

**FRUITLAND TOWNSHIP BOARD  
WORK SESSION  
DECEMBER 10, 2012  
MINUTES**

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

**ALSO PRESENT:** Attorney Even and three (3) interested parties.

**CALL TO ORDER:** Supervisor St. Amour called the Monday, December 10, 2012 Work Session of the Township of Fruitland Board to order at 10:00 AM at the township hall.

**AGENDA:** Motion by Trustee Deur, second by Trustee Bard, ***ADOPTED***, to accept the December 10, 2012 Work Session Agenda.  
*Upon Voice Vote: 7 AYES - motion carried*

**PUBLIC COMMENT:** There was no public comment.

**ANNOUNCEMENTS:** Supervisor St. Amour stated that the Joint Planning Commission will be holding a charrette on drains and runoff in the near future. A date has not been set. Novotny is still having difficulty with the alarm system for the life rings at the channel. Supervisor St. Amour stated that the first draft of the 2013-14 Budget will be reviewed at the January work session. Sally Schwartz is up for reappointment as a representative for Fruitland Township on the White Lake Community Library Board. A motion will be prepared for the Monday Regular meeting approving her reappointment. The White Lake Area Chamber of Commerce's Christmas Party is Thursday, December 13, 2012. Please see Supervisor St. Amour for phone number to make your reservation if interested in attending. Supervisor St. Amour received a forwarded email from a group of Whitehall District High School students inquiring for an opportunity to help paint around Nestrom Park for a Senior Project for Government/Economics class. At this time, the weather is not appropriate for any outdoor painting. Supervisor St. Amour will notify the students for timing of this project and report back to the board if it meets their timeline. The Board of County Road Commissioners of Muskegon County will be hosting a retirement reception for retiring Chair Joan Santes and outgoing Commissioner Terry Sabo after the December 19, 2012 monthly Board meeting. All are invited to attend.

**SPECIAL GUESTS:** Park & Recreation Commission Vacancies - Supervisor St. Amour stated that he received five (5) interested candidates for the two vacancies on the Parks & Recreation Commission. Two of the five were in attendance (Lynn Knopf and Gary Bole). Each were asked to tell a little about themselves and interest in serving on this commission. The three not in attendance (Mary Josephson, Bud McFarren and Brandon Bolde) spoke to Supervisor St. Amour over the phone with their interest. The Board will discuss each under New Business #1 today.

**OLD BUSINESS:**

1. Ordinance Enforcement – Supervisor St. Amour reviewed the following ordinance enforcement cases active in the township.

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- 4965 Duck Lake Road – continued cleanup and monitoring
  - 2643 Duck Lake Road – continued cleanup with a January 1, 2013 re-check
  - 3980 McMillan Road – continued cleanup with a January 1, 2013 re-check
  - 3517 N. Green Creek Road – continued cleanup with a January 1, 2013 re-check
  - 3323 Worden Street - continued cleanup with a January 1, 2013 re-check
2. WLFA Articles of Incorporation – Supervisor St. Amour stated that the Articles of Incorporation had been reviewed by Attorney Even but because not everyone had their copy with them they will be discussed at the January work session.
  3. Murray Road & Todd Road Projects – Supervisor St. Amour stated that he has a meeting scheduled with MCRC Managing Director Ken Hulka and Attorney Even on Thursday, December 13, 2012 to discuss specifics on a potential special assessment for Murray Road. The township has in the last few years contributed 60% and the remainder contributed by the MCRC. Because this road project does not meet the Road Asset Management program of the MCRC, they are willing to contribute only 20% of the road improvement cost. The other 20% needs to be funded by some other method of funding. Trustee Rissi's daughter sought potential grant information which Supervisor St. Amour would like to review and discuss at his meeting this Thursday. Additional information from Thursday's meeting will be shared at the Monday Regular meeting.
  4. WLAA Articles of Incorporation - Supervisor St. Amour received another copy of changes to the Articles of Incorporation. Confusion on which amended copy (second or first) are the correct copy will be sought by Attorney Even who will consult with the WLAA Attorney Douglas Hughes. Review of the Articles of Incorporation will be done by Attorney Even and discussion will take place at the January Work Session. Supervisor St. Amour also stated that the finances of the WLAA are of concern by several members of the Fruitland Township Board of Trustees. Attorney Even was asked to discuss with Attorney Hughes and report back to Supervisor St. Amour how to approach this situation with the WLAA.
  5. Ordinance Review - Supervisor St. Amour stated that the Treasurer Beegle, Clerk Rillema, Attorney Even and himself met to go over the procedures of civil infractions. Violation forms have been ordered and the civil infraction process will start after the start of the 2013 year. Clerk Rillema stated that a language addition of adding the Building Official/Inspector to the Resolution for Appointment of Ordinance Enforcement Officers and Ordinance Enforcement Bureau Clerk would be on the Monday Regular meeting agenda. The noise ordinance has been put on hold at this time due to the fire at Michillinda Beach Lodge in the last few weeks. Attorney Even contacted Attorney McNeil to inform him of the delay. The sign ordinance has been drafted by Attorney Even and will be reviewed by the Planning Commission to differentiate between zoning and regulatory ordinances.
  6. Mason Drain & Partridge Drain - Supervisor St. Amour stated that County Drain Commissioner Fisher had called regarding both drains. In the engineering findings, it appears that there are two illicit connections into the Mason Drain. Both property owners have been written a letter stating the findings and appropriate corrections by the Drain Commissioner. The Partridge Drain ends at Lamos Road End. It appears that the newly constructed home on the easterly border at the road end has encroached on the drain and the drain may need to be enclosed. Drain Commissioner Fisher is in talks with the Muskegon

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County Health Department and property owner to discuss corrective measures. Supervisor St. Amour will report any additional information he receives to the Board.

### NEW BUSINESS:

1. Parks & Recreation Commission - Supervisor St. Amour stated that the list of potential projects given to the Parks & Recreation Commission several months ago needs to be reviewed and potential projects of interest for 2013 need to be identified and ranked in number of importance. Chair Laura Shields was in attendance and stated that time is of the essence and requested that money amounts to fund projects for 2013 would be beneficial earlier than later. Supervisor St. Amour stated that a joint meeting of the commission and board will take place in January to discuss their project budget. Discussion of the nominees for the two vacancies on the Parks & Recreation Commission occurred. Each board member was asked to place a number between 5 (being the highest) and 1 (being the lowest) next to each nominees' name for the vacancies. The two nominees with the highest numbers were Lynn Knopf and Mary Josephson.

Motion by Supervisor St. Amour, second by Trustee Rissi, **ADOPTED**, to move to nominate Lynn Knopf and Mary Josephson to fill the vacancies on the Parks & Recreation Commission through November 2014.

*Upon Voice Vote: **6 AYES, 1 NAY - motion carried***

2. Committee Updates - Supervisor St. Amour stated that some of the committee update agenda items previously discussed at the regular meetings would now become as needed and every other month. Those committees as needed are ZBA, Citizens Advisory Wireless Committee and Duck Creek Watershed. The White Lake Fire Authority and White Lake Ambulance Authority updates every other month. Please advise Treasurer Beegle if a update is needed earlier than scheduled.
3. Meeting Times - Supervisor St. Amour asked the Board of Trustees about changing the meeting times for the Work Session and Monday Regular meeting. The Board would like to continue holding the Work Session at 10:00 AM on the second Monday of the month and would like to change the Monday Regular meeting time from 7:00 PM to 5:00 PM.

Motion by Supervisor St. Amour, second by Treasurer Beegle, **ADOPTED**, to change the Monday Regular meeting time from 7:00 PM to 5:00 PM.

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

The Clerk will post the amended meeting time for each monthly meeting through March 2013. The website will be updated and Supervisor St. Amour will inform the White Lake Beacon and include such meeting time in an upcoming e-news.

4. White Lake Senior Center Invoice - Clerk Rillema stated that the invoice from the White Lake Senior Center in the amount of \$1000.00 was received. A motion will be prepared for the Monday Regular meeting.
5. Seabright Products, Inc. - Compactor Repair Quote - Supervisor St. Amour received a quote from Seabright Products, Inc. in the amount of over \$2400.00 for maintenance/repair to the

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compactor at the Ecology Station. Our maintenance employee, Dan, was able to change the hydraulic fluid, filter and cleaned out the built up garbage. The welding portion on the scraper that was quoted will be monitored and continued removal of build up overflow of garbage will be performed by Dan.

6. Medical Marihuana Ordinance - Trustee Deur stated that the Planning Commission reviewed the proposed ordinance and recommends the Board of Trustees adopt such regulatory ordinance. The Board of Trustees will hold a public hearing on January 22, 2013 on Article R14 Medical Marihuana Dispensary Ordinance at its regular meeting. An extension to the Medical Marihuana Moratorium which expires on January 31, 2013, will be placed on the Monday Regular meeting requesting an additional 30 days. Attorney Even is presently working on some minor modifications to the version presented to the Board.
7. Board Comments - Trustee Hampel stated that she would like to attend the MTA 60th Annual Educational Conference & Expo during the week of January 22 - 25, 2013. Supervisor St. Amour stated that Trustee Hampel and Trustee Rissi if interested should forward him their request with timeframe and monies requested before Thursday of this week to be included on the Monday Regular meeting agenda. Treasurer Beegle stated that the 2012 winter tax bills were mailed. Clerk Rillema stated that she signed the Winter Casket Storage at Oakhurst Cemetery with the City of Whitehall again for this winter.

**ADJOURNMENT:**

Motion by Trustee Bard, second by Trustee Deur, ***ADOPTED***, to adjourn the Monday, December 10, 2012 Work Session of the Township of Fruitland at 12:10 PM.

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

Respectfully Submitted,

Karolyn Rillema, Clerk  
Township of Fruitland