

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES  
MINUTES FOR REGULAR MEETING OF SEPTEMBER 19, 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, Goupil, Kesler, Lorraine, Shumaker, Attorney  
Belzer and Operations Manager Broecker.

Absent: None

**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 9/19/16 Fenton Township Board Meeting agenda as presented.

Motion by: Shumaker

Seconded: Kesler

Ayes: All

Nays: None

Motion carried. The agenda is approved.

**MEETING MINUTES**

The minutes for the 9/6/16 regular meeting and the 9/6/16 workshop meeting stand approved as presented.

**EXPENDITURES:**

Trustee Shumaker questioned the invoice from Interiors by Bonnie. Supervisor Mathis clarified that Interiors by Bonnie provided wallpaper at cost for Podunk House (19<sup>th</sup> century farmhouse owned by the township and maintained as a historical site). Trustee Shumaker also questioned the mowing invoice for the Thompson Road park property. Clerk Krug clarified that the money pay for the mowing is coming from the Park Fund, which includes only donated funds. Motion to approve invoices and expenditures for all funds totaling \$740,476.67 for payment as presented.

Motion by: Lorraine

Seconded: Tucker

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

Nays: Shumaker

Motion carried.

**PUBLIC HEARINGS:**

**Fenton Township Fire Protection Special Assessment District - Hearing on 2016  
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. 2016-19**

*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*

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*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*

*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. 2016-2 and shall hereby be confirmed as the 2016 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. 2016-2 shall be due and payable on December 1, 2016, 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. 2016-19 as presented.

Motion by: Krug

Seconded: Goupil

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

Nays: None

Motion carried. Resolution declared adopted.

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**Pine 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 Pine 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.

Public comment:

Steve Edwards, 16090 Scenic View Drive

Mr. Edwards asked for more details regarding the lake improvement program. Operations Manager Broecker explained that the assessments pay for the eradication and control of non-native aquatic weeds to improve the overall quality of the lake. The contractor was chosen by the lake association. The total amount to be collected in the proposed 5-year renewal is actually a little less than the 5-year period just completed.

Paul Dorland, 4448 Eleanor Street

Mr. Dorland stated that the lake association used to collect door-to-door for weed treatments in the 1980's and 90's, however not all property owners would contribute. Special assessment was initiated to equalize the cost.

Dave Hawcroft, 3302 Ponemah Drive

Mr. Hawcroft asked if the treatments address starry stonewort. Operations Manager Broecker will follow up with the contractor to verify.

Supervisor Mathis also reported that Pine Lake resident Michael Smith has submitted a letter of support for the special assessment renewal.

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

**RESOLUTION NO. 2016-20**

*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 Pine 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*

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*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. 2016-3 and shall hereby be confirmed as the assessment roll for the Pine Lake Improvement Special Assessment District, and*

*BE IT FURTHER RESOLVED, that the assessments in said Fenton Township Special Assessment Roll No. 2016-3 shall be divided into five annual installments with the first installment due on or before December 1, 2016 and the following installments to be due on or before the first day of December of each year thereafter indicated, and*

*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, 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. 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. 2016-20 as presented.

Motion by: Krug

Seconded: Tucker

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

Nays: None

Motion carried. Resolution declared adopted.

**Silvercrest Channel Lake Improvement Special Assessment District – Hearing on  
Special Assessment Roll**

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Supervisor Mathis stated that this is a public hearing on the special assessment roll for a 4-year renewal of the Silvercrest Channel 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.

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

**RESOLUTION NO. 2016-21**

*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 Silvercrest Channel 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. 2016-4 and shall hereby be confirmed as the assessment roll for the Silvercrest Channel Lake Improvement Special Assessment District, and*

*BE IT FURTHER RESOLVED, that the assessments in said Fenton Township Special Assessment Roll No. 2016-4 shall be divided into five annual installments with the first installment due on or before December 1, 2016 and the following installments to be due on or before the first day of December of each year thereafter indicated, and*

*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%*

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*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, 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. 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. 2016-21 as presented.

Motion by: Krug

Seconded: Shumaker

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

Nays: None

Motion carried. Resolution declared adopted.

**REPORTS:**

Treasurer Tucker reported that Planning Commission recently discussed the issues of urban farming/urban livestock along with other Land Use Plan issues. He also discovered there is pending legislation that may limit local control on farming issues, therefore the township should delay any actions involving agricultural type uses until the legislation is finalized. Clerk Krug noted that he discussed those very issues with three legislators at an event last week and they indicated the pending laws are expected to be enacted.

Supervisor Mathis reported that the owners of two large Thompson Road properties have contacted the township regarding potential development.

**COMMUNICATIONS:**

None

**ADOPTION OF ORDINANCES:**

None

**UNFINISHED BUSINESS:**

None

**NEW BUSINESS:**

None

**BOARD COMMENT:**

None

**PUBLIC COMMENT – AGENDA OR NON-AGENDA ITEMS:**

Randy Rose, 14188 Eastview Drive

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Mr. Rose asked if the township is working on a rental inspection ordinance. Attorney Belzer stated that the township is still considering this issue but has not yet made a decision. Such an ordinance would not be limited to mobile home parks and would be very costly to implement. Mr. Rose believes such an ordinance would be an overall benefit to the township. Clerk Krug noted that the Lake Ponemah Mobile Home Park has been sold to new owners. The new owners have indicated they will work to improve the conditions within the community. Supervisor Mathis noted that she has met with the new owners and agreed that they have indicated there will be many improvements. Mr. Rose also asked about the number of dock spaces are allowed at the mobile home park. Supervisor Mathis indicated that this is being researched but is controlled by the State of Michigan.

Dave Hawcroft, 3302 Ponemah Drive

Mr. Hawcroft asked how long the Lahring road bridge would have one lane closed. Treasurer Tucker responded that MDOT has indicated the work will be done next spring due to the time necessary to fabricate replacement beams.

Mr. Hawcroft also referenced a recent boating accident on Lake Ponemah. The gate at the end of Ponemah Drive is locked but why wasn't it unlocked so emergency vehicles could get through? Trustee Goupil stated that unlocking the gate in this case wasn't necessary as emergency personnel were able to get to the scene.

Pete Ponzetti, 435 Haystack Drive, Linden

Mr. Ponzetti introduced himself as the Democratic candidate for 6th District County Commissioner.

**ADJOURN:** Meeting adjourned at 8:23 p.m.

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Bonnie Mathis, Supervisor

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Robert Krug, Clerk

**Minutes Posted 9/20/16**