

**FRUITLAND TOWNSHIP BOARD
WORK SESSION
JANUARY 10, 2011
MINUTES**

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

ALSO PRESENT: Attorney Eklund and one (1) interested party.

CALL TO ORDER: Supervisor St. Amour called the Monday, January 10, 2011 Work Session of the Township of Fruitland Board to order at 10:03 AM at the township hall.

AGENDA:

Motion by Trustee Bard, second by Trustee Deur, ***ADOPTED***, to accept the January 10, 2011 Work Session Agenda.
Upon Voice Vote: 7 AYES

PUBLIC COMMENT:

- 1) Betsy Grein, 5780 Oak Tree Lane – Provided the Board of Trustees an article on hydraulic fracturing of oil wells and opposes the township to consider this practice with township land. She reviewed the proposed 2011-12 budget and opposes any pay increases, insurance premium fringe payments and stated that employees should pay for part of their health insurance premium. She was pleased to see that the budget included the Museum.

CONSENT AGENDA:

Motion by Supervisor St. Amour, second by Trustee Bard, ***ADOPTED***, to appoint Judy Marcinkowski as our representative to the White Lake Fire Authority.
Upon Voice Vote: 7 AYES

OLD BUSINESS:

1. 5623 Murray Road – Attorney Eklund stated that no information has been received on the appeal.
2. Ordinance Enforcement –
 - 1490 W. Duck Lake Road – Supervisor St. Amour stated that a registered letter was sent to Mr. Miller explaining in detail what needs to be cleaned up.
 - 3350 Bard Road – Deputy Jake Ashker has been asked to contact Mrs. Pyle regarding the boats that were to be removed by November 1, 2010.
 - 4540 Weber Road – Attorney Eklund stated that a hearing is scheduled for January 14, 2011 to hear the defendant's case.
 - 6196 S. Shore Drive – Supervisor St. Amour stated that Zoning Administrator Sandel looked at this address and it appears to be in compliance with the home occupation ordinance.

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3. Sale of Township Land – Supervisor St. Amour stated that he has postponed the tour of land until the weather is more favorable with the Land Conservancy.
4. Parks & Recreation Commission – Supervisor St. Amour stated that he is awaiting the MCRC recommendations on signage and that the MCRC is willing to remove the sand for the additional parking near Marcus Park. Trustee Binns stated that Chairman Jim Duncan resigned from the Commission effective the end of January 2011. The Commission passed a motion to appoint Laura Shields as the new Chair until offices are re-elected in April 2011. The Board of Trustees has 45 days to appoint a replacement to the Commission. Supervisor St. Amour asked if any one had names of individuals for the vacancy to forward on to him. Supervisor St. Amour will place an article in e-news to advertise the vacancy. Supervisor St. Amour stated that Commissioner Shields called and said that Brian Mullnex offered to speak to the Board of Trustees regarding a potential disc golf site in Fruitland Township. Discussion amongst the Board resulted that there is no interest at this time for such a site and requested Supervisor St. Amour write a letter to the Parks & Recreation Commission stating such.
5. Rental Property Ordinance – Attorney Eklund apologized for not having the ordinance prepared but will have it ready for review for the Monday Regular meeting.
6. 2011-12 Proposed Budget Discussion – Supervisor St. Amour highlighted the areas of proposed revenues. Supervisor St. Amour also stated that he is proposing a 3% increase for all elected officials/employees and \$5.00 more a meeting for elected officials/commissions/boards/secretaries. Supervisor St. Amour stated that he has requested from the insurance carrier quotes for increased liability insurance coverage. Discussion amongst the board was lengthy regarding the proposed 3% increase and more discussion to come in the following months. Supervisor St. Amour received a suggested work plan for the asset management of roads from the MCRC. Supervisor St. Amour will ask the Board if it agrees with the principle of this work plan of approximately \$310,000.00 of Fund 120 dollars for 2011-12 road projects at the Monday Regular meeting.

Motion by Trustee Bard, second by Treasurer Wilks, **ADOPTED**, to suspend for a brief recess at 11:45 AM
Upon Voice Vote: 7 AYES

Motion by Trustee Bole, second by Trustee Bard, **ADOPTED**, to unsuspend from the recess at 11:50 AM.
Upon Voice Vote: 7 AYES

7. Moratorium – Medical Marihuana – Trustee Deur stated that the Planning Commission recommends that the Township Board enact a moratorium on medical marijuana. Attorney Eklund has reviewed the moratorium ordinance and states that once adopted, review should continue to secure a final ordinance to be adopted within the time limit allowed.
8. McMillan Road End – Supervisor St. Amour stated that the time has come to make a decision on the road end. The options available at this time are to do nothing, return the donated money in the amount of approximately \$1400.00 due to the raising of \$6000.00 for a match grant was not received, open it up as is and adopt an ordinance to enforce. Trustee

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Deur inquired about the match grant and stated that he thought the Citizen's Advisory Committee received a lower quoted amount from Jeff Auch to complete a log stairway at a cost approximately \$1500.00. Supervisor St. Amour was tasked to contact Mr. Auch and discuss this additional stairway project which the Board of Trustees seemed favorable.

9. International Fire Code – Supervisor St. Amour stated that he is awaiting the recommendations from Zoning Administrator Sandel and Zoning Coordinator Dion for any proposed amendment language to the appendices of the 2009 International Fire Code which is going to be discussed by the White Lake Fire Authority for possible adoption.
10. Security Camera Monitor – Trustee Bole was tasked with obtaining a quote for a monitor for the security camera system that was recently purchased.

NEW BUSINESS:

1. Riverside Exploration – Supervisor St. Amour stated that of the 448.8 acres within the property behind the Fire Barn/Maintenance Garage deemed of interest by Riverside Exploration, only 404.8 acres have sole Fruitland Township mineral rights as 40 acres have State of Michigan mineral rights. The contract would pay an initial \$20.00 an acre with 1/8 royalty payments if minerals are located. Many questions amongst the Board of Trustees led to task the Supervisor to do some research and question answering from Riverside Exploration.
2. 3rd Qtr 2010-2011 Budget Amendments – Clerk Rillema provided the Board of Trustees with a listing of budget amendments for the end of the 3rd quarter and stated that a motion will be prepared for the Monday Regular meeting to approve those amendments.
3. Township Hall Shelving – Resolution for Scout Zach Balzer – Clerk Rillema stated that a resolution has been prepared thanking Eagle Scout Candidate Zach Balzer for his accomplishment on the building of the shelves for Fruitland Township. She will be inviting Zach to the Monday Regular meeting.
4. Burn Permits – Supervisor St. Amour received a letter from Muskegon County Public Health Officer Kenneth A. Kraus stating that they have suspended the administration and enforcement of the open burning permitting process that the County has utilized for almost 40 years. Supervisor St. Amour has asked the White Lake Fire Authority for its recommendations going forward for the permitting process and enforcement of such permits. Both Treasurer Wilks and Supervisor St. Amour will advise the Board of Trustees the WLFA's recommendations.
5. Book Purchase – Clerk Rillema stated that Building Official Siegel recommends that Fruitland Township purchase the 2009 International Existing Building Code in the amount of \$60.00, the 2009 Michigan Residential Code in the amount of \$102.00 and the 2009 Michigan Building Code in the amount of \$124.50. A motion will be prepared for the Monday Regular meeting.
6. Board of Review Training – Clerk Rillema stated that a motion will be prepared for the Monday Regular meeting to authorize Donald Lundquist, Kathleen Nearanz and David

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Reynolds to attend a Board of Review Training in the amount of \$30.00 hosted by the Muskegon Equalization Department.

7. Board Comments – Clerk Rillema stated that two elections are scheduled at this time for 2011, one in May and one in November. She also received the agreement with the City of Whitehall for winter storage of caskets and asked for permission to sign. The Board of Trustees okayed the signing of such agreement.

ADJOURNMENT:

Motion by Treasurer Wilks, second by Trustee Bole, ***ADOPTED***, to adjourn the Monday, January 10, 2011 Work Session of the Township of Fruitland at 12:35 PM.

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

Respectfully Submitted,

Karolyn Rillema, Clerk
Township of Fruitland