the Zoning Board of Appeals, who also conducted the public hearing on the proposed amendment. Clerk

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Krug noted that the proposed amendment was developed to add provisions for a use not currently addressed in the Zoning Ordinance.

There was no public comment. Treasurer Tucker asked to take the proposed ordinance to the Planning Commission for further review before the second reading. The second reading (or revised first reading if necessary) of the proposed ordinance will be conducted at the 8/15/11 meeting.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Proposed Sale of Tax-Reverted Property

Operations Manager Broecker reviewed a proposed sale of tax reverted property that was deeded to Fenton Township due to unpaid 2007 property taxes, (apparently an oversight since all taxes have been paid for 2008, 2009 and 2010). The mortgage holder on the subject property, First Place Bank (fka Franklin Bank), foreclosed on all 97 acres of the BVM Development property, including the parcel that was deeded to the Township. When the bank realized that they did not own all of the property, their attorney contacted the Township to inquire about purchasing the parcel from the Township. They are willing to pay an amount equal to the back taxes, plus penalty & interest, which amounts to just under \$2,000.00. A deed has been prepared to sell the property to Ardent Service Corporation (subsidiary of First Place Bank) for the amount of \$2,000.00.

Trustee Goupil questioned whether the property could be used by the Township, rather than selling it back to the bank. After a brief discussion the board decided to postpone action on this issue pending further investigation.

BOARD COMMENT:

Clerk Krug reported that Community Parent (anti-addiction task force) is looking into having offsite counseling services available for local youth. It has been suggested that the currently vacant ambulance section of Fenton Township Fire Station #2 would be a suitable location for this endeavor. Treasurer Tucker stated that, as long as all insurance and liability issues are addressed, he supports the concept. The remainder of the board also indicated their support for the project.

Supervisor Mathis noted that the recently donated bird repeller has now been installed on a flagpole located on the Township's beach. We will monitor bird activity to see if the repeller is effective.

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 pending litigation.

Motion by: Brown

Seconded: Goupil

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

Nays: None

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Absent: Hill
Motion carried.

The regular meeting was recessed at 8:02 p.m.

RECONVENE:

The regular meeting was reconvened at 8:38 p.m.

NEW BUSINESS (continued):

Pending Litigation Bunton vs. Fenton Township

Motion to authorize the Township attorneys to proceed in the case of Bunton vs. Fenton Township as discussed in Executive Session.

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

ADJOURN: Meeting adjourned at 8:40 p.m.

Bonnie Mathis, Supervisor

Robert Krug, Clerk

Minutes Posted 8/2/11