

**FRUITLAND TOWNSHIP
WORK SESSION
DECEMBER 9, 2019 MINUTES**

PRESENT: Trustee Hampel, Trustee Bard, Trustee Holman, Treasurer Beegle, Clerk Rillema and Supervisor Jeske

ABSENT: Trustee Cisneros

ALSO PRESENT: Attorney Kevin Even and (6) six interested parties

CALL TO ORDER: Supervisor Jeske called the December 9, 2019 Work Session of the Township of Fruitland Board to order at 10:00 AM at the township hall and led the pledge of allegiance.

AGENDA: Motion by Trustee Holman, second by Trustee Bard, **ADOPTED** to amend the December 9, 2019 work session agenda by adding under New Business – Administrative Subpoena.
Upon Voice Vote: 6 AYES, 1 ABSENT- motion carried

PUBLIC COMMENT: There was no public comment.

PARKS & RECREATION COMMISSION – Chairman Svensson was in attendance to speak about the Commissions' draft 2020-21 proposed Budget, Master Plan nearing completion for review, Results of the P&R Survey sent out this past summer and the Township Board's vision for Duck Lake Property in relationship to the P&R Commission's involvement. Although Chairman Svensson will be absent from the area for a couple of months, another member of the P&R Commission will be in attendance for upcoming questions and dialogue on the proposed budget.

NEW BUSINESS:

1. Administrative Subpoena – Supervisor Jeske addressed Mr. and Mrs. Jefferson Henry of 1832 W. River Road present in the audience with a brief synopsis of the failure to comply with the order entered on May 17, 2019, July 31, 2019 and Notice of Revocation of Occupancy Permit dated November 7, 2019. She issued ticket #485255 for violation of R54.02 – Township Ordinance – Dangerous Building and R110.1 – Use and Occupancy – requesting a formal hearing in District Court for order of enforcement. Board members asked if the Henry's were still occupying the home – he replied yes.

ANNOUNCEMENTS/COMMUNICATIONS: There were none.

UNFINISHED BUSINESS:

1. Nature Preservation Ordinance – Attorney Even prepared a rough draft of Article R61 – Nature Preservation Ordinance for the Duck Creek Natural Area which requires additional information to complete. Board members discussed uses and Attorney Even will continue drafting the ordinance for review at a future work session.
2. Order of Enforcement – 3980 W. McMillan Road – Supervisor Jeske shared the order of enforcement for Mr. Howe of 3980 W. McMillan Road from the District Court ordering the

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property into compliance of Ordinances' R45 and R46. The board would like a determination whether the property is compliant and if not, they tasked Supervisor Jeske to hire a contractor to bring the property into compliance and place a lien on the parcel.

CLOSED SESSION – For the purpose of consulting with our Attorney over a legal opinion and settlement strategy.

Motion by Trustee Bard, second by Trustee Holman, **ADOPTED**, to go into closed session for the purpose of consulting with Attorney Even over a legal opinion and settlement strategy at 11:46 AM.

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

CLOSED SESSION

Motion by Trustee Bard, second by Trustee Holman, **ADOPTED**, to come out of closed session at 11:57 AM.

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

BOARD COMMENTS/DISCUSSION: Supervisor Jeske stated that she met with Laketon Township Supervisor Arter regarding the Building Official contract and there is no room for adjustment in hours of service needed by Fruitland Township. She reached out to other municipalities and is finding a shortage of Building Inspectors for Muskegon County. She did have a conversation with Zoning Administrator Val Jensen who is licensed as a Building Official and is interested in filling that position for Fruitland Township. Mr. Jensen would require 80% of the building permit fees collected for his services. We currently pay a flat yearly fee to Laketon Township in the amount of \$19,800.00. Clerk Rillema shared the building department report dating back to 2002 showing a deficit in the building department which is consistent that activity in Department 371 shall not be self-sustaining according to the Uniform Chart of Accounts. The board would like Supervisor Jeske to move forward in having Attorney Even draft a contract with Mr. Jensen. Trustee Bard asked Trustee Hampel about the attendance at her last Trail Fundraiser. Trustee Bard also would like to see the audio sound system in the board room repaired. She has a contact that she will reach out to. Trustee Hampel stated that maybe a video projector would be nice. Attorney Even suggested a smart TV that can be integrated with the use of a computer/cell phone. Treasurer Beegle stated that the White Lake Fire Authority will be on the March 10 – Presidential Primary to re-seek the failed millage in November.

Motion by Trustee Holman, second by Trustee Bard, **ADOPTED**, to adjourn the December 9, 2019 Work Session at 12:15 PM.

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

Respectfully Submitted,
Karolyn Rillema, Clerk
Township of Fruitland