

**FRUITLAND TOWNSHIP BOARD
REGULAR MEETING
JANUARY 19, 2011
MINUTES**

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

ALSO PRESENT – Seven (7) interested parties.

CALL TO ORDER – Supervisor St. Amour called the Wednesday, January 19, 2010 Regular Meeting to order at 7:00 PM and welcomed those present, led the pledge of allegiance and asked for a moment of silence in honor of Representative Giffords and Stephanie.

AGENDA – Supervisor St. Amour asked to amend the agenda by adding under Committee/Board Updates the White Lake Public Advisory Committee Report.

Motion by Trustee Binns, second by Trustee Bard, **ADOPTED**, to accept the amended January 19, 2011 Regular Township Board Meeting Agenda.
Upon Voice Vote: 7 AYES

PUBLIC COMMENT –

- 1) Jack Lago, 3119 Scenic Drive – Would like to see an ordinance adopted for McMillan Road End to help protect the use of the road end.
- 2) Betsy Grein, 5780 Oak Tree Lane – Stated that she opposes a 3% raise to elected officials and staff at this time.

MINUTES –

Motion by Clerk Rillema, second by Trustee Bole, **ADOPTED**, to accept the December 13, 2010 Work Session Minutes and the December 20, 2010 Regular Meeting Minutes.
Upon Voice Vote: 7 AYES

RECEIPTS & DISBURSEMENTS –

Motion by Treasurer Wilks, second by Trustee Bole, **ADOPTED**, to accept the Receipts of \$106,008.27 and Bank Balance and Certificate of Deposits of \$935,125.62 for the period of December 1, 2010 through December 31, 2010 as reported by Melissa Wilks, Fruitland Township Treasurer and approve General Fund 101 Disbursements in the amount of \$63,448.17 and Fund 130 Disbursements in the amount of \$2,200.00 for the period of December 1, 2010 through December 31, 2010 as reported by Karolyn Rillema, Fruitland Township Clerk.
Upon Voice Vote: 7 AYES

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ANNOUNCEMENTS/COMMUNICATIONS – Supervisor St. Amour shared the magazine from the Historical Society of Michigan in which we recently authorized advertising of the WRLS. Supervisor St. Amour also shared that communication from MCRC regarding weight limits on Scenic Drive resulted in allowing local delivery/garbage trucks to travel on Scenic with no signage for limitation.

SPECIAL GUESTS –

Clerk Rillema stated that Eagle Scout Candidate Zach Balzer was unable to be in attendance and offered the following resolution:

**FRUITLAND TOWNSHIP
RESOLUTION 2011-01
EAGLE SCOUT CANDIDATE ZACH BALZER**

- WHEREAS, Fruitland Township wishes to thank Eagle Scout Candidate Zach Balzer for his involvement on the development, ordering and building of shelving units for Fruitland Township as an Eagle Scout Leadership Service Project; and
- WHEREAS, Fruitland Township recognizes that Zach Balzer is a scout of Unit 1048, District Pere Marquette, Local/Council Gerald R. Ford, under leader Paul Christenson and Unit Advancement Committee member Ty Hansen; and
- WHEREAS, Fruitland Township recognizes that Zach Balzer and the group of individuals who assisted in the building of the shelving units are outstanding in all that Scouting represents and embraced the opportunity to perform community service for Fruitland Township; and
- WHEREAS, Fruitland Township supports Zach Balzer to receive his rank of Eagle Scout.

NOW THEREFORE BE IT RESOLVED, that the Fruitland Township Board of Trustees as representatives of its residents and in behalf of the citizens throughout the White Lake Area take this occasion to thank Eagle Scout Candidate Zach Balzer and the group of individuals who assisted him in the Eagle Scout Leadership Service Project.

Motion by Trustee Bard, second by Trustee Deur, **ADOPTED**, Resolution 2011-01 to thank Eagle Scout Candidate Zach Balzer for his service to Fruitland Township.

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

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

“NAY”: None

“ABSENT”: None

Supervisor St. Amour stated that special guest Robert Sniff of Riverside Exploration would be arriving within the hour due to a prior commitment and stated that when he arrived, discussion would take place at that time.

COMMITTEE/BOARD UPDATES –

- White Lake Ambulance Authority – Trustee Bard stated that the January meeting was rescheduled for February 2, 2011.
- White Lake Fire Authority – Treasurer Wilks stated that the DNRE permits have been received back for the dry hydrants and the WLFA has requested the MCRC permitting process for the installation in the road right-of-way. Fire Marshall Novak has been tasked to develop a procedure for the permitting process of burn permits in Fruitland Township. The WLFA would like Fruitland Township to adopt the 2009 International Fire Code. Suggested amendments to the appendices have been given to the WLFA for their review and consideration prior to our adopting the fire code.

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- Parks & Recreation Commission – Supervisor St. Amour stated that an additional three parking spots will be made available at Marcus Park. MCRC will remove the sand necessary and appropriate signage is being reviewed at this time by MCRC. Trustee Binns reported that Chairman Jim Duncan is resigning from the Commission effective at the end of January 2011.

Motion by Trustee Binns, second by Clerk Rillema, **ADOPTED**, to accept the resignation of Chairman James Duncan from the Parks & Recreation Commission effective January 31, 2011.

Upon Voice Vote: 7 AYES

Supervisor St. Amour stated that anyone interested in being considered for this position needs to be a registered voter and have resided in Fruitland Township for the last 30 days. Interested candidates have until January 28th to contact Supervisor St. Amour with their interest.

- Planning Commission – Trustee Deur stated that the Planning Commission held a public hearing this month for proposed ordinance changes for Expansion and Substitution of Nonconforming Buildings or Structures. No recommendation came from the public hearing and further review will continue over the next few months. The Commission did recommend that the Board of Trustees adopt a moratorium on medical marihuana with a vote of 6-1.

Motion by Trustee Deur, second by Trustee Bard, **ADOPTED**, to enact Ordinance No. 104, an ordinance to impose a moratorium on the issuance of permits, ordinance as required by law. This ordinance shall become effective the day following its publication (or a summary hereof) in the White Lake Beacon.

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

Supervisor St. Amour stated that he received communication from Sue Hertel stating that she wishes to not be reappointed to the Planning Commission when her term ends March 31, 2011. Chairperson Kooistra has been made aware of the upcoming opening.

- Zoning Board of Appeals – Clerk Rillema that there was a meeting held on November 8, 2010 in which the applicant, HK Endeavors, of 6168 & 6188 Murray Road (61-06-245-003-0003-00) asked for a recess to get further input from his neighboring properties. No agreement was able to be met and applicant has withdrawn his request and no meeting was held this month.
- Citizens Advisory Wireless Committee – Trustee Deur stated that no additional information at this time has been conveyed by Frontier but a letter recently to the editor from Frontier Communications told of their success in implementing broadband coverage in other parts of Michigan.

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- Citizens Advisory Residential Rental Committee – No action regarding the proposed ordinance was taken at this meeting and will be reviewed at the February work session.
- Citizens Advisory McMillan Road End Committee – Supervisor St. Amour stated that he has been in touch with Jeff Auch from the Muskegon Conservation District regarding the log pathway. Supervisor St. Amour has requested an updated quote for the construction and the Board of Trustees will review the proposed ordinance from the committee at the February work session.
- Fred Meijer Berry Junction Rail Trail – Supervisor St. Amour stated that MDOT approved the drawings and MCRC will let the bid this month with an award date the month of March. The project is scheduled to be completed in summer 2011. Phase II of the rail trail funding will be applied for with the help of West Michigan Shoreline Regional District through the Joint Planning Commission.
- White River Light Station – Curator McDonnell is currently working on many projects and applying for grants.
- White Lake Public Advisory Committee – Trustee Deur stated that the WLPAC completed the draft of White Lake: A Strategy for Completing Restoration Activities. This draft provides the actions still needed and estimated costs, responsible entities, timetable and the community's role in final plans to restore White Lake to health.

Special Guest Robert Sniff of Riverside Explorations arrived at 7:45 PM. The Board of Trustees provided Supervisor St. Amour with a list of questions to be answered by Mr. Sniff. Riverside Explorations is interested in leasing several properties owned by Fruitland Township for mineral exploration. After hearing the answers to the questions, review of documentation received and further research resulted in this item being discussed at the February work session.

Motion by Trustee Bard, second by Trustee Binns, **ADOPTED**, to suspend for a brief recess.

Upon Voice Vote: **7 AYES**

Motion by Trustee Bole, second by Trustee Binns, **ADOPTED**, to unsuspend from the recess.

Upon Voice Vote: **7 AYES**

OLD BUSINESS –

1. 5623 Murray Road – Supervisor St. Amour stated that no information has been received to date from the Court of Appeals.
2. Ordinance Enforcement – Supervisor St. Amour stated that a registered letter has been sent to the property owner of 1490 W. Duck Lake Road with a list of items that need to be cleaned up. Deputy Ashker has been notified of the boats/lifts that were to be removed by November 1, 2010 at 3350 Bard Road but no communication has been

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received back from him on his findings. The property owner of 4540 Weber Road has a court date scheduled for the junk violation.

Clerk Rillema excused herself from the meeting because of another commitment at 8:30 PM.

3. 2011 – 12 Proposed Budget Discussion – Supervisor St. Amour briefly highlighted the proposed revenues for 2011-12. Discussion on the proposed 3% increase to elected officials and staff was lengthy in conversation. Supervisor St. Amour spoke of many highlights of each elected official, commissions/boards and employees of the contributions they have made to Fruitland Township and the many areas where savings have benefited the township. These savings have been two years in the making while others have just talked about it. He stated that “we may be victims of our own success”. All board members present recognize the hard work the officials/commissions/boards/employees have done in keeping costs under control but are hesitant in giving an increase right now and spoke of their concern in doing so at this time. Supervisor St. Amour reviewed the work plan for the MCRC asset management for road work and asked if the Board agreed with the principle of such. The board favors the asset management principles. A straw vote of the board regarding liability insurance increase was BARD 3 million, DEUR 5 million, BINNS 3 million, WILKS 3 million, BOLE no change. Current liability insurance is 2 million coverage. Supervisor St. Amour said he would propose an increase to \$4 million at the February work session.

4. Security Camera Monitor –

Motion by Supervisor St. Amour, second by Trustee Bard, **ADOPTED**, to purchase a TV/Monitor for the security system from Best Buy at a cost not to exceed \$100.00.

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

NEW BUSINESS –

1. Riverside Exploration – Supervisor St. Amour stated that this will be discussed at the February work session.

2. 3rd Qtr 2010-11 Budget Amendments –

Motion by Trustee Bard, second by Trustee Bole, **ADOPTED**, to authorize the Clerk to make the 3rd Qtr 2010-11 Budget Amendments as listed.

Upon Voice Vote: **6 AYES, 1 ABSENT**

ACCOUNT NUMBER	DESCRIPTION	AMOUNT	INCREASE/	EXPLANATION OF BUDGET
FUND 101 REVENUES				
101-000-451.000	Franchise Fees	\$ 4,295.83	increase	under budgeted
101-000-475.000	Zoning Permit Fees	\$ 125.00	increase	under budgeted
101-000-476.001	Permit-Building	\$ 278.25	increase	under budgeted
101-000-476.002	Permit-Electrical	\$ 904.00	increase	under budgeted

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101-000-476.003	Permit-Mechanical	\$ 2,365.00	increase	under budgeted
101-000-476.004	Permit-Plumbing	\$ 244.00	increase	under budgeted
101-000-540.000	McMillan - Stairway Donations	\$ 10.00	increase	under budgeted
101-000-573.000	Liquor Control	\$ 13.75	increase	under budgeted
101-000-621.000	Land Division Fees	\$ 200.00	increase	under budgeted
101-000-622.001	Zoning-ZBA	\$ 700.00	increase	under budgeted
101-000-626.000	Ecology Station	\$ (4,000.00)	decrease	over budgeted
101-000-650.000	Museum-Admission Fees	\$ 1,556.00	increase	under budgeted
101-000-651.000	Museum-Gift Shop Receipts	\$ 98.53	increase	under budgeted
101-000-658.000	Court Fines	\$ 33.00	increase	under budgeted
101-000-664.000	Bank Interest & Charges	\$ 204.62	increase	under budgeted*
101-000-667.000	Twp Park Pavilion Rental	\$ 45.00	increase	under budgeted*
101-000-671.000	Other Revenues	\$ 5,370.26	increase	under budgeted*
		\$ 12,443.24		
FUND 101 APPROPRIATIONS				
101-101-724.000	Postage	\$ 156.42	increase	under budgeted
101-101-801.005	Payroll Services	\$ 18.12	increase	under budgeted
101-101-956.000	Miscellaneous	\$ 309.11	increase	under budgeted
101-191-704.000	Office Help	\$ 287.81	increase	under budgeted
101-191-714.000	Pension 457	\$ 46.90	increase	under budgeted
101-191-715.000	EMP/ER Soc Sec/Med	\$ 23.88	increase	under budgeted
101-191-801.000	Contracting	\$ 977.00	increase	under budgeted
101-209-726.000	Supplies	\$ 1.05	increase	under budgeted*
101-269-930.000	Repair & Maintenance -Twp Grds	\$ 206.84	increase	under budgeted
101-276-726.000	Supplies	\$ 425.00	increase	under budgeted*
101-371-726.000	Supplies	\$ 522.62	increase	under budgeted
101-371-801.001	Contracting-Computer Services	\$ 107.50	increase	under budgeted
101-458-990.002	1845 Whitehall LLC	\$ 118.15	increase	not budgeted for
101-691-724.000	Postage	\$ 13.05	increase	under budgeted
101-746-801.000	Contracting	\$ 520.00	increase	under budgeted*
101-746-880.000	Gift Shop Promotion	\$ 60.00	increase	not budgeted for
101-746-900.000	Printing & Publishing	\$ 816.00	increase	not budgeted for*
101-746-930.000	Repair & Maintenance-WRLS	\$ 1,283.36	increase	not budgeted for
101-804-724.000	Postage	\$ 20.43	increase	not budgeted for
		\$ 5,913.24		
FUND 120 REVENUES				
120-000-664.000	Interest on Deposits	\$ 1,386.77	increase	under budgeted*
FUND 703 APPROPRIATIONS				
703-000-675.001	Visa/Master Card Charges	\$ 95.27	increase	under budgeted

3. Building Department Request for Books –

Motion by Trustee Bard, second by Treasurer Wilks, **ADOPTED**, to authorize the Clerk to purchase for the Building Department the 2009 International Existing Building Code (soft cover) @ \$60.00, the 2009 Michigan Residential Code @ \$102.00 and the 2009 Michigan Building Code @ \$124.50.

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

4. Board of Review Training –

Motion by Trustee Binns, second by Trustee Bard, **ADOPTED**, to authorize the Clerk to issue payment to the Muskegon County Equalization Department in the amount of \$30.00 for Donald Lundquist,

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Kathleen Nearanz and David Reynolds to attend training on February 17, 2011 hosted by the Muskegon County Equalization Department.

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

5. Board Comments – There was no board comment.

ADJOURNMENT –

Motion by Treasurer Wilks, second by Trustee Bard, **ADOPTED**, to adjourn the January 19, 2011 Regular Meeting of the Township of Fruitland at 9:24 PM.

Upon Voice Vote: **6 AYES, 1 ABSENT**

Respectfully Submitted,

Karolyn Rillema, Clerk
Township of Fruitland