

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF JANUARY 6, 2020**

**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, Lorraine, Reid, Attorney Belzer and
Operations Manager Broecker.

Absent: Kesler

OPENING PRAYER / PLEDGE OF ALLEGIANCE:

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

APPROVAL OF AGENDA:

Supervisor Mathis asked to add a law enforcement update to the *Reports* section of the agenda, and also to schedule a special board meeting. Motion to approve the 1/6/20 Fenton Township Board Meeting agenda as amended.

Motion by: Tucker

Seconded: Lorraine

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

Nays: None

Absent: Kesler

Motion carried. The agenda is approved.

MEETING MINUTES:

The minutes for the 12/16/19 regular meeting stand approved as presented.

EXPENDITURES:

Treasurer Tucker questioned the \$1,233.23 payment to Cardmember Service. Operations Manager Broecker explained that this is for several different expenditures paid with a township credit card. Approximately \$950 of the amount is for the Zoning Administrator to attend certification classes through MSU Extension. Supervisor Mathis questioned payments to the State of Michigan for lake permit fees. Operations Manager Broecker clarified that the permit fees for weed treatments are requested by the contractor but the checks are made payable to the state. These fees are paid from special assessment funds. Supervisor Mathis also asked if the fire station door repair would be covered by insurance since it was damaged by an accident. Operations Manager Broecker confirmed that the township's property insurance would cover the cost, less the deductible. Motion to approve invoices and expenditures for all funds totaling \$301,501.76 for payment as presented.

Motion by: Lorraine

Seconded: Reid

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

Nays: None

Absent: Kesler

Motion carried.

PUBLIC HEARINGS:

None

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF JANUARY 6, 2020**

REPORTS:

Fire Department 4th Quarter & Annual Report

Fire Chief Ryan Volz reviewed 4th quarter and annual Fire Department statistics:

	<u>Oct-Dec, 2019</u>	<u>Total 2019</u>
Total alarms	109 (17 in Tyrone Twp.)	641 (64 in Tyrone Twp.)
Fires/Explosions	13	45
EMS	49	370
Hazardous cond.	5	27
Service calls	15	43
Good intent calls	18	112
False alarms	9	42
Weather/Nat.Disaster	0	2

Treasurer Tucker asked if the fees charged to Tyrone Township under our contract are adequately covering Fenton Township's costs. Chief Volz confirmed that the fees are adequate. The board thanked Chief Volz for his report.

Law Enforcement Report

Detective Sergeant Curt Harrington reviewed a summary report of police calls for August through December of 2019. He plans to provide quarterly report going forward. Treasurer Tucker noted the number of auto accidents seems high. Detective Harrington agreed, adding that additional investigation is being done to determine if certain roads are experiencing an excessive number of accidents. The board thanked Detective Harrington for his report.

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

Rezoning #R19-003, Courtney Stephens, parcel #06-22-400-047 (14337 Eastview Drive); C-2 to R-5; 2nd Reading/Vote on Adoption

Supervisor Mathis reviewed a proposed Zoning Ordinance amendment to rezone property on Eastview Drive from C-2 to R-5, which was introduced at the 12/16/19 meeting. The Planning Commission voted unanimously to recommend approval of the rezoning. While the request is technically not consistent with Master Plan, which calls for mobile home residential, it is still a less intensive use, and consistent with surrounding zoning. There was no further discussion.

Motion to adopt Ordinance No. 817, an amendment to Zoning Ordinance No. 594 to rezone parcel 06-22-400-047 from C-2 to R-5, as presented.

Motion by: Lorraine

Seconded: Tucker

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

Nays: None

Absent: Kesler

Motion carried. Ordinance declared adopted.

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF JANUARY 6, 2020**

Proposed Amendment to Sewer System Ordinance - Gold Shovel Standard; 2nd Reading/Vote on Adoption

The board reviewed a proposed amendment to the Sewer System Ordinance, which was introduced at the 12/16/19 meeting, to require all contractors working on the sanitary sewer system in Fenton Township to be Gold Shovel certified through Miss Dig. This requirement would ensure that all contractors connecting buildings to the sewer would be properly trained regarding utility staking requirements, which would reduce the risk of underground infrastructure damage. If approved, this requirement would be added to the Sewer Contractor License application. There were several contractors in attendance that had concerns regarding this issue.

Public comment:

Brian Dennis, Picasso Services

Mr. Dennis stated that the Gold Shovel Standard is a for-profit company based in California. To maintain certification, contractors would be required to pay annual fees of \$1,500-2,400 to maintain certification. This requirement is cost prohibitive, especially for smaller excavators, and completely unnecessary. There is no history of accidental sewer line breaks in Fenton Township. Following the existing Miss Dig protocols has proven to be effective. Mr. Dennis stated that the original intent was to prevent accidents involving natural gas lines. He agreed that the Gold Shovel Standard certification might make sense for contractors working on natural gas lines, but requiring it for sewer and water connections is overkill. Several other contractors in attendance agreed with Mr. Dennis' comments and urged the board not to adopt the ordinance. After additional discussion, the matter was brought to a vote.

Motion to adopt an amendment to Sewer System Ordinance No. 615 to require all excavating contractors that work on sanitary sewers to become Gold Shovel Standard certified, as presented.

Motion by: Goupil

Seconded: Reid

Ayes: None

Nays: Mathis, Krug, Tucker, Goupil, Lorraine, Reid

Absent: Kesler

Motion carried. The ordinance is not adopted.

Proposed Assault & Battery Ordinance; Introduction/2nd Reading/Vote on Adoption

The board reviewed a proposed Assault & Battery Ordinance, which was introduced at the 12/16/19 meeting. Attorney Belzer noted that the language has been revised based on concerns raised by Treasurer Tucker. There was no further discussion.

Motion to adopt Ordinance No. 818, an Assault & Battery Ordinance, as presented.

Motion by: Lorraine

Seconded: Goupil

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

Nays: None

Absent: Kesler

Motion carried. Ordinance declared adopted.

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF JANUARY 6, 2020**

UNFINISHED BUSINESS:

Scheduling of Special Meeting

The board agreed to schedule a special meeting on Monday 1/20/20 at 6:30 p.m. to continue the review and discussion regarding compensation for exempt employees.

NEW BUSINESS:

PEG Grant Application – Linden, Fenton, Lake Fenton & Hartland Schools and

Operations Manager Broecker reported that Lake Fenton, Linden, Fenton and Hartland school districts and Southern Lakes Parks & Recreation (SLPR) have submitted a combined PEG grant application to upgrade and replace video equipment for the creation of PEG Channel video content. It was noted that the Hartland Consolidated Schools grant will be funded solely from Tyrone Township's PEG funds. The FACT Consortium has reviewed and approved the applications, and recommended approval of funding up to a maximum of \$199,824.15.

The allocation of the costs is based on annual PEG fee receipts for each community. If approved, the grant funding will be allocated as follows:

Fenton Township	\$ 83,767.05
City of Fenton	54,518.41
Tyrone Township	42,418.86
City of Linden	19,119.84

As with prior grant approvals, the FACT Consortium has requested that the municipalities approve an "up to" amount to allow the orders to be placed. Payments to the school districts and SLPR will occur after the actual costs are finalized. Operations Manager Broecker also reminded the board that PEG funds are restricted and can only be used for capital equipment purchases to support the public access channel.

Motion to approve funding for the PEG Grant applications of Fenton Area Public Schools Lake Fenton Community Schools, Linden Community Schools, Hartland Consolidated Schools, Southern Lakes Parks & Recreation and the FACT Consortium up to a total amount of \$83,767.05, as presented.

Motion by: Lorraine

Seconded: Tucker

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

Nays: None

Absent: Kesler

Motion carried.

Schedule Public Hearing – 2020 Local Road Improvements

Supervisor Mathis stated that, in keeping with the past practices of the Township Board, she would like to schedule a local road improvement public hearing for the 1/20/20 township board meeting. This hearing will give the board an opportunity to obtain citizen input regarding potential local road improvement projects prior to making any final decisions.

Motion to schedule a public hearing for January 20, 2020 to obtain citizen input regarding potential local road improvement projects for 2020.

Motion by: Reid

Seconded: Tucker

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

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF JANUARY 6, 2020**

Nays: None
Absent: Kesler
Motion carried.

Proposed Road Improvement Project – Whittaker Road (Linden Rd. to Harp Dr.)

Operations Manager Broecker noted that the Township Board approved the paving of Whittaker Road from Linden Road to Harp Drive as a 2019 local road project in May of 2018. This approval was based on a \$150,000 cost estimate from the Genesee County Road Commission (GCRC), and the use of \$90,200 in supplemental allocation funds from GCRC, which put the Township cost around \$60,000.

When GCRC completed the engineering design for the project, the cost estimate had increased to \$246,660.30. When the project was first bid out in August 2019, GCRC received only two bids, the lowest of which was \$343,542.20. The August bids were rejected and the project was bid out again in December. This time GCRC received nine bids, the lowest of which was \$314,006.00, still more than double the original estimate. GCRC has advised that they do not believe re-bidding the project again will result in any significant cost reduction and has asked the township to decide if they wish to move forward with the project. If the board chooses to approve the project, the Township's share of the cost would be \$223,806.00, which is about 64% of our 2020 local road improvement budget. If the board decides not to approve the project, the Township will need to identify a different project for use of the supplemental allocation funds. Operations Manager Broecker added that he spoke to GCRC officials today and confirmed that the Township would be responsible for out-of-pocket costs incurred to date, which amount to approximately \$20,000 (tree removal and core sampling). This could be divided between the Township and GCRC (50/50 allocation funds).

The board agreed to take no action at this time, but review the issue as part of the overall road project budget.

Proposed Summer Tax Collection Agreements – Linden, Fenton & Genesee Intermediate School Districts

Supervisor Mathis noted that Fenton Township has received requests again this year to collect a portion of the local school district taxes in the summer property tax bills. Agreements have been prepared to formalize these arrangements with Linden & Fenton Schools and GISD. The agreements are virtually identical to the agreements executed for 2019.

Treasurer Tucker stated that he reviews the contract fees with Operations Manager Broecker each year. The last increase was in 2016 and he sees no need to increase at this time. The fees will be reviewed again next year.

Motion to approve the 2020 Summer Tax Collection Agreement with Linden Community Schools as presented.

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

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF JANUARY 6, 2020**

Motion to approve the 2020 Summer Tax Collection Agreement with Fenton Area Public Schools as presented.

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

Motion carried.

Motion to approve the 2020 Summer Tax Collection Agreement with the Genesee Intermediate School District as presented.

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

Motion carried.

Letter of Resignation – Fenton Township Fire Department

The board reviewed a letter of resignation from Firefighter Brett DeWeese. Mr. DeWeese indicated that his work and family commitments do not allow him to meet the required alarm response percentages.

Motion to accept the resignation of Brett DeWeese from the Fenton Township Fire Department, as presented.

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

Motion carried.

BOARD COMMENT:

Clerk Krug noted that a meeting has been scheduled between Southern Lakes Parks & Recreation (SLPR) and the various soccer organizations regarding the future use of the Linden Road park property. He acknowledged that the Township's position is to not be involved in any future lease of the property once the current extension expires on 6/30/20, but stated he is willing to attend the meeting, if only to help facilitate discussion. Trustee Reid noted that SLPR is still investigating if they want to become involved in the leasing of the property. Pat Lockwood will represent SLPR at this meeting.

PUBLIC COMMENT – AGENDA OR NON-AGENDA ITEMS:

None

ADJOURN: Meeting adjourned at 8:42 p.m.

Bonnie Mathis, Supervisor

Robert Krug, Clerk

Minutes Posted 01/07/20