

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES  
MINUTES FOR REGULAR MEETING OF APRIL 23, 2018**

**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 and Operations Manager  
Broecker.

Absent: Shumaker

**OPENING PRAYER / PLEDGE OF ALLEGIANCE:**

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

**APPROVAL OF AGENDA:**

Trustee Goupil suggested that both the proposed fire services agreement with Tyrone Township and the proposed fire department training tower be removed from the agenda. Both issues require more time for additional review. Motion to approve the 4/23/18 Fenton Township Board Meeting agenda as amended.

Motion by: Goupil

Seconded: Tucker

Ayes: All Present

Nays: None

Absent: Shumaker

Motion carried. The agenda is approved.

**MEETING MINUTES:**

The minutes for the 4/9/18 regular meeting stand approved as presented.

**EXPENDITURES:**

Motion to approve invoices and expenditures for all funds totaling \$401,556.98 for payment as presented.

Motion by: Tucker

Seconded: Kesler

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

Nays: None

Absent: Shumaker

Motion carried.

**PUBLIC HEARINGS:**

None

**REPORTS:**

**Ordinance Enforcement 1<sup>st</sup> Quarter Report**

Supervisor Mathis reviewed the 1st quarter report from Ordinance Enforcement Officer Pat Shaw. Blight issues and junk vehicles were the categories with the highest number of complaints for the quarter.

**COMMUNICATIONS:**

None

**ADOPTION OF ORDINANCES:**

None

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**UNFINISHED BUSINESS:**

None

**NEW BUSINESS:**

**GCRC Request for Letter of Support - Hogan Road Bridge Replacement Project**

The board reviewed a letter from the Genesee County Road Commission (GCRC) regarding a proposed project to replace the Hogan Road bridge over the Shiawassee River. The existing bridge has outlived its useful life and needs to be replaced. GCRC is planning to apply for funding from MDOT's Local Bridge Program for the 2021 construction season. The Township's share of the estimated \$1.6 million cost is \$192,150. GCRC is asking the Township for a letter committing these funds to the project, should it be funded by MDOT. Operations Manager Broecker suggested that the Township could reserve \$50,000 in the 2018, 2019 and 2020 budgets, leaving approximately \$42,150 to come out of the 2021 budget.

Motion to approve a letter of support committing \$192,150.00 in the year 2021 toward the replacement of the Hogan Road bridge over the Shiawassee River.

Motion by: Tucker

Seconded: Kesler

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

Nays: None

Absent: Shumaker

Motion carried.

**Resolution No. 2018-08, Notice of Intent to Issue Capital Improvement Bonds**

Supervisor Mathis reported that the board discussed at their workshop meeting the issuance of \$1.3 million in capital improvement bonds to fund the second phase of the sewer pump station upgrade project. Treasurer Tucker gave a brief history of the project, including indications that the first phase of the project has already reduced repair and emergency costs significantly. Considering the two phases together, the cost savings should more than offset the cost of the debt service. Based on current cash flows, cost trends and the success of the first phase of the project, the board agreed to move forward with financing the second phase. Clerk Krug presented the following resolution:

**RESOLUTION NO. 2018-08**

*WHEREAS, the Township Board of the Charter Township of Fenton, County of Genesee, State of Michigan (the "Township"), intends to issue and sell general obligation capital improvement bonds, pursuant to Act 34, Public Acts of Michigan, 2001, as amended ("Act 34"), in an amount not to exceed One Million Five Hundred Thousand Dollars (\$1,500,000) in one or more series for the purpose of paying all or part of the cost of acquiring, constructing, furnishing and equipping improvements to the Township's sanitary sewer system, consisting generally of pump station improvements, together with all necessary interests in land, and all related sites, structures, equipment, appurtenances and attachments thereto (the "Project"); and*

*WHEREAS, a notice of intent to issue the bonds must be published before the issuance of the Bonds in order to comply with the requirements of Section 517 of Act 34; and*

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*WHEREAS, the Township intends at this time to state its intention to be reimbursed from proceeds of the bonds for any expenditures undertaken by the Township for the Project prior to issuance of the bonds.*

*NOW, THEREFORE, BE IT RESOLVED THAT:*

- 1. The Township Clerk is hereby authorized and directed to publish a notice of intent to issue bonds in the Tri-County Times, a newspaper of general circulation in the Township.*
- 2. Said notice of intent shall be published as a one-quarter (¼) page display advertisement in substantially the form set forth in Appendix A hereto and by this reference made a part hereof.*
- 3. The Township Board does hereby determine that the form of notice of intent to issue bonds set forth in Appendix A to this resolution and the manner of publication directed is the method best calculated to give notice to the Township taxpayers and electors of this Board's intent to issue the bonds, the maximum amount of bonds to be issued, the purpose of the bonds, the source of payment, and the right of referendum relating thereto, and the newspaper named for publication is hereby determined to reach the largest number of persons to whom the notice is directed.*
- 4. The Township makes the following declarations for the purpose of complying with the reimbursement rules of Treas. Reg. § 1.150-2 pursuant to the Internal Revenue Code of 1986, as amended:*
  - (a) As of the date hereof, the Township reasonably expects to reimburse itself for the expenditures described in (b) below with proceeds of debt to be incurred by the Township.*
  - (b) The expenditures described in this paragraph (b) are for the costs of acquiring and constructing the Project which were paid subsequent to sixty (60) days prior to the date hereof or which will be paid prior to the issuance of the bonds from the general fund or sanitary sewer fund of the Township.*
  - (c) The maximum principal amount of debt expected to be issued for the Project, including issuance costs, is \$1,500,000.*
- 5. The Supervisor, Clerk, and Treasurer are authorized and directed to take other steps as necessary or convenient to carry out the purposes of this resolution.*
- 6. The Township Board hereby confirms the retention of Miller, Canfield, Paddock and Stone, P.L.C. as bond counsel in connection with the issuance of the bonds.*
- 7. The Township Board hereby confirms the retention of H.J. Umbaugh & Associates as municipal advisor in connection with the issuance of the bonds.*
- 8. 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. 2018-08 as presented.

Motion by: Krug

Seconded: Lorraine

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

Motion carried. Resolution declared adopted.

**Proposed Amendments to 2018 Fenton Township Budget**

Operations Manager Broecker reviewed proposed amendments to the 2018 General Fund and Fire Fund budgets. General Fund revisions are relatively minor, with the General Fund still maintaining a balanced budget for the year, with \$50,000 reserved toward the Hogan Road Bridge project as discussed earlier in the meeting. Fire Fund changes include an increase to revenue for sold vehicles and an increase to equipment expense for the proposed training tower. There are no proposed amendments to any of the other funds.

Motion to adopt amendments to the 2018 Fenton Township budget, as presented.

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

Motion carried.

**Proposed Extension of Real Estate Broker Services Agreement – Ed Constable**

The board reviewed a proposal to extend the existing agreement with realtor Ed Constable as the listing agent for properties owned by Fenton Township. Treasurer Tucker also took the opportunity to update the board on legal issues relating to the Fenton Orchards condominium units that the Township currently owns. He expects that the issues will be soon resolved. After a brief discussion, the board agreed to extend the agreement with Mr. Constable through the end of October.

Motion to approve an extension of the real estate broker services agreement with Ed Constable to October 30, 2018.

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

Motion carried.

**BOARD COMMENT:**

None

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

None

**ADJOURN:** Meeting adjourned at 7:55 p.m.

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Bonnie Mathis, Supervisor

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Robert Krug, Clerk

**Minutes Posted 04/24/18**