

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF SEPTEMBER 22, 2014**

**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, Kesler, Shumaker, Attorney Cooley and
Operations Manager Broecker.

Absent: Lorraine

PLEDGE OF ALLEGIANCE / OPENING PRAYER:

Supervisor Mathis led the pledge of allegiance to the flag. Trustee Goupil offered the opening prayer.

APPROVAL OF AGENDA:

Motion to approve the 9/22/14 Fenton Township Board Meeting agenda as presented.

Motion by: Tucker

Seconded: Goupil

Ayes: All Present

Nays: None

Absent: Lorraine

Motion carried. The agenda is approved.

MEETING MINUTES:

The minutes for the 9/8/14 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve invoices and expenditures for all funds totaling \$192,120.66 for payment as presented.

Motion by: Tucker

Seconded: Shumaker

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

Nays: None

Absent: Lorraine

Motion carried.

PUBLIC HEARINGS:

**Proposed Road Improvement Special Assessment for Latourette Drive/Hearing on
Special Assessment Roll**

Supervisor Mathis stated that this is the second public hearing for a proposed special assessment district for improvements to Latourette Drive. The total estimated cost of the project is \$38,925.00. The Township Board will accept public comment regarding the following:

1. An individual's assessment in relation to benefit received.
2. The total cost of the project.
3. The validity of the proceedings to date.

There was no public comment. Clerk Krug presented the following resolution:

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RESOLUTION NO. 2014-23

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 the road improvement project proposed to be initiated within the Latourette Drive Road Improvement Special Assessment District as shown on the plans and specification for such project, 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, a record of those present to protest, and of written protests submitted at or before the public hearing, if any, was made a part of the minutes of the hearing, 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 Fenton Township Special Assessment Roll No. 2014-2, and shall hereby be confirmed as the assessment roll for the Latourette Drive Road Improvement Special Assessment District, and

BE IT FURTHER RESOLVED, that the assessments in said Fenton Township Latourette Drive Road Improvement Special Assessment Roll shall be divided into ten (10) equal annual installments of principal with the first installment to be due on or before December 1, 2014 and the following installments to be due on or before the first day of December for the years 2015 through 2023, inclusive. All unpaid installments prior to their transfer to the tax roll as provided by Michigan Public Act 188 of 1954, as amended, shall bear interest payable annually on each installment due date at a rate equal to four percent (4%), and

BE IT FURTHER RESOLVED, that future due installments of an assessment against any parcel of land may be paid to the Fenton Township Treasurer at any time in full with interest accrued through the month in which the final installment is paid in accordance with Michigan Public Act 188 of 1954, as amended. 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, in addition to interest as provided by this section, 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, also in accordance with said Act 188, and

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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, and

BE IT FINALLY 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. 2014-23 as presented

Motion by: Krug

Seconded: Shumaker

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

Nays: None

Absent: Lorraine

Motion carried. Resolution declared adopted.

Proposed Lake Fenton Improvement Special Assessment/Hearing of Necessity

Supervisor Mathis stated that this is the first public hearing for a proposed lake improvement special assessment district for Lake Fenton. The total estimated cost of the project is \$301,600.00 over a 5-year period. The Township Board will accept public comment regarding the following:

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

Public Comment:

Carol Schuler, 14240 Moffett Drive

Ms. Schuler is opposed to weed treatments. She is concerned with health effects and potential impact on wells.

Denise Hooks, 12363 Margaret Drive

Ms. Hooks questioned method of assessing the costs. Operations Manager Broecker stated that the proposed assessment is pro rata, or one share per lakefront parcel. Ms. Hooks also asked if the MDNR would be assessed for the public access site. Operations Manager Broecker confirmed that state-owned property is exempt. Ms. Hooks asked about treatment schedules. Jason Broekstra, a biologist from PLM Lake & Land Management Corporation, (the service provider for the lake treatments), gave a brief overview of the scheduled treatments for the first year of the proposed program, which includes the use of a product called Sonar. Sonar has been proven very effective in the treatment of milfoil.

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Mike Martel, 13190 Lake Shore Drive

Mr. Martel asked if the whole lake would be treated or just near the shoreline. Mr. Broekstra confirmed that the entire lake will be treated for milfoil in the first year due to the extent of the problem. Treatment in subsequent years will depend on need.

Rick Quatrochi, 13050 Cussewago Beach Drive

Mr. Quatrochi asked what the expected results of the treatments are. Mr. Broekstra confirmed that the condition of the lake will be greatly improved in the first year. The milfoil weeds should be almost gone by July 4.

Louis Nickels, 11465 Torrey Road

Mr. Nickels asked if controlling the milfoil will allow other invasive plants to take over. Mr. Broekstra stated that failure to control the milfoil could wipe out native plants. Lake Fenton still has a wide variety of native plants, however they are being choked out by the milfoil. Removal of the milfoil will allow native plants to become re-established. The ultimate goal is to maintain diversity of native plants.

Dale Lenz, 2504 Golden Shores Court

Mr. Lenz stated that he owns a summer home on Houghton Lake, which has experienced problems similar to Lake Fenton. Houghton Lake almost waited too long to begin treatments to rid the lake of milfoil, but now the lake is well controlled. Failure to control the invasive weeds in Lake Fenton will be disastrous.

Gail Blades, 13216 Lake Shore Drive

Ms. Blades asked if channels will be treated. Starry stonewort is a real problem in their channel. Mr. Broekstra stated that channels will be treated and PLM is using a new product that has been very effective in treating starry stonewort, which is actually a type of algae.

Mike Wallen, 2284 Crane Road

Mr. Wallen asked if the current weed control program through the lake association would continue if the special assessment is approved. He also asked if the new program would include lily pads. Lake association president George Dyball confirmed that the special assessment would replace the limited program coordinated by the association. Mr. Broekstra stated that there would be no spot treatments in the first year due to the use of Sonar. Beginning with the second year, PLM would be able to do spot treatments for lily pads.

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

RESOLUTION NO. 2014-24

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

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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 22nd day of September 2014 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 Lake Fenton 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 Lake Fenton through the control and/or eradication of aquatic weeds as prepared and presented, and the estimated total cost of \$301,600.00 over five 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 Lake Fenton Improvement Special Assessment District, within which the costs of such improvements shall be assessed, the following described area within said township:

All properties abutting Lake Fenton

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. 2014-24 as presented.

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

Motion carried. Resolution declared adopted.

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Supervisor Mathis stated that, in anticipation of the adoption 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. 2014-25

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 \$289,699.80 for the years 2014 through 2018, covering all parcels of land within the Lake Fenton 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 October 6, 2014 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 Lake Fenton 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. 2014-25 as presented.

Motion by: Krug

Seconded: Tucker

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

Nays: None

Absent: Lorraine

Motion carried. Resolution declared adopted.

Byram Lake Improvement Special Assessment District – Hearing on Special Assessment Roll

Supervisor Mathis stated that this is a public hearing on the special assessment roll for a 5-year renewal of the Byram Lake Improvement Special Assessment. The board will accept public comment regarding the following:

1. An individual's assessment in relation to benefit received.
2. The total cost of the project.
3. The validity of the proceedings to date.

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There was no public comment. Treasurer Tucker questioned the one parcel with a double assessment and many parcels with fractional assessments. Brian Alexander of the Byram Lake Association clarified that any property with more than 500 feet of lake frontage pays a double assessment. The lot in question has 1,100 feet of lake frontage. The fractional assessments are for back lot owners with no lake frontage but have lake access through a platted park. There was no further discussion. Clerk Krug presented the following resolution:

RESOLUTION NO. 2014-26

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 the weed eradication/control project proposed to be continued within the Byram Lake Improvement Special Assessment District as shown on the plans and specification for such project, 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, a record of those present to protest, and of written protests submitted at or before the public hearing was made a part of the minutes of the hearing, 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 Fenton Township Special Assessment Roll No. 2014-4 and shall hereby be confirmed as the assessment roll for the Byram Lake Improvement Special Assessment District.

BE IT FURTHER RESOLVED, that the assessments in said Fenton Township Special Assessment Roll No. 2014-4 shall be divided into five annual installments with the first installment due on or before December 1, 2014 and the following installments to be due on or before the first day of December of each year thereafter indicated.

BE IT FURTHER RESOLVED, that future due installments of an assessment against any parcel of land may be paid to the Township Treasurer at any time in full. 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

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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.

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. 2014-26 as presented.

Motion by: Krug

Seconded: Goupil

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

Nays: None

Absent: Lorraine

Motion carried. Resolution declared adopted.

Loon Lake Improvement Special Assessment District – Hearing on Special Assessment Roll

Supervisor Mathis stated that this is a public hearing on the special assessment roll for a 5-year renewal of the Loon Lake Improvement Special Assessment. The proposed assessment amount of \$181.39 per year (\$184.91 in the first year), is lower than previous. The board will accept public comment regarding the following:

1. An individual's assessment in relation to benefit received.
2. The total cost of the project.
3. The validity of the proceedings to date.

Public comment:

George Daian, 4271 Cahokia Ridge

Mr. Daian asked if treatment methods differ for lakes of different depths. Loon Lake is much shallower than other area lakes. Rick Lutgens of the Loon Lake Association confirmed that the treatment program is designed specifically for Loon Lake.

Kevin Wetzel, 3471 Breeze Pointe Court

Mr. Wetzel moved from a lake that was treated effectively with Sonar and asked if this product will be used in Loon Lake. He is also concerned with weeds other than milfoil and hopes to be able to work with contractor to spot treat where needed. Mr. Lutgens confirmed that a shallow lake like Loon Lake creates unusual challenges. Aquatic Nuisance has done a good job of balancing the lake from a weed control perspective. To minimize the risk of the milfoil becoming resistant to Sonar, different products are being proposed for 2015, with Sonar possibly being used again in 2016. DEQ is very restrictive in approving treatments, however spot treating should be able to be done as needed.

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Keith Summers, 3479 Breeze Pointe Court

Mr. Summers stated that the weed problem has been much worse this year. He would prefer keeping the assessment higher to improve the treatment process. Would prefer keeping the assessment high and improving the treatment process.

Don Bolen, 4127 Minnetonka Drive

Mr. Bolen stated that most of the lake has actually been better this year than most years. The exception is the northern section of the lake where Mr. Summers and Mr. Wetzel live, which still needs improvement.

Clerk Krug presented the following resolution:

RESOLUTION NO. 2014-27

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 the weed eradication/control project proposed to be continued within the Loon Lake Improvement Special Assessment District as shown on the plans and specification for such project, 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, a record of those present to protest, and of written protests submitted at or before the public hearing was made a part of the minutes of the hearing, 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 Fenton Township Special Assessment Roll No. 2014-5 and shall hereby be confirmed as the assessment roll for the Loon Lake Improvement Special Assessment District.

BE IT FURTHER RESOLVED, that the assessments in said Fenton Township Special Assessment Roll No. 2014-5 shall be divided into five annual installments with the first installment due on or before December 1, 2014 and the following installments to be due on or before the first day of December of each year thereafter indicated.

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BE IT FURTHER RESOLVED, that future due installments of an assessment against any parcel of land may be paid to the Township Treasurer at any time in full. 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.

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. 2014-27 as presented.

Motion by: Goupil

Seconded: Tucker

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

Nays: None

Absent: Lorraine

Motion carried. Resolution declared adopted.

**Fenton Township Fire Protection Special Assessment District - Hearing on 2014
Special Assessment Roll**

Supervisor Mathis stated that this is the annual public hearing on the Fire Protection Special Assessment Roll. The assessment per household remains at \$65.00. There was no public comment. Clerk Krug presented the following resolution:

RESOLUTION NO. 2014-28

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 raising money by special assessment for furnishing fire protection and purchasing and housing equipment, and for the operation of same, and

WHEREAS, such public hearing was preceded by a notice published in a newspaper of general circulation in the Township, and

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

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

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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 presented, 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. 2014-3 and shall hereby be confirmed as the 2014 assessment roll for the Fenton Township Fire Protection Special Assessment District, and

BE IT FURTHER RESOLVED, that the assessments in said Fenton Township Special Assessment Roll No. 2014-3 shall be due and payable on December 1, 2014, and

BE IT FURTHER RESOLVED, if any special assessment is not paid when due, then the special assessment shall be considered to be delinquent and there shall be collected, in addition to interest as provided by this section, 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 Public Act 81 of 1989 and Public Act 188 of 1954, as amended, and

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. 81 of 1989 and P.A. 188 of 1954, and

BE IT FINALLY 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. 2014-28 as presented.

Motion by: Krug

Seconded: Kesler

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

Nays: None

Absent: Lorraine

Motion carried. Resolution declared adopted.

Community Development Block Grant Needs Hearing

Supervisor Mathis stated that Fenton Township still has approximately \$76,000 in 2013-15 Community Development Block Grant (CDBG) funds. The purpose of this hearing is to accept public input and discuss potential uses of the funds.

There was no public comment.

Operations Manager Broecker reported that Genesee County Community Development recently received updated information regarding designated low-moderate income areas

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throughout the county. For the first time, a portion of Fenton Township now meets the income criteria to be considered low-moderate for purposes of project eligibility. Going forward, this will make it easier for Fenton Township to identify eligible CDBG projects. It also provides an opportunity to allocate remaining 2013-15 funds to this area. Unfortunately, because these funds must be expended by February 2015, there isn't sufficient time to complete a road resurfacing project in this area. The Genesee County Road Commission can, however, complete a ditching and driveway culvert replacement project on parts of Odell Road and Jennings Road within the required time limits. Since ditching and culvert replacement have not been included in any prior CDBG hearing, this hearing was scheduled so these projects could be considered. After the hearing, with the approval of the board, the Township can submit a project application for this work. The Genesee County Road Commission has provided cost estimates for the ditching and culvert replacement work totaling approximately \$74,000.

The board discussed the following potential projects:

- Road ditching on local or primary roads.
- Driveway culvert replacement on local or primary roads.

Due to the limited time period to complete the project, the board agreed to approve the ditching and culvert replacement project and to authorize the submission of the CDBG project application at this meeting.

Motion to approve the GCRC proposals for ditching and culvert replacements on Odell Road and Jennings Road, and to authorize the submission of a CDBG Application for project funding, as presented.

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

Motion carried.

REPORTS:

None

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

Rezoning R14-002, Robert Emerick, parcel 06-11-527-006, (2273 Sonora); C-2 to R-5/1st Reading

Supervisor Mathis stated that this is the first reading of a proposed Zoning Ordinance amendment to rezone parcel 06-11-537-006 from C-2 to R-5. Treasurer Tucker explained that the property, although zoned for commercial use, is actually a single family residence. The property owner is having a problem selling the property because the house is a legal non-conforming structure and could not legally be rebuilt if it was destroyed by fire, storm, etc. Rezoning the property to its actual use would eliminate this problem.

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There was no public comment. The second reading of the proposed rezoning ordinance will be conducted at the 10/6/14 meeting.

Proposed Zoning Ordinance Amendment-Non-conforming Structures/1st Reading

Supervisor Mathis stated that this is the first reading of a proposed Zoning Ordinance amendment to revise language regarding non-conforming structures. Treasurer Tucker explained that this amendment is related to the proposed rezoning that was just reviewed. The amendment would allow the rebuilding of legal non-conforming primary structures in the event they are destroyed.

There was no public comment. The second reading of the proposed rezoning ordinance will be conducted at the 10/6/14 meeting.

Proposed Zoning Ordinance Amendment – Communication Tower Equipment Structure Height/1st Reading

Supervisor Mathis stated that this is the first reading of a proposed Zoning Ordinance amendment to revise language regarding height restrictions for communication tower equipment structures. Treasurer Tucker explained that the amendment simply increases the height limit for equipment structures associated with communication towers and antennae from 9 to 10 feet.

There was no public comment. The second reading of the proposed rezoning ordinance will be conducted at the 10/6/14 meeting.

UNFINISHED BUSINESS:

Schedule Election Commission Meeting – 10/6/14

Clerk Krug reported that an Election Commission meeting has been scheduled for Monday 10/6/14, beginning at 7:00 p.m.

Schedule Workshop Meeting

Supervisor Mathis stated that she would like to schedule a workshop meeting to discuss several issues, including the trash collection contract, and service contracts for janitorial, lawn care & snow removal services. After a brief discussion the board agreed to schedule the meeting on 10/13/14 at 7:30 p.m.

NEW BUSINESS:

Schedule Public Hearing – Transfer of Existing Industrial Facilities Exemption Certificates from City of Saginaw – CMI-Schneible Company

Operations Manager Broecker reported that CMI-Schneible Company has purchased the former Carpenter Enterprises/Perani facility on Thompson Road and is in the process of relocating their business from Saginaw to Fenton Township. CMI has two existing Industrial Facilities Exemption Certificates (tax abatements) for equipment that will also be relocated to their Fenton Township facility. They have applied to transfer those existing tax abatements from the City of Saginaw to Fenton Township. A public hearing is required before the Township Board can take action on their application.

Motion to schedule a public hearing for October 6, 2014 to consider the application of CMI-Schneible Company to transfer existing Industrial Facilities Exemption Certificates from the City of Saginaw to Fenton Township.

Motion by: Goupil

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Seconded: Shumaker
Ayes: Mathis, Krug, Tucker, Goupil, Kesler, Shumaker
Nays: None
Absent: Lorraine

Motion carried.

Proposed GCRC Road Improvement Project – Hogan Road (Rolston to Railroad Tracks)

Supervisor Mathis reported that, in order to utilize our remaining 50/50 matching funds from the Genesee County Road Commission one additional road project has been identified for this year – the gravel resurfacing of Hogan Road from Rolston Road to the railroad tracks. The total cost of the project is approximately \$19,000 with half paid by the Township and half from the county 50/50 allocation.

Motion to approve the Genesee County Road Commission proposal for gravel resurfacing of Hogan Road from Rolston Road to the railroad tracks, as presented.

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

Motion carried.

BOARD COMMENT:

None

PUBLIC COMMENT – AGENDA OR NON-AGENDA ITEMS:

Carl Norberg, Torrey Road

Mr. Norberg asked what is being done to reduce stormwater infiltration into the sanitary sewer system that caused the recent sewage backups. Supervisor Mathis stated that the Township's sewer maintenance contractor is working on identifying potential inflow & infiltration sources. The Township is also in the process of purchasing a pump/vacuum truck that will reduce the risk of backups during heavy storms.

EXECUTIVE SESSION:

Motion to recess the open meeting for the purpose of convening an executive session to discuss the proposed sale of township-owned real estate.

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

Motion carried.

The regular meeting was recessed at 9:10 p.m.

RECONVENE:

The regular meeting was reconvened at 9:16 p.m.

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF SEPTEMBER 22, 2014**

NEW BUSINESS (continued):

Proposed Sale of Township-Owned Real Estate

Motion to approve the sale of Units 13-20, Units 41-44 and Units 49-52 of Fenton Orchards Condominium to Odyssey Investment Group LLC for the total sale price of \$80,000 cash, and to authorize the Township Supervisor and Township Clerk to execute quit claim deeds to execute the transfer of ownership.

Motion by: Krug

Seconded: Goupil

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

Nays: None

Absent: Lorraine

Motion carried.

ADJOURN: Meeting adjourned at 9:20 p.m.

Bonnie Mathis, Supervisor

Robert Krug, Clerk

Minutes Posted 9/23/14