

**FRUITLAND TOWNSHIP BOARD
WORK SESSION
JANUARY 14, 2013
MINUTES**

PRESENT: Trustee Bard, Trustee Deur, Trustee Hampel, Trustee Rissi, Clerk Rillema, Treasurer Beegle, Supervisor St. Amour

ALSO PRESENT: Attorney Even and four (4) interested parties.

CALL TO ORDER: Supervisor St. Amour called the Monday, January 14, 2012 Work Session of the Township of Fruitland Board to order at 4:00 PM at the township hall.

AGENDA: Supervisor St. Amour asked to amend the agenda by moving New Business #5 Land Divisions and Old Business #3 Murray Road & Todd Road Projects to the beginning of the agenda.

Motion by Trustee Deur, second by Trustee Bard, ***ADOPTED***, to accept the amended January 14, 2013 Work Session Agenda.

Upon Voice Vote: **5 AYES - motion carried**

Trustee Rissi & Trustee Hampel arrived a few minutes late.

PUBLIC COMMENT:

- (1) Lee Montgomery, 5102 Scenic Drive - Stated that the Flag at the WRLS is in poor condition and is willing to donate a flag. He will measure the size of a flag in his possession and call the Supervisor with the potential flag donation.

ANNOUNCEMENTS: Supervisor St. Amour received a letter from the State of Michigan requiring a response that our transfer station is compliant with the solid waste plan requirements. Supervisor St. Amour has emailed Fruitland's response. A flyer was received from Tom Tissue on Lake Michigan-Huron Average Annual Lake Levels for our enjoyment. Letters were received by all the Board members except Supervisor St. Amour from resident Ewing Jones regarding actions from this past summer. Attorney Even had been in contact with Mr. Jones' legal counsel. At this time, the Board feels the letter requires no response and considers the actions of this past summer behind us. A public hearing on the proposed ordinance prohibiting medical marihuana dispensaries will be held on Tuesday, January 22, 2013 at 7 PM. A thank you was received from the White Lake Senior Center for our contribution of \$1000.00. Trustee Rissi will be updating the board on any proposed Zoning, Planning and Master Plan amendment from the Water Quality Protection from the Duck Creek Watershed. Supervisor St. Amour stated that communication from the Muskegon County Drain Commissioner requesting property owner, Norman Dodds, to repair the drainage issues at the Lamos Road End caused by the new housing development. At this time, Fruitland Township is not an involved party. Resident, Oscar Osbo, has requested to tape our monthly meetings and place them on Comcast and/or YouTube for exposure. Attorney Even stated that is legal to do. Trustee Deur stated that the Planning Commission is recommending to amend Article III, General Provisions, Section 3.07 Projections Into Yards to add (D) **Eaves may project into any yard setback, but shall not project into any such setback more than Twenty-Four inches.** It also amends Zoning Districts Site Development Standards regarding Side Yard Setback in ARTICLE IV, RR, RURAL RESIDENTIAL, SECTION 4.04 / ARTICLE V, LDR, LOW DENSITY RESIDENTIAL, SECTION 5.04 /

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ARTICLE VI MDR, MEDIUM DENSITY RESIDENTIAL, SECTION 6.04 / ARTICLE VIa LMSD,
LAKE MICHIGAN SHORELINE DISTRICT, SECTION 6.04a / ARTICLE VII, MHDR, MEDIUM
HIGH DENSITY RESIDENTIAL, SECTION 7.04 / ARTICLE VIII, HDR, HIGH DENSITY
RESIDENTIAL, SECTION 8.04 / ARTICLE VIIIa, ILD, INLAND LAKES DISTRICT, SECTION 8.02a.

OLD BUSINESS:

1. Lot Divisions - Zoning Administrator Sandel recommends that the Township approve the lot division/combination request by applicant Estate of Ruth Carmody, parcels 142-000-0040-00, 142- 000-0041-00 and 142-000-0043-00 which would decrease from 3 lots to 2 lots. A motion will be prepared for the Tuesday Regular meeting to approve such lot division/combination of a lot in a recorded plat.
2. Murray Road & Todd Road Projects - Supervisor St. Amour stated that the Citizen's Advisory Committee (CAC) for Murray Road is recommending that a public hearing be set to discuss the Special Assessment District for the Murray Road proposed project. Favorable email response from residents/property owners along the Murray Road corridor has been received by the CAC which requests the Township Board to move forward with the proposed project. All board members were favorable to hold a public hearing on the Murray Road Pavement Improvements 2013 Special Assessment District on February 6, 2013 at 5:00 PM and requested the Clerk to send notice of such Public Hearing twice to the White Lake Beacon at least 10 days prior to February 6, 2013.
3. Ordinance Enforcement – Supervisor St. Amour reviewed the following ordinance enforcement cases active in the township.
 - 4965 Duck Lake Road – given 30 more days to be compliant.
 - 2643 Duck Lake Road – Supervisor St. Amour will re-notice.
 - 3980 McMillan Road – continued work to be compliant.
 - 5700 Michillinda Road - Deputy Ashker instructed to write a ticket.
 - 3517 N. Green Creek Road – is now compliant.
 - 3323 Worden Street - front yard compliant, backyard requires re-check.
 - 4565 & 4585 Lorenson Road - Supervisor St. Amour wrote letter to both about issues which both properties are now compliant.
4. WLFA Articles of Incorporation - Attorney Even will draft letter to White Lake Fire Authority with our recommendations to their Articles of Incorporation for our review at the February work session.
5. WLAA Articles of Incorporation - Attorney Even will draft letter to White Lake Ambulance Authority with our recommendations to their Articles of Incorporation for our review at the February work session. A letter will also be written by Attorney Even to the White Lake Ambulance Authority regarding non-compliance with Audit recommendations and Supervisor St. Amour will attempt to meet with the Chair of the WLAA to discuss such letter.

NEW BUSINESS:

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1. 2013-14 Budget Discussion - Supervisor St. Amour explained briefly the first draft of the proposed 2013-14 Budgets. He briefly reviewed Revenues and Expenditures in Fund 101. Supervisor St. Amour is recommending a 2% increase in wages which would increase the expenditures approximately \$4400.00. Trustee Deur is recommending hiring an ordinance enforcer but Supervisor St. Amour is hesitant because he receives most of the complaints and can sometimes eliminate a complaint immediately. He would like to revisit this area as he may need help in the field for follow up visits on complaints. With a proposed balanced budget presented, a transfer of approximately \$125,000.00 is expected to Fund 120 - Public Roads Fund. Discussion on Department 691 - Parks and Recreation will take place immediately after the work session with members of the Parks and Recreation Commission. Supervisor St. Amour invited any additional additions/deletions at the Regular meeting on Tuesday, January 22, 2013.
2. Budget Amendments - Clerk Rillema stated that a motion would be prepared for the Tuesday, January 22, 2013 Regular Meeting to authorize the list of budget amendments necessary for 3rd Quarter 2012-13 as presented.
3. MCRC Brining 2013 - Supervisor St. Amour received a letter from MCRC in regards to participating in the 2013 dust control program with a request date of February 15. The Board of Trustees would like to participate in the brining program and authorized Supervisor St. Amour to write a letter stating our participation 50/50 in the first brining and interest in an additional brining if necessary at 100% township cost.
4. Scrap Tire Grant - Supervisor St. Amour stated that Fruitland Township has been asked to participate in a scrap tire grant this year. Laketon Township will be applying for such grant and Resolution 2013-01 needs to be adopted and sent along with the grant application. The other participating townships are Laketon, Dalton and possibly Muskegon townships.
6. Board Comments - There were no board comments.

ADJOURNMENT:

Motion by Treasurer Beegle, second by Trustee Bard, **ADOPTED**, to adjourn the Monday, January 14, 2013 Work Session of the Township of Fruitland at 5:17 PM.

Upon Voice Vote: **7 AYES - motion carried**

Respectfully Submitted,

Karolyn Rillema, Clerk
Township of Fruitland