

**FRUITLAND TOWNSHIP BOARD  
WORK SESSION  
NOVEMBER 8, 2010  
MINUTES**

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

**ALSO PRESENT:** Attorney Eklund and three (3) interested parties.

**CALL TO ORDER:** Supervisor St. Amour called the Monday, November 8, 2010 Work Session of the Township of Fruitland Board to order at 10:02 AM at the township hall.

**AGENDA:**

Motion by Trustee Binns, second by Trustee Bard, **ADOPTED**, to accept the November 8, 2010 Work Session Agenda.

*Upon Voice Vote:* **7 AYES**

**PUBLIC COMMENT:**

1. Lee Holly, 6820 South Shore Drive – Dr. Holly provided the Board of Trustees with information regarding the formation of a group to discuss the potential of a “Duck Lake Community Zone” for the area surrounding Duck Lake.
2. Cheri Hentschel, 1433 Lakewood Rd – Would like the Board of Trustees to reconsider allowing hunting on the Lakewood Property. Supervisor St. Amour tasked the board members to drive through the area and make an assessment for the Monday Regular meeting.
3. Fay Tellam, 4387 Winterwood Shores – Inquired if the agreements regarding use of Marcus Park would be discussed today. Supervisor St. Amour advised Mrs. Tellam that they had not been forwarded to the Board of Trustees yet.

**COMMUNICATIONS:** Supervisor St. Amour received an email from Terry Pepper of the Great Lakes Lighthouse Keepers Association with his hesitance to get involved with talks on the White River Light Station but did mention that if the lighthouse was transferred or leased to a 501(c) 3 organization, his group would be interested in sharing their experience regarding operation. Supervisor St. Amour received an interest from a 501(c) 3 organization which would like a first right of refusal for the White River Light Station. At this time, the Board of Trustees will not entertain such an agreement. A copy of a letter from the Friends of the White River Light Station to its members was received regarding recent conversations for future funding of the WRLS. Communication from Jerry Rumps requesting a retraction of information in the E-news dated 10-21-10 and a response from Attorney Eklund stating that there is no reason to correct or retract any of the statements was included. Supervisor St. Amour received a communication from Betsy Grein asking if the Parks & Recreation Commission had authority to give jurisdiction of the WRLS to the Board of Trustees. A response from Attorney Eklund stating it was okay was shared with the Board of Trustees. A copy of the survey regarding Duck Lake/Marcus Park along with comments was shared. A thank you from the White Lake Senior Center for our donation was received. Supervisor

## FRUITLAND TOWNSHIP NOVEMBER 8, 2010 WORK SESSION MINUTES

St. Amour shared a blurb from the latest MTA newsletter that stated that 85% of millage proposals in the November election were passed. Approximately 60% of those being first time road millage proposals. Supervisor St. Amour received a letter from the National Abuse Council for a *Shake the Can* fundraiser requesting permission to solicit funds at street corners in our township. Supervisor St. Amour will seek insight from the MCRC regarding jurisdiction and authorization.

### NEW BUSINESS:

1. Hunting Ordinance (Lakewood Lots) – Supervisor St. Amour tasked the board members to drive by this area to discuss at the Monday regular meeting if a change to the ordinance to allow hunting in the Lakewood lots is applicable.

2. Citizens Advisory Residential Rental Committee –

Motion by Trustee Bard, second by Trustee Binns, **ADOPTED**, to unsuspend for open floor discussion with Steve Nagengast.

*Upon Voice Vote: 7 AYES*

Steve Nagengast reported that Fruitland Township does have to regulate residential rental homes by the adoption of the State of Michigan Acts 230 and 245 by Fruitland Township some time ago. Procedures for implementation will be drafted by Steve Nagengast and presented to the Board of Trustees for review. Steve Nagengast will contact our Building Official Rod Siegel for further details. The Board of Trustees thanked Steve for his continued work on this matter.

Motion by Trustee Binns, second by Trustee Bole, **ADOPTED**, to suspend the open floor discussion.

*Upon Voice Vote: 7 AYES*

New business is continued after Old Business #6.

### 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 – Attorney Eklund stated that a request for a 30 day adjournment for the November 2 court hearing was requested. Supervisor St. Amour stated that Mr. Meyers has started some cleanup and has conveyed to Mr. Meyers that a 30 day extension would be requested.
  - 1424 W. Duck Lake Road (follow up) – Mr. Freeman has removed the insulation and truck chassis and is no longer in violation.
  - 3350 Bard Road (follow up) – Supervisor St. Amour stated that he will contact Ms. Pyle regarding the boat that needs to be removed from the property to no longer be in violation.

## FRUITLAND TOWNSHIP NOVEMBER 8, 2010 WORK SESSION MINUTES

- *4540 Weber Road (follow up)* – Supervisor St. Amour stated that he has received several complaints about the ongoing garage sale at the address. Deputy Ashker has written a ticket as Mrs. Ball has been erratic with statements and allegations for the junk ordinance.
3. White River Light Station –
    - *Audit/Procedural Recommendations – Security Camera* – Treasurer Wilks stated that the WASP software program appears to be working correctly and that the discrepancies of dollars received compared to the general ledger were due to incorrect dates of reporting. Suggestion of the addition of camera(s) were discussed as another measure for security at the WRLS.
    - *Grants/Other Off-Season Activities* – Supervisor St. Amour will be meeting with Curator McDonnell to discuss potential grants and off season activities such as updating the deeds of donations/items on loan at the WRLS, artifact inventory and merchandise inventory.
    - *Interested Party* – Supervisor St. Amour stated that he had received a visit from an interested 501(c) 3 organization whom wanted preliminary information on the WRLS. At this time, the group wishes to remain unknown until they have a chance to look over information on the WRLS.
  4. Sale of Township Land – Supervisor St. Amour has made contact with Mr. Ladd of the Land Conservancy of West Michigan. A date to tour the acreage off Duck Lake Road is to be determined.
  5. Parks & Recreation Commission
    - *Request for additional parking on Scenic Drive* – Supervisor St. Amour has made contact with Managing Director Hulka of the MCRC and is awaiting a phone call back from Highway Engineer Paul Bowman regarding this topic.
    - *Master Plan* – Trustee Binns reported that the Parks & Recreation Commission reviewed the additions/deletions to their master plan. Feedback from the Parks & Recreation Commission was quite controversial regarding certain additions to the master plan, i.e.; road ends, WRLS. The Board of Trustees instructed Supervisor St. Amour to send communication to the commissioners of the Parks & Recreation Commission asking for two members of their commission to meet with Trustee Deur and Trustee Binns to discuss the additions/deletions.
    - *Frisbee Golf* – Trustee Binns stated that the Parks & Recreation Commission passed a motion to forward a request of a potential Frisbee golf site to the Board of Trustees. At this time, the Board felt this was should be reviewed by the Parks & Recreation Commission as it is a recreational issue. The Board of Trustees tasked Supervisor St. Amour to convey that to the Parks & Recreation Commission.
  6. ISO Rating (WLFA) – Treasurer Wilks stated that at this time, Fruitland Township has not been issued a new rating. Once the dry hydrants are installed, a ISO rating will be sought by the White Lake Fire Authority.

### **NEW BUSINESS: (continued)**

3. Yard Sale Ordinance – Supervisor St. Amour received an email requesting a restriction on yard sales. The current ordinance allows for an owner/occupant of the principal single-family dwelling to be entitled to hold two (2) garage/basement/yard sales per calendar year

## FRUITLAND TOWNSHIP NOVEMBER 8, 2010 WORK SESSION MINUTES

not to exceed a maximum of three (3) consecutive days per sale. The Board of Trustees were in agreement that the current ordinance is sufficient.

4. Policies & Procedures –
  - *Computer Use Policy* – Trustee Bole & Trustee Deur prepared a computer use policy for review. After review, correction of a few minor grammatical changes and the addition of employees supplying the System Administrator with passwords and/or encryption keys to access files, Supervisor St. Amour will put forth a motion at the Monday regular meeting for adoption of such policy.
  - *Meritorious Conduct Policy* – Clerk Rillema stated that in our policies and procedures for employee recognition, it does not allow the board of trustees to recognize meritorious conduct by giving employee compensation time and she would like to be able to recognize meritorious conduct for employee Sally Dion. Sally has worked for Fruitland Township and served our residents for over ten years. Sally is an employee who is deserving of some compensation time. Supervisor St. Amour and Clerk Rillema will work together on language and a motion will be prepared for the Monday regular meeting for adoption of such language change in the policy.
5. Eagle Scout Shelving Project – Treasurer Wilks received from candidate Eagle Scout Zach Balzer two quotes from Weber Lumber and The Home Depot for material to construct shelving in the township basement. Trustee Bole would like to have Lowe’s Home Improvement also quote the material. Treasurer Wilks will seek a quote from Lowe’s Home Improvement and a motion will be prepared for the Monday regular meeting to authorize the purchase of the material.
6. Fred Meijer Berry Junction Rail Trail Agreement – Supervisor St. Amour stated that the MCRC grant agreement between Dalton and Fruitland Township needs to be signed that will authorize the Muskegon County Road Commission to be project engineer for both townships while completing Phase I of the Fred Meijer Berry Junction Rail Trail. This agreement is a promise to pay for services rendered which will come from the MDOT grant and West Michigan Trails & Greenways Fred Meijer grant. Two other grants have been applied for at this time through the Wege Foundation and the Frye Foundation. Attorney Eklund will review the agreement and if no issues are found, a motion will be prepared for the Monday regular meeting for approval to have the Supervisor and Clerk sign the agreement.
7. Planning Commission Recommendation – Trustee Deur stated that the Planning Commission approved the language change to Accessory Building and Uses, Section 3.08, Item G, numbers 1 and 2. A motion will be prepared for the Monday regular meeting to approve the recommendation of the Planning Commission for this language change.
8. Board Comments – Clerk Rillema stated that the November 2, 2010 Election was held with fewer complications than the August Primary. Clerk Rillema reported that she chose to sign the unilateral form with Merit Network, Inc. which requires a review every five (5) years for a fifteen (15) year period. The form was sent on October 22, 2010. An audit of our workers compensation policy was recently performed. Clerk Rillema stated that the audit showed that our premium is too high. A reimbursement check in the amount of \$5,275.00 was

FRUITLAND TOWNSHIP NOVEMBER 8, 2010 WORK SESSION MINUTES

issued. Our new premium will be approximately \$1,900.00 for a year versus \$7,800.00. Clerk Rillema also stated that our payroll firm of ADP reported inaccuracies once again on our UIA form 1017. Corrections have been made and no charges will be occurring for payroll services through year end 2010. Trustee Deur will forward the name of another payroll company he recently learned of to Clerk Rillema for her review. Supervisor St. Amour stated the difficulties of securing help from the jail and KPEC are due to the more stringent criteria to allow prisoners out for community service. He will put forth a motion to authorize the hiring of a seasonal maintenance employee for up to 80 hours at \$10.00/hour at the Monday regular meeting to help Don Underwood perform the fall cleanup needed before snowfall.

**ADJOURNMENT:**

Motion by Treasurer Wilks, second by Trustee Bole, ***ADOPTED***, to adjourn the Monday, November 8, 2010 Work Session of the Township of Fruitland at 11:55 AM.

*Upon Voice Vote: **7 AYES***

Respectfully Submitted,

Karolyn Rillema, Clerk  
Township of Fruitland