

**FRUITLAND TOWNSHIP
REGULAR MEETING
APRIL 17, 2017 MINUTES**

PRESENT - Trustee Holman, Trustee Bard, Trustee Cisneros, Supervisor Jeske, Clerk Rillema, Treasurer Beegle, Trustee Hampel

ALSO PRESENT – Attorney Even and sixteen (16) interested parties

AGENDA – Motion by Treasurer Beegle, second by Trustee Bard, ***ADOPTED***, to amend the April 17, 2017 Regular Township Board Meeting Agenda by adding Closed Session to discuss pending litigation subject to attorney client privilege on the North Side Water Policy. *Upon Voice Vote: 7 AYES – motion carried*

PUBLIC COMMENT –

- 1) Jack VanAndel, 4769 Bard Road – pleased to see the cleanup at 4790 Bard Road.
- 2) Derek Taranko, 5049 Lakewood Road – inquired if the Board of Trustees had changed their position on the White Lake Aquatic Center according to an ad in the White Lake Beacon.
- 3) John Snyder, District 8 County Commissioner – delivered the 2017 Muskegon County Directories for the Township Board and Office staff and is pleased to work with our township on ongoing committees.
- 4) Sheriff Mike Poulin, Muskegon County – delivered the signed 2017 Partnership In Neighborhood Safety (PINS) Program agreement.
- 5) Greg Kruse, 5617 S. Shore Drive, 1973 – inquired why the IMPC and municipal building code were used for the actions taken at 4790 Bard Road. Presented Supervisor Jeske with a handout regarding such documents.

PUBLIC HEARING – NESTROM ROAD SPECIAL ASSESSMENT 2017-

Supervisor Jeske opened the public hearing at 5:10 PM. Supervisor Jeske explained that the public hearing tonight was to hear objections to the assessment roll and allocated costs for the Nestrom Road Improvement Special Assessment 2017.

PUBLIC COMMENT – There was no public comment.

Supervisor Jeske closed the public hearing at 5:13 PM. Audience member Sonny Wisneski thanked Treasurer Beegle for her commitment on working with the committee to see this project to completion. Treasurer Beegle stated that the project is scheduled to begin soon hearing no objections tonight.

CONSENT AGENDA –

- March 13, 2017 Work Session, March 20, 2017 Regular Meeting and March 31, 2017 Special Minutes
- March 1 – March 31, 2017 Revenues - \$185,309.84, Fund 101 Expenditures - \$212,695.00 and Fund 145 Expenditures - \$1708.00
- Muskegon County Road Commission Annual Right of Way Permit Applications – Scenic Drive Road End and Nestrom Road End
- Resolution 2017-12 – Muskegon County Road Commission Performance & Indemnification to allow D&B Brine to conduct 2017 application on Fruitland Township roads

Motion by Trustee Bard, second by Trustee Holman, **ADOPTED**, to approve the Consent Agenda as presented.

Roll Call Vote: Trustee Bard **AYE**, Trustee Holman **AYE**, Treasurer Beegle **AYE**, Trustee Cisneros **AYE**, Trustee Hampel **AYE**, Clerk Rillema **AYE**, Supervisor Jeske **AYE**, – **motion carried**

OLD BUSINESS –

1. Ecology Station Improvements –

Motion by Supervisor Jeske, second by Trustee Cisneros, **ADOPTED**, to contract with A-1 Excavating at the Ecology Station to smooth and fill potholes and excavate the area behind the recycling bins in order to push them back for better flow of traffic at a cost not to exceed \$1500.00.

Roll Call Vote: Supervisor Jeske **AYE**, Trustee Cisneros **AYE**, Trustee Bard **AYE**, Trustee Holman **AYE**, Clerk Rillema **AYE**, Treasurer Beegle **AYE**, Trustee Hampel **AYE** – **motion carried**

The traffic flow pattern, signage, pricing and any additional improvements at the Ecology Station will be discussed at the May work session.

NEW BUSINESS –

1. Proposed Ordinance Amendments requested by Planning Commission –

- Article I, Title and Purpose - Section 1.02 Purpose - J – **NO CHANGES**
- Article II, Definitions - **NO CHANGES**
 - Section 2.05 – Dwelling Unit
 - Section 2.22 – Insert Wall
- Article III

- General Provisions, Section 3.08, Accessory Buildings and Uses – D – **REJECTED LANGUAGE**
- General Provisions, Section 3.11, Fences, Walls, Hedges, Berms & Screens - A – **REJECTED ITEM #5 FOR DEFINITION CLARITY**
- Remove Section 6.04a, Article VI a., Lake Michigan Shoreline District, Site Development Standards – Number 7 with accompanying diagram - **NO CHANGES**
- Remove Section 8.02a, Article VIIIa, #3 under Site Development Standards with accompanying diagram - **NO CHANGES**
- Remove Section 8.02b, Article VIIIb, #2 under Limitations on Construction with accompanying diagram - **NO CHANGES**

Motion by Trustee Cisneros, second by Clerk Rillema, **ADOPTED**, to send back the recommendations to the ordinance amendments to the Planning Commission with recommended language amendments to Article III General Provisions, Section 3.08, Accessory Buildings and Uses – D and Section 3.22 Fences, Walls, Hedges, Berms & Screens - A.

Roll Call Vote: Trustee Cisneros **AYE**, Clerk Rillema **AYE**, Trustee Holman **AYE**, Trustee Bard **AYE**, Trustee Hampel **AYE**, Treasurer Beegle **AYE**, Supervisor Jeske **AYE** – **motion carried**

ANNOUNCEMENTS/COMMUNICATIONS – Supervisor Jeske shared the March 2017 Statistics for the PINS program from Sheriff Poulin. There were 23 property checks, 82 calls for service, 11 traffic stops, 23 reports and 1 traffic crash for the month. The property at 4790 Bard Road has been cleaned. Ninety-three (93) tires were found that requires a ratification of authorization to remove by Press's at a cost to not exceed \$1000.00 which is an additional amount of the original quote.

Motion by Clerk Rillema, second by Trustee Cisneros, **ADOPTED**, to ratify the authorization of Press's to remove the ninety-three (93) tires from 4790 Bard Road at a cost not to exceed \$1000.00.

Roll Call Vote: Trustee Bard **AYE**, Trustee Holman **AYE**, Treasurer Beegle **AYE**, Trustee Cisneros **AYE**, Trustee Hampel **AYE**, Clerk Rillema **AYE**, Supervisor Jeske **AYE** – **motion carried**

Supervisor Jeske stated that the action the Board took in February to not send a resolution of support for the White Lake Aquatic Center has not changed as inquired about during public comment. Clerk Rillema invited all in attendance to attend the public meeting here at the township hall this Wednesday, April 19th on the Duck Creek Natural Area to hear the initial proposal of the steering committee for the land, reveal the survey results and respond to

FRUITLAND TOWNSHIP APRIL 17, 2017 REGULAR MEETING MINUTES

questions of the public. Clerk Rillema also stated that a tentative mediation date for the litigation with the White Lake Ambulance Authority is scheduled for June 5 or June 6.

Water Policy System Board –

Motion by Trustee Bard, second by Trustee Holman, **ADOPTED**, to go into closed session for pending litigation discussions at 5:49 PM.

Roll Call Vote: Trustee Bard **AYE**, Trustee Holman **AYE**, Treasurer Beegle **AYE**, Trustee Cisneros **AYE**, Trustee Hampel **AYE**, Clerk Rillema **AYE**, Supervisor Jeske **AYE** – **motion carried**

CLOSED SESSION

Motion by Trustee Bard, second by Trustee Cisneros, **ADOPTED**, to come out of closed session discussions at 6:14 PM.

Roll Call Vote: Trustee Bard **AYE**, Trustee Cisneros **AYE**, Treasurer Beegle **AYE**, Trustee Hampel **AYE**, Trustee Holman **AYE**, Clerk Rillema **AYE**, Supervisor St. Jeske **AYE** – **motion carried**

ADJOURNMENT –

Motion by Trustee Holman, second by Treasurer Beegle, **ADOPTED**, to adjourn the April 17, 2017 Regular Meeting of the Township of Fruitland at 6:20 PM.

Upon Voice Vote: 7 **AYES** – **motion carried**

Respectfully Submitted,

Karolyn Rillema, Clerk
Township of Fruitland