

**FRUITLAND TOWNSHIP BOARD
WORK SESSION
MARCH 9, 2010
MINUTES**

PRESENT: Trustee Bard, Trustee Binns, Trustee Bole, Clerk Rillema, Treasurer Hepler, Supervisor St. Amour

ALSO PRESENT: Attorney Eklund and (6) six interested parties.

CALL TO ORDER: Supervisor St. Amour called the Tuesday, March 9, 2010 Work Session of the Township of Fruitland Board to order at 4:00 PM at the Community Building.

AGENDA: Accept or amend the Tuesday, March 9, 2010 Agenda.

Motion by Trustee Binns, second by Trustee Bard, ***ADOPTED***, to accept the March 9, 2010 Work Session Agenda.

Upon Voice Vote: **7 AYES**

PUBLIC COMMENT: There was no public comment.

SPECIAL GUEST: Supervisor St. Amour introduced Captain Poulin of the Muskegon County Sheriff's Department. Also in attendance from the Muskegon County Sheriffs Department were Sergeant Brown and our PINS officer Deputy Ashker. Captain Poulin received a compiled list of questions from the Citizen's Advisory Law Enforcement Committee (CALEC) and prepared a written summary of incidents for Fruitland Township for 2009 in regards to our PINS program which is attached. All members of the CALEC (Trustee Bard, Herb Huch, Judy Marcinkowski, Kevin Even) were in attendance, asked several questions along with Board of Trustees and thanked the Muskegon County Sheriffs Department for their continued work in our township.

OLD BUSINESS:

Supervisor St. Amour asked to have old business item #7 moved to item #1 due to the Clerk having to leave early. All were in agreement.

1. 2010-2011 Updated Proposed Budget – Supervisor St. Amour stated that the budget is close to being finalized. Parks & Recreation Commissioner Shields has submitted additional budget requests to be discussed for both the Parks & Recreation Budget & Museum Budget. Supervisor St. Amour applauded the P&R Commission for their efforts to reduce expenses. They included: Parks & Rec (Dept 691) decrease in meetings to 12, zero part time wages, zero postage, zero supplies, decrease printing & publishing, decrease repairs & maintenance, zero life ring grant which should be a township board function, add new items: weather station and portable restrooms. The board discussed those requests and the items considered are: to decrease meeting pay, zero postage, zero supplies, decrease printing & publishing, decrease repairs and maintenance and zero life ring grant but keep as an active general ledger number. The request for no part time wage and new line items were denied as they are truly WRLS expenses. Museum (Dept 746) zero part time wages, decrease postage, increase supplies, decrease printing & publishing, decrease utilities and add new line item for security monitoring. The board discussed those requests and the items considered are: decrease postage, increase supplies, decrease printing & publishing, decrease utilities and

FRUITLAND TOWNSHIP MARCH 9, 2010 WORK SESSION MINUTES

add new line item for contracting to include: weather station and portable restrooms. Chairperson Duncan stated that the White Lake Association has agreed to offset the internet for the weather station by \$250.00. The request for no part time wage was denied. Commissioner Shields stated that they are going to do a better job at watching their expenses going forward and this new layout of the budget will help track expenses. Supervisor St. Amour asked the Parks & Rec to get quotes for the basement repairs which may need to be a capital improvement as soon as possible. Clerk Rillema will update the proposed 2010-2011 budget and a copy will be ready for Monday's Regular Meeting.

Clerk Rillema excused herself from the meeting at 5:00 PM.

Motion by Trustee Binns, second by Trustee Bard, **ADOPTED**, to suspend for a five minute break at 5:00 PM.

Upon Voice Vote: **6 AYES, 1 ABSENT**

Motion by Trustee Bole, second by Trustee Binns, **ADOPTED**, to unsuspend from a five minute break.

Upon Voice Vote: **6 AYES, 1 ABSENT**

2. 1562 Duck Lake Road – Attorney Eklund stated that there are two options: Circuit Court or District Court. Trustee Bole mentioned that another accessory building on River Road needs to be investigated. Supervisor St. Amour asked for a motion at the Monday Regular meeting to request the Planning Commission to research why the ordinance pertaining to accessory buildings was adopted and how it affects our township.
3. Channel Plaques – Supervisor St. Amour stated that he has received a request from Orville Smith to place memorial channel plaques at the White Lake Channel in memory of his grandson who drowned several years ago. Supervisor St. Amour asked each member of the Board of Trustees to look at the plaques which our at the township hall and will discuss this at the April Work Session. Supervisor St. Amour stated that this would fall under the Parks & Recreation Commissions jurisdiction.
4. 5623 Murray Road – Attorney Eklund stated that the appeal briefs were filed and the court date is scheduled for Monday, April 12, 2010 in front of Judge Hicks.
5. 2745 Lorensen Road – Attorney Eklund stated that the next scheduled court date is April 4, 2010 to get a progress report in which the property was to be cleaned up and pay \$500.00.
6. 3350 Bard Road – Attorney Eklund stated that the next scheduled court date is March 30, 2010 to get a progress report.
7. Condemnation Hearings – Supervisor St. Amour that the properties at 6106-245-003-0003-00 – 6168 & 6188 Murray Road – the bank has sixty days to finalize plans for the property, Nord Road – March 2010 update, Scenic Drive garage – and Scenic Drive house are in progress.
8. Community Building Drain – Supervisor St. Amour stated that Drain Commissioner Hepler should be starting the repair of the drain now that weather is favorable.

FRUITLAND TOWNSHIP MARCH 9, 2010 WORK SESSION MINUTES

NEW BUSINESS:

1. MTA Education Conference Update – Supervisor St. Amour, Clerk Rillema, Treasurer Hepler and Trustee Deur all attended the 2010 MTA Conference in Grand Rapids, MI, in January. Supervisor St. Amour, Treasurer Hepler and Trustee Deur gave brief overviews of some of the classes they attended and were pleased with the presentations.
2. Muskegon County Regional Water System Board (Funds) – Supervisor St. Amour stated that Muskegon County has a water fund with monies collected from our two water customers in the amount of approximately \$4,000.00. He will present a motion at the Monday Regular meeting to have the money transferred to Fruitland Township in a Restricted Fund. Trustee Bard questioned if that Fund could be used to cover the expenses for the flushing of the hydrants that we currently pay from Fund 130 and Trustee Deur thought that money needed to be available for debt services because of the bond. Supervisor St. Amour will research and report back to the Board of Trustees.
3. Muskegon County Drain Right-Of-Way Spray Program – Supervisor St. Amour stated that an invoice has been received from the Muskegon County Drain Commission in the amount of \$350.00 for our participation in the 2010 Drain Right of Way Spray Program. A motion will be presented at the Monday Regular meeting.
4. Computer Purchase – Treasurer Hepler stated that the computer used by employee Ericka DeCair is failing. IT Right has been contacted several times, the computer has been wiped, and additional memory has been rejected by the computer. She has received three quotes for three different computers under the cost of \$800.00 and will present a motion at the Monday Regular meeting to purchase a new computer for Ms. DeCair's use. Trustee Bole inquired on the age of the computer and questioned the use of the other three computers in the front office. Treasurer Hepler will research the age of Ms. DeCair's computer and report back.
5. Power washer Purchase – Supervisor St. Amour stated that the power washer is out of use and needs to be replaced. Maintenance employee Don Underwood has received two quotes. Supervisor St. Amour tasked Trustee Bole to work with Don Underwood and present his findings at the April Work Session.
6. 1845 Whitehall LLC – Request for Street Light – Treasurer Hepler stated that she has received a request from McCormick LLC for a street light to be special assessed. They are requesting one Luminaire which would cost approximately \$14 a month and a one time fee of \$100.00. This special assessment would be placed on their winter tax bill(s). Treasurer Hepler will prepare a Resolution for Monday's Regular meeting.
7. Dead End Sign Request – Supervisor St. Amour is requesting a dead end sign be placed on Simonelli Road off Duck Lake Road due to misinformation from GPS's showing that Simonelli Road is a continuous road with no breaks. He has received two complaints from service repairmen who have gotten stuck on this portion of Simonelli Road due to their GPS's showing it to be a continuous road. Supervisor St. Amour will prepare a motion for Monday's Regular meeting.
8. AzulStar Resolution – Trustee Deur has prepared a Resolution to support AzulStar for broadband coverage in Fruitland Township. The Citizens Advisory Wireless Committee

FRUITLAND TOWNSHIP MARCH 9, 2010 WORK SESSION MINUTES

continues to explore all areas to expand our broadband/wireless coverage and is in hopes that the Board of Trustees will pass this resolution to show its support. The Citizens Advisory Wireless Committee has received several other letters of support from other entities in the area. Trustee Deur will present this Resolution at the Monday Regular meeting.

9. Sell Old Leaf Vac – Treasurer Hepler would like to place the old leaf vac on Craig’s List and try to sell it. All members were in agreement to sell the leaf vac.
10. Board Comments – Supervisor St. Amour was contacted by a resident who is running for political office requesting the emails collected by e-news and the Citizen’s Advisory Wireless Committee for his personal use. Supervisor St. Amour asked Attorney Eklund if this information was available by FOIA. Attorney Eklund will research and advise Supervisor St. Amour. Condemnation Officer Jim Duncan has also requested to resign but is willing to stay on until a replacement officer is found. Supervisor St. Amour also stated that he severed the relationship with the Ordinance Enforcer and has a proposal to replace. Supervisor St. Amour suggested that we can re-advertise for the position or he thinks between him and the Zoning Administrator that the first and second warnings could be done in-house with letters and if further involvement with police enforcement was necessary, that our PINS Officer would be contacted. Supervisor St. Amour has not had an opportunity to discuss this with the Zoning Administrator but will do so before the April Work Session.
11. 2010-2011 Proposed Budget – Supervisor St. Amour stated that no additional changes other than those requests from the Parks & Recreation and Museum will affect the bottom line. Trustee Bole would like to see fourteen meetings budgeted for the Parks & Recreation Commission. Supervisor St. Amour reinstated the proposed changes for the Parks & Recreation and Museum
12. Township Property (Hunting) – Attorney Eklund stated that there are risks associated with everything the township does. It is not unusual for townships to allow hunting on property it owns, but that is not a good reason for Fruitland Township to allow it. It may help reduce your risk to prohibit hunting, but it would also reduce your risk to remove the life rings at the White Lake Channel. It appears that a risk/benefit analysis is necessary to make a decision.

ADJOURNMENT:

Motion by Treasurer Hepler, second by Trustee Bole, **ADOPTED**, to adjourn the Tuesday, March 9, 2010 Work Session of the Township of Fruitland at 6:05 PM.

Upon Voice Vote: 7 AYES

FRUITLAND TOWNSHIP MARCH 9, 2010 WORK SESSION MINUTES

02-14-2010

811 PINS REPORT - 2009

Complaints/Arrests/Warrants Issued/Felonies & Misdemeanors

- 1.) *How many criminal complaints were taken:* 133 reports
- 2.) *How many Misdemeanor complaints:* 76 reports
- 3.) *How many Felony complaints:* 57 reports
- 4.) *How many Warrants Issued:* 10
- 5.) *How many Felony Warrants issued:* 3
- 6.) *How many Misdemeanor Warrants issued:* 7
- 7.) *How many Arrests made:* 23
- 8.) *How many Misdemeanor arrests:* 18
- 9.) *How many Felony arrests:* 5

*Information is general in nature as RMS does not allow for breaking down cases by Misdemeanor or Felony. It also does not allow for determining if an event is dispatched as a felony or a misdemeanor. Therefore, the answers to the questions posed could only be based upon reports, not events.

Events for 2009 = 3,536 761

Parking Violations & Citations:

- 1.) *How many citations were issued for Parking Violations:* 29
- 2.) *How many citations were issued for Misdemeanor/Moving Violations:* 87
- 3.) A total of 116 citations were issued. RMS does not allow me to break it down between Misdemeanors and Moving Violations. **81 in Fruitland*

Other:

- 1.) *Is Deputy Ashker on permanent days off or rotating:* He works a rotating schedule of four days on, then 2 days off. This means that on a 7 day schedule, he works 5 days. His rotation repeats every 6 weeks. This results in him having a Saturday & Sunday off together, between 8 and 9 times a year (out of 52) depending on how the days fall.
- 2.) *What was the result of the ALI Grant:* See attached report
- 3.) *How many impounded vehicles for civil/parking violations:* 2
- 4.) *How much money was taken in as a result of Ordinances traffic violations:* I do not have access to that information.

*There are some slight variations in statistical data due to cases being updated by warrants being issued or arrests being made after the original statistics were compiled.