

**FRUITLAND TOWNSHIP BOARD
REGULAR MEETING
JULY 15, 2013
MINUTES**

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

ALSO PRESENT – (3) Three interested parties.

CALL TO ORDER – Supervisor St. Amour called the Monday, July 15, 2013 Regular Meeting to order at 5:00 PM. The pledge of allegiance was recited.

AGENDA –

Motion by Trustee Bard, second by Trustee Deur, **ADOPTED**, to accept the July 15, 2013 Regular Township Board Meeting Agenda.

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

PUBLIC COMMENT –

- 1) Judy Marcinkowski, 3767 Jay Road - Thanked the Board for having Discount Dump Days again this year.

MINUTES –

Motion by Clerk Rillema, second by Trustee Bard, **ADOPTED**, to accept the June 10, 2013 Work Session Minutes and June 17, 2013 Regular Meeting Minutes.

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

RECEIPTS & DISBURSEMENTS –

Motion by Treasurer Beegle, second by Trustee Deur, **ADOPTED**, to accept the Receipts of \$78,991.89 and Bank Balance and Certificate of Deposits of \$1,008,601.52 for the period of June 1, 2013 through June 30, 2013 as reported by Melissa Beegle, Fruitland Township Treasurer and approve General Fund 101 Disbursements in the amount of \$61,820.97 and Fund 701 Disbursements in the amount of \$111,770.00 for the period of June 1, 2013 through June 30, 2013 as reported by Karolyn Rillema, Fruitland Township Clerk.

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

ANNOUNCEMENTS/COMMUNICATIONS – Supervisor St. Amour stated a meeting will be scheduled in late August for residents/property owners along the Murray Road corridor to inform them of the upcoming paving schedule. A "thank you" to Ed & Laura Shields for the electrical upgrades to the Nestrom Park Pavilion is much appreciated. Attorney Even will be updating the Board on the Firework and Liquor License Amendments. The 7th Day Adventist Church is conducting door-to-door missionary work in our township the months of June, July and August. Supervisor St. Amour has informed their office that ordinances and homeowner respect is a must.

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Treasurer Beegle stated that the demolition cleanup is final at the Michillinda Beach Lodge and the partial insurance check held in escrow was refunded back to them. Supervisor St. Amour was disappointed in a recent water rate increase from the City of Muskegon. It could increase Michigan Adventures yearly water invoicing up to \$30,000.00. Continued talks with the City of Muskegon continue for explanation of such increase. Zoning Board of Appeals member, Sonny Gaertner, resigned from the Appeals board for health reasons. Alternate Judy Marcinkowski will fill the vacancy until a replacement is found. A copy of the annual water quality report is on file at the township. A copy of the White Lake Senior Center report is also on file at the township. Supervisor St. Amour stated that he spoke to Engineer Bowman of the MCRC regarding Lamos Road End and they will be conducting no improvements at the road end. Supervisor St. Amour will continue his efforts with the Drain Commission office for their input. A letter was received to all Board members from WLAA Chair Don Studaven requesting Fruitland Township to replace its current representative. The board took the following action:

Motion by Trustee Deur, second by Trustee Bard, **ADOPTED**, to have Supervisor St. Amour send a letter to the White Lake Ambulance Authority denying their request to replace Supervisor St. Amour as our representative on the WLAA Board.

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

COMMITTEE/BOARD UPDATES –

- White Lake Ambulance Authority – Supervisor St. Amour stated that in 14th Circuit Court hearing this morning, Judge Hicks found that the April 25, 2012 White Lake Ambulance Authority Board's proposed amendment ineffective at this point in time. A trial will be scheduled for late 2013.
- White Lake Fire Authority – Treasurer Beegle stated that the WLFA met on July 11th. All municipalities has approved the Amended and Restated Articles of Incorporation which will be published in the White Lake Beacon this weekend. The WLFA board approved the promotion of 1st Lieutenant McCarthy to Captain in case Chief Holman is absent. Chief Holman and the WLFA Board renegotiated the health insurance and could potentially see a savings of up to \$20,000.00 by doing so. The policies and procedures and employee handbook continue to be reviewed by the Personnel Committee.
- Duck Creek Watershed - Trustee Rissi stated that the Duck Creek Watershed continues testing in Duck Creek for various samplings and may be applying for additional grant money to continue monitoring water runoff. The group is discussing filing for 501(c)3 status. Trustee Deur asked Trustee Rissi to verify with Steve Coverly of his presentation to the Planning Commission on the Duck Creek Watershed Management Plan in September. Continued monitoring of runoff from Michigan Adventure remains a priority of the Watershed members.
- Zoning Board of Appeals - Clerk Rillema stated that the Zoning Board of Appeals met on July 8 to hear three applicants' appeal requests. The ZBA went into closed session to discuss an appeal from Michael Brewer, 4483 Park Street. Out of closed session, the Appeals board made a motion to reconsider the application for Michael Brewer, #61-06-560-000-0019-00,

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originally heard at the April 8, 2013 meeting at the August 12, 2013 meeting. Applicant Roger Sorokin, 3897 Scenic Drive - #61-06-024-400-0014-00, was requesting an appeal of the Zoning Administrators' decision regarding a complaint received on April 19, 2013 from Stephen B. Nagengast in reference to planted hemlock trees acting as a screen. The Appeals board made a motion to uphold Zoning Administrator Sandel's ruling for 3897 Scenic Drive as written in the May 6, 2013 letter. Applicant Stephen B. Nagengast was not present to discuss his appeals request for 3897 Scenic Drive - #61-06-024-400-0014-00. Applicant Aurora Loan Services, LLC/David L. Bossenbrook, Attorney, 2293 Scenic Drive - #61-06-160-000-0004-00, was requesting an appeal for the non-conformity caused by foreclosure from the Article Via Lake Michigan Shoreline District, Section 6.04a Site Development Standards for Minimum Lot Width and Side Yard Setback. After much discussion, Attorney Even recommended that because of a technical issue stated by opposing Attorney Timmer, the Appeals board made a motion to table this hearing until August 12, 2013 to correct the procedural issues.

OLD BUSINESS –

1. Ordinance Enforcement – Supervisor St. Amour stated that he continues to monitor several properties and Deputy Ashker has been tasked to issue tickets to a couple of addresses.
2. Community Building Rental - Supervisor St. Amour stated that Attorney Even updated the agreement with our changes proposed at the July work session and will be discussed at the August work session.
3. Road End Agreements -

Motion by Treasurer Beegle, second by Trustee Bard, **ADOPTED**, to authorize the Supervisor to enter into an Agreement with the White Lake Association regarding Scenic Drive Road End.

Upon Voice Vote: **6 AYES, 1 ABSTAIN** (Trustee Deur recused from the vote as he is a board member of the White Lake Association) – **motion carried**

4. Caller ID/Call Recording - Supervisor St. Amour stated that he and Trustee Rissi will be meeting to make a recommendation to the Board regarding vendor preference and services.

NEW BUSINESS –

1. 1st Qtr 2013-14 Budget Amendments -

Motion by Clerk Rillema, second by Treasurer Beegle, **ADOPTED**, to instruct the Clerk to make the 2013-14 1st Quarter Budget Amendments as presented.

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

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2. Muskegon County GIS -

Motion by Trustee Deur, second by Trustee Rissi, **ADOPTED**, to authorize the Clerk to pay Muskegon County GIS in the amount of \$4,130.75 for the period of October 1, 2013 to September 30, 2014 and investigate the increase and method of invoicing with the County.

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

3. Board Comments - There were no board comments.

ADJOURNMENT –

Motion by Trustee Rissi, second by Treasurer Beegle, **ADOPTED**, to adjourn the July 15, 2013 Regular Meeting of the Township of Fruitland at 5:39 PM.

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

Respectfully Submitted,

Karolyn Rillema, Clerk
Township of Fruitland