

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF SEPTEMBER 17, 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 (arrived 7:42 p.m.), Kesler, Lorraine,
Shumaker, Attorney Belzer and Operations Manager Broecker.

Absent: None

OPENING PRAYER / PLEDGE OF ALLEGIANCE:

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

PRESENTATION:

Chris Christenson introduced himself as a candidate for Circuit Court Judge. He gave a brief overview of his legal career and community involvement. Mr. Christenson thanked the board for the opportunity to address the meeting.

APPROVAL OF AGENDA:

Supervisor Mathis asked to add the proposed hiring of a new firefighter to the agenda. Motion to approve the 9/17/18 Fenton Township Board Meeting agenda as amended.

Motion by: Shumaker

Seconded: Tucker

Ayes: All Present

Nays: None

Absent: Goupil

Motion carried. The agenda is approved.

MEETING MINUTES:

Treasurer Tucker noted that the section in expenditures appeared to be incomplete. Operations Manager Broecker confirmed that it had already been corrected in the final draft of the minutes. The minutes for the 9/4/18 regular meeting stand approved as corrected.

EXPENDITURES:

Treasurer Tucker questioned the expenses for the Cardmember Services invoice. Operations Manager Broecker confirmed that the bill consists of several different expenses, including conference fees and lodging for assessing staff, and election related expenses. Motion to approve invoices and expenditures for all funds totaling \$714,100.52 for payment as presented.

Motion by: Tucker

Seconded: Lorraine

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

Nays: None

Absent: Goupil

Motion carried.

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PUBLIC HEARINGS:

Proposed 2018 Special Assessment Roll - Fenton Township Fire Protection Special Assessment District

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

RESOLUTION NO. 2018-29

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 special 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, and

WHEREAS, such public hearing was preceded by proper notice in the Tri-County Times, a newspaper of general circulation in the township, and

WHEREAS, comments were received from those present at such public hearing concerning said special assessment roll and opportunity to all present to be heard in the matter, and

WHEREAS, a record of those present to protest, and of written protests submitted, if any, 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 special assessment roll and considered all comments and proposed amendments thereto and has found the proposed special assessment roll, as submitted, to be correct, just and reasonable;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

- 1. The special assessment roll submitted by the supervisor and assessing officer of the Township, shall hereafter be designated as Fenton Township Special Assessment Roll No. 2018-05 and shall hereby be confirmed as the 2018 special assessment roll for the Fenton Township Fire Protection Special Assessment District.*
- 2. The assessments in said Fenton Township Special Assessment Roll No. 2018-05 shall be due and payable on or before December 1, 2018.*
- 3. If any 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 Public Act 81 of 1989, as amended, and Public Act 188 of 1954, as amended.*
- 4. 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*

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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.

5. *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. 2018-29 as presented.

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

Motion carried. Resolution declared adopted.

REPORTS:

None

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

None

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Resolution No. 2018-30, Schedule Public Hearing on Creation of Trash Collection Special Assessment District

The board reviewed a resolution to schedule a public hearing on the creation of a special assessment district to continue the township-wide residential trash, recycling and yard waste collection services. Clerk Krug presented the following resolution:

RESOLUTION NO. 2018-30

WHEREAS, the township board of the Charter Township of Fenton has determined to proceed under the authority of Michigan Public Act 188 of 1954, as amended, to create a special assessment district for the purpose of continuing residential trash, recycling and yard waste collection services within the Township, and

WHEREAS, plans and estimates of costs for the foregoing services have been placed on file in the office of the Township Clerk;

NOW, THEREFORE, BE IT RESOLVED, that this township board does hereby tentatively declare its intent to continue the existing residential trash, recycling and yard waste collection services in Fenton Township, and

BE IT FURTHER RESOLVED, that this township board does tentatively designate the special assessment district against which the costs of the improvements are to be assessed as the Fenton Township Solid Waste Collection Special Assessment District,

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which shall tentatively include the lands and premises more particularly described as follows:

All improved single-family residential parcels of land within the Charter Township of Fenton

and

BE IT FURTHER RESOLVED, that a hearing on any objections to the improvement, the estimate of costs, and to the special assessment district proposed to be established for the assessment of the cost of such improvement, shall be held on Monday October 15, 2018 at a regular meeting of the township board at the Fenton Township Civic Community Center, 12060 Mantawauka Drive, Fenton, Michigan, commencing at 7:30 p.m., and

BE IT FURTHER RESOLVED, that the Township Clerk is instructed to give proper notice of such hearing by mailing and publication in accordance with law and statute provided, 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. 2018-30 as presented.

Motion by: Krug

Seconded: Tucker

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

Nays: None

Motion carried. Resolution declared adopted.

Resolution No. 2018-31, Genesee County Parks & Recreation - Community Park, Recreation, Open Space and Greenway Plan

The board reviewed a letter from the Genesee County Parks and Recreation Commission, requesting local governments to “opt-in” to their *Community Park, Recreation, Open Space and Greenway Plan*. Fenton Township can accomplish this by adopting a resolution and providing a copy of the action plan from our own Parks & Recreation Plan. After a brief discussion, the board agreed to opt in to the county plan. Clerk Krug presented the following resolution:

RESOLUTION NO. 2018-31

*WHEREAS, the Genesee County Parks and Recreation Commission is in the process of updating their **Community Park, Recreation, Open Space and Greenway Plan**, and*

WHEREAS, the commission has invited each local unit of government in Genesee County, including Fenton Township, to “opt-in” to the action program section of their plan by including the action plan section of their local parks and recreation plan in the Genesee County plan, and

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WHEREAS, Fenton Township believes opting in to the Genesee County plan will demonstrate cooperative planning efforts between governmental units, which may provide additional resources for local and county recreational facilities;

*NOW, THEREFORE, BE IT RESOLVED, that the Township Board of the Charter Township of Fenton hereby authorizes the Genesee County Parks and Recreation Commission to include the action plan from the **Fenton Township Parks and Recreation Plan** in the Genesee County **Community Park Recreation, Open Space and Greenway Plan**.*

Motion to adopt Resolution No. 2018-31 as presented.

Motion by: Krug

Seconded: Goupil

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

Nays: None

Motion carried. Resolution declared adopted.

Resolution No. 2018-32, Memorial for Wade Pyles

Supervisor Mathis stated that Fenton Township and the entire Fenton Community lost a true friend with the recent passing of Wade Pyles. A memorial resolution has been prepared for board consideration. Clerk Krug presented the following resolution:

RESOLUTION NO. 2018-32

WHEREAS, Fenton Township resident Wade Pyles passed away unexpectedly on September 8, 2018, and

WHEREAS, Mr. Pyles was a resident of Fenton Township for many years, during which time he contributed greatly to the progress and welfare of the community, most notably as a member, ambassador and director for the Fenton Regional Chamber of Commerce, and as a prominent local realtor, and

WHEREAS, Mr. Pyles was active in numerous charitable and humanitarian causes, including Snuggle Sacks-kits for the homeless, America Cancer Society, Hurley Medical Center cancer programs, the Thompson Road Regional Dog Park and many others, thereby exhibiting his selfless and giving nature;

NOW, THEREFORE, BE IT RESOLVED, that the Township Board of the Charter Township of Fenton hereby honors Wade Pyles for his valuable contributions to our community, conveys sincere appreciation and gratitude for his dedicated service to the citizens and businesses of the entire Fenton area and expresses profound sadness at his passing, and

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of this meeting and a copy provided to Mr. Pyles' family.

Motion to adopt Resolution No. 2018-32 as presented.

Motion by: Krug

Seconded: Lorraine

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

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Nays: None
Motion carried. Resolution declared adopted.

Employment Terminations & New Hires - Fenton Township Fire Department

The board reviewed a memo from Interim Fire Chief Haiser regarding staffing changes on the fire department. Firefighter Greg Blevins notified Mr. Haiser that he is resigning due to not having sufficient time to respond to emergencies. Firefighter Leonard Adams is resigning due to military commitments, and Firefighter Tyler Stewart did not pass the required fire academy exams.

Interim Chief Haiser is also recommending the re-hiring of Brett DeWeese, who has served on the Fenton Township Fire Department in the past and has expressed an interest in returning.

Motion to accept the resignations of firefighters Gregory Blevins and Leonard Adams as presented.

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

Motion to terminate the employment of firefighter Tyler Stewart.

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

Motion to approve the hiring of Brett DeWeese as a member of the Fenton Township Fire Department.

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

Proposed Lease Agreement – 3095 Thompson Road

The board reviewed a proposed lease agreement for the property at 3095 Thompson Road. Realtor Ed Constable explained the proposed 12-year lease as an oil change facility. The board expressed reservations regarding the length of the lease and the potential for environmental issues if the property were to continue to be used as an oil change facility. Trustee Shumaker stated that the Township should not be in the business of owning property. He believes the property should be sold. Supervisor Mathis stated that the Township may need the property for a public purpose and does not want to do anything with the property at this time. After additional discussion, it was suggested that the Township take the property off the market completely until a direction is determined.

Motion to reject the proposed lease offer for the property at 3095 Thompson Road, and to remove the property from the market for sale or lease.

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

Motion carried.

Mr. Constable also requested, and the board agreed to, the following listing price reductions for township-owned properties:

Audubon Meadows lot - \$5,000
Linden Road vacant lot - \$5,000
Dalhart Drive vacant lot - \$25,000

BOARD COMMENT:

None

PUBLIC COMMENT – AGENDA OR NON-AGENDA ITEMS:

None

ADJOURN: Meeting adjourned at 8:19 p.m.

Bonnie Mathis, Supervisor

Robert Krug, Clerk

Minutes Posted 09/18/18