

FRUITLAND TOWNSHIP BOARD
REGULAR MEETING
JULY 16, 2008
MINUTES

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

ALSO PRESENT: Township Attorney Robert Eklund and 3 interested parties.

BUSINESS:

1. Richard Hain Funeral –
Supervisor Boughton stated that Former Supervisor Dick Hain had passed away Friday, July 11, 2008, with his funeral to be held on Thursday, July 17, 2008 at 1:00 p.m. Mr. Hain served two terms as Fruitland Township Supervisor and was the last Supervisor to perform the duties of assessing for the township.
2. Scenic Drive Parking Ordinance –
Penalties named in the ordinance that are ticketed are currently cited as a misdemeanor, and those who are cited with the misdemeanor in violation of the Scenic Drive Parking Ordinance must appear before a judge in criminal court due to recent changes in the law. Attorney Eklund will prepare an amendment to the Scenic Drive Parking Ordinance that a violation incurs a civil infraction instead of a misdemeanor, with a fine payable at the County Court as an agenda item for the Monday, July 21, 2008 Regular Meeting of the Fruitland Township Board.
Place as an agenda item for Monday, July 21, 2008 Regular Meeting of the Fruitland Township Board.
3. Orshal Road Contract for Improvements Between Duck Lake Road and River Road –
Attorney Eklund reviewed the contract for the proposed improvement to 2.5 miles of Orshal Road between Duck Lake Road and River Road and the language is specific for one road only, improvement is adequately described, and the money approved for expenditure is designated for the 2.5 miles of Orshal Road between Duck Lake Road and River Road, the quote could vary to a certain degree based on field circumstances that Fruitland Township is responsible for, and the Muskegon County Road Commission will communicate and seek Fruitland Township Board approval for monies in excess of quote or should unforeseen circumstances arise.
4. McMillan Road End Ordinance –
Supervisor Boughton presented draft of McMillan Road End Ordinance, dated July 02, 2008, for review and action at the Monday, August 18, 2008 Regular Meeting of the Fruitland Township Board.
Place as an agenda item for Monday, August 18, 2008 Regular Meeting of the Fruitland Township Board.

5. Michigan Township's Association: Membership / Benefits –
Members of the Fruitland Township Board requested discussion regarding the fiscal impact of the membership dues in the amount of 4,095.79.
Place as an agenda item for Monday, July 21, 2008 Regular Meeting of the Fruitland Township Board.
6. Roads
 - a. Committee –
Trustee Bole reported that the Roads Committee consisting of 5 citizens and 2 Fruitland Township Board members, a solely advisory committee, is preparing a document to present to the township board at the August meeting.
Place as an agenda item for Monday, July 21, 2008 Regular Meeting of the Fruitland Township Board.
 - b. Petition –
Petition received for improvements to 1100' of Lakewood Road, east of the Nestrom / Scenic Drive intersection presented.
Place as an agenda item for Monday, July 21, 2008 Regular Meeting of the Fruitland Township Board.
7. Appointments –
 - 7 a. White Lake Library Board:
Supervisor Boughton requested confirmation of the appointment of Anne Dake to complete term vacated with the resignation of Dr. Robert Christie, term expires on December 31, 2008.
Place as an agenda item for Monday, July 21, 2008 Regular Meeting of the Fruitland Township Board.
 - 7 b. Fruitland Township Planning Commission:
Supervisor Boughton requested confirmation of the appointment of Matt Cross to the Fruitland Township Planning Commission to fill the vacancy created with the resignation of Bryan Grover, term to expire November 15, 2008.
Place as an agenda item for Monday, July 21, 2008 Regular Meeting of the Fruitland Township Board.
8. Fruitland Township Planning Commission Recommendations –
 - 8 a. Planning Commission Resolution 2008-07-09 #1 Ordinance amendment to Private Streets Serving One Lot, Section 18.01a. F. establishing a 10' setback, and Eliminating Section 18.04a., the language regulating expansion of a private street serving one lot.
Place as an agenda item for Monday, July 21, 2008 Regular Meeting of the Fruitland Township Board.
 - 8 b. Planning Commission Resolution 2008-07-09 #2 Special Land Use Permit – Group Day Care application from Nichole Page to operate a Group Day Care Home at 3927 Dame Road, Whitehall, Michigan with Permanent Parcel Number 61-06-109-400-0002-30 located in the Rural Residential (RR) District.
Place as an agenda item for Monday, July 21, 2008 Regular Meeting of the Fruitland Township Board.
9. Policies and Procedures Manual –
Supervisor Boughton distributed Policies and Procedures Manual compiled by Treasurer Boyer and Trustee Binns for review by Fruitland Township Board

members and place as an agenda item for comment on Wednesday, August 13, 2008 meeting.

Place as an agenda item for Wednesday, August 13, 2008 Regular Meeting of the Fruitland Township Board.

10. Precinct Receiving Board –
Clerk Beard cited a goal of sending election results by modem from Fruitland Township's 3 precincts on election night to the Muskegon County Clerk's office to allow the election results to be imported into the Muskegon County Clerk's election reporting software. Clerk Beard is exploring the authority of a Precinct Receiving Board to unseal election programming for the purpose to modem election results and reseal election programming for delivery to the Muskegon County Clerk's office as required by law. Clerk Beard to report to the Fruitland Township Board with recommendation regarding resolution to create a Precinct Receiving Board upon response from the Bureau of Elections.
Place as an agenda item for Monday, July 21, 2008 Regular Meeting of the Fruitland Township Board.

11. Muskegon County Regional Water System R.E.U. Change for Campgrounds –
Supervisor Boughton reported from the Muskegon County Regional Water System of the need to amend the R.E.U rate charged for campsites. The current 0.25 rate is based on California year around model, and Dalton Township is requesting the Muskegon County Regional Water System implement a lower rate of 0.14 for campsites, recommendation of approval by Muskegon County Regional Water System, and resolutions of rate amendment need to be adopted by participating townships.
Place as an agenda item for Monday, July 21, 2008 Regular Meeting of the Fruitland Township Board.

12. Thompson Cemetery Lots –
Clerk Beard requested input for a policy for transfer of cemetery lots owned by prior generations to distant heirs without original deed to ensure the township was held harmless. Trustee Bard felt this was a matter that should be handled at the discretion of the Clerk as stated in the ordinance, consensus of township board members present agreed.

13. Gift of Table to Fruitland Township –
Supervisor Boughton presented resin table given to Fruitland Township as a gift by the Gagzon family.

14. Adjournment –
Supervisor Boughton cited the accomplishment of the Wednesday, July 16, 2008 agenda and the meeting adjourned at 5:15 p.m.

Respectfully Submitted,

Janell Beard, Clerk, CMC
Township of Fruitland