

**Fruitland Township Board
Regular Meeting
Minutes
February 13, 2008**

PRESENT: Supervisor Gregory R. Boughton, Treasurer Debbie Boyer, Trustee Mary Ann Bard, Trustee Gary Bole, Trustee Mary Eley, Trustee Norma Binns, and Clerk Janell Beard (4:50 p.m.)

ALSO PRESENT: Deputy Clerk Sally Garvey, Township Attorney Robert Eklund (5:20 p.m.), and John Warner, Deputy Director Muskegon County Public Works Department

CALL TO ORDER: Supervisor Boughton called the Wednesday, February 13, 2008 Regular Meeting of the Fruitland Township Board to order at 4:00 p.m.

1. Ordinance Enforcer

Supervisor Boughton acknowledged report from Ordinance Enforcer Carrier that no new violations were issued and (2) ordinance violations were cleared.

2. Recreation Plan

Adjourn to future meeting and delegate Trustee Binns to meet with the Parks and Recreation Commission.

Supervisor Boughton needs to certify; Resolution needed to obtain grants; Trustees' Bole and Bard can not and will not vote for the current plan; Trustee Eley doesn't feel plan will get Grants the way it is written, it does not agree with Master Plan; Master Plan does include the Berry Junction so can it be put forward for Grants?; Supervisor Boughton is not sure, but his belief is the Recreation Plan is needed; Sally suggests getting copy of Village of Lakewood Club's Recreation Plan, Bob Toland did it and they have received grants since; Trustee Eley says maybe we need to get copies of Dalton's also to review; Norma willing to talk with Parks and Recreation members Andy Jagniecki, John Noling, and Steve Urban to see if they would be willing to rewrite the Recreation Plan; Treasurer Boyer states it is a shame the Township Board and the Parks and Recreation Commission can't come together, she's afraid we are going to lose out with Berry Junction if we don't have a Recreation Plan in place, she has some concerns but doesn't think we need to hold up approving the plan, she will vote yes, however, will state it needs amendments.

April 01, 2008 deadline gives DNR chance to review and advise if needs to be corrected / revised in any way.

August deadline – what you submit you are stuck with, no revisions can be done. John Warner states the County would be the ones to request Grants, they have a Recreation Plan that includes Berry Junction.

3. Northside Water

John Warner, Deputy Director Muskegon County Public Works stated Dalton Township Approved at their last (Monday) meeting. Eastside Water is very old, falling apart, needs extensive repairs, very costly; started in 1981 and has a 100 year life expectancy. If the Northside and Eastside Systems were combined it will be under the Regional Water Policy, cost effective when it comes to debt. Place as a Monday, February 18, 2008 agenda item.

4. Parking Ordinance – Scenic Drive at Duck Lake

Township Attorney Robert Eklund presented proposed Regulatory Ordinance, Article R20 Parking on Portions of Scenic Drive to reflect the recommendations of the Supervisor Appointed Committee regarding safe parking on Scenic Drive. Consensus to adjourn until the March 12, 2008 meeting of the Fruitland Township Board; awaiting receipt of map from Bob Woodward, Muskegon County Road Commission that reflects the parking requirements of the proposed parking ordinance.

5. Auditor Selection

Information presented from Michigan Townships Association that prohibits a current Township Board, with expiring terms, to engage in contracts for Governmental Services beyond their current term. Adjourn until the March 12, 2008 meeting of the Fruitland Township Board.

6. Lakewood Addition Lot Sales

Supervisor Boughton stated the township has been approached by:

- a.) Leonard Zaug, 6142 Whitehall Road, Whitehall, MI 49461 inquiring if the township is interested in selling township property, parcel number 61 06 404 068 0013 00, that is adjacent to his residence located in the Lakewood Addition No. 4 Plat.**
- b.) Versey Beacham 3377 7th Street, Muskegon, MI 49444 inquired if Fruitland Township was interested in purchasing property he owns in Lakewood Addition No. 13 Plat identified as 61 06 413 009 0035 00 for 800.00.**

7. Medium Density Residential (MDR) Survey – Planning Commission

Trustee Eley reported that staff had generated and mailed the surveys to over 850 property owners within the Medium Density Residential (MDR) Zoning District and deadline for return of surveys is Friday, February 29, 2008.

Trustee Eley stated that a survey of properties on Whitehall Road regarding interest in Residential Zoning or Commercial Zoning is to be generated within the next week.

8. Simonelli North of Duck Lake Road

Attorney Robert Eklund presented the agreement for settlement regarding the litigation of Charles and Betty Maciejewski and the Muskegon County Road Commission, Case No. 06-44788-CH, that involves Fruitland Township zoning issues of corner lot, and request for exemption of Special Assessment for improvements on Simonelli Road, north of Duck Lake Road on current parent parcel, that would not apply to future splits from the parent parcel.

Adjourn until the March 12, 2008 meeting of the Fruitland Township Board.

9. Community Building

- a. Supervisor Boughton stated he is working with David Foster, Bureau of Elections regarding grant monies awarded from the Help America Vote Act (HAVA) to remodel the Community Building for entryway and bathroom access. Supervisor Boughton stated he had gathered estimated construction costs from a friend to submit for the grant work.
- b. Supervisor Boughton said he had noticed Carmichael Heating to install the furnace in the Community Building in March, 2008.

Discussion held to possibly generate a call list for approved vendors.

10. Parks Rules Ordinance

Township Attorney Robert Eklund presented proposed Regulatory Ordinance, Article R 22 McMillan Road End Park Ordinance that was patterned after the Nestrom Park Ordinance, and based on the recommendations of the McMillan Road End Committee recommendations. Objections cited by Trustees Bole and Bard regarding the term "Park" used in the ordinance and requested revision. Attorney Eklund offered the idea of two separate ordinances: 1.) Ordinance for Park Rules, and 2.) Ordinance for Road Ends, Lamos and McMillan. Place as a March 12, 2008 agenda item.

11. Joint Planning Commission Resolution

Supervisor Boughton and Trustee Eley are representatives for Fruitland Township on the Joint planning Commission and encouraged continued participation by the township and contribute 1000.00 per calendar year to continue the implementation of the comprehensive plan.

Place as a Monday, February 18, 2008 agenda item.

12. Farm Land Resolution

Trustee Eley stated the language was received from Jeff Auch, Muskegon County Conservation District, for the Farm Land Resolution which is being proposed county-wide.

Place as a Monday, February 18, 2008 agenda item.

13. Budget Preparation

• **Present Hard Copy**

Supervisor Boughton presented proposed 2008 / 2009 budget that reflected:

- a. increase in transportation for Supervisor, Treasurer and Clerk
- b. increase in auditor
- c. increase in Community Building Utilities, fund Community Building Capitol Improvement for 4000.00
- d. Cemetery fund repairs to irrigation system
- e. Discussion to pursue purchase of 1 ton truck in current fiscal year. Supervisor Boughton to report.

- **Salaries**

- a. **Employees will receive COLA increase in the amount of 2.3 % beginning April 01, 2008**
- b. **Part Time Secretarial Staff**

Motion by Treasurer Boyer, second from Trustee Eley, **ADOPTED**, to establish 9.50 as the rate of pay for Ericka DeCair, effective retroactively to January 01, 2008.

Upon Voice Vote: **ALL AYES.**

- **PINS Contract**

Fund PINS program, 38,444, Muskegon County Sheriff's Department Partner In Neighborhood Safety Program, for 2008 / 2009 and direct Supervisor Boughton to investigate other options for police enforcement services; should Muskegon County cut back their portion of contribution, Fruitland Township will need to re-evaluate participation.

14. Adjournment

Supervisor Boughton declared the achievement of the Wednesday, February 13, 2008 agenda, and called the meeting adjourned at 6:00 p.m.

Respectfully Submitted,

Janell Beard, CMC
Fruitland Township Clerk