

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF FEBRUARY 3, 2020**

**FENTON TOWNSHIP CIVIC COMMUNITY CENTER
12060 MANTAWAUKA DRIVE, FENTON, MICHIGAN**

Supervisor Mathis called the meeting to order at 7:37 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:

Motion to approve the 2/3/20 Fenton Township Board Meeting agenda as presented.

Motion by: Goupil

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 1/20/20 regular meeting and 1/20/20 special meeting stand approved as presented.

EXPENDITURES:

Supervisor Mathis pointed out that the \$50,685.32 payment to the Genesee County Treasurer includes December sheriff patrol services in addition to the listed description of "Dog License Fees". Motion to approve invoices and expenditures for all funds totaling \$354,805.23 for payment as presented.

Motion by: Lorraine

Seconded: Tucker

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

Nays: None

Absent: Kesler

Motion carried.

PUBLIC HEARINGS:

Proposed Street Improvement Special Assessment District - Margaret Drive & Ruth Drive; Continuation of Public Hearing

Supervisor Mathis opened a continuation of a public hearing, which began at the 11/4/19 board meeting and continued at the 12/16/19 board meeting. The subject of the public hearing is a proposed street improvement special assessment district for Margaret Drive and Ruth Drive. Operations Manager Broecker reported that, as directed by the board at the 12/16/19 meeting, forms were mailed to each property owner in the proposed district for them to indicate their paving option preference. A tabulation of the forms returned is as follows:

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| Margaret Drive | No. | % of Total | % of Responses |
|------------------------------|------------|-------------------|-----------------------|
| # of parcels in proposed SAD | 139 | | |
| Number returned | 103 | 74.10% | |
| Option 1 (full rehab) | 31 | 22.30% | 30.10% |
| Option 2 (mill & pave) | 70 | 50.36% | 67.96% |
| Neither Option | 2 | 1.44% | 1.94% |
| No Response | 36 | 25.90% | |

| Ruth Drive | No. | % of Total | % of Responses |
|---|------------|-------------------|-----------------------|
| # of parcels in proposed SAD | 14 | | |
| Number returned | 8 | 57.14% | |
| Option 1 (mill-pave w/drainage imprv) | 3 | 21.43% | 37.50% |
| Option 2 (mill-pave w/o drainage imprv) | 1 | 7.14% | 12.50% |
| Neither Option | 4 | 28.57% | 50.00% |
| No Response | 6 | 42.86% | |

Based on the responses received, the recommendation is to approve the mill & pave option for Margaret Drive and to remove Ruth Drive from the project.

Public comment:

Carol Wyman, 12125 Margaret Drive

Ms. Wyman asked for clarification of the various responses. Treasurer Tucker clarified that more than 50% of the total number of parcels (67% of those that responded), prefer the lower cost “mill & pave” option.

Eric Morse, 12357 Margaret Drive

Mr. Morse asked about the length of assessment and expected life of the improvement for each option. Operations Manager Broecker clarified that the full rehabilitation option (Option 1) would be assessed over a 15-year period, with a design life of 20 years or more. The mill & pave option (Option 2) would be assessed over a 5-year period, with a design life of 5 years.

Virginia Abraham, 12323 Margaret Drive

Ms. Abraham thanked the board for their hard work and effort throughout this process, and for putting up with all of the residents.

There was no further public comment. Supervisor Mathis closed the public hearing. Clerk Krug presented the following resolution:

RESOLUTION NO. 2020-02

WHEREAS, the township board of the Charter Township of Fenton received petitions signed by more than 50% of the total road frontage of the proposed special assessment district described hereinafter, and accordingly, determined to proceed under the provisions of PA 188 of 1954, as amended, to secure plans and estimates of cost together with a proposed special assessment district for assessing the costs of the proposed street improvement project to schedule a public hearing upon the same for this date, and

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WHEREAS, the plans, estimates of cost and proposed special assessment district were filed with the Township Clerk for public examination and notice of the hearing upon the same was published and mailed in accordance with law and statute provided as shown by affidavits pertaining thereto on file with the Township Clerk, and

WHEREAS, in accordance with the aforesaid notices, a hearing was convened on the 4th day of November 2019, continued on the 16th day of December 2019, and further continued this 3rd day of February 2020 commencing at 7:30 p.m. and all persons given the opportunity to be heard in the matter, and

WHEREAS, as a result of the foregoing, the township board believes the project to be in the best interests of the Township and of the district proposed to be established therefor;

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1. That this township board does hereby determine that the petitions for the Margaret Drive Improvement Special Assessment District were properly signed by the record owners of land whose road frontage constitutes more than 50% of the total road frontage upon the proposed special assessment district.*
- 2. That this township board does hereby approve the preliminary plans for the resurfacing of Margaret Drive, and the estimate of costs for the completion thereof of \$268,881 (including financing costs).*
- 3. That this township board does hereby create, determine and define as a special assessment district to be known as the Margaret Drive Improvement Special Assessment District, within which the costs of such improvements shall be assessed according to the benefits, the following described area within said township:*

***All parcels of land with frontage on, or whose only access is provided by
Margaret Drive***

- 4. That on the basis of the foregoing, this township board does hereby direct the Supervisor and assessing officer to make a special assessment roll in which shall be entered and described all the parcels of land to be assessed with the names of the respective owners thereof if known, and a total amount to be assessed against each parcel of land which amount shall be the relative portion of the whole sum to be levied against the parcels of land in the special assessment district as the benefit to the parcel of land bears to the total benefit to all parcels of land in the special assessment district. When the same has been completed, the Supervisor or assessing officer shall affix thereto her certificate stating that it was made pursuant to this resolution and that in making such assessment roll, she has, according to her best judgment, conformed in all respects to the directions contained in this resolution and the applicable state statutes.*
- 5. That all resolutions and parts of resolutions insofar as they conflict with the provisions of the within resolution be and the same are hereby rescinded.*

Motion to adopt Resolution No. 2020-02 as presented.

Motion by: Krug

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

Motion carried. Resolution declared adopted.

REPORTS:

None

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

None

UNFINISHED BUSINESS:

Election Commission Meeting - February 17, 2020

Clerk Krug advised that an Election Commission meeting will be held at 7:00 p.m. on Monday 2/17/20, prior to the regular board meeting, to appoint election inspectors for the 3/10/20 Presidential Primary Election.

Proposed Local Road Improvement Project - Whittaker Road (Linden Road to Harp Drive)

The board reviewed the proposed paving of Whittaker Road from Linden Road to Harp Drive. When the project was initiated in 2018, it 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 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. Because some preliminary expenses have already been incurred, (tree removal, core samples, etc.), the total project cost would be actually be around \$340,000.00. 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 approximately \$250,000.00, which is more than 70% of our 2020 local road improvement budget. If the board decides to reject the project, the Township will still be responsible for the \$20-25,000 of expenses already incurred, and will need to identify a different project for use of the supplemental allocation funds.

Genesee County Parks & Recreation Commission (GCPR) was contacted to see if they were willing to participate in the cost, since the property on both sides of the road belongs to the county park. The GCPR Director advised that they do not have the budgetary means to absorb the kind of costs being considered.

Based on the much higher than originally estimated cost, it is recommended that the Township Board reject the Whittaker Road project at this time.

Public comment:

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Glenn Shock, 4450 Harp Drive

Mr. Shock stated that this section of road is not well maintained and should be paved. He believes Genesee County Parks & Recreation should pay 1/3 of the costs.

John Locke, 4442 Harp Drive

Mr. Locke agrees that Whittaker Road should be paved and urged the board to find a way to do so.

The board appreciated the comments from the residents, but the Township cannot justify spending \$250,000 on Whittaker Road at this time.

Motion to reject the proposed Whittaker Road paving project due to increased costs.

Motion by: Tucker

Seconded: Krug

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

Nays: None

Absent: Kesler

Motion carried.

NEW BUSINESS:

None

BOARD COMMENT:

None

PUBLIC COMMENT – AGENDA OR NON-AGENDA ITEMS:

None

ADJOURN: Meeting adjourned at 8:18 p.m.

Bonnie Mathis, Supervisor

Robert Krug, Clerk

Minutes Posted 02/4/20