

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF JULY 6, 2021**

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

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

OPENING PRAYER / PLEDGE OF ALLEGIANCE:

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

ROLL CALL:

Clerk Krug called the roll.

Present: Lorraine, Krug, Goupil, Katrak, Kesler, Reid

Absent: Tucker (attending via Zoom)

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

Present via Zoom: Assessor Wilson

APPROVAL OF AGENDA:

Motion to approve the 7/6/21 Fenton Township Board Meeting agenda as presented.

Motion by: Reid

Seconded: Kesler

Ayes: Lorraine, Krug, Goupil, Katrak, Kesler, Reid

Nays: None

Absent: Tucker

Motion carried. The agenda is approved.

Genesee County Water & Waste Services – County Water & Sewer Master Plan

Supervisor Lorraine introduced John O'Brien, Director for the Water & Waste Services Division of the Genesee County Drain Commissioner's office. Mr. O'Brien reviewed a 5-year segment of the county's 20-year master plan for the District 3 wastewater treatment facility. Anticipated plant improvements include:

- Upgrades to Dissolved Air Flotation (DAF) units
- Dewatering capacity increase
- Sewage pump station improvements
- Force main improvements

The estimated cost of these improvements is approximately \$4.6 million. These costs will be incorporated into the District 3 budget, which also includes the City of Linden, City of Fenton, Tyrone Township and Hartland Township. The budget will be used to determine the rates charged by the county to the member communities.

The board thanked Mr. O'Brien for his report.

MEETING MINUTES:

The minutes for the 6/21/21 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve invoices and expenditures for all funds totaling \$287,087.43 for payment as presented.

Motion by: Goupil

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

Motion carried.

PUBLIC HEARINGS:

None

REPORTS:

Fire Department 2nd Quarter Report

Fire Chief Volz reviewed second quarter statistics for the Fenton Township Fire Department.

<u>Incident Type</u>	<u>Number</u>
Fire, other	1
Building fire	7
Cooking fire, confined to container	1
Mobile property (vehicle) fire, other	3
Passenger vehicle fire	1
Medical assist, assist EMS crew	32
EMS call, excluding vehicle accident with injury	44
Vehicle accident with injuries	6
Motor vehicle accident with no injuries	4
Extrication of victim(s) from vehicle	2
Water & ice related rescue, other	1
Gas leak (natural gas or LPG)	3
Carbon monoxide incident	2
Power line down	4
Arcing, shorted electrical equipment	2
Water problem, other	1
Smoke or odor removal	1
Public service assistance, other	1
Assist police or other governmental agency	8
Unauthorized burning	6
Dispatched & canceled en route	37
No incident found on arrival at dispatch address	5
Authorized controlled burning	2
Smoke scare, odor of smoke	1
Smoke detector activation due to malfunction	1
CO detector activation due to malfunction	1
Unintentional transmission of alarm, other	2
Detector activation, no fire – unintentional	1
Alarm system sounded, no fire – unintentional	3
Carbon monoxide detector activation, no CO	2

Total Number of Incidents: 185 (32 in Tyrone Twp)

The board thanked Chief Volz for his report.

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Ordinance Enforcement 2nd Quarter Report

The board reviewed the second quarter report from Ordinance Enforcement Officer Pat Shaw. Tall grass, zoning, blight and junk vehicles were the categories with the highest number of complaints for the quarter.

COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

Proposed Amendment to Cemeteries Ordinance; 2nd Reading/Vote on Adoption

The board reviewed a proposed amendment to the Cemeteries Ordinance to revise language regarding the number of persons that can be buried in a single burial plot, which was introduced at the 6/21/21 meeting. Based on discussions at that meeting and further research, the amendment has been revised to allow more than one person to be buried in a single plot in the following circumstances:

- a. A parent and infant.
- b. Two children buried at the same time.
- c. The non-cremated remains of one person and the cremated remains of a second person.
- d. The cremated remains of up to six people.

Motion to adopt Ordinance No. 826, an amendment to Section 7 of Cemeteries Ordinance No. 453, as presented.

Motion by: Krug

Seconded: Katrak

Ayes: Lorraine, Krug, Goupil, Katrak, Kesler, Reid

Nays: None

Absent: Tucker

Motion carried. Ordinance declared adopted.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Proposed Engineering Services Agreement - Lawrence Engineering, PC

Supervisor Lorraine reviewed a proposed engineering services agreement with Lawrence Engineering. Lawrence Engineering has been instrumental in the development and management of the Township's sanitary sewer system since 2003. In his first seven months as Supervisor, Mr. Lorraine has enjoyed working with Lawrence Engineering and has been impressed with their knowledge, expertise and commitment. He believes it to be in the best interest of the Township to formalize the business relationship with Lawrence Engineering with a contract that, among other things, designates Lawrence as the Township Engineer.

Motion to approve the engineering services agreement with Lawrence Engineering, PC, as presented.

Motion by: Krug

Seconded: Kesler

Ayes: Lorraine, Krug, Goupil, Katrak, Kesler, Reid

Nays: None

Absent: Tucker

Motion carried.

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Proposed Water Franchise Agreement - DMK Development & City of Linden

Operations Manager Broecker reported that the developers of the senior living facility on Silver Lake Road (DMK Development) approached the City of Linden to obtain municipal water for their development, rather than relying on a private well system. The City of Linden has agreed to extend water service to the subject property and has provided a franchise agreement for approval by DMK and both municipalities.

Motion to approve the Franchise Agreement between Fenton Township, the City of Linden and DMK Development for the City of Linden to provide municipal water to DMK Development's senior living project, as presented.

Motion by: Kesler
Seconded: Reid
Ayes: Lorraine, Katrak, Kesler, Reid
Nays: Krug, Goupil
Absent: Tucker

Motion carried.

Proposed Hiring - Fenton Township Fire Department

Fire Chief Volz recommend that the Township Board approve the hiring of Nicholas Harvey as a member of the Fenton Township Fire Department. Mr. Harvey is a 2020 Fenton High School graduate and a Fenton Township resident. He has passed the pre-employment background check and Chief Volz believes he will be a fine addition the Fire Department.

Trustee Goupil asked how many members are currently on the Fenton Township Fire Department, and what is the optimal number. Chief Volz stated that, for two stations, the optimal number is 25-30. The current roster stands at 18, so our department, as well as other fire departments, are looking for ways to attract new recruits.

Motion to approve the hiring of Nicholas Harvey as a member of the Fenton Township Fire Department, as presented.

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

Motion carried.

Resolution No. 2021-14, Proposed Street Improvement Special Assessment District for Enid Boulevard

Operations Manager Broecker reported that property owners have filed petitions to create a street improvement special assessment district to repave Enid Boulevard. The signatures on the petitions submitted to date represent 55.80% of the total frontage in the proposed district.

The next step in the process is to conduct a public hearing on the creation of the special assessment district. A resolution has been prepared to schedule such hearing.

Clerk Krug presented the following resolution:

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RESOLUTION NO. 2021-14

WHEREAS, the Charter Township of Fenton has accepted petitions from owners of properties benefiting from the proposed improvement of Enid Boulevard to create a special assessment district under the authority of Michigan Public Act 188 of 1954, as amended, for the purpose of asphalt resurfacing Enid Boulevard, a public street in Fenton Township, and

WHEREAS, it has been determined that the petition has been signed by property owners constituting more than 50% of the road frontage of the proposed special assessment district, and

WHEREAS, preliminary plans and estimated costs for the foregoing street improvements have been placed on file in the office of the Township Clerk,

NOW, THEREFORE, BE IT RESOLVED, that the Fenton Township Board does hereby tentatively declare its intent to resurface Enid Boulevard, and

BE IT FURTHER RESOLVED, that the Fenton Township Board does tentatively designate the special assessment district against which the costs of the improvements are to be assessed as the Enid Boulevard Improvement Special Assessment District, which shall include the following parcels of land:

All properties with frontage on Enid Boulevard

and

BE IT FURTHER RESOLVED, that a hearing on any objections to the petitions, 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 August 2, 2021 at a regular meeting of the township board at the Fenton Township Civic Community Center, 12060 Mantawauka Drive, Fenton, Michigan, 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. 2021-14 as presented.

Motion by: Krug

Seconded: Reid

Ayes: Lorraine, Krug, Goupil, Katrak, Kesler, Reid

Nays: None

Absent: Tucker

Motion carried. Resolution declared adopted.

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Michigan Townships Association - Principles of Governance

Supervisor Lorraine reviewed a request from the Michigan Townships Association (MTA) to formally adopt the MTA's Principles of Governance, to affirm Fenton Township's commitment to efficient, effective, economical, ethical and accountable local government.

Trustee Reid noted that these principles represent a "common sense" approach to government and she supports their adoption.

Motion to adopt the Michigan Township's Association Principles of Governance for the Charter Township of Fenton.

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

Motion carried.

BOARD COMMENT:

Supervisor Lorraine noted that today marks the 27th anniversary of Operations Manager Broecker's first day of employment with Fenton Township.

PUBLIC COMMENT – AGENDA OR NON-AGENDA ITEMS:

Steve Grondziak, 2503 Golfview Circle

Mr. Grondziak expressed concern regarding the collection of yard waste by Republic Services. They are not living up to their contract, which he believes to be a sign of poor management. Supervisor Lorraine agreed that yard waste collection has been on ongoing concern this year, but believes Republic is making progress toward getting everything back on schedule. The Township has been, and will continue to monitor the situation on a daily basis.

Pam Handley, 12265 Margaret Drive

Ms. Handley expressed concern that their property was cited for a sight line violation for having a patio and plantings in excess of 30 inches in a wet area near the shoreline. She asked the board to consider revising the ordinance to address these types of situations that are not typical sight line issues. With the assistance of Zoning Administrator Mike Deem, the board discussed various issues and options, however no clear direction was determined. The Township will continue to monitor these types of situations and, if appropriate, develop new guidelines and/or changes to the Zoning Ordinance.

Chris Ward, 15210 Hogan Road

Although the Cider Creek PUD issue has been postponed, Mr. Ward stated that he does not believe the proposed project complies with the Township's Master Plan. He would like to see the Township's rural character preserved.

CLOSED SESSION:

Motion to recess the open meeting for the purpose of convening a closed session to review the proposed collective bargaining agreement with the Fenton Township Employees Union.

Motion by: Krug
Seconded: Kesler
Ayes: Lorraine, Krug, Goupil, Katrak, Kesler, Reid

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Nays: None
Absent: Tucker
Motion carried.

The open meeting was recessed at 9:01 p.m.

RECONVENE:

The open meeting was reconvened at 9:14 p.m. No decisions were made during the closed session.

NEW BUSINESS (continued):

Proposed Collective Bargaining Agreement – Fenton Township Employees Union

Motion to approve the 2021-2025 Collective Bargaining Agreement between the Charter Township of Fenton and the Charter Township of Fenton Employees Union, Local 1918.30, affiliated with Michigan Council #25, AFSCME, AFL-CIO, as presented.

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

ADJOURN: Meeting adjourned at 9:16 p.m.

Vince Lorraine, Supervisor

Robert Krug, Clerk

Minutes Posted 07/07/21