

**FRUITLAND TOWNSHIP BOARD  
REGULAR MEETING  
JUNE 21, 2010  
MINUTES**

**PRESENT:** Trustee Bard, Trustee Binns, Trustee Bole, Trustee Deur, Clerk Rillema, Treasurer Wilks, Supervisor St. Amour

**ALSO PRESENT:** Ten (10) interested parties.

**CALL TO ORDER:** Supervisor St. Amour called the Monday, June 21, 2010 Regular Meeting to order at 7:02 PM and welcomed those present and led the pledge of allegiance.

**AGENDA:**

Motion by Trustee Binns, second by Trustee Bole, **ADOPTED**, to accept the June 21, 2010 Regular Township Board Meeting Agenda.  
*Upon Voice Vote: 7 AYES*

**PUBLIC COMMENT:**

1. Betsy Grein, 5780 Oak Tree Lane – Ms. Grein informed and invited the Board of Trustees to a meeting of the Friends of the White River Light Station on July 6, 2010 at 10:00 AM.
2. Orville Smith, 607 Alice Street – Mr. Smith asked if the Board had made a decision whether to allow the plaques at the channel or not.

**MINUTES:**

Motion by Trustee Deur, second by Trustee Bard, **ADOPTED**, to accept the May 10, 2010 Work Session Minutes and May 17, 2010 Regular Meeting Minutes.  
*Upon Voice Vote: 7 AYES*

**RECEIPTS & DISBURSEMENTS:**

Motion by Trustee Binns, second by Trustee Bole, **ADOPTED**, to accept the Receipts of \$15,577.01 and Bank Balance and Certificate of Deposits of \$1,100,046.79 for the period of May 1, 2010 through May 31, 2010 as reported by Melissa Wilks, Fruitland Township Treasurer and approve General Fund 101 Disbursements in the amount of \$65,783.92 and Fund 120 Disbursements in the amount of \$76,718.25 and Fund 701 Disbursements in the amount of \$1,042.50 for the period of May 1, 2010 through May 31, 2010, as reported by Karolyn Rillema, Fruitland Township Clerk.  
*Upon Voice Vote: 7 AYES*

**ANNOUNCEMENTS:**

Supervisor St. Amour stated that enews list continues to grow in size. Supervisor St. Amour announced that the Fred Meijer Berry Junction Rail Trail 5K Fun Walk is going to be held on Saturday, June 26<sup>th</sup> at 8:00 AM. Two drains in Fruitland Township are scheduled to be sprayed

FRUITLAND TOWNSHIP JUNE 21, 2010 REGULAR MEETING MINUTES

under the Muskegon County Drain Commission Spray Program. Several of the road projects authorized by the Board of Trustee's are in the works at this time.

**COMMITTEE/BOARD UPDATES:**

- White Lake Ambulance Authority – Trustee Bard stated that the WLAA received 126 calls last month and that the Blood Pressure Clinics continue to be held.
- White Lake Fire Authority – Trustee Bole stated that the WLFA is willing to cover the cost of installation now for the dry hydrants and will have the roof repaired. Fruitland Township will pay the first \$500.00.
- Parks and Recreation Commission – Trustee Binns reported that the Parks & Recreation Commission relinquished the White River Light Station jurisdiction over to the Board of Trustees. The Parks & Recreation Commission has tasked Attorney Eklund to review agreements for use of Marcus Park by both Marcus Dunes and Winterwood Shores residents and Sports and Shorts will have use of the township hall if needed for inclement weather.

Motion by Clerk Rillema, second by Trustee Bard, **ADOPTED**, to make a budget amendment for the Parks & Recreation Commission for an additional \$500.00 from account #150-000-999.000 to account #101-691-977.000 for the purpose of purchasing additional playground equipment.

*Roll Call Vote:* Trustee Bole **AYE**, Treasurer Wilks **AYE**, Clerk Rillema **AYE**, Trustee Binns **AYE**, Trustee Deur **AYE**, Trustee Bard **AYE**, Supervisor St. Amour **AYE**

Motion by Trustee Binns, second by Trustee Bard, **ADOPTED**, to accept the relinquishment of the WRLS from the Parks & Recreation Commission and set up a Citizen's Advisory Committee, which will initially include Supervisor St. Amour and Parks & Recreation Commissioner Laura Shields, as well as members from the City of Whitehall, Whitehall Township, the City of Montague, Montague Township, White River Township, the White Lake Chamber of Commerce, Muskegon Chamber of Commerce and Lakeshore Museum Center.

*Roll Call Vote:* Trustee Bard **AYE**, Trustee Deur **AYE**, Trustee Binns **AYE**, Clerk Rillema **AYE**, Treasurer Wilks **AYE**, Trustee Bole **AYE**, Supervisor St. Amour **AYE**

Supervisor St. Amour stated that he needs to make contact with the Corp. of Engineers to discuss the plaques requested by the Smith family to be possibly placed near the channel. Trustee Bard questioned who would be responsible if they were damaged. Supervisor St. Amour stated that this would be discussed at the July work session.

- Planning Commission – Trustee Deur stated that the Planning Commission completed its work on the Forest Preservation & Recreation District after three years of discussion.

Motion by Trustee Bard, second by Clerk Rillema, **ADOPTED**, to suspend open floor discussion.

*Upon Voice Vote:* **7 AYES**

## FRUITLAND TOWNSHIP JUNE 21, 2010 REGULAR MEETING MINUTES

Kathleen Nearanz questioned how the boat launch would be affected in the new district. Trustee Deur responded that it would continue to act as it has and be open to the public. Chairperson Kooistra agreed and said that was a very popular area of the park. She is pleased with the outcome and all the work dedicated by all to see it to its completion.

Motion by Trustee Deur, second by Trustee Bard, **ADOPTED**, to unsuspend open floor discussion.

*Upon Voice Vote: 7 AYES*

Motion by Trustee Deur, second by Trustee Bard, **ADOPTED**, to accept the recommendation from the Planning Commission to create a Forest Preservation and Recreation District which will help to maintain the natural and unique characteristics of the Duck Lake State Park in the event that a change of ownership occurs.

*Roll Call Vote: Trustee Bard AYE, Trustee Deur AYE, Trustee Binns AYE, Clerk Rillema AYE, Treasurer Wilks AYE, Trustee Bole AYE, Supervisor St. Amour AYE*

- Zoning Board of Appeals – Trustee Bole stated that no June meeting was held.
- Citizen’s Advisory Wireless Committee – Trustee Deur stated that Verizon wireline service was to be a completed sale by July 1, 2010 to Frontier Communications. Trustee Deur is optimistic that DSL service may be increased once Frontier Communications takes over.
- Citizen’s Advisory Regulatory Ordinance Committee – Trustee Bole stated that the committee continues to find difficulty in meeting but has reviewed several ordinances and has presented them to the Board of Trustees for discussion.
- Citizen’s Advisory Residential Rental Committee – Supervisor St. Amour stated that Trustee Deur has agreed to work with Steve Nagengast to make a final recommendation to the Board of Trustees for consideration.
- Citizen’s Advisory McMillan Road End Committee – Supervisor St. Amour stated that over \$1,400 has been received thus far.
- Citizen’s Advisory Law Enforcement Committee – Trustee Bard stated that the State of Michigan Traffic Code was given to Attorney Eklund for his review and would be discussed at the July work session.
- Fred Meijer Berry Junction Rail Trail – Supervisor St. Amour stated that the engineer’s have finalized the drawings and with the help of MCRC have been sent off to the State for its review. The project must be accepted this fall to secure funds for a July 1, 2011 completion date.
- White Lake Public Advisory Council – Trustee Deur stated that the group has received a \$2.1 million grant for White Lake Shoreline Habitat Restoration and around seven sites will be restored.

### **OLD BUSINESS:**

FRUITLAND TOWNSHIP JUNE 21, 2010 REGULAR MEETING MINUTES

1. 1562 Duck Lake Road – Supervisor St. Amour stated that Attorney Eklund has filed the case with the courts.
2. 5623 Murray Road – Supervisor St. Amour stated that Attorney Eklund filed the brief and was awaiting to hear if the Appeals Court will hear the case or not.
3. 3350 Bard Road – Supervisor St. Amour stated that the cleanup of the property was completed except for some boats and boat lifts which they have for sale. Those must be removed from the property if not sold by November 1, 2010. The Board is pleased with the completion of cleanup on this property.
4. Condemnation Hearings – Supervisor St. Amour stated that the property of 6168 & 6188 Murray Road has a potential buyer. The properties on Nord Road have been issued permits for repair. The house on Scenic Drive is down but not hauled away.

Motion by Trustee Bard, second by Trustee Deur, **ADOPTED**, to nominate Les DeHaan for the Building Hearing Officer position to fill the current term which expires December 31, 2010.

*Upon Voice Vote: 7 AYES*

5. Township Property –

Motion by Trustee Deur, second by Trustee Bard, **ADOPTED**, to authorize the Supervisor to contract with Dave Wilson of Wilson Forestry Services to harvest Township property per his recommendations. No agreement should be beyond November 2012.

*Roll Call Vote: Trustee Binns AYE, Trustee Deur AYE, Trustee Bard AYE, Trustee Bole AYE, Trustee Wilks AYE, Clerk Rillema AYE, Supervisor St. Amour AYE*

6. Community Building Drain – Trustee Bole spoke with Drain Commissioner Fisher and it is under the MCRC's jurisdiction. MCRC is aware and will be making repairs soon.
7. Scenic Road End Dock Status –

Motion by Clerk Rillema, second by Supervisor St. Amour, **ADOPTED**, to authorize the repair & redesign of the dock that existed at the Scenic Drive Road End not to exceed \$300.00 and replace at the Scenic Drive Road End.

*Roll Call Vote: Clerk Rillema AYE, Treasurer Wilks AYE, Trustee Bole AYE, Trustee Binns AYE, Trustee Deur AYE, Trustee Bard AYE, Supervisor St. Amour AYE*

8. Boy Scout Project – Treasurer Wilks stated that the shelves will be built by a boy scout in the fall.
9. 2009-10 Fiscal Year Audit – Clerk Rillema stated that Brickley DeLong started the audit today and that it should be completed by Wednesday afternoon. Both the Treasurer and Clerk are working with Eric VanDop and two of his associates.

**NEW BUSINESS:**

1. Moratorium for the Sale or Dispensation of Medical Marijuana – Supervisor St. Amour stated that Attorney Eklund is researching this and will report back to the Board his findings. At this time, the Board of Trustees has taken no action.
2. Heath Insurance Renewal – Supervisor St. Amour stated that the health insurance coverage plan provided by our current vendor (ASR) will no longer be available as of June 1, 2010. A new health insurance coverage plan with Nippon Life Insurance has been selected which is comparable with a lower premium. It will be effective June 1, 2010. The liability/auto insurance coverage from Western Insurance has also been quoted under budget approximately \$3000.00.
3. Sports-n-Shorts Program – Supervisor St. Amour stated that the sports-n-shorts program would like use of the township hall on inclement days. The board authorized Supervisor St. Amour to write a letter offering the use of the township hall for those days that the weather is inclement.
4. Election Commission –

**FRUITLAND TOWNSHIP  
RESOLUTION 2010-19  
AUTHORIZATION OF RECEIVING BOARD FOR ELECTIONS**

**WHEREAS,** communities may authorize, by resolution, the use of a Receiving Board for elections; and

**WHEREAS,** the Township of Fruitland Election Commission desires to utilize a Receiving Board and requires authorization of the Board of Fruitland Township; and

**NOW, THEREFORE, BE IT RESOLVED,** the Board of Fruitland Township hereby authorizes the Election Commission to assign a Receiving Board to any election the Election Commission deems necessary.

Upon a roll call vote, with all members present, the members voted as following:

“**Aye**”: Trustee Bard, Trustee Deur, Trustee Binns, Clerk Rillema, Treasurer Wilks, Trustee Bole, Supervisor St. Amour

“**Nay**”: None

“**Abstention**”: None

**BE IT RESOLVED THAT,** the Board of Fruitland Township Resolution 2010-19 at a Regular Meeting of the Fruitland Township Board at 7:00 PM on Monday, June 21, 2010.

\_\_\_\_\_  
Karolyn Rillema, Clerk  
Township of Fruitland

5. White Lake Area Elks 2607 –

Motion by Trustee Binns, second by Treasurer Wilks, **ADOPTED**, to support the White Lake Area Elks 2607 by contributing \$100.00 for services rendered for providing fireworks for the 4<sup>th</sup> of July.

**Roll Call Vote:** Trustee Bole **AYE**, Treasurer Wilks **AYE**, Clerk Rillema **AYE**, Trustee Binns **AYE**, Trustee Deur **AYE**, Trustee Bard **AYE**, Supervisor St. Amour **AYE**

FRUITLAND TOWNSHIP JUNE 21, 2010 REGULAR MEETING MINUTES

6. Nestrom Road Chip Seal – Supervisor St. Amour stated that the road projects authorized under contract with the Muskegon County Road Commission has come in under budget. Chip sealing on Nestrom could be done with those funds.

Motion by Trustee Bard, second by Trustee Binns, **ADOPTED**, to authorize the Muskegon County Road Commission to chip seal Nestrom Road from Duck Lake Road to McMillan Road using funds left over from 2010 road projects.

*Roll Call Vote:* Trustee Bard **AYE**, Trustee Binns **AYE**, Trustee Deur **AYE**, Clerk Rillema **AYE**, Treasurer Wilks **AYE**, Trustee Bole **AYE**, Supervisor St. Amour **AYE**

7. Board Comments – Trustee Bard thanked Trustee Deur and Chairperson Kooistra for a job well done on the Planning Commission and for all the work they do on that commission. Clerk Rillema stated that next work session she would have a list of budget amendments to review for first quarter. Supervisor St. Amour announced that on June 30, 2010, a White River Light Station informational meeting would be held here at the township hall at 7:00 PM to layout the development of the Blue Ribbon Committee and answer questions by the public. Supervisor St. Amour also stated that Deputy Ashker, our PINS officer, was advised of a resident whose actions might be considered harassment/stalking – odd occurrences.

**ADJOURNMENT:**

Motion by Treasurer Wilks, second by Trustee Bard, **ADOPTED**, to adjourn the June 21, 2010 Regular Meeting of the Township of Fruitland at 8:08 PM.

*Upon Voice Vote:* **7 AYES**

Respectfully Submitted,

Karolyn Rillema, Clerk  
Township of Fruitland