

**FRUITLAND TOWNSHIP
REGULAR MEETING
MAY 17, 2021 MINUTES**

PRESENT – Trustee Jeske, Treasurer Pachman, Supervisor Marcinkowski, Clerk Fagan, Trustee Holman, Trustee Graham

ABSENT – Trustee Lundell

ALSO PRESENT – (5) Five interested parties

CALL TO ORDER - Supervisor Marcinkowski called the May 17, 2021 Regular Meeting to order at 6:00 PM and led the pledge of allegiance.

AGENDA - Motion by Trustee Holman, second by Trustee Jeske, **ADOPTED**, to amend the May 17, 2021 Regular Township Board Meeting Agenda to include the Duck Creek Cemetery, the Duck Creek Natural Area, a Pitney Bowes contract and a Kruse FOIA Appeal.
Upon Voice Vote: 6 AYES – motion carried

PUBLIC COMMENT – There was none.

ANNOUNCEMENTS/COMMUNICATIONS – Supervisor Marcinkowski shared an email from Michigan Township Associations with summaries of 5 bills currently in process. Senate bills 429, 430, and 431 will eliminate local jurisdiction authority for sand and gravel mining operations and Senate bill 446 and House bill 4722 would stop local zoning authorities from passing any ordinances regulating short term rentals in residential zones. He expressed his opposition to all 5 bills and shared an easy option for expressing opposition to the bills to Senator Bumstead. He also shared that he has reached out to Commissioner Brown regarding the same.

Supervisor Marcinkowski also shared a memo from the Muskegon County Road Commission stating that road work will begin soon on Lakewood Road between Whitehall and Russell.

UNFINISHED BUSINESS –

- a. **Technology – phone system, website.** Supervisor Marcinkowski shared that we are still gathering additional quotes and information for the phone system and technology upgrades.
- b. **Quotes for tree removal by Twp. Hall and WRLS** – Supervisor Marcinkowski stated that he is still seeking one additional quote
- c. **Quotes for light and camera at Scenic Drive Boat Ramp** – Supervisor Marcinkowski changed some specifications and is seeking new quotes from 2 vendors and one additional quote.

- d. **Received FEMA information on Flood Insurance Study, New Flood Insurance Rate Maps** – Supervisor Marcinkowski shared updated correspondence from FEMA and shared that this will require an Ordinance Amendment along with Publication before October 1, 2021
- e. **Truck Tires for winter plowing** – Supervisor Marcinkowski received a third quote from PM Tire, a Fruitland Township company, in the amount of \$727.32. He will have the work completed by PM Tire.

NEW BUSINESS –

- a) **White Lake Community Library Presentation – Lynette Johnson, Bobbie Allred, Virginia DeMumbrum**

Motion by Trustee Holman, second by Clerk Fagan, **ADOPTED**, to suspend for floor comments.

Upon Voice Vote: 6 AYES – motion carried

Bobbie Allred and Lynette Johnson gave a quick presentation on the White Lake Library and the successes and struggles they had during the pandemic.

- b) **Matt Varnum – White River Light Station Update** – Matt Varnum, the Curator for the WRLS gave an update on the WRLS and its struggles and successes from the last year. He also reported that the WRLS was recently approved for a grant they requested from the Muskegon Community Foundation but they are requiring matching funds. The money will be used to replace windows at the WRLS.

Motion by Trustee Holman, second by Clerk Fagan, **ADOPTED**, to unsuspend for floor comments.

Upon Voice Vote: 6 AYES – motion carried

- c) **White River Light Station - Grant for window replacement - \$3,000 from Township as a match**

Motion by Trustee Holman, second by Trustee Jeske, **ADOPTED**, to approve payment of \$2,200 for matching funds for a grant to replace windows at the White River Light Station.

Roll Call Vote: Clerk Fagan AYE, Trustee Graham AYE, Treasurer Pachman AYE, Trustee Jeske AYE, Trustee Holman AYE, Supervisor Marcinkowski AYE – motion carried

- d) **3905 Scenic Drive – Cease and Desist sent to owners by Township Attorney** – Supervisor Marcinkowski reported that the property changed ownership on April 26, 2021, so the cease and desist letter will need to be resent to the new owners.

- e) **April 2021 Treasurer Reports –**

Motion by Trustee Jeske, second by Trustee Holman, **ADOPTED**, to accept the April 2021 Treasurer Reports.

Roll Call Vote: Clerk Fagan AYE, Trustee Graham AYE, Treasurer Pachman AYE, Trustee Jeske AYE, Trustee Holman AYE, Supervisor Marcinkowski AYE – motion carried

- f) April 2021 Clerk reports – Check Disbursement; Revenues \$21,470.68; Expenditures: (101) General Fund \$35,034.84; (130) Public Works \$254.90; (145) \$2,749.00**
Motion by Trustee Jeske, second by Trustee Holman, **ADOPTED**, to accept the April 2021 Clerk Reports.
Roll Call Vote: Clerk Fagan **AYE**, Trustee Graham **AYE**, Treasurer Pachman **AYE**, Trustee Jeske **AYE**, Trustee Holman **AYE**, Supervisor Marcinkowski **AYE** – **motion carried**
- g) Minutes – April 12 Work Session and April 19 Regular Board Meeting**
Motion by Trustee Jeske, second by Trustee Holman, **ADOPTED**, to accept the April 2021 Minutes.
Upon Voice Vote: **6 AYES** – **motion carried**
- h) PINS report for April 2021**
- i) US Congress Resolution 107 – requesting board to review and approve Supervisor to rewrite for adoption as a Fruitland Township Resolution**
- j) Gypsy Moth Caterpillar – Spraying Hatfield Spraying Service – approval to sign**
Motion by Trustee Holman, second by Treasurer Pachman, **ADOPTED**, to approve the contract with Hatfield Spraying Service.
Roll Call Vote: Clerk Fagan **AYE**, Trustee Graham **AYE**, Treasurer Pachman **AYE**, Trustee Jeske **AYE**, Trustee Holman **AYE**, Supervisor Marcinkowski **AYE** – **motion carried**
- k) Memorial Day Service – Fruitland Twp. Cemetery – 10AM – Monday May 31, 2021 –**
Supervisor Marcinkowski shared a flyer regarding the Memorial Day Service.
- l) American Rescue Plan – US Dept. of Treasury Fund Uses –** Supervisor Marcinkowski shared some updated information from the US Dept of Treasury on how the funds can be used and stated that more information is expected in the next few weeks.
- m) Pitney Bowes –** Clerk Fagan received communication from Pitney Bowes that the current postal machine is being discontinued because of old technology, and an upgrade replacement is being offered with a new contract.
Motion by Trustee Jeske, second by Trustee Holman, **ADOPTED**, to approve the new contract with Pitney Bowes and the machine upgrade.
Roll Call Vote: Clerk Fagan **AYE**, Trustee Graham **AYE**, Treasurer Pachman **AYE**, Trustee Jeske **AYE**, Trustee Holman **AYE**, Supervisor Marcinkowski **AYE** – **motion carried**
- n) Duck Lake Cemetery -** Clerk Fagan shared notes from a township board work session in August of 2020 where the board discussed the Duck Lake Cemetery and agreed to

include allocations in the 21-22 budget to consider a survey, fence and additional signage to protect the Duck Lake Cemetery on Scenic Drive. Clerk Fagan asked the board for approval to start looking into this project and gathering quotes so that the board can consider moving forward on this project.

Motion by Treasurer Pachman, second by Trustee Holman, **ADOPTED**, to approve Clerk Fagan to begin gathering information and quotes.

Upon Voice Vote: 6 AYES – motion carried

- o) Duck Creek Natural Area** – Supervisor Marcinkowski spoke about the concern of resident properties that border the Duck Creek Natural Area and that people enjoying the DCNA might unknowingly wander onto resident properties. He would like board approval to look into placing/replacing flags or other markers to visualize the borders of the DNCA.

Motion by Clerk Fagan, second by Trustee Holman, **ADOPTED**, to approve Supervisor Marcinkowski to explore placing/replacing boundary markers around the DCNA.

Upon Voice Vote: 6 AYES – motion carried

- p) Mr. Greg Kruse – Appeal** – Clerk Fagan shared two FOIA appeals sent by Mr. Greg Kruse in November 2020 as well as a timeline of events regarding the requested information, the reported denial, and the appeals.

Motion by Trustee Holman, second by Trustee Jeske, **ADOPTED**, to take no action on Mr. Kruse’s appeal and refer the matter to the township attorney.

Upon Voice Vote: 6 AYES – motion carried

BOARD COMMENTS/DISCUSSION – Clerk Fagan shared that she attended the IIMC Clerk Conference in Grand Rapids last week and was able to talk to a few different vendors about some of the technology upgrades the board has been discussing. She will begin looking into different options that may be useful for Fruitland Township. Trustee Graham reported that she and Trustee Lundell have looked through our current noise ordinance and have some ideas to discuss at the next work session. Supervisor Marcinkowski shared some updates from the Parks and Recreation Commission as well as some correspondence from Consumers Energy regarding some tree trimming they are doing in the area. Clerk Fagan told the board that she and Treasurer Pachman have started the audit process with Brickley Delong this week. They are anticipating to be done with their part by the end of the week and Brickley Delong plans to report to the board in August.

ADJOURNMENT

FRUITLAND TOWNSHIP MAY 17, 2021 REGULAR MEETING MINUTES

Motion by Trustee Holman, second by Trustee Graham,
ADOPTED, to adjourn the May 17, 2021 Regular Meeting of the
Township of Fruitland at 7:04 PM.

Upon Voice Vote: **6AYES – motion carried**

Respectfully Submitted,

Breann Fagan, Clerk
Township of Fruitland