

**FRUITLAND TOWNSHIP BOARD
WORK SESSION
MAY 12, 2014
MINUTES**

PRESENT: Trustee Hampel, Trustee Bard, Trustee Deur, Treasurer Beegle, Clerk Rillema, Supervisor St. Amour

ABSENT: Trustee Rissi

ALSO PRESENT: Attorney Even and (0) zero interested parties.

CALL TO ORDER: Supervisor St. Amour called the Monday, May 12, 2014 Work Session of the Township of Fruitland Board to order at 10:00 AM at the township hall.

AGENDA:

Motion by Trustee Bard, second by Trustee Deur, **ADOPTED**, to accept the May 12, 2014 Work Session Agenda.

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

PUBLIC COMMENT:

- 1) Dr. David Leonard, 3105 Scenic Drive - opposes allowing alcohol on township property.
- 2) Marjorie Jones, 3075 Scenic Drive - oppose allowing alcohol at McMillan Road End.
- 3) Jack LaGoe, 3119 Scenic Drive - opposes allowing alcohol at McMillan Road End and would like township to sell it.
- 4) Dan DeVol, 2173 Scenic Drive - opposes allowing alcohol at McMillan Road End.
- 5) Patricia Groessl, 3105 Scenic Drive - opposes allowing alcohol on township property. Furnished the Board of Trustees with a petition with forty one (41) signatures, comments received by the public and a sample Sport Parent Code of Conduct which she referenced is used by White Lake Little League that uses Nestrom Road Park Ball field.

ANNOUNCEMENTS: Supervisor St. Amour stated that the White Lake Fire Authority has approved up to \$20,000.00 to improve the launch at the end of Dock Road. The Authority is working with the Muskegon County Road Commission to gain details on the road end and any agreements in place with the Driftwood Condominium Association. The improvement would let the Authority launch jet skis, small boats and hovercraft and be gated off to not allow the public launch anything more than hand carried water crafts. The Five Township Tire Collection event is scheduled for May 31, 2014 in Laketon Township at Mullally Park from 9:00 AM - 2:00 PM. Trustee Hampel & Trustee Deur volunteered to work this event along with Treasurer Beegle and Supervisor St. Amour.

OLD BUSINESS:

1. Ordinance Enforcement – Supervisor St. Amour stated that 3980 McMillan Road continues efforts on cleanup and will be coming off the list, 2643 Duck Lake Road continues efforts on cleanup, 3775 White Lake Drive will be issued a ticket by Deputy Ashker for unlicensed cars, 5110 Orshal Road is being evicted, 3323 Worden Road will be issued a ticket by Deputy Ashker, 3839 Lakewood Road received a seven day warning, 5992 Lorenson Road is being evicted, 5700 Michillinda Road has a caved in shed that has been reported to

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Building Inspector Siegel, 1490 Duck Lake Road will issued a ticket by Deputy Ashker and 4565 Lorenson Road will be issued a ticket by Deputy Ashker and 4503 Michillinda had two pit bulls removed and is being monitored for junk.

2. Snow Day Policy - Treasurer Beegle and Trustee Deur shared the thought process behind the snow day policy. Discussion of adding language that scheduled employees will receive administrative pay for the two hour delay and clarification that closing is not only for AM but could be for PM if adverse weather is present will be added to the policy for adoption at the Monday Regular Meeting.
3. Brining - Supervisor St. Amour stated that he has contacted another brine vendor, D & B Brine, Inc. which has quoted the same amount of brine and mileage for our gravel roads at a lower price than Muskegon County Road Commission of nearly \$4,000.00. He has spoken to several other township Supervisors who use this firm, all of whom who seem satisfied with past service. Supervisor St. Amour cautioned the Board of Trustees that he is fearful of switching from the MCRC because of prepping of road scheduling and other repairs/maintenance that are received from the MCRC. Frustration by several members of the Board of Trustees regarding inadequate invoicing and pricing justifications were mentioned.

NEW BUSINESS:

1. Alcohol on Township Property - Trustee Hampel stated that she would like us to change back to no alcohol usage on township property as it was last fall as many residents are concerned about potential misuse of township property and grounds. Trustee Deur stated that when he voted last fall to allow he did not take into consideration many of the concerns raised by folks in the community and would like to see it changed also. He indicated that he believes if any board members lived near a road end where alcohol was allowed, and if they experienced the same type of noise and trespassing that McMillan Road End neighbors have experienced, they would feel differently about allowing alcohol. Likewise, he suggested that, just as with requests which are submitted to ZBA for zoning variances, the concerns of the closest neighbors should be given more weight in this debate. Trustee Bard is concerned that the residents that live near the McMillan Road End are unwilling to solicit 911 assistance and expect the township staff to enforce. The township staff does not have the manpower to do such. Clerk Rillema is neutral about whether to allow or not allow alcohol. Many local residents in the area enjoy walking down to the McMillan Stairway and have a glass of wine. She asked those residents in the audience if they would call 911 to make a complaint under those circumstances? One reply was "no, that's different". Alcohol is alcohol. She also stated that if the White Lake Little League does oppose our park ordinance then we should consider changing to distract them from not using our park for community ball games. Treasurer Beegle and Supervisor St. Amour stated that they would like the summer season to continue as is and monitor the issue. Supervisor St. Amour felt that if he did a straw poll that it would be positive to postpone and monitor for the season.
2. White Lake Ambulance Authority - Trustee Bard and Trustee Deur attended the last White Lake Ambulance Authority as members of the public to ask questions of the proposed 2014-15 WLAA Budget. Supervisor St. Amour was unable to attend as our representative. Several questions were asked by Trustee Deur and Trustee Bard during the public hearing comment period which were answered by Director Dresen and Chair Atchison that the

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budget was already adopted and that Supervisor St. Amour had the answers to those questions. The inability of transparency of the Authority is becoming overwhelming of which many decisions are being made outside of the monthly meeting. Attorney Even will be consulted.

3. Verizon Wireless Tower - Trustee Deur stated that Verizon's attorney is needs to speak to Attorney Even to continue moving forward on the potential tower agreement.
4. State of Michigan Department of Licensing and Regulatory Affairs/McMillan Road End Stairs - Supervisor St. Amour stated that Attorney Even has requested a 30 day extension to the State of Michigan to review the requested information with Building Official Siegel.
5. Board of Comments – Trustee Deur inquired if the township was going to submit any written comments on the Army Corp of Engineers Public Notice for applicant LSI Real Estate LLC to install a floating dock, finger piers, mooring buoys and a swim raft and relocate an existing pier. Clerk Rillema stated that she sent a FOIA requesting from the Army Corp of Engineers requesting any prior permits for such resort at 5700 Scenic Drive. A response is not expected for 30 days. Attorney Even wrote a letter to the Army Corp of Engineers requesting an extension for comment period due to the FOIA not being received within the public comment deadline. On another item, Zoning Administrator Sandel has written a letter to LSI Real Estate LLC for a possible expansion of the prior use for a patio at the resort. Attorney Even was not present to make any comments.

ADJOURNMENT:

Motion by Treasurer Beegle, second by Trustee Bard, ***ADOPTED***, to adjourn the Monday, May 12, 2014 Work Session of the Township of Fruitland at 11:30 AM.

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

Respectfully Submitted,

Karolyn Rillema, Clerk
Township of Fruitland