

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF JANUARY 25, 2016**

**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 7:38 p.m.), Goupil, Kesler, Shumaker,
Attorney Cooley and Operations Manager Broecker.

Absent: Lorraine

OPENING PRAYER / PLEDGE OF ALLEGIANCE:

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

APPROVAL OF AGENDA:

Motion to approve the 1/25/16 Fenton Township Board Meeting agenda as presented.

Motion by: Goupil

Seconded: Kesler

Ayes: All Present

Nays: None

Absent: Tucker, Lorraine

Motion carried. The agenda is approved.

MEETING MINUTES

The minutes for the 1/11/16 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve invoices and expenditures for all funds totaling \$481,618.90 for payment as presented.

Motion by: Krug

Seconded: Goupil

Ayes: Mathis, Krug, Goupil, Kesler, Shumaker

Nays: None

Absent: Tucker, Lorraine

Motion carried.

PUBLIC HEARINGS:

2016 Local Road Improvement Projects

Supervisor Mathis opened a public hearing to gather citizen input regarding potential local road improvement projects in 2016.

Public Comment:

Brian Banacki, 2057 Wiggins Road

Royal Smith, 2041 Wiggins Road

Both Mr. Banacki and Mr. Smith asked that the board consider making improvements to Wiggins Road. There are sections of this road that are almost impassable due to the number of potholes. Supervisor Mathis noted that Wiggins Road is on the Township's priority list for 2016 and we are still waiting for cost estimates from the Genesee County Road Commission.

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The Township will request the appropriate cost estimates and bring recommendations back to a future meeting for board action.

REPORTS:

Ordinance Enforcement 4th Quarter Report

Supervisor Mathis reviewed the 4th quarter report from Ordinance Enforcement Officer Tom Hosie. Zoning and building code issues were the categories with the highest number of complaints for the quarter. 38 of the 42 complaints filed during the 4th quarter have been closed. The remaining 4 are still under investigation. Supervisor Mathis reported on several specific cases included in Mr. Hosie's report.

COMMUNICATIONS:

Letter from Plante Moran - Upcoming Annual Audit

The board briefly reviewed a letter addressed to the Township Board from Plante Moran regarding our upcoming financial audit.

ADOPTION OF ORDINANCES:

Proposed Government Agency Cost Recovery Ordinance/1st Reading

Supervisor Mathis introduced a proposed ordinance to recover the cost of services provided by the township or a county agency that benefit individual properties. Operations Manager Broecker explained that the ordinance will allow the Township to invoice individual property owners for improvements or repairs provided by the Township or a county agency (GCRC, GCDC, etc.) that benefit only that property. Examples include new driveway culverts and new sanitary sewer leads.

There was no public comment. The second reading of the proposed ordinance will be conducted at the 2/8/16 meeting.

Proposed Zoning Ordinance Amendment - Site Plan Escrow/1st Reading

Supervisor Mathis introduced a proposed Zoning Ordinance amendment to give the Township the authority to require an escrow deposit for new commercial, industrial or residential developments. The escrowed funds will be used to cover the cost of plan reviews by professional consultants. Treasurer Tucker noted that the revised language strengthens the Township's authority to require escrow payments and ties the amount to a specific calculation that will be incorporated into the fee schedule. It also requires payment of all fees before the issuance of a certificate of occupancy rather than a building permit as many of the costs would be generated after the building permit is issued. Mr. Tucker also stated that the Planning Commission unanimously recommended approval.

There was no public comment. The second reading of the proposed ordinance will be conducted at the 2/8/16 meeting.

Proposed Zoning Ordinance Amendment – Accessory Structures/1st Reading

Supervisor Mathis introduced a proposed Zoning Ordinance amendment to revise language relating to the timing of detached accessory building construction. This issue has been previously reviewed and the current proposed ordinance is the most recent update. Treasurer Tucker noted that the amendment would require the completion of a property's principal structure before a building permit could be issued for a detached accessory building. A majority of the Planning Commission voted against recommending

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approval since situations where a detached accessory building was built before the principal structure has only occurred four times in the last 22 years. They were also concerned that not allowing an accessory building to be constructed before or at the same time as the principal structure would increase the incidence of building material theft as the builder would have nowhere to store the materials. Overall the Planning Commission felt that the amendment was not necessary.

There was no public comment. The second reading of the proposed ordinance will be conducted at the 2/8/16 meeting.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Resolution No. 2016-02, Authorization of Sewer Bond Refunding

Supervisor Mathis reported that the Township is looking to refund an existing bond issue from 2007 to take advantage of lower interest rates. She introduced financial consultant Tom Traciak of Umbaugh & Associates, who provided an overview of the proposed bond issue. By issuing refunding bonds now, the Township will have to pay interest on both bond issues for approximately five months (negative arbitrage). However, because rates are so favorable right now, even when you factor in the negative arbitrage and cost of issuance, the Township will realize a net savings of nearly \$1 million over the remaining 12 years of the bond issue. Mr. Traciak also pointed out that if rates increase unexpectedly before the bonds can be issued, the Township can cancel the bond issue with no costs. Treasurer Tucker noted that Mr. Traciak had been in contact with the Township regarding this potential refunding several times over the past year and a half. The negative arbitrage has always been a concern, but now that we are only a few months away from the call date of the 2007 bonds, it seems an ideal time for refunding.

Clerk Krug presented the following resolution:

RESOLUTION NO. 2016-02

WHEREAS, the Charter Township of Fenton, County of Genesee, State of Michigan (the "Township"), has previously issued its 2007 General Obligation Limited Tax Capital Improvement Bonds, dated as of July 1, 2007, for the purpose of paying the costs of certain capital improvement items consisting of improvements to its sewer system in the Township and related sites, equipment, structures, attachments and appurtenances thereto (the "Prior Bonds"); and

WHEREAS, Act 34, Public Acts of Michigan, 2001, as amended ("Act 34"), authorizes the Township to refund or advance refund all or any part of its outstanding securities; and

WHEREAS, the Township has been advised that it may be able to accomplish a net savings of debt service costs by refunding the Prior Bonds through the issuance of refunding bonds by the Township; and

WHEREAS, the Township desires to issue refunding bonds pursuant to Act 34, in an aggregate principal amount of not to exceed Seven Million Eight Hundred Thousand

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Dollars (\$7,800,000) for the purpose of paying all or part of the cost of refunding the Prior Bonds in order to achieve interest cost savings for the benefit of the Township, its taxpayers, and users of the wastewater system; and

WHEREAS, the Township has received a proposal from Robert W. Baird & Co. (the "Underwriter") to purchase the Bonds pursuant to a negotiated sale.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Authorization of Bonds; Bond Details. Bonds of the Township shall be issued in the aggregate principal amount of not to exceed Seven Million Eight Hundred Thousand Dollars (\$7,800,000), as finally determined upon sale thereof, to be designated 2016 GENERAL OBLIGATION LIMITED TAX REFUNDING BONDS (the "Bonds"), for the purpose of paying the cost of refunding all or a portion of the Prior Bonds and issuance costs of the Bonds.

The Bonds shall consist of bonds registered as to principal and interest of the denomination of \$5,000 or multiples of \$5,000 not exceeding for each maturity the aggregate principal amount of such maturity, dated as the date of delivery, or such other date as determined by the Township Administrator, Supervisor, Clerk, or Treasurer (each, an "Authorized Officer"), numbered as determined by the Transfer Agent (hereinafter defined), and maturing or subject to mandatory redemption on September 1st in the years 2017 to 2027, inclusive, or such other dates as shall be determined at the time of sale and in the amounts as determined by an Authorized Officer. The Bonds shall bear interest at a rate or rates to be determined at the time of sale thereof, but in any event not exceeding 6.00% per annum, payable on March 1 or September 1 of each year (as determined at the time of sale thereof), and semi-annually thereafter by check or draft mailed by the Transfer Agent to the registered owner of record as of the 15th day of the month prior to the payment date for each interest payment. The record date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the Township to conform to market practice in the future. The principal of the Bonds shall be payable at U.S. Bank National Association, Detroit, Michigan, who is hereby selected to act as the transfer agent for the bonds (the "Transfer Agent"). The Bonds may be subject to optional or mandatory redemption prior to maturity as determined at the time of sale.

2. Execution of Bonds; Book-Entry Only Form. The Bonds shall be signed by the facsimile signatures of the Supervisor and the Township Clerk and shall have the facsimile seal of the Township printed on the Bonds. No Bond shall be valid until authenticated by an authorized representative of the Transfer Agent. The Bonds shall be delivered to the Transfer Agent for authentication and be delivered by it to the purchaser in accordance with instructions from the Township Treasurer upon payment of the purchase price for the Bonds in accordance with the offer therefor when accepted. Executed blank certificates for registration and issuance to transferees shall simultaneously, and from time to time thereafter as necessary, be delivered to the Transfer Agent for safekeeping.

The Bonds may be issued in book entry only form through the Depository Trust Company in New York, New York ("DTC") and the Authorized Officers are authorized to execute such custodial or other agreements with DTC as may be necessary to

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accomplish the issuance of the Bonds in book entry only form and to make such change in the Bond Form within the parameters of this Resolution as may be required to accomplish the foregoing.

Unless waived by any registered owner of Bonds to be redeemed, official notice of redemption shall be given by the Transfer Agent on behalf of the Township. Such notice shall be dated and shall contain at a minimum the following information: original issue date; maturity dates; interest rates; CUSIP numbers, if any; certificate numbers (and in the case of partial redemption) the called amounts of each certificate; the redemption date; the redemption price or premium; the place where Bonds called for redemption are to be surrendered for payment; and that interest on Bonds or portions thereof called for redemption shall cease to accrue from and after the redemption date.

In addition, further notice shall be given by the Transfer Agent in such manner as may be required or suggested by regulations or market practice at the applicable time, but no defect in such further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed herein.

3. Transfer of Bonds. *The Transfer Agent shall keep the books of registration for this issue on behalf of the Township. Any Bond may be transferred upon such registration books by the registered owner of record, in person or by the registered owner's duly authorized attorney, upon surrender of the Bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any Bond or Bonds shall be surrendered for transfer, the Township shall execute and the Transfer Agent shall authenticate and deliver a new Bond or Bonds, for like aggregate principal amount. The Transfer Agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer.*

4. Limited Tax Pledge; Defeasance of Bonds. *The Township hereby pledges its limited tax full faith and credit for the prompt payment of the principal and interest on the Bonds. The Township shall, each year budget the amount of the debt service coming due in the next fiscal year on the principal of and interest on the Bonds and shall advance as a first budget obligation from its general funds available therefor, or, if necessary levy taxes upon all taxable property in the Township subject to applicable constitutional and statutory tax rate limitations, such sums as may be necessary to pay such debt service in said fiscal year. The Township Treasurer is authorized and directed to open a separate fund with a bank or trust company designated by the Township Board to be known as the 2016 GENERAL OBLIGATION LIMITED TAX REFUNDING BONDS DEBT RETIREMENT FUND (the "Debt Retirement Fund"), the moneys to be deposited into the Debt Retirement Fund to be specifically earmarked and used solely for the purpose of paying principal of and interest on the Bonds as they mature. Into said fund there shall be placed the accrued interest, if any, received at the time of delivery of the Bonds.*

In the event cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal of and interest on which, without reinvestment, come due at times and in amounts sufficient to pay the principal of and interest on the Bonds when due,

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shall be deposited in trust, this Resolution shall be defeased and the owners of the Bonds shall have no further rights under this Resolution except to receive payment of the principal of and interest on the Bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange Bonds as provided herein.

5. Issuance Fund; Escrow Account; Proceeds of Bond Sale. *The Township Treasurer is authorized and directed to open a separate depository account with a bank or trust company or establish a separate account on the books of the Township, to be designated BONDS ISSUANCE FUND (the "Issuance Fund") and deposit into the Issuance Fund a portion of the proceeds of the Bonds sufficient to pay the costs of issuance of the Bonds. The moneys in the Issuance Fund shall be used solely to pay the costs of issuance of the Bonds. Any amounts remaining in the Issuance Fund after payment of issuance expenses shall be transferred to the Debt Retirement Fund for the Bonds.*

The balance of the proceeds of the Bonds together with any moneys transferred by the Township at the time of sale of the Bonds from the Debt Retirement Fund for the Prior Bonds and any other available funds of the Township, shall be invested in direct obligations of or obligations the principal of and interest on which are unconditionally guaranteed by the United States of America or other obligations the principal of and interest on which are fully secured by the foregoing or held as uninvested cash (the "Escrow Funds") and used to pay principal, interest and redemption premium, if any, on all or a portion of the Prior Bonds as shall be finally identified in the Sale Order. The Escrow Funds shall be held by U.S. Bank National Association, Detroit, Michigan, as escrow agent (the "Escrow Agent") in trust pursuant to an escrow agreement (the "Escrow Agreement") which shall irrevocably direct the Escrow Agent to take all necessary steps to call any Prior Bonds specified by the Township upon sale of the Bonds for redemption, including publication and mailing of redemption notices, on any call date, as specified by the Township. The investments held in the Escrow Funds shall be such that the sum will be sufficient, without reinvestment, to pay the principal, interest and redemption premium on the Prior Bonds when due or upon the call for redemption required by this paragraph. Following establishment of the Escrow Funds, any amounts remaining in the Debt Retirement Fund for the Prior Bonds shall be transferred to the Debt Retirement Fund for the Bonds or shall be transferred to the Escrow Funds. The Authorized Officers are each authorized to negotiate the terms of and execute and deliver an Escrow Agreement on behalf of the Township. Each Authorized Officer is authorized and directed to purchase or cause to be purchased, Escrow Securities, including United States Treasury Obligations – State and Local Government Series (SLGS), or open market securities, in an amount sufficient to fund the Escrow Fund.

6. Bond Form. *The Bonds shall be in substantially the following form with such changes as may be required to conform to the final terms of the Bonds established by the Sale Order:*

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R-
UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF GENESEE

CHARTER TOWNSHIP OF FENTON

2016 GENERAL OBLIGATION LIMITED TAX REFUNDING BOND

<u>Interest Rate</u> <u>CUSIP</u>	<u>Maturity Date</u>	<u>Date of</u> <u>Original Issue</u>
	September 1, 20__	_____, 2016

Registered Owner:

Principal Amount:
Dollars

The Charter Township of Fenton, County of Genesee, State of Michigan (the "Township"), acknowledges itself to owe and for value received hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Maturity Date specified above, unless prepaid prior thereto as hereinafter provided, with interest thereon (computed on the basis of a 360 day year consisting of twelve 30-day months) from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on [March] [September] 1, 201_ and semiannually thereafter. Principal of this bond is payable upon presentation and surrender of this bond at the designated corporate trust office of U.S. Bank National Association, Detroit, Michigan, or such other transfer agent as the Township may hereafter designate (the "Transfer Agent") by notice mailed to the registered owner not less than sixty (60) days prior to an interest payment date. Interest on this bond is payable to the person or entity who or which is the registered owner of record as of the fifteenth (15th) day of the month preceding the interest payment date as shown on the registration books of the Township kept by the Transfer Agent, by check or draft mailed by the Transfer Agent to the registered owner of record at the registered address.

This bond, including the interest thereon, is payable as a first budget obligation from the general funds of the Township, and the Township is required, if necessary, to levy ad valorem taxes on all taxable property in the Township for the payment thereof, subject to applicable constitutional and statutory tax rate limitations.

This bond is one of a series of bonds of even Date of Original Issue aggregating the principal sum of \$_____, issued pursuant to Act 34, Public Acts of Michigan, 2001, as amended, and a resolution duly adopted by the Township Board of the Township for the purpose of paying all or part of the cost of refunding a prior bond issue of the Township.

Bonds maturing in the years 20__ to 20__, inclusive, shall not be subject to redemption prior to maturity. Bonds or portions of bonds in multiples of \$5,000 maturing in the year 20__ and thereafter shall be subject to redemption prior to maturity, at the option of the Township, in any order of maturity and by lot within any maturity, on any date on or after September 1, 20__, at par and accrued interest to the date fixed for redemption.

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In case less than the full amount of an outstanding bond is called for redemption, the Transfer Agent, upon presentation of the bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

Notice of redemption shall be given to the registered owner of any bond or portion thereof called for redemption by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered address of the registered owner of record. A bond or portion thereof so called for redemption shall not bear interest after the date fixed for redemption, whether presented for redemption or not, provided funds are on hand with the Transfer Agent to redeem said bond or portion thereof.

This bond is transferable only upon the registration books of the Township kept by the Transfer Agent by the registered owner of record in person, or by the registered owner's attorney duly authorized in writing. Upon the surrender of this bond together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing and upon the payment of the charges, if any, prescribed in the resolution authorizing this bond, a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the resolution authorizing this bond. Neither the Township nor the Transfer Agent shall be required to transfer or exchange this bond or portion of this bond either during the period of fifteen (15) days immediately preceding the date of the mailing of any notice of redemption or (except as to the unredeemed portion, if any, of this bond) after this bond or any portion of this bond has been selected for redemption.

It is hereby certified and recited that all acts, conditions and things required by law to be done, precedent to and in the issuance of this bond and the series of bonds of which this is one, exist and have been done and performed in regular and due form and time as required by law, and that the total indebtedness of the Township, including this bond and the series of bonds of which this is one, does not exceed any constitutional, statutory or charter debt limitation.

This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent.

IN WITNESS WHEREOF, the Township, by its Township Board, has caused this bond to be signed in the name of the Township with the facsimile signatures of its Supervisor and its Township Clerk and a facsimile of its corporate seal to be printed hereon, all as of the Date of Original Issue.

CHARTER TOWNSHIP OF FENTON
County of Genesee
State of Michigan

(SEAL)

By: _____
Its Supervisor

By: _____
Its Township Clerk

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Form of Certificate of Authentication

This bond is one of the bonds described herein.

U.S. Bank National Association
Detroit, Michigan
Transfer Agent

By: _____
Authorized Signatory

Authentication Date: _____, 2016

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7. Negotiated Sale. The Township Board has considered the option of selling the Bonds through a competitive sale and a negotiated sale, and pursuant to the requirements of Act 34, based on the advice of its financial advisor, determines that a negotiated sale of the Bonds will allow more flexibility in accessing the municipal bond market, and to price and sell the Bonds at the time that is expected to best achieve the most advantageous interest rates and costs to the Township, and will provide the Township with greater flexibility in structuring bond maturities and adjusting terms for the Bonds.

8. Bond Purchase Agreement; Delegation to Authorized Officer; Sale Order. The Authorized Officers are each hereby authorized to negotiate the sale of the Bonds with the Underwriter, negotiate and execute a Bond Purchase Agreement, execute a Sale Order specifying the final terms of the Bonds and take all other necessary actions required to effectuate the sale, issuance and delivery of the Bonds within the parameters authorized in this resolution.

9. Adjustment of Bond Terms. The Authorized Officers are each hereby authorized to adjust the final bond details as set forth herein to the extent necessary or convenient to complete the sale of the Bonds and in pursuance of the forgoing is each authorized to exercise the authority and make the determinations pursuant to Sections 315(1)(d) of Act 34, including but not limited to determinations regarding interest rates, prices, discounts, maturities, principal amounts, denominations, date of issuance, interest payment dates, redemption rights and other matters within the parameters established by this resolution; provided that the principal amount of Bonds issued shall not exceed the principal amount authorized in this resolution, the interest rate per annum on the Bonds shall not exceed six percent (6.00%) per annum and the Bonds shall mature not later than September 1, 2027.

10. Tax Covenant; Qualified Tax Exempt Obligations. The Township shall, to the extent permitted by law, take all actions within its control necessary to maintain the exclusion of the interest on each issue of the Bonds from gross income for federal income tax purposes under the Internal Revenue Code of 1986, as amended (the "Code"), including, but not limited to, actions relating to any required rebate of arbitrage earnings and the expenditures and investment of Bond proceeds and moneys deemed to be Bond proceeds. The Township hereby designates the Bonds as "qualified tax exempt obligations" for purposes of deduction of interest expense by financial institutions pursuant to Section 265(b)(3) of the Code.

11. Continuing Disclosure Undertaking. The Township covenants to enter into a continuing disclosure undertaking for the benefit of the holders and beneficial owners of the Bonds in accordance with the requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission, and the Authorized Officers are each hereby authorized to execute such undertaking prior to delivery of the Bonds.

12. Bond Counsel. Miller, Canfield, Paddock and Stone, P.L.C. is hereby appointed to serve as bond counsel for the Bonds, notwithstanding Miller Canfield's present and periodic representation in unrelated matters of the Underwriter and other potential parties to the transaction authorized hereby.

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13. Financial Advisor. *The Township hereby appoints H.J. Umbaugh & Associates as registered municipal advisor with respect to the Bonds.*

14. Authorization of Other Actions. *The Authorized Officers are each authorized and directed to (a) approve the circulation of a preliminary official statement describing the Bonds and to deem the preliminary official statement "final" for purposes of Rule 15c2-12 of the SEC; (b) approve the circulation of a final official statement describing the Bonds and to execute the same on behalf of the Township; (c) solicit bids for and approve the purchase of a municipal bond insurance policy for the Bonds; and (d) do all other acts and take all other necessary procedures required to effectuate the sale, issuance and delivery of the Bonds.*

15. Rescission. *All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution be and the same hereby are rescinded.*

Motion to adopt Resolution No. 2016-02 as presented.

Motion by: Krug

Seconded: Tucker

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

Nays: None

Absent: Lorraine

Motion carried. Resolution declared adopted.

Resolution No. 2016-03, Supporting DNR Canada Goose Egg & Nest Destruction Program – Silver Lake & Marl Lake

Supervisor Mathis reviewed a letter from the Silver & Marl Lakes Area Homeowners Association again requesting a resolution of support from the Township Board for them to participate in the DNR Canada Goose Egg & Nest Destruction Program this year. The geese continue to be a nuisance and source of health concerns due to the number of them in and around the lakes.

Public Comment:

Dick Sandell

Mr. Sandell, member of the Silver-Marl Association, reported that the DNR requires a resolution from the board to continue in the program. The program has been effective in reducing the Canada Goose population. The residents want to continue the momentum.

Wes Nolde

Mr. Nolde, President of the lake association, spoke in support of the program. It will help keep the lake and beaches cleaner and safer.

Clerk Krug presented the following resolution:

RESOLUTION NO. 2016-03

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WHEREAS, the Silver & Marl Lakes Area Homeowner's Association, Inc. wishes to make application to the Michigan Department of Natural Resources (MDNR) to once again participate in the Canada Goose Egg & Nest Destruction Program on and around Silver Lake and Marl Lake in 2016, and

WHEREAS, such application must be supported by the governing body of the local unit of government, and

WHEREAS, the Fenton Township Board supports the efforts of the Silver & Marl Lakes Area Homeowner's Association, Inc. to control the population of Canada Geese to benefit the health, safety and welfare of the lake residents;

NOW, THEREFORE, BE IT RESOLVED, that the township board of the Charter Township of Fenton hereby supports the application of the Silver & Marl Lakes Area Homeowner's Association, Inc. to participate in the MDNR Canada Geese Egg & Nest Destruction Program in 2016.

Motion to adopt Resolution No. 2016-03 as presented.

Motion by: Shumaker

Seconded: Kesler

Ayes: Mathis, Tucker, Goupil, Kesler, Shumaker

Nays: Krug

Absent: Lorraine

Motion carried. Resolution declared adopted.

Proposed Amendments to Fenton Township Fee Schedule

Operations Manager Broecker reviewed proposed revisions to the township's fee schedule. The proposed changes impact building and various permit fees, which were last increased in 2003. The proposed fees are in line with surrounding communities. Special meeting fees, last changed in 1996, are proposed to increase from \$400 to \$500 to cover the higher cost of salaries and notice requirements.

Trustee Shumaker expressed concern that raising building permit fees might compel builders to build elsewhere and negatively impact our rate of development. He also does not believe that comparing our fees to other communities should be used as a justification for the increase.

Motion to adopt revisions to the Fenton Township Schedule of Fees as presented.

Motion by: Krug

Seconded: Tucker

Ayes: Mathis, Krug, Tucker, Goupil, Kesler

Nays: Shumaker

Absent: Lorraine

Motion carried.

Proposed 2016 Building Inspection Services Agreement - D&G of Michigan, Inc.

Supervisor Mathis noted that David Gibson was hired by the Township in 2009 as a contracted Building Official. This arrangement has worked out very well for the Township and Mr. Gibson has done an outstanding job for Fenton Township. Although the level of building activity has increased, the use of a contracted inspector is still the

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most cost-effective option and she recommends renewing this agreement for 2016. The proposed agreement includes an increase to the per-inspection fee from \$35 to \$40, which equates to approximately \$5,000 per year. An informal survey of nearby communities that use contracted inspectors indicated that about half are paying \$35 and half paying \$40 per inspection. Other than the inspection fee and the appropriate date changes, the proposed agreement is identical to the 2015 one.

Treasurer Tucker noted that the agreement includes a termination provision that gives the Township the ability to opt out of the contract at any time for any reason. Goupil agreed this is a good clause. Trustee Shumaker asked if the Township considered any other inspectors to provide this service. Operations Manager Broecker confirmed that the Township has not advertised or solicited proposals for building inspection services since Mr. Gibson was hired in 2009.

Motion to approve the 2016 Building Inspection Services agreement with D&G of Michigan, Inc. as presented.

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

Motion carried.

BOARD COMMENT:

None

PUBLIC COMMENT – AGENDA OR NON-AGENDA ITEMS:

None

ADJOURN: Meeting adjourned at 8:28 p.m.

Bonnie Mathis, Supervisor

Robert Krug, Clerk

Minutes Posted 1/26/16