

**FRUITLAND TOWNSHIP BOARD  
REGULAR MEETING  
NOVEMBER 16, 2015  
MINUTES**

**PRESENT** – Trustee Bard, Trustee Deur, Clerk Rillema, Treasurer Beegle, Trustee Hampel, Supervisor St. Amour

**ABSENT** – Trustee Rissi

**ALSO PRESENT** – (9) nine interested parties.

**CALL TO ORDER** – Supervisor St. Amour called the Monday, November 16, 2015 Regular Meeting to order at 5:00 PM. The pledge of allegiance and a moment of silence was observed for France.

**AGENDA** –

Motion by Trustee Bard, second by Trustee Deur, **ADOPTED**, to accept the November 16, 2015 Regular Township Board Meeting Agenda.  
*Upon Voice Vote:* **6 AYES, 1 ABSENT – motion carried**

**PUBLIC COMMENT** –

- 1) County Commissioner Terry Sabo – Stated he attended the DEQ public hearing on the Michigans Adventure permit and is supportive in the connection to the municipal sewer system. Commissioner Sabo stated that collaborative talks are occurring with the City of Coopersville for a potential hookup to the municipal sewer system also.
- 2) Chris Campeau, 4753 W. Bard – Concerned about the actions at neighboring property – 4790 W. Bard Road. Ordinances are being violated and wants the township to enforce.
- 3) Jack VanAndel, 4769 W. Bard – Disgusted with the actions at 4790 W. Bard Road. He has contacted the Sheriff, Michigan State Police, Prosecutor DJ Hilson, Muskegon County Health Department and the local media. Since early talks with Supervisor St. Amour in August, Mr. White has been cited for garbage & unlicensed vehicles but states that absolutely nothing has changed.
- 4) Don Jorgensen, 4824 W. Bard – Stated that he has lived there for over 14 years and never had a problem with Mr. White at 4790 W. Bard Road but is concerned about possible roaming in the night and capturing water from his residence’s outdoor faucet.
- 5) Herb Christensen, 4900 W. Bard Road – Believes that the actions at 4790 W. Bard Road are out of hand and compared the property to a “city dump”. Encouraged the board to do something.

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- 6) Matthew Johnsen, 2936 Nestrom Road – Stated that the public right-of-way at the Nestrom Road End (south of McMillan) continues to be blocked by a neighboring property owner. The MCRC has removed logs, sticks, etc. recently but another blockage has been placed.

### MINUTES –

Motion by Clerk Rillema, second by Trustee Bard, **ADOPTED**, to accept the October 13, 2015 Work Session Minutes and October 19, 2015 Regular Meeting Minutes.

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

### RECEIPTS & DISBURSEMENTS –

Motion by Treasurer Beegle, second by Trustee Deur, **ADOPTED**, to accept the Receipts of \$94,026.59 and Bank Balance and Certificate of Deposits of \$1,324,569.70 for the period of October 1, 2015 through October 31, 2015 as reported by Melissa Beegle, Fruitland Township Treasurer and approve General Fund 101 Disbursements in the amount of \$42,846.95 and Fund 130 in the amount of \$981.37 for the period of October 1, 2015 through October 31, 2015 as reported by Karolyn Rillema, Fruitland Township Clerk.

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

**ANNOUNCEMENTS/COMMUNICATIONS** – Supervisor St. Amour stated that the Muskegon County Road Commission Adopted 2015-16 Budget in on file in the Clerk's office. The White Lake Community Library annual audit year ending December 31, 2014 was received and is also on file in the Clerk's office. Funds in the amount of \$404.00 will be forthcoming from the White Lake Community Fund Porter Smith Life Ring grant to help offset maintenance of the life rings on the south side of the channel. The Muskegon County Chapter of Michigan Townships Association meeting is scheduled for Monday, November 30, 2015 at 7:00 PM at Egelston Township for those interested in attending. Supervisor St. Amour announced that Seavers' Lawn Service is no longer interested in maintaining or hauling away the leaves at the Sustainability Center. He is investigating other sources for removal. Supervisor St. Amour received a quote back from Consumers for a potential street light installation at Hyde Park & Tyler Roads in the amount of \$100.00. The representative from Consumers Energy will be driving to the site to determine which township it is in (either Dalton or Fruitland) before the board can take action.

### COMMITTEE/BOARD UPDATES –

- Duck Creek Watershed – Trustee Hampel was unable to attend the last meeting of the watershed on the 10<sup>th</sup> of November but heard that continued talks about the DEQ public hearing on Michigan's Adventure permit was the main topic of conversation. Supervisor St. Amour asked Trustee Hampel to follow up with Trustee Rissi (absent) about the status of the bittersweet removal at the McMillan Road End.

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**OLD BUSINESS –**

1. Zellar Road Project (Proposed Special Assessment) – Supervisor St. Amour stated that he received additional material costs but they were deficient in detail and will be contacting the MCRC to discuss.
2. R & M Contract – Supervisor St. Amour stated that Attorney Even is drafting and is being postponed for discussion until the December work session.
3. Muskegon Township Litigation (Water Policy) – Supervisor St. Amour stated that he attended the court ordered mediation on the 28<sup>th</sup> of October. No results were obtained but at the last meeting of the Water Policy board they voted to pay and offset any attorney invoices incurred from a possible lawsuit of Muskegon Charter Township suing the County for paying the attorney invoices for representing the Water Policy Board.
4. Fire Station #2 Potential Sale – Supervisor St. Amour stated that he had reached out to the White Lake Fire Authority to obtain quotes for relocating the driveway to the maintenance building, tree removal and parking lot relocation for a possible sale of the Fire Station #2 to the Authority. Supervisor St. Amour stated that he has received both supportive comments and non-supportive comments. More will be discussed in a future meeting along with organizing a meeting with the Parks & Recreation Commission.

**NEW BUSINESS -**

1. Parks & Recreation Commission Vacancy –

Motion by Clerk Rillema, second by Trustee Bard, **ADOPTED**, to accept Laura Shields' resignation from the Parks & Recreation Commission effective October 27, 2015.

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

Clerk Rillema stated that she mailed Mrs. Shields a thank you for her service.

2. Retirement Plan – Resolution 2015-23 –

Motion by Clerk Rillema, second by Trustee Deur, **ADOPTED**, to authorize Clerk Rillema to sign the Retirement agreement with Burnham & Flower Insurance Group and adopt Resolution 2015-23.

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

**FRUITLAND TOWNSHIP  
RESOLUTION 2015-23  
FRUITLAND TOWNSHIP GOVERNMENTAL NON-ERISA RETIREMENT PLAN**

**WHEREAS,** the following is a formal record of action taken by the governing body of Fruitland Township (the "Municipality") and;

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**WHEREAS**, with respect to the amendment and restatement of the Fruitland Township Governmental Non-ERISA Retirement Plan (the "Plan"), the following resolutions are hereby adopted;

**NOW, THEREFORE, BE IT RESOLVED**, that the Plan be amended and restated in the form attached hereto, which Plan is hereby adopted and approved, and;

**BE IT FURTHER RESOLVED**, that the authorized signor of the Municipality be, and is hereby, authorized and directed to execute the Plan on behalf of the Municipality.

Motion by Clerk Rillema, second by Trustee Deur, **ADOPTED**, Resolution 2015-23 Fruitland Township Governmental Non-ERISA Retirement Plan.

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

**"AYE"**: Trustee Hampel, Treasurer Beegle, Clerk Rillema, Trustee Deur, Trustee Bard, Supervisor St. Amour

**"NAY"**: None

**"ABSENT"**: Trustee Rissi

**BE IT RESOLVED THAT**, Resolution 2015-23, Fruitland Township Governmental Non-ERISA Retirement Plan was **ADOPTED** at the November 16, 2015 Regular Meeting of the Township of Fruitland.

Karolyn Rillema  
Township Clerk

### 3. Health Insurance Premium –

Motion by Clerk Rillema, second by Trustee Deur, **ADOPTED**, to authorize Clerk Rillema and Supervisor St. Amour to sign the Priority Health PPO 1000 health insurance coverage contract with a monthly premium of \$1,684.67 effective January 1, 2016.

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

4. White Lake Senior Center – Clerk Rillema put the motion on the floor with a second by Trustee Deur to authorize a donation of \$1000.00 to the White Lake Senior Center. During discussion, Trustee Bard questioned what Fruitland Township residents benefit from this organization and Trustee Hampel inquired about the financials of the Center. Clerk Rillema and Supervisor St. Amour named three residents that use the center frequently. Supervisor St. Amour will invite Christi of the White Lake Senior Center to our December work session to enlighten the board of the happenings at the Center. Clerk Rillema stated that she would revoke her motion. The board accepted. No vote taken.

5. Board Comments – Trustee Bard stated that she was glad to see the visibility of Pro-Med on River Road. Trustee Deur stated that he received an email from Kurt Madsen (property owner just north of McMillan Road End) suggesting that we sell McMillan Road End to fund the WLAA funding issues. Trustee Deur wrote back explaining that we had withdrawn from the WLAA and therefore not liable for any future funding of the Authority but wanted to share with the Board his email. The board discussed briefly but is not interested in selling a public access road end at this time. Supervisor St. Amour indicated that he would respond to Mr. Madsen to express our lack of interest in selling the road end at this time. Clerk Rillema stated that although Trustee Hampel mentioned at the work session her interest in attending the January MTA conference in Detroit, she has since changed her mind. No one else was interested in attending. Supervisor St. Amour stated that he signed a Consumers Right-of-Way easement for power to the

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Verizon Wireless Tower on Nestrom. As stated prior, the target date for usage of the tower is the first of the year 2016. This tower will service Voice over LTE cell phones. Verizon Wireless will be providing the township with the cell phone models that will be covered soon.

**ADJOURNMENT –**

Motion by Trustee Bard, second by Treasurer Beegle, **ADOPTED**, to adjourn the November 16, 2015 Regular Meeting of the Township of Fruitland at 5:40 PM.

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

Respectfully Submitted,

Karolyn Rillema, Clerk  
Township of Fruitland

