

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF APRIL 5, 2021**

**MEETING HELD ELECTRONICALLY VIA ZOOM
PER MICHIGAN PUBLIC ACT 254 OF 2020**

Clerk Krug called the meeting to order at 7:30 p.m.

OPENING PRAYER:

Trustee Goupil offered the opening prayer.

ROLL CALL:

Operations Manager Broecker called the roll.

Present: Krug (attending remotely from Fenton Township, MI, USA),
Tucker (attending remotely from Grand Blanc, MI, USA)
Goupil (attending remotely from Fenton Township, MI, USA)
Katrak (attending remotely from Fenton Township, MI, USA)
Kesler (attending remotely from Fenton Township, MI, USA)
Reid (attending remotely from Fenton Township, MI, USA)

Absent: Lorraine

Also Present: Attorney Belzer, Operations Manager Broecker, Zoning Administrator
Deem, Assessor Wilson, Township Engineer Allen Lawrence.

APPOINTMENT OF TEMPORARY CHAIRPERSON

Clerk Krug noted that, in the absence of the Supervisor, the board needs to appoint a temporary chairperson.

Motion to appoint Clerk Krug as temporary chairperson.

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

Motion carried.

APPROVAL OF AGENDA:

Motion to approve the 4/5/21 Fenton Township Board Meeting agenda as presented.

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

Motion carried. The agenda is approved.

MEETING MINUTES:

The minutes for the 3/15/21 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve invoices and expenditures for all funds totaling \$1,879,695.57 for payment as presented.

Motion by: Tucker
Seconded: Kesler

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

Motion carried.

PUBLIC HEARINGS:

None

REPORTS:

None

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

None

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Proposed Lawn, Landscape & Beach Maintenance Agreement - Michigan DPW, LLC

Operations Manager Broecker reported that the Township issued a Request for Proposals (RFP) in early March for lawn, landscape and beach maintenance services for all Fenton Township properties. When the 3/31/21 deadline arrived, Michigan DPW, LLC, our current service provider, was the only company to submit a proposal. The board reviewed a breakdown of the proposal and comparison to the previous contract. Mr. Broecker added that Michigan DPW has been providing lawn services to Fenton Township since 2011 and they do an excellent job. Based on the proposal analysis and prior experience, he recommends that the township board award the contract to Michigan DPW, LLC, and approve the proposed lawn, landscape & beach maintenance services agreement between the Township and Michigan DPW, which is included in the meeting packet.

Trustee Katrak asked if the contractor provided any reasons for the increase in cost. Operations Manager Broecker stated that the increase is due to a combination of inflation, fuel costs, and the fact the contractor is making a 4-year commitment. Treasurer Tucker noted that the contractor would not have known he would be the only bidder, so he doesn't believe the costs are unduly inflated.

Motion to approve the Lawn, Landscape & Beach Maintenance Agreement with Michigan DPW, LLC, as presented

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

Motion carried.

Resolution No. 2021-08, Proposed Lake Improvement Special Assessment District - Silvercrest Channel

Operations Manager Broecker reported that the most recently approved lake improvement special assessment for the Silvercrest Channel on Silver Lake ended with the 2019

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assessment, which funded the 2020 treatment program. Since the property owners did not request a new special assessment district last year, there is not currently sufficient funding available for the 2021 treatment program. The property owners have now requested a new special assessment district which, if approved would assess 2021 costs on the 2021 summer tax bill, and the costs for the 2022 through 2025 seasons on the 2021-2024 winter tax bills. Aquatic Nuisance Plant Control has submitted a new contract proposal to continue the program for the years 2021 through 2025. This will require the creation of a new special assessment district. A resolution is required to schedule a public hearing on the creation of the new SAD.

Operations Manager Broecker presented the following resolution:

RESOLUTION NO. 2021-08

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 a lake improvement project for the Silvercrest Channel on Silver Lake, and

WHEREAS, plans and estimates of costs for the foregoing lake improvements 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 lake improvement program for Silvercrest Channel on Silver Lake, consisting of the eradication and/or control of aquatic weeds and plants and services related thereto, 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 Silvercrest Channel Lake Improvement Special Assessment District No. 2, which shall include the lands and premises more particularly described as follows:

***Lots 1-14 of the Silver Knoll Estates Platted Subdivision
& Parcel 06-33-100-013***

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 April 19, 2021 at a regular meeting of the township board at the Fenton Township Civic Community Center, 12060 Mantawauka Drive, Fenton, Michigan and/or electronically via Zoom, 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. 2021-08 as presented.

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

Motion carried. Resolution declared adopted.

Proposed Amendments to 2021 Fenton Township Budget

Operations Manager Broecker reviewed proposed budget amendments for the General Fund and Fire Fund. Significant revisions include:

General Fund

- Increase in State Revenue Sharing.
- Increase in revenues relating to the sale of the Thompson Road properties.
- Increase in contracted services and computer equipment expense relating to the network and software upgrades approved by the board.
- Increase in election expenses due to a county-wide election in May.
- Increase in revenue and expense relating to a new drainage improvement special assessment district.
- Increase in road improvement expense relating to projects approved by the board.

The proposed amendments would increase the projected General Fund surplus from \$187,500 to \$358,700.

The only proposed amendment in the Fire Fund is an increase of \$210,000 to the Breathing Equipment budget for the new self-contained breathing apparatus equipment approved by the board. The proposed amendment changes the Fire Fund projection from a small surplus of to a deficit for the year, but still maintaining a fund balance of \$350,000-400,000.

There are no proposed budget amendments for any of the other Township funds at this time.

Treasurer Tucker asked if the federal stimulus funding is included in the budget. Operations Manager Broecker confirmed that projected revenue is not yet included in the budget. He felt it appropriate to leave out until more discussion has taken place regarding potential uses for the funds. Treasurer Tucker asked the board to consider utilizing the stimulus funding and the proceeds from the Thompson Road property sale to help fund the construction of a municipal water system along Thompson Road. Clerk Krug agreed this would be an excellent use for the funds.

Motion to approve amendments to the 2021 Fenton Township Budget, as presented.

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

Motion carried.

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Proposed Amendment to Land Division Ordinance

The board reviewed a proposed amendment to the Land Division Ordinance to clarify language relating to the calculation of the depth-to-width ratio. Assessor Julia Wilson has requested an amendment to clarify that submerged lands are not included when calculating the ratio, (the legal description for some lake front parcels extend into the body of water). Such an amendment would be consistent with the Zoning Ordinance and with past practice. Treasurer Tucker noted that he had provided further revision to the proposed amendment, which he believes will make the language more precise.

Operations Manager Broecker read the revised amendatory language as follows:

The depth of a parcel created under this Ordinance shall be determined by measuring the distance from the point of intersection of the boundary line of the parcel with the nearest edge of the adjoining road right of way to the most distant point on the opposite side of the parcel. For purposes of this measurement, no point of measurement shall lie within: i) the road rights of way; or ii) submerged land such as a lake, pond, stream or a wetland.

The second reading of the proposed ordinance will be conducted at the 4/19/21 meeting.

BOARD COMMENT:

Treasurer Tucker asked if it would be appropriate to enact an ordinance to prohibit the distribution of unsolicited materials, (newspapers, for example), that end up along roadsides, in ditches, etc. Attorney Belzer stated that he helped draft a similar ordinance for another community and will provide proposed language.

Operations Manager Broecker asked the members of the Election Commission to schedule a meeting for this week to appoint election inspectors for the 5/4/21 special election. After a brief discussion, the members agreed to meet on Wednesday 4/7/21 at 4:00pm.

PUBLIC COMMENT – AGENDA OR NON-AGENDA ITEMS:

None

ADJOURN: Meeting adjourned at 8:00 p.m.

Robert Krug, Chairman Pro-Tem

Thomas Broecker, Deputy Clerk

Minutes Posted 04/06/21