

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF AUGUST 31, 2020**

**MEETING HELD BY TELEPHONE CONFERENCE CALL
PER MICHIGAN EXECUTIVE ORDER 2020-154**

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

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

Absent: Krug

Also Present: Attorney Belzer, Operations Manager Broecker, Fire Chief Volz, Township Engineer Allen Lawrence

OPENING PRAYER:

Trustee Goupil offered the opening prayer.

APPROVAL OF AGENDA:

Trustee Goupil asked to have the issue of hazard pay for the Fire Chief added to the New Business portion of the agenda. Motion to approve the 8/31/20 Fenton Township Board Meeting agenda as amended.

Motion by: Tucker

Seconded: Reid

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

Nays: None

Absent: Krug

Motion carried. The agenda is approved.

MEETING MINUTES:

The minutes for the 8/17/20 regular meeting stand approved as presented.

EXPENDITURES:

Treasurer Tucker questioned the invoice for "No Wake" signs. Operations Manager Broecker explained that the Township has traditionally provided signs for areas that have been designated as "no wake" by township ordinance. It has been several years since any were purchased and a new supply is needed. Motion to approve invoices and expenditures for all funds totaling \$570,932.90 for payment as presented.

Motion by: Tucker

Seconded: Reid

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

Nays: None

Absent: Krug

Motion carried.

PUBLIC HEARINGS:

Proposed Street Improvement Special Assessment District – Audubon Meadows/1st Hearing

Supervisor Mathis opened a public hearing on the creation of a special assessment district for to repave the streets in the Audubon Meadows condominium subdivision. The total estimated cost of the project is approximately \$110,000.00. Operations Manager Broecker noted that, if approved, the condominium association has committed \$55,000.00 toward the project, reducing the amount that would be assessed by 50%. The board will accept public comment on the following:

1. The creation of the special assessment district

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF AUGUST 31, 2020**

2. The proposed boundaries of the district
3. The necessity of the improvement
4. The plans for the improvement
5. The cost estimates for the improvement

Public comment:

Craig Feusse, 11423 Rolling Meadow Drive
Mr. Feusse stated that he supports the proposed special assessment.

Josh Brokoff, 11435 Rolling Meadow Drive
Mr. Brokoff, President of association, noted that the response from the neighborhood to this proposed special assessment has been very positive. The roads are very much in need of resurfacing and the residents are anxious to complete the project.

Brian Tuttle, 11388 Audubon Drive
Mr. Tuttle asked how many property owners signed the petition. Supervisor Mathis stated that approximately 71% of the frontage was represented on the petition, which included 26 of 35 properties.

Supervisor Mathis closed the public hearing.

Trustee Reid commended the association for being in a position to contribute part of the necessary funding to reduce the impact on the property owners.

Operations Manager Broecker presented the following resolution:

RESOLUTION NO. 2020-14

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

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 this 31st day of August 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;

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF AUGUST 31, 2020**

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1. That this township board does hereby determine that the petitions for the Audubon Meadows Street 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 repaving of Audubon Drive, Rolling Meadow Drive and Waterside Drive, and the estimate of costs for the completion thereof of \$110,000 (including engineering and administrative costs).*
- 3. That this township board does hereby create, determine and define as a special assessment district to be known as the Audubon Meadows Street 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:*

Units 1-13 and 15-36 of the Audubon Meadows Condominium Subdivision

- 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. 2020-14 as presented.

Motion by: Lorraine

Seconded: Tucker

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

Nays: None

Absent: Krug

Motion carried. Resolution declared adopted.

Supervisor Mathis stated that, in anticipation of the adoption of the previous resolution, a special assessment roll has been prepared, certified and filed with the Township Clerk. Operations Manager Broecker presented the following resolution:

RESOLUTION NO. 2020-15

WHEREAS, the Supervisor and assessing officer of the township has, in accordance with the resolution of the Fenton Township Board and the laws and statutes

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF AUGUST 31, 2020**

pertinent thereto, prepared a special assessment roll in the total amount of \$55,000.05 covering all parcels of land in the Audubon Meadows Street Improvement Special Assessment District according to the relation of the benefit to each parcel of land to the total benefit to all parcels of land in such special assessment district, and has affixed thereto her certificate as required by said resolution;

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1. That said special assessment roll shall be filed with the Township Clerk and shall be available for public examination on the Township's website from the present date through the date of the public hearing upon the same.*
- 2. That the Fenton Township Board shall meet at 7:30 p.m. on September 21, 2020, via telephone conference call to review the special assessment roll and hear any objections thereto.*
- 3. That the Township Clerk shall cause notice of such hearing and the filing of such assessment roll to be published twice in the Tri-County Times, a newspaper of general circulation in the township prior to the date of the hearing, with the first publication being not less than ten (10) days prior to the hearing and shall further cause notice of such hearing to be mailed by first class mail to all owners of or persons having an ownership interest in property within the Audubon Meadows Street Improvement Special Assessment District as shown on the current assessment roll of the Township also at least ten (10) days prior to said hearing, all in accordance with the law and statute provided.*
- 4. All resolutions and parts of resolutions insofar as they conflict with the provisions of the within resolution are hereby rescinded.*

Motion to adopt Resolution No. 2020-15 as presented.

Motion by: Tucker

Seconded: Reid

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

Nays: None

Absent: Krug

Motion carried. Resolution declared adopted.

REPORTS:

None

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

None

UNFINISHED BUSINESS:

Next Meeting Reminder – September 21, 2020

Supervisor Mathis reminded the board that the next regular township board meeting would be held Monday 9/21/20.

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF AUGUST 31, 2020**

NEW BUSINESS:

Proposed Hiring – Fenton Township Fire Department

Fire Chief Volz recommended the hiring of Jason Bartrum as a member of the Fenton Township Fire Department. Mr. Bartrum has experience and training, and would be a great addition to the department.

Motion to approve the hiring of Jason Bartrum as a member of the Fenton Township Fire Department, as recommended by Fire Chief Volz.

Motion by: Goupil

Seconded: Tucker

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

Nays: None

Absent: Krug

Motion carried.

Resolution No. 2020-16, Schedule Public Hearing on 2020 Fenton Township Fire Protection Special Assessment Roll

Supervisor Mathis stated that, based on prior actions of the Fenton Township Board, the board is obligated to conduct a public hearing on the proposed special assessment roll for the Fenton Township Fire Protection Special Assessment District each year at the last regular board meeting in September. The proposed roll, which has been certified and filed with the Township Clerk, maintains the assessment amount at \$65 per parcel. Resolution No. 2020-16 has been prepared to formally schedule the public hearing. There was no further discussion. Operations Manager Broecker presented the following resolution:

RESOLUTION NO. 2020-16

WHEREAS, the supervisor and assessing officer of the Charter Township of Fenton has, in accordance with PA 81 of 1989, as amended, prepared a special assessment roll in the total amount of \$528,320.00, covering all parcels of land within the Fenton Township Fire Protection Special Assessment District, and has affixed thereto her certificate as required by said PA 81;

NOW, THEREFORE, BE IT RESOLVED, that said special assessment roll shall be filed with the Township Clerk and shall be available for public examination during regular business hours of regular business days from the present date through the date of the public hearing upon the same and shall further be examined at such public hearing, and

BE IT FURTHER RESOLVED, that the Fenton Township Board shall meet at 7:30 p.m. on September 21, 2020 via telephone conference call to review such special assessment roll and hear any objections thereto, and

BE IT FINALLY RESOLVED, that the Township Clerk shall cause notice of such hearing and the filing of such assessment roll to be published in a newspaper of general circulation in the township not less than five (5) days prior to the hearing, in accordance with the law and statute provided.

Motion to adopt Resolution No. 2020-16 as presented.

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF AUGUST 31, 2020**

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

Motion carried. Resolution declared adopted.

Public Safety Hazard Pay – Fire Chief

In light of the board's previous approval of a hazard pay premium for the paid-on-call members of the Fenton Township Fire Department, Trustee Goupil reported that members of the Public Safety Committee have been discussing a comparable benefit for Fire Chief Volz. Operations Manager Broecker noted that the grant application submitted by the Township would potentially reimburse up to \$1,000 per employee for hazard pay. He also noted that all of the other officers in the department have already surpassed \$1,000 in hazard pay premiums. Trustee Goupil recommended a one-time hazard pay payment to Chief Volz in the amount of \$1,000, which is the amount that will be reimbursed to the Township if the grant application is approved.

Motion to approve a one-time hazard pay payment to Fire Chief Volz in the amount of \$1,000.00.

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

Motion carried.

Resolution No. 2020-17, Accelerated Foreclosure on Abandoned Property

Supervisor Mathis noted that, for the past several years, based on a recommendation from the Genesee County Treasurer, the Township has adopted a resolution to allow accelerated foreclosure on abandoned tax delinquent properties. If a property is truly abandoned, faster foreclosure proceedings will help get the property back on the active tax roll sooner. This resolution must be adopted once each year. There was no further discussion.

Operations Manager Broecker presented the following resolution:

RESOLUTION NO. 2020-17

WHEREAS, Township Board of the Charter Township of Fenton determines that parcels of abandoned tax delinquent property exist, and

WHEREAS, abandoned tax delinquent property has the potential to contribute to crime, blight and decay within the Charter Township of Fenton, and

WHEREAS, the certification of tax delinquent abandoned property as certified abandoned property will result in the accelerated forfeiture and foreclosure of certified abandoned property under the General Property Tax Act and return abandoned property to productive use more rapidly, thereby potentially reducing crime, blight and decay within the Township.

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF AUGUST 31, 2020**

NOW, THEREFORE, BE IT RESOLVED, that the Charter Township of Fenton hereby notifies residents and owners of property within the Township that abandoned tax delinquent property will be identified and inspected, and may be certified as certified abandoned property under the Certification of Abandoned Property for Accelerated Forfeiture Act and subject to accelerated forfeiture and foreclosure under the General Property Tax Act.

Motion to adopt Resolution No. 2020-17 as presented.

Motion by: Tucker

Seconded: Reid

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

Nays: None

Absent: Krug

Motion carried. Resolution declared adopted.

BOARD COMMENT:

Based on discussion at the recent Southern Lakes Parks & Recreation (SLPR) meeting, Trustee Reid requested clarification regarding SLPR's involvement in the Deer Run soccer facility going forward. Treasurer Tucker stated that he would like to use the next year to look at all options, and SLPR involvement is definitely one of those options. Operations Manager Broecker will forward the minutes from the last board meeting to SLPR administration, along with a cover memo.

PUBLIC COMMENT – AGENDA OR NON-AGENDA ITEMS:

None

ADJOURN: Meeting adjourned at 8:05 p.m.

Bonnie Mathis, Supervisor

Thomas Broecker, Deputy Clerk

Minutes Posted 09/01/20