

**FRUITLAND TOWNSHIP BOARD
REGULAR MEETING
JULY 21, 2014
MINUTES**

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

ALSO PRESENT – (6) six interested parties.

CALL TO ORDER – Supervisor St. Amour called the Monday, July 21, 2014 Regular Meeting to order at 5:00 PM, County Commissioner Sabo was asked to lead the pledge of allegiance and a moment of silence was observed.

AGENDA –

Motion by Trustee Bard, second by Trustee Rissi, **ADOPTED**, to accept the July 21, 2014 Regular Township Board Meeting Agenda.

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

PUBLIC COMMENT –

- 1) Greg Kruse, 5617 South Shore Drive 1973 - Thanked Supervisor St. Amour for opening the McMillan Stairway. Mentioned that it would be nice to have the steps power washed so the old could look like the new. He also submitted a FOIA request to the Clerk for a copy of the engineering seal/stamping on the drawings.
- 2) Terry Sabo, County Commissioner - Stated the County has appointed a temporary Administrator and has approved the hiring of a search firm for a national search for an Administrator. Also stated that WMSRDC is looking into expanded internet possibilities in the county and Trustee Deur's name was given as a potential name to contact for information.
- 3) Tom Hamilton, 2785 Weesies Road - As a representative of the Steel Headers, Great Lakes Fishing Association, White Lake Association and White River Watershed, would like the bollards removed at Nestrom Road End since the Governor has signed Senate Bill No. 680 in June. Offered to remove and haul away for free.

MINUTES –

Motion by Trustee Bard, second by Trustee Rissi, **ADOPTED**, to accept the June 9, 2014 Work Session Minutes, June 16, 2014 Regular Meeting Minutes, June 19, 2014 Special Work Session Minutes and July 3, 2014 Special Work Session Minutes.

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

RECEIPTS & DISBURSEMENTS –

Motion by Treasurer Beegle, second by Trustee Bard, **ADOPTED**, to accept the Receipts of \$85,383.47 and Bank Balance and Certificate of Deposits of \$982,369.23 for the period of June 1, 2014 through June 30, 2014 as reported

FRUITLAND TOWNSHIP JULY 21, 2014 REGULAR MEETING MINUTES

by Melissa Beegle, Fruitland Township Treasurer and approve General Fund 101 Disbursements in the amount of \$64,304.42 for the period of June 1, 2014 through June 30, 2014 as reported by Karolyn Rillema, Fruitland Township Clerk.

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

ANNOUNCEMENTS/COMMUNICATIONS – Supervisor St. Amour stated that the flag pole roping and flags are back up at the WRLS. He stated a public forum for candidates running in the November Election will be held. Deputy Ashker is back from a short medical leave. An opinion regarding the bollards at Nestrom Road End was provided by Attorney Even. At this time, the bollards will be kept in place for health, safety and welfare reasons while at the same time allowing for unimpeded ingress to and egress from White Lake continues. Supervisor St. Amour stated that Assessor Bowen has completed 299 out of the 500 properties set as a goal for this year to be completed. Correspondence was received from the Land Conservancy of West Michigan regarding a matching fund drive for the proposed Anderson Woods Nature Preserve located off Simonelli Road between Bard and Duck Lake Road. The estimated project cost for the Preserve is \$332,000.00 but \$95,000.00 remains to be raised. Supervisor St. Amour received communication from MainStreet Planning that they will be joining Wade Trim Inc. Tim and Janis Johnson will continue to be our planners and the billing rate for their services will remain the same for a minimum of one year.

COMMITTEE/BOARD UPDATES –

- White Lake Ambulance Authority - Supervisor St. Amour stated that budget amendments were performed at the last meeting and a potential buyer for the Krause building is in the works. More to come.
- White Lake Fire Authority - Treasurer Beegle stated that the WLFA Board voted to go for a 1.65 Millage in February. Supervisor St. Amour stated that the Fire Authority will be requesting the purchase of Fire Station #2 in the near future contingent on the passing of the upcoming millage. The board should discuss setting a price on the building if that is its desire to sell. The Fire Authority is continuing to research Dock Road ownership. It currently is on the tax roll as Fruitland Township but it is not clear how/when that happened.
- Planning Commission -

Motion by Trustee Deur, second by Trustee Rissi , **ADOPTED**, to accept the recommendation of the Planning Commission regarding: Article III General Provisions, Section 3.23 Non-Conforming Buildings, Structures and Uses - **Add:** In the event that any parcel that conformed with the dimensional requirements of this ordinance at the time that a dwelling was erected upon said parcel and thereafter said parcel becomes dimensionally nonconforming as a result of a foreclosure over a portion of the parcel or a partial taking by eminent domain then the use of the remaining parcel for residential purposes shall be allowed to continue, however any structures on the parcel shall not be further enlarged without compliance with such other applicable requirements of this ordinance or as may be allowed by way of variance and Article XX Administration and Enforcement, Section 20.09 Remedies and Enforcement - **Strike:** or any owner of real estate within the Township

FRUITLAND TOWNSHIP JULY 21, 2014 REGULAR MEETING MINUTES

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 7-0**

- Zoning Board of Appeals - Clerk Rillema stated that the ZBA met on Monday, July 14, 2014. Two hearings were scheduled. Applicant Chris & Kristen Schneider 5915 Murray Road, 61-06-578-001-0001-33 requested a variance from Article III, General Provisions, Section 3.23 Non-Conforming Buildings, Structures and Uses, (B) Expansion and Substitution of Non-Conforming Buildings or Structures. The Zoning Board of Appeals voted unanimously to grant the variance to rotate the NE Corner a minimum of 9' from the edge of the paved drive with Zoning Administrator Sandel working with them to establish that point. Applicant Catherine Rombouts 3469 Todd Road, 61-06-115-300-0001-07 requested a variance from Article VI, Section 6.04 Site Development Standards, Front Yard Setback. The Zoning Board of Appeals voted 3-2 to grant the variance per the drawing that was submitted with a 30' setback on the west line of the private street with the size of the building not to exceed 28' x 32'.
- Duck Creek Watershed - Trustee Rissi has resigned from the Duck Creek Watershed and Supervisor St. Amour asked Trustee Hampel if she would be interested in serving on that committee. Trustee Hampel will get back with Supervisor St. Amour in a few days with her decision.

OLD BUSINESS –

1. Buzz's Lakeside Inn - Supervisor St. Amour reported that a phone conversation took place with Zoning Administrator Sandel, Planning Chair Roesler, the Kaehler's (owners) of LSI, LSI Legal Counsel - Doug McNeil and Fruitland Township legal counsel - Kevin Even to discuss a possible solution to the expanded use of the patio that the Zoning Board of Appeals denied. The Planning Commission will discuss at their August meeting to set up a sub-committee for ideas going forward.
2. McMillan Road End Stairway - Muskegon Conservation District Quote -

Motion by Supervisor St. Amour, second by Treasurer Beegle, **ADOPTED**, to authorize the payment of \$4,351.67 to Muskegon Conservation District for the upgrades to the McMillan Road End stairway which replaces the motion from the Regular Meeting on April 21, 2014.

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 7-0**

NEW BUSINESS -

1. Cemetery Ordinance - Trustee Bard stated that since the work session, several additional items were reviewed in the ordinance and presented to Attorney Even for his review. More discussion at the August work session will take place.
2. Computerized Tax Roll Approval - Resolution 2014-13

FRUITLAND TOWNSHIP JULY 21, 2014 REGULAR MEETING MINUTES

WHEREAS, Act 112 of the Public Acts of 1990, approved by the Governor June 20, 1990 permits assessing officers to prepare a tax roll for use as a collection and accounting tool by the Fruitland Township Assessor and Fruitland township Treasurer that is prepared and maintained by a computer system and its software when the system and the procedures that are followed adhere to the requirements of Act 112 of 1990 and,

WHEREAS, the data processing used by Muskegon County and Muskegon County Equalization and the Muskegon County Treasurer’s office has been demonstrated to be compatible with the BS&A Tax Administration Program used by the Fruitland Township.

Motion by Treasurer Beegle, second by Trustee Rissi, **ADOPTED**, Resolution 2014-13 to authorize the use of a computerized database as the tax roll..

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

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

“**NAY**”: None

“**ABSENT**”: None

BE IT RESOLVED THAT, the Board of Fruitland Township, **ADOPTED**, Resolution 2014-13 approves the request for authority to use a computerized database as the tax roll and authorizes the Treasurer and Assessor to complete and sign the “Request for Approval of Computerized Tax Roll” form to be forwarded to the Michigan State Tax Commission and State Treasurer at a Regular Meeting of the Fruitland Township Board at 5:00 PM on Monday, July 21, 2014.

Karolyn Rillema, Clerk
Township of Fruitland

3. 1st Quarter Budget Amendments -

Motion by Clerk Rillema, second by Trustee Bard, **ADOPTED**, to authorize Clerk Rillema to make the 1st Quarter 2014-15 Budget Amendments as presented.

Roll Call Vote: Trustee Hampel **AYE**, Trustee Deur **AYE**, Trustee Rissi **AYE**, Clerk Rillema **AYE**, Treasurer Beegle **AYE**, Trustee Hampel **AYE**, Supervisor St. Amour **AYE** - **motion carried 7-0**

ACCT NUMBER	DESCRIPTION	REASON	AMOUNT	INCREASE/ DECREASE	OVER/UNDER BUDGETED
REVENUES					
FUND 101					
101-000-622.002	Zoning - PLZ	additional planning comm reviews	\$ 250.00	increase	under budgeted
101-000-643.000	Cemetery Lot Sales	additional lot sales	\$ 1,700.00	increase	under budgeted
101-000-659.000	Civil Infraction Fines	additional fines collected	\$100.00	increase	under budgeted
101-000-671.000	Other Revenues	Life Ring Funding, Postage	\$ 272.11	increase	under budgeted
			\$ 2,322.11		
FUND 101					
APPROPRIATIONS					
101-746-930.000	Repairs & Maintenance	Furnace Repairs/Remove Sand @ Pier	\$ 390.04	increase	under budgeted
			\$ 390.04		
FUND 140					
REVENUES					
140-000-575.000	Metro Authority Revenue	additional revenue received	\$330.66	increase	under budgeted
FUND 180					
REVENUES					
180-000-540.000	Donations	Community Building monthly collection	\$600.00	increase	under budgeted
FUND 990					
REVENUES					
990-000-664.000	Interest on Deposits	interest earned	\$38.20	increase	under budgeted

4. Tree Trimming (WRLS/Community Building) -

FRUITLAND TOWNSHIP JULY 21, 2014 REGULAR MEETING MINUTES

Motion by Supervisor St. Amour, second by Trustee Deur, **ADOPTED**, to authorize Supervisor St. Amour to hire Arbor Care Enterprises to do tree trimming at the Community Building in the amount of \$2,070.00.

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 7-0**

The board would like to hold off on the trimming at the WRLS so Supervisor St. Amour can gain additional estimates from other vendors.

5. Zoning Map Adoption -

Motion by Clerk Rillema, second by Trustee Deur, **ADOPTED**, to authorize Clerk Rillema to sign and place on file the updated Fruitland Township Zoning Map dated July 21, 2014.

Upon Voice Vote: **7 AYES** - **motion carried 7-0**

6. White River Light Station - National Register of Historic Places -

Motion by Clerk Rillema, second by Trustee Bard, **ADOPTED**, to authorize Supervisor St. Amour to write a letter to SPLKA stating that Fruitland Township is interested in the White River Light Station being nominated for the National Register of Historic Places.

Upon Voice Vote: **7 AYES** - **motion carried 7-0**

7. Nestrom Road/Bittersweet Drive/MCRC - Supervisor St. Amour met with a resident of Bittersweet Road concerned about the two-track portion of Nestrom Road's use for dumping of litter, speeding, drinking, etc. Residents in the neighborhood signed a letter dated July 14, 2014 requesting the closure of that area of road.

Motion by Trustee Deur, second by Trustee Bard, **ADOPTED**, to suspend for open floor comments from resident Dave Taghoun at 5:55 PM.

Roll Call Vote: Trustee Hampel **AYE**, Trustee Deur **AYE**, Trustee Rissi **AYE**, Clerk Rillema **AYE**, Treasurer Beegle **AYE**, Trustee Hampel **AYE**, Supervisor St. Amour **AYE** - **motion carried 7-0**

Mr. Taghoun stated that he picks up the litter every two weeks or so and is tired of doing so.

Motion by Clerk Rillema, second by Treasurer Beegle, **ADOPTED**, to close open floor comments at 5:58 PM.

Roll Call Vote: Trustee Hampel **AYE**, Trustee Deur **AYE**, Trustee Rissi **AYE**, Clerk Rillema **AYE**, Treasurer Beegle **AYE**, Trustee Hampel **AYE**, Supervisor St. Amour **AYE** - **motion carried 7-0**

Supervisor St. Amour stated that it is the MCRC's jurisdiction and polled the board on whether they would like it open or closed. The board favorably agreed to support the closing of that stretch of road for the safety and welfare of the community. Supervisor St. Amour will contact the MCRC Managing Director Hulka with our support to have them close it.

FRUITLAND TOWNSHIP JULY 21, 2014 REGULAR MEETING MINUTES

8. Board Comments - Trustee Deur received a phone call from G2, the consultant for Verizon Wireless, requesting information on the Wabaningo/Nestrom Road site for the tower placement for Phase I. Trustee Deur will contact Zoning Administrator Sandel to gain some historical information to relay back to the consultant on that parcel. Trustee Deur also asked for the boards input on how to handle the payment to Michigan State Extension Office for the registrants for the Citizen Planner Course scheduled for this fall. Trustee Deur stated that if at least 10 registrants were enrolled at the same time, a savings of \$45.00 per person could be taken. He will send out an email to all interested parties regarding registration and that completion of the course is necessary for the township to pay for the course. If someone doesn't complete, they will be responsible for reimbursing the township for the course cost. Supervisor St. Amour stated that notification from our Insurance Carrier regarding the grant we applied for to cover those registrants has not been received and is not due until the end of this month. Clerk Rillema stated that anyone that meets the criteria to receive an absentee ballot may contact her or Deputy Dion to receive an application and ballot for the August Primary. Trustee Hampel stated that the Fruitland Evangelical Covenant Church is holding the Blueberry Festival/Pancake Breakfast this coming Saturday, July 26.

ADJOURNMENT –

Motion by Trustee Rissi, second by Treasurer Beegle, **ADOPTED**, to adjourn the July 21, 2014 Regular Meeting of the Township of Fruitland at 6:12 PM.

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

Respectfully Submitted,

Karolyn Rillema, Clerk
Township of Fruitland