

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF JUNE 4, 2012**

**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, Kesler, Lorraine, Attorney Cooley and
Operations Manager Broecker

Absent: Tucker

PLEDGE OF ALLEGIANCE:

Supervisor Mathis led the pledge of allegiance to the flag.

APPROVAL OF AGENDA:

Supervisor Mathis asked to have the following item added to the New Business section of the agenda:

GCRC Pavement Repairs – Marl Drive

Motion to approve the 6/4/12 Fenton Township Board Meeting agenda as amended.

Motion by: Krug

Seconded: Brown

Ayes: All Present

Nays: None

Absent: Tucker

Motion carried. The agenda is approved.

MEETING MINUTES:

The minutes for the 5/21/12 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve invoices and expenditures for all funds totaling \$195,201.15 for payment as presented.

Motion by: Brown

Seconded: Goupil

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

Nays: None

Absent: Tucker

Motion carried.

PUBLIC HEARINGS:

Proposed Silver Lake Channel Lake Improvement Special Assessment District/1st Hearing

Supervisor Mathis reviewed a proposed special assessment district for weed control in a channel of Silver Lake adjacent to Silvercrest Drive. The cost of the project is approximately \$2,050.00 per year for 4 years. A public hearing was opened to hear comment on the following:

1. The creation of the special assessment district
2. The validity of the petition
3. The proposed boundaries of the district
4. The necessity of the improvement
5. The plans for the improvement
6. The cost estimates for the improvement

Public comment:

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Kirsten Hawes, 4282 Owen Road

Ms. Hawes asked how many parcels were in the proposed district and if there would be another hearing before the special assessment is approved. Operations Manager Broecker stated that there are 15 parcels in the proposed special assessment district. Tonight is the first of two public hearings. The first hearing is to create the special assessment district. If approved, the second hearing is to confirm the special assessment roll.

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

RESOLUTION NO. 2012-06

WHEREAS, the Fenton Township Board has received petitions signed by more than 50% of the total land area of the proposed Special Assessment District described hereinafter, and accordingly, determined to proceed under the provisions of 1954 PA 188, as amended, to secure plans and estimates of cost together with a proposed Special Assessment District for assessing the costs of the proposed lake improvement project to schedule a public hearing upon the same for this date, and

WHEREAS, the plans, estimates of cost and proposed Special Assessment District were filed with the Township Clerk for public examination and notice of the hearing upon same was published and mailed in accordance with law and statute provided as shown by affidavits pertaining thereto on file with the Township Clerk, and

WHEREAS, in accordance with the aforesaid notices, a hearing was scheduled this 4th day of June 2012 commencing at 7:30 p.m. and all persons given the opportunity to be heard in the matter, and

WHEREAS, as a result of the foregoing, the Township Board believes the project to be in the best interests of the Township and of the district proposed to be established therefor;

THEREFORE BE IT RESOLVED, that the Fenton Township Board does hereby determine that the petitions for the Silvercrest Channel Lake Improvement Special Assessment District were properly signed by the record owners of land whose land area constitutes more than 50% of the total land area upon the proposed improvement, and

BE IT FURTHER RESOLVED, that the Fenton Township Board does hereby approve the plans for the improvement of the Silvercrest Channel on Silver Lake through the control and/or eradication of aquatic weeds as prepared and presented, and the estimated total cost of \$8,869.50 over four years, and

BE IT FURTHER RESOLVED, that the Fenton Township Board does hereby create, determine and define as a Special Assessment District to be known as the Silvercrest Channel Lake Improvement Special Assessment District, within which the costs of such improvements shall be assessed, the following described area within said township:

***Lots 1-14 of the Silver Knoll Estates platted subdivision
Parcel 06-33-100-013***

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BE IT FURTHER RESOLVED, that on the basis of the foregoing, the Fenton Township Board does hereby direct the Supervisor and assessing officer to make a special assessment roll in which shall be entered and described all the parcels of land to be assessed with the names of the respective owners thereof if known, and a total amount to be assessed against each parcel of land in the Special Assessment District. When the same has been completed, the Supervisor and assessing officer shall affix thereto her certificate stating that it was made pursuant to this Resolution and that in making such assessment roll, she has, according to her best judgment, conformed in all respects to the directions contained in this Resolution and the applicable state statutes.

Motion to adopt Resolution No. 2012-06 as presented.

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

Motion carried. Resolution declared adopted.

Supervisor Mathis stated that, in anticipation of the previous Resolution, a special assessment roll has been completed, certified and submitted to the Township Clerk as required by said Resolution. Clerk Krug presented the following resolution:

RESOLUTION NO. 2012-07

WHEREAS, the Supervisor and assessing officer of Fenton Township has, in accordance with the Resolution of the Fenton Township Board and the laws and statutes pertinent thereto, prepared a special assessment roll in the total amount of \$8,869.50 for the years 2012 through 2015, covering all parcels of land within the Silvercrest Channel Lake Improvement Special Assessment District, and has affixed thereto her Certificate as required by said Resolution;

THEREFORE BE IT RESOLVED, that said special assessment roll shall be filed with the Township Clerk and shall be available for public examination during regular business hours of regular business days from the present date until the public hearing upon the same and shall further be examined at such public hearing, and

BE IT FURTHER RESOLVED, that the Fenton Township Board shall meet at 7:30 p.m. on June 18, 2012 at the Fenton Township Civic Community Center located at 12060 Mantawauka Drive, within the Township, to review such special assessment roll and hear any objections thereto, and

BE IT FURTHER RESOLVED, that the Township Clerk shall cause notice of such hearing and the filing of such assessment roll to be published twice in a newspaper of local circulation prior to the date of the hearing, with the first publication being not less than ten (10) days prior to the hearing and shall further cause notice of such hearing to be mailed by First Class Mail to all owners of or persons having an ownership interest in property within the Silvercrest Channel Lake Improvement Special Assessment District as shown on the current assessment roll of the Township also at least ten (10) days prior to said hearing, all in accordance with the law and statute provided.

Motion to adopt Resolution No. 2012-07 as presented.

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

Motion carried. Resolution declared adopted.

REPORTS:

None

COMMUNICATIONS:

Bike MS 2012: Great Lakes Breakaway Ride

Supervisor Mathis reviewed information regarding the 2012 Bike MS event. This bicycling event starts and ends at Lake Fenton High School, giving riders the option of 1 or 2 day routes that go as far as East Lansing and back.

ADOPTION OF ORDINANCES:

None

UNFINISHED BUSINESS:

Resolution No. 2012-08, Transfer of Liquor License – M. Scott Spooner, Inc.

Supervisor Mathis noted that action on this proposed liquor license transfer was postponed at the 5/7/12 meeting until the Planning Commission acted on the applicant's Special Use Permit, which was approved. The applicant is seeking the transfer of an existing Class C license and SDM license from the City of Burton to the restaurant location formerly known as TeeBonz, along with a new Dance-Entertainment permit with outdoor service and Sunday sales.

Trustee Goupil pointed out that the Police Investigation Recommendation form completed by the Genesee County Sheriff Department indicates that they have no concerns and they recommend the approval of the liquor license transfer. Trustee Goupil believes that the Sheriff Department approval justifies supporting the application. There was no further discussion. Clerk Krug presented the following resolution:

RESOLUTION NO. 2012-08

WHEREAS, M. Scott Spooner, Inc. has requested that the Charter Township of Fenton Board of Trustees recommend approval of the requested transfer of ownership and location of certain Class C and SDM liquor licenses from the City of Burton and the issuance of a new Dance-Entertainment Permit with Outdoor Service and Sunday Sales for a restaurant located at G-3482 Silver Lake Road;

*NOW, THEREFORE, BE IT RESOLVED, that the application from M. Scott Spooner, Inc. to transfer ownership of a Class C and SDM licensed business, located at 4403 Davison Road, Burton, MI 48507, City of Burton, Genesee County, from Nightingale Lanes & Lounge, Inc., plus a new Dance-Entertainment Permit with Outdoor Service and Sunday Sales to be located at G-3482 Silver Lake Road, Fenton, MI 48430, Fenton Township, Genesee County, be considered for **approval**.*

Motion to adopt Resolution No. 2012-08 as presented.

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

Motion carried. Resolution declared adopted.

NEW BUSINESS:

GCRC Pavement Repairs – Marl Drive

Supervisor Mathis reviewed a proposal from the Genesee County Road Commission for pavement repairs on Marl Drive. The estimated cost is \$876.80, which is within the existing budget.

Motion to approve the GCRC cost estimate for pavement repairs on Marl Drive as presented.

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

Motion carried.

BOARD COMMENT:

None

PUBLIC COMMENT - AGENDA OR NON-AGENDA ITEMS:

Al Winter, 4095 Four Lakes Avenue

Mr. Winter expressed concern regarding the weeds washing on the shore of the foreclosed property next to his. The weeds are unsightly and create an offensive odor. He asked if the Township could adopt an ordinance similar to the Tall Grass Ordinance so the weeds can be removed and the cost put on the property tax bill. Supervisor Mathis expressed concern that the Township may not have such authority but would refer the issue to the Zoning Administrator for review.

ADJOURN: Meeting adjourned at 8:05 p.m.

Bonnie Mathis, Supervisor

Robert Krug, Clerk

Minutes Posted 6/5/12