

**FRUITLAND TOWNSHIP
REGULAR MEETING
MAY 16, 2016 MINUTES**

PRESENT - Trustee Bard, Trustee Deur, Trustee Cisneros, Clerk Rillema, Treasurer Beegle, Trustee Hampel

ALSO PRESENT – (12) twelve interested parties.

ABSENT: Supervisor St. Amour

Motion by Trustee Deur, second by Trustee Cisneros, **ADOPTED**, to have Clerk Rillema serve as chairman pro-tem due to Supervisor St. Amour's absence.

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

AGENDA –

Motion by Trustee Bard, second by Trustee Deur, **ADOPTED**, to accept the amended May 16, 2016 Regular Township Board Meeting Agenda by adding under New Business – Consumer's street light request for Hyde Park Rd & Tyler Road and Nestrom Road Improvement Petition.

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

PUBLIC COMMENT –

- 1) Phyllis Wisneski, 5323 Andrea – inquired about the brining and suggested that the board not pave the Township parking lot and put those monies towards road improvements.
- 2) Greg Kruse, South Shore Drive, 1973 – stated that the construction building code was not being followed in reference to 4790 W. Bard Road.

PUBLIC HEARING – Zellar Road Special Assessment District

Clerk Rillema opened the public hearing on the proposed Zellar Road Special Assessment District at 5:05 PM. Clerk Rillema briefed the board and audience members of the project and introduced Muskegon County Road Commission Highway Engineer Paul Bouman to explain the project and be available for questions. Paul Bouman stated that this project is federally funded for the paving but the funding for the drainage issues in this area falls on the residents/township. He explained that the failed culverts both in product and placement need to be changed out and that falls on the responsibility of a property owner. The township will be responsible for the cleanout of ditches, removal of the culverts and driveway repair once the culverts have been replaced. The cost of the culvert piping is approximately \$13,997.00 which is being proposed as a special assessment to the residents between Lakewood Road and Michillinda Road by frontage along Zellar Road. Because this project is federally funded, there are additional

FRUITLAND TOWNSHIP MAY 16, 2016 REGULAR MEETING MINUTES

requirements necessary. The MCRC will be absorbing the additional cost of end caps necessary for each culvert at a cost of approximately \$9,700.00.

PUBLIC COMMENT –

- 1) Chris Sorauf, 5264 W. Lakewood Road – does not agree with the frontage allocation that the Board of Trustees chose to assess the costs for the replacement of the culverts as he will be assessed approximately \$4000.00 to replace one 30’ culvert when another neighbor has over 170’ of culvert and will be assessed approximately \$600.00.
- 2) Verne Hansen, 4075 Lakewood Road – inquired about his culvert being removed and not replaced during this special assessment process. Also inquired about the cost difference for those residents who have culverts versus no culverts.
- 3) Brian Short, 5563 Zellar Road – does not oppose the culvert/ditch work and asked for clarification on the price per parcel.

Public hearing was closed at 5:16 PM.

Trustee Deur inquired when the project would commence. Clerk Rillema stated that it is scheduled to start at the end of May 2016. Trustee Bard stated again that she is not in favor of the special assessment district. Trustee Cisneros stated that this project will benefit those residents by moving the water out of the ditches. Trustee Hampel stated that costs of this project are being shared by utilizing Federal funds, MCRC funds, Fruitland Township Funds and resident funds. Treasurer Beegle abstained from all comments as she is in the special assessment district.

Motion by Trustee Hampel, second by Trustee Cisneros, **ADOPTED**, to authorize Trustee Cisneros and Clerk Rillema to certify Resolution 2016-13 Special Assessment Roll for the Zellar Road Improvements 2016 Special Assessment District for Treasurer Beegle to administer on the tax roll.

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

Motion by Trustee Cisneros, second by Trustee Deur, **ADOPTED**, to authorize Trustee Cisneros and Clerk Rillema to execute the contract between the Muskegon County Road Commission and Fruitland Township for the purpose of the 2016 Zellar Road Improvement Project in the amount of \$418,989.99 (Fruitland Township share of \$56,000.00 and MCRC share of \$362,889.00)

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

FRUITLAND TOWNSHIP MAY 16, 2016 REGULAR MEETING MINUTES

MINUTES –

Motion by Trustee Bard, second by Trustee Deur, **ADOPTED**, to accept the April 11, 2016 Work Session Minutes and April 18, 2016 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 \$23,798.48 and Bank Balance and Certificate of Deposits of \$1,465,649.35 for the period of April 1, 2016 through April 30, 2016 as reported by Melissa Beegle, Fruitland Township Treasurer and approve General Fund 101 Disbursements in the amount of \$42,420.00 and Fund 130 Disbursements of \$611.07 for the period of April 1, 2016 through April 30, 2016 as reported by Karolyn Rillema, Fruitland Township Clerk.

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

ANNOUNCEMENTS/COMMUNICATIONS – Clerk Rillema stated that the Multi-Township Scrap Tire Collection event is scheduled for June 11, 2016 at Mullally Park in Laketon Township. She will be emailing all board members for availability to volunteer on this date. Clerk Rillema stated that she received notification from the DEQ that the Muskegon County Drain Commissioner has applied for a permit for the drain restoration of the Saxe and Branch Drains dated May 12, 2016.

COMMITTEE/BOARD UPDATES –

- Friends of the Fred Meijer Berry Junction Trail Request – Trustee Hampel stated that she did not have an update at this point on the land donation at White Lake Drive and Blank Road intersection.

OLD BUSINESS – None

NEW BUSINESS –

1. Muskegon County Recreation Authority –

Motion by Trustee Bard, second by Treasurer Beegle, **ADOPTED**, to appoint Trustee Deur as the Fruitland Township Representative to the Muskegon County Recreation Authority.

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

2. Northside Water Board Update – Clerk Rillema and Trustee Deur attended the hearing for the Muskegon Township Litigation for non-payment of hydrant fees on May 11th in Judge Mullally's court room. Both defendant and plaintiff's attorneys had an opportunity

FRUITLAND TOWNSHIP MAY 16, 2016 REGULAR MEETING MINUTES

to hit the highlights of each other's summaries and Judge Mullally stated that he had 56 days to make a decision to dismiss or push to a jury trial.

3. Flooring & Parking Lot Improvements for Community Building – Clerk Rillema stated that the floor at the Community Building is in need of refinishing. A quote was received from K.K. Resurfacing in the amount of \$1,650.00. The parking lot is also in need of some improvement by adding more dolomite. The White Lake Area Group is soliciting quotes for such improvement and will present to the Board of Trustees at a later date. The White Lake Area Group is also interested in installing a split rail fence on the east boundary of the property to discourage vehicles from driving through the yard to enter/exit the property. The board okayed this installation and tasked Treasurer Beegle to complete a zoning compliance internally for our files.

Motion by Trustee Deur, second by Trustee Cisneros, **ADOPTED**, to authorize K.K. Resurfacing to resurface the flooring at the Community Building in the amount of \$1,650.00.

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

4. Resolution 2016-15 – Ordinance Enforcer Appointment –

Motion by Trustee Bard, second by Treasurer Beegle, **ADOPTED**, amending Resolution 2016-15 Appointment of Ordinance Enforcement Officers and Ordinance Enforcement Bureau Clerk by adding Ordinance Enforcer to the list of employees granted authority to enforce all ordinances of Fruitland Township.

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

5. Ecology Station Repairs – Clerk Rillema stated that several repair items at the Ecology Station need attention. The garage door needs to be repaired, the entrance gate needs repair as it was damaged sometime this winter by a vendor but no admission of responsibility from any person has come forward and the lower driveway needs to be leveled out. She will seek quotes for all repairs and report to the June work session.
6. White River Light Station Update – Clerk Rillema stated that the life ring holder at the end of the White Channel Pier is missing. Both Treasurer Beegle and Clerk Rillema will go out to the pier to see the damage and bring information in the near future for replacement. Sable Points Lighthouse Keepers Association (SPLKA) is looking for approval to place a storage shed on the grounds at the White River Light Station for Curator Matt's personal items. The board okayed this storage building placement and tasked Treasurer Beegle to complete a zoning compliance internally for our files.

FRUITLAND TOWNSHIP MAY 16, 2016 REGULAR MEETING MINUTES

7. Consumers Street Light Request at Hyde Park & Tyler Road –

Motion by Trustee Cisneros, second by Treasurer Beegle, **ADOPTED**, to authorize Clerk Rillema to execute placement of a light pole at Hyde Park Road and Tyler Road in the amount of \$100.00.

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

8. Nestrom Road Petition – Treasurer Beegle stated that a petition from residents for the improvement of Nestrom Road south of McMillan. This is being considered a petition for a proposed special assessment district. Treasurer Beegle will request from the MCRC a rough order of magnitude for the costs for improving Nestrom Road (paving) and will be put on the agenda for the June work session.

9. Board Comments – Trustee Deur stated that he would be reaching out to April Scholtz of the West Michigan Land Conservancy for additional detail on the application she mentioned for the National Park grant. Trustee Deur also asked if Clerk Rillema would inquire with the White Lake Fire Authority and City of Whitehall to seek interest in reviewing the lease agreement for the fire authority.

Motion by Trustee Deur, second by Treasurer Beegle, **ADOPTED**, to adjourn the May 16, 2016 Regular Meeting of the Township of Fruitland at 6:02PM.

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

Respectfully Submitted,

Karolyn Rillema, Clerk
Township of Fruitland