

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF MAY 18, 2020**

**MEETING HELD BY TELEPHONE CONFERENCE CALL
PER MICHIGAN EXECUTIVE ORDER 2020-75**

Supervisor Mathis called the meeting to order at 7:30 p.m.

Present: Mathis, Krug, Tucker, Goupil, Kesler, Lorraine, Reid

Absent: None

Also Present: Attorney Belzer, Operations Manager Broecker, Fire Chief Volz

OPENING PRAYER:

Trustee Goupil offered the opening prayer.

APPROVAL OF AGENDA:

Motion to approve the 5/18/20 Fenton Township Board Meeting agenda as presented.

Motion by: Tucker

Seconded: Lorraine

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

Nays: None

Motion carried. The agenda is approved.

MEETING MINUTES:

The minutes for the 5/4/20 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve invoices and expenditures for all funds totaling \$414,809.86 for payment as presented.

Motion by: Tucker

Seconded: Reid

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

Nays: None

Motion carried.

PUBLIC HEARINGS:

Margaret Drive Improvement Special Assessment District – Hearing on Special Assessment Roll

Supervisor Mathis convened a public hearing on the special assessment roll for the Margaret Drive Improvement Special Assessment District. As reported at the 4/20/20 meeting, the low bid for the project was less than the original cost estimate. The “per-share” assessment is \$1,487.06, approximately \$480 lower than the original estimate. If approved, the special assessment will be spread over a 5-year period, with interest.

The board will accept public comment on 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.

Prior to the public comment, Operations Manager Broecker provided the following information:

- The interest rate on the special assessment will be 1% over the interest rate on the bonds sold to finance the project. The bonds cannot be sold until the special assessment roll is confirmed, so that interest rate will not be known for several weeks.

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- If the special assessment roll is confirmed at this meeting, notices will be mailed to all property owners confirming their special assessment amount. Property owners will have until June 30th to pay the assessment in full, with no interest.
- Project construction is expected to begin sometime in June.

Public Comment:

The following individuals had comments and/or questions on the special assessment:

Curt Gilmore, 12520 Margaret Drive

Mr. Gilmore asked for an explanation of the work to be done. Operations Manager Broecker explained that the project consists of milling off two inches of asphalt and applying two inches of new asphalt. The project does not include any drainage improvements. Mr. Gilmore noted that the Margaret/Ruth intersection is in need of repair and asked if the Ruth Drive property owners are included in the project. Operations Manager Broecker stated that Ruth Drive was removed from the initial project scope and those property owners are not part of this special assessment district. The intersection will most likely be improved, include the first several feet onto Ruth Drive.

Carol Wyman, 12125 Margaret Drive

Ms. Wyman stated that she thought the board had approved the project to fully rehabilitate the street. Operations Manager Broecker clarified that, the results of a survey mailed out to property owners confirmed that a majority preferred the lower cost option, which is what was approved by the board. Ms. Wyman also asked how she can obtain a receipt when she pays off the assessment since the office is closed to the public. Operations Manager Broecker stated he would make sure a receipt was mailed if she mails or drops off her payment.

Eric Morse, 12357 Margaret Drive

Mr. Morse asked if weight restrictions would be in place on Margaret Drive after construction. Treasurer Tucker advised that, as a public street, there is no way to prevent large vehicles (garbage trucks, construction vehicles, etc.) from traveling on the street. Since the Genesee County Road Commission is contracting the work out, the pavement specifications will be designed to handle all legal traffic.

Spring Tremaine, 12389 Margaret Drive

Ms. Tremaine asked several questions regarding the special assessment payments, interest rate and timing of payments. Operations Manager Broecker provided clarification.

Supervisor Mathis closed the public hearing. Clerk Krug presented the following resolution:

RESOLUTION NO. 2020-06

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 street improvement project proposed to be installed within the Margaret Drive Improvement Special Assessment District as shown on the plans and specification for such project, and

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WHEREAS, such public hearing was preceded by proper notice in the Tri-County Times, 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, 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. 2020-02, and shall hereby be confirmed as the assessment roll for the Margaret Drive Improvement Special Assessment District.*
- 2. The assessments in said Fenton Township Special Assessment Roll No. 2020-02 shall be divided into five (5) equal annual installments of principal with the first installment to be due on or before December 1, 2020 and the following installments to be due on or before the 1st day of the same month of each and every year thereafter. All unpaid installments prior to their transfer to the tax roll as provided by Michigan Public Act 188 of 1954, as amended, shall bear interest payable annually on each installment due date at the annual rate equal to 1% above the average rate of interest borne by bonds to be sold by the Township in anticipation of the collection of the special assessments, commencing on July 1, 2020.*
- 3. Future due installments of an assessment against any parcel of land may be paid to the township treasurer at any time in full with interest accrued through the month in which the final installment is paid in accordance with Michigan Public Act 188 of 1954, as amended. 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, 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, also in accordance with said PA 188.*
- 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 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 PA 188.*
- 5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.*

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Motion to adopt Resolution No. 2020-06 as presented

Motion by: Krug

Seconded: Lorraine

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

Nays: None

Motion carried. Resolution declared adopted.

REPORTS:

APM Mosquito Control – Spring Report

The board briefly reviewed the spring report from APM Mosquito Control.

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

None

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Resolution No. 2020-07, Authorizing Issuance of Special Assessment Bonds

Operations Manager Broecker advised the board that, with the confirmation of the special assessment rolls for the Silver Ridge and Margaret Drive projects, a resolution is now required to authorize the issuance of special assessment bonds to finance these street improvement projects. The proposed resolution was drafted by bond counsel Steve Mann from the Miller-Canfield firm. Clerk Krug presented the following resolution:

RESOLUTION NO. 2020-07

WHEREAS, the Silver Ridge Street Improvement Special Assessment Roll and the Margaret Drive Improvement Special Assessment Roll (together, the "Rolls") for the construction of certain road improvements (together, the "Projects") in the Silver Ridge Street Improvement Special Assessment District and the Margaret Drive Improvement Special Assessment District (together, the "Districts") have been prepared, reviewed and confirmed by the Township Board; and

WHEREAS, the Township Board has determined that it will be necessary to issue special assessment bonds pledging for their payment collections on the Rolls; and

WHEREAS, the Township desires to solicit proposals from financial institutions and other prospective purchasers and negotiate the sale of the Bonds to a purchaser within the parameters established by this Resolution.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. *Determination of Useful Life. The estimated period of usefulness of the Projects is not less than fifteen (15) years.*
2. *Authorization of Bonds; Security. Special assessment bonds of the Township shall be issued in an amount not to exceed One Million Five Hundred Twenty-Six*

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Thousand Dollars (\$1,526,000) (the "Bonds") in anticipation of the collection of an equal amount of future due installments on the Rolls, together with interest and investment income thereon, as set forth below:

<i>Silver Ridge Street Improvement Special Assessment Roll</i>	<i>\$1,331,088.55</i>
<i>Margaret Drive Improvement Special Assessment</i>	<i>\$195,548.39</i>

The liability of each of the special assessment rolls shall be limited to the principal amount thereof pledged as set forth above and interest and investment income thereon. In addition to the special assessments primarily pledged, the Township's full faith, credit and resources shall be pledged secondarily for the prompt payment of the principal of and interest on the Bonds as the same become due.

If the pledged special assessments are not collected in amounts sufficient to pay the principal of and interest on the Bonds as the same become due, the Township will promptly advance from its general funds as a first budget obligation sufficient moneys to pay said principal and interest or, if necessary, levy taxes upon all taxable property in the Township therefor, subject to applicable constitutional and statutory tax rate limitations.

- 3. Designation of Bonds; Bond Terms. The Bonds shall be designated 2020 SPECIAL ASSESSMENT BONDS (LIMITED TAX GENERAL OBLIGATION), and shall consist of bonds registered as to principal and interest in the denomination of \$1,000, or multiples thereof not exceeding for each maturity the maximum principal amount of that maturity. The Bonds will be dated as of the date of delivery, or such other date as determined by the Operations Manager/Deputy Clerk, Supervisor, Township Clerk, or Treasurer (each, an "Authorized Officer"), and be payable on May 1 (or such other date as determined at the time of sale thereof) in the years 2021 to 2035, inclusive, in the annual amounts determined at the time of sale. The Bonds shall be sold at a price of not less than 100%. The Bonds may be issued as serial bonds or term bonds or any combination thereof. The Bonds shall be subject to redemption prior to maturity in the manner and at the times and prices as provided in Section 6 hereof. The Bonds shall bear interest at a rate or rates determined on the sale thereof, but not exceeding five percent (5%) per annum, payable on May 1, 2021, and semiannually thereafter. Unpaid installments on the Rolls shall bear interest from and after July 1, 2020, at a rate equal to one percent (1%) above the rate of interest borne by the Bonds payable annually on each installment due date.*

Interest shall be payable to the registered owner of record as of the 15th day of the month prior to the payment date for each interest payment. The record date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the Township to conform to market practice in the future. Interest shall be payable to the registered owner of record as of the 15th day of the month preceding the payment date for each interest payment. The principal of the Bonds shall be payable at a bank or trust company located in Michigan and qualified to act as bond registrar, paying agent and transfer agent or by the Township Treasurer who may be appointed to act as transfer agent for the bonds (the "Transfer Agent"). An Authorized Officer is hereby authorized to select and appoint the Transfer Agent.

- 4. Execution of Bonds; Book-Entry-Only Form. The Bonds of this issue shall be executed in the name of the Township with the manual or facsimile signatures of*

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the Supervisor and Township Clerk and shall have the seal of the Township, or a facsimile thereof, printed or impressed on the Bonds. No Bond signed by facsimile signature shall be valid until authenticated by an authorized officer or representative of the Transfer Agent.

The Bonds may be issued in book-entry-only form through the Depository Trust Company in New York, New York (“DTC”) and any Authorized Officer is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Bonds in book-entry-only form and to make such changes in the Bond form within the parameters of this resolution as may be required to accomplish the foregoing.

5. *Transfer of Bonds. The Transfer Agent shall keep the books of registration for this issue on behalf of the Township. Any Bond may be transferred upon such registration books by the registered owner of record, in person or by the registered owner’s duly authorized attorney, upon surrender of the Bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any Bond or Bonds shall be surrendered for transfer, the Township shall execute and the Transfer Agent shall authenticate and deliver a new Bond or Bonds, for like aggregate principal amount. The Transfer Agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer.*

6. *Bond Form. The Bonds shall be in substantially the following form:*

[THIS BOND HAS NOT BEEN REGISTERED UNDER THE SECURITIES ACT OF 1933, AS AMENDED, OR THE MICHIGAN UNIFORM SECURITIES ACT, AS AMENDED, IN RELIANCE UPON EXEMPTIONS THEREUNDER. ANY RESALE OR OTHER TRANSFER OF THIS BOND MAY BE MADE ONLY UPON REGISTRATION UNDER SUCH ACTS OR IN AN EXEMPT TRANSACTION UNDER SUCH ACTS AND UPON COMPLIANCE WITH THE CONDITIONS SET FORTH HEREIN AND MAY BE OFFERED AND SOLD ONLY IF REGISTERED PURSUANT TO THE PROVISIONS OF THOSE ACTS OR IF AN EXEMPTION FROM REGISTRATION IS AVAILABLE.]

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UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF GENESEE
CHARTER TOWNSHIP OF FENTON
2020 SPECIAL ASSESSMENT BOND
(LIMITED TAX GENERAL OBLIGATION)

Interest Rate	Maturity Date	Date of Original Issue
	May 1, 20__	_____, 2020

Registered Owner:

Principal Amount: Dollars

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The Charter Township of Fenton, County of Genesee, State of Michigan (the "Township"), acknowledges itself to owe and for value received hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the [Maturity Date specified above] [payment dates and in the principal installment amounts specified on Schedule A attached hereto and made a part hereof], unless prepaid prior thereto as hereinafter provided, with interest thereon (computed on the basis of a 360-day year consisting of twelve 30-day months) from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on _____, 20__ and semiannually thereafter. Principal of this bond is payable [at the _____ office of _____, _____, Michigan,] [by the Treasurer of the Township] or such other paying agent as the Township may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this bond is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding the interest payment date as shown on the registration books of the Township kept by the Transfer Agent by check or draft mailed by the Transfer Agent to the registered owner of record at the registered address. For prompt payment of this bond, both principal and interest, the full faith, credit and resources of the Township are hereby irrevocably pledged.

This bond is [a single, fully-registered, non-convertible bond][one of a series of bonds] of even Date of Original Issue [in][aggregating] the principal [sum][amount] of \$ _____, issued in anticipation of the collection of special assessments in a certain special assessment districts (the "Districts") of the Township, for the purpose of paying the cost of certain road improvements in the Districts, all in accordance with the provisions of Act 188, Public Acts of Michigan, 1954, as amended and a duly adopted resolution (the "Resolution") of the Township.

This bond, including the interest hereon, is payable primarily out of special assessments to be collected on the lands situated in the aforesaid Districts. The liability of each special assessment district is limited to the principal amount, and the interest and investment income thereon, specified in the Resolution. In case of insufficiency of said special assessment collections, this bond is payable as a first budget obligation out of the general funds of the Township, including the collection of any ad valorem taxes which the Township is authorized to levy, subject to applicable constitutional and statutory tax rate limitations.

Bonds maturing in the years 2021 to 2027, inclusive, shall not be redemption prior to maturity. Bonds or portions of bonds in multiples of \$1,000 of this issue maturing on or after May 1, 2028, shall be subject to redemption prior to maturity, at the option of the Township, in such order as the Township shall determine, on any date on or after May 1, 2027, at par and accrued interest to the date fixed for redemption.

[In case less than the full amount of an outstanding bond is called for redemption, the Transfer Agent, upon presentation of the bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.]

Notice of redemption shall be given to the registered owner of any bond or portion thereof called for redemption by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered address of the registered owner of record. A bond or portion thereof so called for redemption shall not bear interest after the date fixed for redemption, whether presented for redemption or not, provided funds are on hand with the Transfer Agent to redeem said bond or portion thereof.

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[This][Any] bond is transferable only upon the registration books of the Township kept by the Transfer Agent by the registered owner of record in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing, and thereupon a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the resolution authorizing this bond and upon the payment of the charges, if any, therein prescribed.

It is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issuance of this bond [and the series of bonds of which this is one] have been done, exist and have happened in regular and due time and form as required by law, and that the total indebtedness of the Township, including this bond [and the series of bonds of which this is one], does not exceed any constitutional or statutory debt limitation.

[This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent.]

IN WITNESS WHEREOF the Township, by its Township Board, has caused this bond to be executed with the [manual/facsimile] signatures of its Supervisor and its Township Clerk and its corporate seal or a facsimile thereof to be [impressed/printed] hereon, all as of the Date of Original Issue.

CHARTER TOWNSHIP OF FENTON
County of Genesee
State of Michigan

By: _____
Its: Supervisor

(SEAL)

By: _____
Its: Township Clerk

(Form of Transfer Agent's Certificate of Authentication)

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the within-mentioned resolution.

Transfer Agent

By: _____
Its Authorized Officer

DATE OF REGISTRATION:

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[Bond printer to insert form of assignment]

7. *Debt Retirement Fund; Collection of Special Assessments. There shall be established and maintained a fund to be designated 2020 SPECIAL ASSESSMENT BONDS DEBT RETIREMENT FUND. Into said fund there shall be placed the accrued interest and premium, if any, attributable to the Bonds received at the time of delivery thereof. In addition, there shall be paid into said fund the collections of principal of and interest on the Rolls in anticipation of the collection of which the Bonds authorized by the provisions of this resolution are to be issued. If at any time said fund is insufficient to pay the principal of and interest on said Bonds as the same become due, the Township shall advance from its general funds as a first budget obligation a sufficient amount of money to pay such principal and interest and, if necessary, shall levy taxes on all taxable property in the Township for such purpose, subject to applicable constitutional and statutory tax rate limitations.*
8. *Construction Fund. There shall be established and maintained a separate fund, to be designated 2020 SPECIAL ASSESSMENT BONDS CONSTRUCTION FUND, into which shall be placed the proceeds of sale of the Bonds, except accrued interest and premium, if any, and from which fund there shall be paid the cost of the improvements in the District. The moneys in the Construction Fund shall be used solely to pay the costs of the Project and the costs of issuance of the Bonds.*
9. *Defeasance of Bonds. In the event cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal of and interest on which, without reinvestment, come due at times and in amounts sufficient to pay at maturity or irrevocable call for earlier options redemption, the principal of, premium, if any, and interest on the bonds, shall be deposited in trust, this Resolution shall be defeased and the owners of the bonds shall have no further rights under this Resolution except to receive payment of the principal of, premium, if any, and interest on the bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange bonds as provided herein.*
10. *Negotiated Sale; Delegation to Authorized Officers; Sale Order. The Township hereby declares that it shall pursue a negotiated sale because of the opportunities provided by a negotiated sale to select and adjust terms for the Bonds and to price and sell the Bonds at the times that may be expected to best achieve the most advantageous interest rates and lowest issuance costs. The Authorized Officers are each hereby authorized to select a purchaser for the Bonds (the "Purchaser"), negotiate the sale of the Bonds with the Purchaser, and to place the Bonds with the Purchaser, subject to the parameters set forth in this Resolution. Each Authorized Officer is authorized to award the sale of the Bonds to the Purchaser pursuant to a sale order, subject to the parameters set forth in this Resolution.*
11. *Tax Covenant; Qualified Tax Exempt Obligations. The Township shall, to the extent permitted by law, take all actions within its control necessary to maintain the exclusion of the interest on the Bonds from gross income for federal income tax purposes under the Internal Revenue Code of 1986, as amended, (the "Code")*

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including, but not limited to, actions relating to any required rebate of arbitrage earnings and the expenditures and investment of Bond proceeds and moneys deemed to be Bond proceeds, and to prevent the Bonds from being or becoming "private activity bonds" as that term is used in Section 141 of the Code. The Bonds are hereby designated as "qualified tax exempt obligations" for purposes of deduction of interest expense by financial institutions pursuant to the Code.

12. *Authorization of Other Actions. Each Authorized Officer is hereby authorized to adjust the final bond details set forth herein to the extent necessary or convenient to complete the transaction authorized herein, and in pursuance of the foregoing is authorized to exercise the authority and make the determinations authorized pursuant to Section 315(1)(d) of Act 34 Michigan Public Acts of 2001, as amended, including but not limited to determinations regarding interest rates, prices, discounts, maturities, principal amounts, denominations, dates of issuance, interest payment dates, redemption rights, the place of delivery and payment, and other matters, provided that the principal amount of Bonds issued shall not exceed the principal amount authorized in this Resolution, the interest rate on the Bonds shall not exceed five percent (5.00%) per annum, and the Bonds shall mature not later than May 1, 2035.*
13. *Financial Advisor. The Township hereby confirms Baker Tilly Municipal Advisors, LLC, as financial advisor with respect to the Bonds.*
14. *Bond Counsel. Miller, Canfield, Paddock and Stone, P.L.C. is hereby approved as bond counsel for the Bonds, notwithstanding periodic representation in unrelated matters of parties or potential parties to the transaction contemplated by this resolution.*
15. *Reimbursement Declaration. 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 the Township 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 or will be paid subsequent to sixty (60) days prior to the date hereof.*
 - c) *The maximum principal amount of debt expected to be issued for the Project, including issuance costs, is \$1,526,000.*
 - d) *A reimbursement allocation of the expenditures described in b) above with the proceeds of the borrowing described herein will occur not later than 18 months after the later of (i) the date on which the expenditure is paid, or (ii) the date the Project is placed in service or abandoned, but in no event more than three (3) years after the original expenditure is paid. A reimbursement allocation is an allocation in writing that evidences the Township's use of the proceeds of the debt to be issued for the Project to reimburse the Township for a capital expenditure made pursuant to this resolution,*
16. *Act 34 Notice Posting. The Township hereby confirms that the posting required pursuant to Act 34 as set forth in Exhibit A attached hereto, was done in due time and form as required by Act 34.*

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17. *Rescission. 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. 2020-07 as presented

Motion by: Krug

Seconded: Lorraine

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

Nays: None

Motion carried. Resolution declared adopted.

2020 Local Road Projects

Operations Manager Broecker reviewed the following proposed local road improvement projects:

Asphalt Milling & Repaving

Old Linden Road, Dooley Drive to Linden Road

Pavement Chip Seal/Fog Seal

Jennings Road, Thompson Road to Lahring Road

Limestone Resurfacing

Main Road - Thompson Road to Ray Road

Ray Road - US-23 to Linden Road (cost shared with Mundy Township)

It was noted that the two limestone projects were previously approved by the Township Board. With the redistribution of 50/50 and supplemental allocation funds, GCRC has asked that the projects be re-approved with the revised funding.

The board also reviewed a breakdown of projects already approved, the projects presented for approval at this meeting, and other potential projects for which cost estimates have been received. Based on this cost analysis, and discussions with Lawrence Engineering, the projects presented are recommended for approval. It is further recommended that, because of the anticipated decrease in revenue sharing from the State of Michigan due to the COVID-19 pandemic, all other projects be delayed until at least 2021 in order to reduce expenses for 2020.

Motion to approve the following local road projects for 2020, as presented:

Asphalt Milling & Paving - Old Linden Road from Dooley Drive to Linden Road

Pavement Chip Seal/Fog Seal - Jennings Road from Thompson to Lahring

Limestone Resurfacing - Main Road from Thompson Road to Ray Road

Limestone Resurfacing - Ray Road from US-23 to Linden Road

Motion by: Tucker

Seconded: Kesler

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

Nays: None

Motion carried.

Fenton Township Hall Rentals

The board discussed the status of rentals of the township's banquet hall during the COVID-19 pandemic. Operations Manager Broecker reported that most reservations had been

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canceled or moved to a future date, however one renter has requested that they be allowed to hold their mid-June event as scheduled.

Attorney Belzer advised that the potential liability resulting from allowing an event to be held is far greater than any liability arising from canceling an event against the wishes of the renter. He believes cancelling all events is the best option.

Motion to cancel all rentals of the Fenton Township banquet hall through June 30, 2020 and authorize the refund of all deposits and fees paid for said rentals.

Motion by: Tucker

Seconded: Reid

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

Nays: None

Motion carried.

Proposal to Install Front Counter Glass Panels

Operations Manager Broecker reviewed two proposals for the installation of glass panels across the front counters in the township office. A third proposal was requested, however the company was not able to provide their quote in time for this meeting. After considerable discussion, the board agreed that this project needs to move forward and a decision should be made tonight.

Motion to approve the proposal of Kosin's Glass for the installation of front counter glass panels in the Fenton Township office pursuant to preliminary plans provided to the contractor, at a cost of \$3,585.00, as presented.

Motion by: Tucker

Seconded: Krug

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

Nays: None

Motion carried.

Proposed COVID-19 Preparedness and Response Plan

Operations Manager Broecker reported that, as a step toward the eventual return to full staffing, Fenton Township hourly employees will begin working two days per week in the office this week. Per Michigan Executive Order 2020-77, the Township needs to adopt a COVID-19 Preparedness and Response Plan for the employer and employees to follow to promote the health safety and general welfare of its employees and public offices in order to reduce the impact of COVID-19 infections at the workplace. The board reviewed a draft version of a proposed plan for Fenton Township. The plan is based on recommended language from the Michigan Townships Association and has been reviewed by the Attorney Belzer.

Treasurer Tucker pointed out one typographical error and also recommended changing a provision to read "employees who are sick are required (rather than encouraged) to stay home.

The board discussed at length the issue of taking the temperature of employees before they enter the building. Trustee Reid raised HIPPA and privacy concerns and Trustee Goupil noted that employees at the hospital where he works are not required to have their temperature taken. Treasurer Tucker pointed out that the proposed language was provided by the Michigan Townships Association and, while some may see the

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temperature taking as invasive, without the ability to test everyone for the virus, we should do everything within our power to protect our employees. Attorney Belzer recommended continuation of taking temperatures, but the information will not be recorded.

Motion to adopt the Fenton Township COVID-19 Preparedness and Response Plan, as presented, with the correction and revision noted by Treasurer Tucker above.

Motion by: Tucker
Seconded: Mathis
Ayes: Mathis, Krug, Tucker, Kesler, Lorraine, Reid
Nays: Goupil
Motion carried.

Resolution No. 2020-08, Memorial for Former ZBA Member Les Scott

Supervisor Mathis noted that former ZBA member Les Scott passed away recently. Mr. Scott was a member of the Zoning Board of Appeals for 12 years, a member of the Loose Center Board of Directors, and one of the truly nice people in our community. A resolution has been prepared to honor Mr. Scott for his community service. Clerk Krug echoed Supervisor Mathis' comments. Les was a very dedicated activist for his community.

Clerk Krug presented the following resolution:

RESOLUTION NO. 2020-08

WHEREAS, former Fenton Township ZBA member Leslie D. Scott passed away on May 3, 2020, and

WHEREAS, Mr. Scott was a long-time resident of Fenton Township, during which time he contributed greatly to the progress and welfare of the community, most notably as a member of the Fenton Township Zoning Board of Appeals and the Loose Center Board of Directors, and

WHEREAS, Mr. Scott served loyally and faithfully as a member of the Fenton Township Zoning Board of Appeals from 1998 to 2010, consistently exhibiting the qualities of vision, leadership and dedication to public service throughout his 12 years on the ZBA;

NOW, THEREFORE, BE IT RESOLVED, that the Fenton Township Board of Trustees hereby honors Leslie D. Scott for his valuable contributions to our community, conveys sincere appreciation and gratitude for his dedicated service to the government and citizens of Fenton Township 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 given to Mr. Scott's family.

Motion to adopt Resolution No. 2020-08 as presented.

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

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF MAY 18, 2020**

Letter of Resignation – Fenton Township Fire Department

The board reviewed a letter of resignation from Firefighter Daniel Lauber. Chief Volz reported that Mr. Lauber did not provide any specific reasons for his resignation.

Motion to accept the resignation of Daniel Lauber from the Fenton Township Fire Department.

Motion by: Goupil

Seconded: Lorraine

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

Nays: None

Motion carried.

Proposed Rehiring – Fenton Township Fire Department

The board reviewed a memo from Chief Volz recommending the rehiring of Craig Middleton for the Fenton Township Fire Department. Mr. Middleton resigned in February due to his plans to move out of the area. Since his plans have changed and he is no longer moving, Mr. Middleton is requesting to rejoin the Fire Department.

Motion to approve the rehiring of Craig Middleton as a member of the Fenton Township Fire Department, effective immediately.

Motion by: Goupil

Seconded: Krug

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

Nays: None

Motion carried.

BOARD COMMENT:

None

PUBLIC COMMENT – AGENDA OR NON-AGENDA ITEMS:

None

ADJOURN: Meeting adjourned at 9:08 p.m.

Bonnie Mathis, Supervisor

Robert Krug, Clerk

Minutes Posted 05/19/20