

**FRUITLAND TOWNSHIP BOARD  
REGULAR MEETING  
SEPTEMBER 16, 2013  
MINUTES**

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

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

**CALL TO ORDER** – Supervisor St. Amour called the Monday, September 16, 2013 Regular Meeting to order at 5:00 PM. The pledge of allegiance was recited a moment of silence was observed.

Trustee Hampel arrived at 5:05 pm.

**AGENDA** –

Motion by Trustee Bard, second by Trustee Rissi, **ADOPTED**, to accept the September 16, 2013 Regular Township Board Meeting Agenda.

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

**PUBLIC COMMENT** - Treasurer Beegle arrived at 5:15 pm.

- 1) Nancy Johnson, 2995 Scenic Drive - opposes McMillan Road End Ordinance change to allow alcohol.
- 2) Kathy West, 1117 Wilshire - opposes McMillan Road End Ordinance change to allow alcohol.
- 3) Dave Petersen, 3068 Scenic Drive - opposes McMillan Road End Ordinance change to allow alcohol and would like better signage delineating property lines.
- 4) Jan Schuler, 3119 Scenic Drive - opposes McMillan Road End Ordinance change to allow alcohol.
- 5) Dave Leonard, 3105 Scenic Drive - opposes McMillan Road End Ordinance change to allow alcohol.
- 6) Patti Groessl, 3105 Scenic Drive - opposes McMillan Road End Ordinance change to allow alcohol.
- 7) Lureen Mullally, 2925 Scenic Drive - opposes McMillan Road End Ordinance change to allow alcohol.
- 8) Jack LaGoe, 3119 Scenic Drive - opposes McMillan Road End Ordinance change to allow alcohol and would like to see the road end closed to the public.

**MINUTES** –

Motion by Clerk Rillema, second by Trustee Deur, **ADOPTED**, to accept the August 12, 2013 Work Session Minutes and August 19, 2013 Regular Meeting Minutes.

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

**RECEIPTS & DISBURSEMENTS –**

Motion by Treasurer Beegle, second by Trustee Bard, **ADOPTED**, to accept the Receipts of \$103,847.46 and Bank Balance and Certificate of Deposits of \$988,504.59 for the period of August 1, 2013 through August 31, 2013 as reported by Melissa Beegle, Fruitland Township Treasurer and approve General Fund 101 Disbursements in the amount of \$70,977.09 for the period of August 1, 2013 through August 31, 2013 as reported by Karolyn Rillema, Fruitland Township Clerk.

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

**ANNOUNCEMENTS/COMMUNICATIONS –** Supervisor St. Amour stated that the five township tire grant this past June collected over 4,000 tires with 1,075 tires from Fruitland Township. Supervisor St. Amour received a complaint of dog feces being prevalent along the pier on the walkway. He asked the Board for permission to investigate dog waste receptacles pricing and report back at a future work session. Supervisor St. Amour stated that he sent a letter declining our interest in the Lakewood Lot land swap to Ms. Schofield and Ms. Gramza. The White Lake Fire Authority has requested permission to hold their October Fire Prevention Open House at the Township Hall on October 10, 2013 instead of Fire Station #2 on Duck Lake Road for a larger venue for residents/community members to attend. The Board authorized Supervisor St. Amour to inform the White Lake Fire Authority of its permission.

**COMMITTEE/BOARD UPDATES –**

- White Lake Ambulance Authority – Supervisor St. Amour stated that his deposition was taken and that WLAA Director Dresen and WLAA Attorney Hughes depositions are scheduled in the near future.
- White Lake Fire Authority - Treasurer Beegle stated that the authority met on September 12, 2013. The policies and procedures and employee handbook amendments were approved and a cost recovery ordinance was adopted. The 2014 budget was reviewed and a public hearing on the 2014 budget is scheduled for September 19th. The next regular meeting is scheduled for November 7, 2013. Treasurer Beegle was tasked to obtain a copy of the policies and procedures and employee handbook for the board's review.
- Planning Commission -

Motion by Trustee Deur, second by Trustee Rissi, **ADOPTED**, to approve the Planning Commission Recommendations on Ordinance #122 regarding Article III General Provisions - Section 3.17 Excavations, Holes or Ponds; Article XIV Special Land Uses - Section 14.04 Special Land Use Specific Requirements; Article III General Provision - Section 3.34 Agriculture Uses; and Article XVII Signs - All Sections and instruct the Clerk to publish in the White Lake Beacon as required.

*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**

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- Duck Creek Watershed - Trustee Rissi stated that the group met September 10, 2013. Member Tom Tissue was unable to attend so no action was taken on the algae mat reported at the township work session that is of concern. Trustee Rissi did state that the algae mat is not e-coli but that a remedy is being sought to rid of such mat. They also continue to monitor the water flow at the delta. Duck Creek stream monitoring will take event on Saturday, September 28, 2013. Individuals interested in volunteering should arrive at Fruitland Township's parking lot at 9 AM.
- Zoning Board of Appeals - Clerk Rillema stated that there was no meeting held in August but made the recommendation to approve Judy Marcinkowski as a regular member and find another individual to serve as alternate.

Motion by Clerk Rillema, second by Trustee Bard, **ADOPTED**, to approve appointing Judy Marcinkowski as a regular member of the Zoning Board of Appeals term ending 3/31/2015.

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

- Fred Meijer Berry Junction Rail Trail - Supervisor St. Amour stated that as of the last FMBJRT meeting, the portion of funds leftover from the West Michigan Trails & Greenways Coalition may be able to be used as local match for the MDOT/MDNR grant monies with an extension of time to complete Phase III of the FMBJRT from McMillan Road in Dalton to M120 in North Muskegon. This is good news but he is awaiting the information in writing.
- Wireless Committee - Trustee Deur stated that discussion with Verizon Wireless regarding the potential placement of a cell phone tower in the township is in the investigative stage. A map of township owned land was provided to Verizon Wireless for a potential tower site.

### **OLD BUSINESS –**

1. Ordinance Enforcement – Supervisor St. Amour reported that Lorenson Road was sent a zoning compliance request letter, 3775 White Lake Drive/3980 McMillan Road/3839 Lakewood Road/2643 Duck Lake Road are all being monitored, and 6196 South Shore Drive has until the end of September to comply. He has added another address on River Road for a junk ordinance and Weber Road which may be ticketed for unlicensed vehicle.
2. Community Building Rental - Supervisor St. Amour still awaiting response from the White Lake Area Alcoholics Group of their review and signature on the proposed agreement.
3. Land Conservancy - Trustee Deur stated that the grant application for a potential easement was applied for and the West Michigan Land Conservancy is awaiting a response.

### **NEW BUSINESS –**

1. Township Office - Supervisor St. Amour stated that he is currently seeking quotes on the possibility of glass enclosure of the front lobby counter area. He also is researching the phase out of fluorescent T12 bulbs and the potential for savings rebate through Consumers Energy. He will report information as he receives it.

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2. Murray Road Project - Supervisor St. Amour stated that the project was sent out for quote on September 10. A public meeting is scheduled for September 26, 2013 at 6:30 PM here at the township hall to hear specifics on the project. Members of the MCRC will be in attendance to answer questions.
3. Brining - Supervisor St. Amour stated that no additional information on brining costs for 2013 were available. At this time, no second brining will be sought.
4. Board of Determination - Supervisor St. Amour stated that the Muskegon County Drain Commissioner received a petition for poor drainage and localized flooding on the Mason Drain. A Board of Determination is yet to be scheduled. When information becomes available, Supervisor St. Amour will alert the Board.
5. Fee Schedule Amendment - (amend by adding Certified copy charge - per page of \$10.00 and Electronic tax roll file of \$50.00.)

Motion by Clerk Rillema, second by Trustee Bard, **ADOPTED**, to amend Resolution 2013-17 to amend the Fee, Permit and Escrow Deposit Schedule at a Regular Meeting of Fruitland Township on September 16, 2013 at 5:00 PM.  
*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**

6. Uniform Water Ordinance Amendment - (amend water rate)

Motion by Clerk Rillema, second by Supervisor St. Amour, **ADOPTED**, Resolution 2013-18 to adopt amending Appendix B to the Water Ordinance of Fruitland Township.  
*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**

7. Board Comments - Trustee Deur stated that with the Marihuana laws still changing, that Attorney Even recommends holding off on any ordinance changes until the State of Michigan cleans up the Act. Trustee Rissi stated that Steve Coverly (Duck Creek Watershed) has scheduled a meeting with Steve Mark of Michigan's Adventure regarding the storm water run-off into Duck Creek. Clerk Rillema stated that the Montague-Whitehall Rotary Club provided documentation of our fireworks funding contribution in its September 3 & 10 newsletter. Clerk Rillema also stated that a representative from AFLAC presented benefit package(s) available to employees without any costs to Fruitland Township. All packages would be funded by employees through payroll deduction. The Board okayed for the AFLAC representative to speak to our employees for additional coverage. Treasurer Beegle stated that Anne Thomasma was appointed as her Deputy Treasurer and that 93% of summer tax was collected as of today's date.

**ADJOURNMENT –**

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Motion by Trustee Bard, second by Treasurer Beegle, ***ADOPTED***, to adjourn the September 16, 2013 Regular Meeting of the Township of Fruitland at 6:40 PM.

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

Respectfully Submitted,

Karolyn Rillema, Clerk  
Township of Fruitland