

**FRUITLAND TOWNSHIP BOARD
REGULAR MEETING
OCTOBER 20, 2014 (amended 11/17/14)
MINUTES**

PRESENT – Trustee Bard, Trustee Deur, Trustee Rissi, Clerk Rillema, Trustee Hampel, Supervisor St. Amour

ABSENT: Treasurer Beegle (excused)

ALSO PRESENT – (5) five interested parties.

CALL TO ORDER – Supervisor St. Amour called the Monday, October 20, 2014 Regular Meeting to order at 5:00 PM, the pledge of allegiance and a moment of silence was observed.

AGENDA – Supervisor St. Amour asked to amend the agenda by adding New Business #6.5 White Lake Senior Center and 6.75 FOIA Appeals.

Motion by Trustee Bard, second by Trustee Rissi, **ADOPTED**, to accept the amended October 20, 2014 Regular Township Board Meeting Agenda.

Upon Voice Vote: **6 AYES, 1 ABSENT – motion carried**

PUBLIC COMMENT –

- 1) Greg Kruse, 5617 S. Shore Drive, 1973 – Recited portions of the Fruitland Township Personal Computer Use Policy and stated that his website was viewed on different dates from our IP address with Comcast.
- 2) Terry Sabo, County Commissioner – Stated that the County Administrator position has been narrowed to five candidates that will be interviewed in a public meeting on November 1 at 8:30 AM and invited all to attend. Trustee Bard inquired about the construction on the veterans causeway and Trustee Deur commended Commissioner Sabo for his involvement with the Legends Flight for WWII Veterans.

MINUTES –

Motion by Clerk Rillema, second by Trustee Bard, **ADOPTED**, to accept the September 15, 2014 Work Session Minutes and September 22, 2014 Regular Meeting Minutes.

Upon Voice Vote: **6 AYES, 1 ABSENT – motion carried**

RECEIPTS & DISBURSEMENTS –

Motion by Clerk Rillema, second by Trustee Deur, **ADOPTED**, to accept the Receipts of \$98,529.33 and Bank Balance and Certificate of Deposits of \$947,357.79 for the period of September 1, 2014 through September 30, 2014 as reported by Melissa Beegle, Fruitland Township Treasurer and approve General Fund 101 Disbursements in the amount of \$45,310.50 and Metro Authority Fund 140 Disbursements in the amount of \$722.49 for the period of September 1, 2014 through September 30, 2014 as reported by Karolyn Rillema, Fruitland Township Clerk.

*Upon Voice Vote: **6 AYES, 1 ABSENT – motion carried***

ANNOUNCEMENTS/COMMUNICATIONS – Supervisor St. Amour stated that if the Coal Tar Resolution is adopted, a potential combined municipality press release could be put in the White Lake Beacon. He received the September PINS Stats report if anyone would like to review. The political forum will be held this Thursday at 6 PM at the township hall. Supervisor St. Amour will contact Supervisor Hall of Dalton to get the information on Fred Meijer Berry Junction Rail Trail Maintenance Funding as he was unable to attend the meeting in Walker, Michigan. The link for the Duck Creek Watershed can be added. He will contact a member of the organization to get the URL/address for the link. The Muskegon County Road Commission 2014-15 adopted budget was received and will be placed on file in the Clerk’s office. The MCRC annual Roadkill banquet is scheduled for Thursday, October 30, 2014. If you are able to attend, please contact the Clerk by Friday, October 24 with your RSVP. Unfortunately, the Roadkill Banquet is on the same night as the Celebration for the White Lake Delisting, which will be held at the Book Nook that evening. An invite from the White Lake Area Chamber of Commerce Annual Dinner scheduled for November 3, 2014 was received. If you are interested in attending, please contact the clerk for information.

COMMITTEE/BOARD UPDATES –

- White Lake Ambulance Authority – Supervisor St. Amour reported that information will be requested from the authority via FOIA for invoice backup and other financial information necessary to determine the stability of the authority.
- Planning Commission – Trustee Deur stated that the site plan for the Michillinda Beach Lodge was approved at the last planning commission meeting. A sub-committee has been meeting regarding non-conforming properties in the township. The commission decided to take no action on changing language on political sign take down period as our ordinance is more stringent than what was proposed by the County Clerk.

OLD BUSINESS –

1. Buzz's Lakeside Inn - Supervisor St. Amour reported that parking signage will be reviewed with the Muskegon County Road Commission to educate residents on the parking ordinance at Scenic Drive Road End.
2. Coal Tar Sealcoating Update –

**FRUITLAND TOWNSHIP
RESOLUTION 2014-15
COMMITMENT TO ELIMINATE COAL TAR SEAL COAT USE**

- WHEREAS,** scientific studies confirm that coal tar seal coats present a significant health risk to the public, and;
- WHEREAS,** coal tar seal coats contain polycyclic aromatic hydrocarbons (PAHs), many of which are suspected or known carcinogens, and;
- WHEREAS,** the routine wear and tear of coal tar seal coated pavement produces dust and particles contaminated with PAHs that can be breathed and accidentally ingested by people living by the pavements, increasing cancer risk significantly, and;
- WHEREAS,** PAHs from coal tar seal coated pavements have been found to run off into nearby waterways, endangering aquatic life and contaminating sediments, which adds to the expense of pollution cleanup, and;
- WHEREAS,** Asphalt based seal coats are safer, readily available and very affordable,

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NOW, THEREFORE, BE IT RESOLVED, that the Fruitland Township Board does hereby commit to eliminate the use of coal tar seal coats on township owned properties, to discourage the public from using coal tar seal coats, and to educate residents on the risks of coal tar seal coats.

Motion by Supervisor St. Amour, second by Trustee Bard, **ADOPTED**, Resolution 2014-15 to commit to eliminate coal tar seal coat use on township properties, to discourage the public from using coal tar seal coats, and to educate residents on the risks of coal tar seal coats.

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

“**AYE**”: Trustee Deur, Trustee Rissi, Clerk Rillema, Trustee Hampel, Supervisor St. Amour

“**NAY**”: Trustee Bard

“**ABSENT**”: Treasurer Beegle

BE IT RESOLVED THAT, Resolution 2014-15, Commitment to Eliminate Coal Tar Seal Coat Use was **ADOPTED** at the October 20, 2014 Regular Meeting of the Township of Fruitland.

Karolyn Rillema
Township Clerk

NEW BUSINESS -

1. 2nd Quarter 2014-15 Budget Amendments –

Motion by Clerk Rillema, second by Trustee Rissi, **ADOPTED**, to authorize the Clerk to make the 2nd quarter 2014-15 Budget Amendments as presented.

Roll Call Vote: Trustee Hampel **AYE**, Clerk Rillema **AYE**, Trustee Rissi **AYE**, Trustee Deur **AYE**, Trustee Bard **AYE**, Supervisor St. Amour **AYE**, Treasurer Beegle **ABSENT**

2. Five Township 2014-15 Scrap Tire Clean Up –

FRUITLAND TOWNSHIP RESOLUTION 2014-14 5-TOWNSHIP 2014-15 SCRAP TIRE CLEAN-UP GRANT PROPOSAL

WHEREAS, scrap tires have a blighting influence and pose a public health hazard from mosquito-transmitted diseases, and;

WHEREAS, blight negatively affects property values and the aesthetic quality of our recreation areas, and;

WHEREAS, the Michigan Department of Environmental Quality has a Scrap Tire Clean-up Grant Program to address the proper disposal and reuse of scrap tires, and;

WHEREAS, Fruitland Township desires to cooperate with neighboring communities to access resources provided by the state in the most efficient manner;

NOW, THEREFORE, BE IT RESOLVED, that the Fruitland Township Board supports a grant submittal to the Michigan Department of Environmental Quality’s Scrap Tire Clean-up Grant on behalf of Laketon, Muskegon, Dalton, Blue Lake and Fruitland Townships, and;

BE IT FURTHER RESOLVED, that it is understood that Laketon Township commits to apply for the grant on behalf of Laketon, Dalton, Muskegon, Blue Lake and Fruitland Townships and administer the grant for all five communities.

Motion by Clerk Rillema, second by Supervisor St. Amour, **ADOPTED**, Resolution 2014-14 to apply for the 5-Township 2014-15 Scrap Tire Clean-Up Grant.

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

“**AYE**”: Trustee Deur, Trustee Rissi, Clerk Rillema, Trustee Hampel, Supervisor St. Amour, **Trustee Bard**

“**NAY**”: ~~Trustee Bard~~

“**ABSENT**”: Treasurer Beegle

BE IT RESOLVED THAT, Resolution 2014-14, 5-Township 2014-14 Scrap Tire Clean-up Grant Program was **ADOPTED** at the October 20, 2014 Regular Meeting of the Township of Fruitland.

Karolyn Rillema
Township Clerk

3. Ecology Winter Hours –

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Motion by Supervisor St. Amour, second by Trustee Rissi, **ADOPTED**, to authorize the Supervisor to close the Ecology Station on Wednesdays for the months of December 2014, January 2015 and February 2015.

Upon Voice Vote: **6 AYES, 1 ABSENT – motion carried**

4. Northern Long-Eared Bat Eagle Project – Supervisor St. Amour stated that he has left a message with his contact at the DNR regarding the request of planting some trees along the Berry Junction Rail Trail and is awaiting response for Mr. Bouman’s Eagle Scout Project request.

5. Letter of Support to Muskegon Conservation District –

Motion by Supervisor St. Amour, second by Trustee Rissi, **ADOPTED**, to authorize the Supervisor to send a letter of support to the Muskegon Conservation District for up to in-kind services of \$1,500.00.

Upon Voice Vote: 6 AYES, 1 ABSENT – motion carried

6. District Court Collection of Unpaid Fines –

Motion by Supervisor St. Amour, second by Trustee Bard, **ADOPTED**, to authorize the Supervisor to send a letter to the 60th District Court designating them to garnish individuals with outstanding balances arising from convictions for violations of the Fruitland Township civil and criminal ordinances.

Upon Voice Vote: **6 AYES, 1 ABSENT – motion carried**

- 6.5 White Lake Senior Center –

Motion by Clerk Rillema, second by Trustee Deur, **ADOPTED**, to authorize the Clerk to make payment to the White Lake Senior Center in the amount of \$1,000.00.

Roll Call Vote: Trustee Bard **AYE**, Trustee Deur **AYE**, Trustee Rissi **AYE**, Clerk Rillema **AYE**, Trustee Hampel **AYE**, Supervisor St. Amour **AYE**, Treasurer Beegle **ABSENT**

- 6.75 FOIA Appeals –

Motion by Clerk Rillema, second by Trustee Bard, **ADOPTED**, to deny the appeals of Mr. Kruse dated October 20, 2014 for both Zoning Administrator letters dated September 9, 2013 and November 6, 2013 and affirm the FOIA Coordinator’s response documents dated October 100, 2014 as no hard signed copies of those record requests exist on file.

Upon Voice Vote: **6 AYES, 1 ABSENT – motion carried**

7. Board Comments – Clerk Rillema stated that if anyone was in need of an absentee ballot to complete an application for the upcoming State General Election on November 4, 2014. She

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also stated that she will be ordering several code books that are now effective. She will be ordering the 2012 International Fuel Gas Code, 2012 Michigan Building Code and 2012 Michigan Rehabilitation for Existing Buildings Code.

ADJOURNMENT –

Motion by Trustee Bard, second by Trustee Rissi, **ADOPTED**, to adjourn the October 20, 2014 Regular Meeting of the Township of Fruitland at 5:35 PM.

Upon Voice Vote: **6 AYES, 1 ABSENT – motion carried**

Respectfully Submitted,

Karolyn Rillema, Clerk
Township of Fruitland